



Full Commission Meeting Agenda Update

Thursday, December 15, 2016
7:00 PM

Location:

Municipal Office Building
701 N 7th Street, Lobby
Kansas City, Kansas 66101
Commission Chambers

<u>Name</u>	<u>Absent</u>
Mayor Mark Holland	☐
Commissioner At-Large Dist. 1 – Melissa Bynum	☐
Commissioner At-Large Dist. 2 – Hal Walker	☐
Commissioner Gayle E. Townsend	☐
Commissioner Brian McKiernan	☐
Commissioner Ann Brandau-Murguia	☐
Commissioner Harold Johnson	☐
Commissioner Mike Kane	☐
Commissioner Angela Markley	☐
Commissioner James Walters	☐
Commissioner Jane Philbrook	☐

SERGEANT-AT-ARMS: CAPTAIN MICHAEL VIVIAN

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. INVOCATION GIVEN BY REVEREND KEN NETTLING, FAITH LUTHERAN CHURCH**
- IV. PLEDGE OF ALLEGIANCE**
- V. REVISIONS TO DECEMBER 15, 2016 AGENDA
BLUE SHEET**

VI. MAYOR'S AGENDA

Item No. 1 - RESOLUTION: REAPPOINTMENT OF JUDGE NICHOLS-BRAJKOVIC

Synopsis: A resolution reappointing Brandelyn Nichols-Brajkovic as Municipal Court Judge of Division 2 for a four-year term, submitted by Ken Moore, Chief Counsel.

Tracking #: 16922

Item No. 2 - APPEARANCE: 20/20 LEADERSHIP STUDENTS

Synopsis: Appearance of 20/20 Leadership students from Turner, Bonner Springs, and Piper to thank the Commissioners and Mayor for their support of grants from the Hollywood Casino, submitted by Racheal Botello, Mayor's Office.

Tracking #: 16921

VII. CONSENT AGENDA

(Anyone wishing to speak about a particular item on the Consent Agenda must notify the Mayor when he asks if there are any “set-asides” on the Consent Agenda. Your item will then be discussed and voted on separately. All remaining items on the Consent Agenda are viewed as a single group and voted on with one vote.)

Item No. 1 - GRANT: HEALTH CARE FOUNDATION OF GREATER KANSAS CITY

Synopsis: Request to accept a grant, if approved, from the Health Care Foundation of Greater Kansas City for \$61,383, submitted by Terry Brecheisen, Health Department Director. The grant would fund a breast health patient navigator with an emphasis on African American women to help eliminate barriers to timely cancer screening, diagnosis, treatment and supportive care. No match is required.

On November 28, 2016, the Administration and Human Services Standing Committee, chaired by Commissioner Markley, voted unanimously to approve and forward to full commission.

Tracking #: 16872

Item No. 2 - ORDINANCE: AMEND CHAPTER 23, MUNICIPAL COURT CODE

Synopsis: An ordinance amending Chapter 23, Municipal Court Code, submitted by Jenny Myers, Senior Attorney. This amendment will allow for the county administrator to assess an appropriate diversion fee when necessary.

*On November 28, 2016, the **Public Works and Safety Standing Committee**, chaired by Commissioner Bynum, voted unanimously to approve and forward to full commission.*

Tracking #: 16885

Item No. 3 - ORDINANCE: AMEND CHAPTER 22, OFFENSES, AND CHAPTER 4, ALCOHOLIC BEVERAGES

Synopsis: An ordinance amending Chapter 22, Miscellaneous Provisions and Offenses, and Chapter 4, Alcoholic Beverages, submitted by Jenny Myers, Senior Attorney.

*On November 28, 2016, the **Public Works and Safety Standing Committee**, chaired by Commissioner Bynum, voted unanimously to approve and forward to full commission.*

Tracking #: 16886

Item No. 4 - ORDINANCE: AMEND CHAPTER 35, TRAFFIC CODE

Synopsis: An ordinance amending Chapter 35, Traffic Code, submitted by Jenny Myers, Senior Attorney.

*On November 28, 2016, the **Public Works and Safety Standing Committee**, chaired by Commissioner Bynum, voted unanimously to approve and forward to full commission.*

Tracking #: 16883

Item No. 5 - MINUTES

Synopsis: Minutes from regular session of November 3, 2016; and special sessions of November 5, 17, and December 1, 2016.

Tracking #: MINUTES

Item No. 6 - WEEKLY BUSINESS MATERIAL

Synopsis: Weekly business material dated December 1 and 8, 2016.

Tracking #: WEEKLY BUSINESS MATERIAL

VIII. ADMINISTRATOR'S AGENDA

Item No. 1 - INFORMATION: VILLAGE WEST STAR BOND PAYOFF

Synopsis: Information regarding the community benefits from the retirement of the Village

West STAR bonds, submitted by Doug Bach, County Administrator.

For information only.

Tracking #: 16925

IX. PUBLIC HEARING AGENDA

Item No. 1 - ORDINANCE: NEW STAR BOND DISTRICT (PART OF AMERICAN ROYAL PROJECT)

Synopsis: Conduct a public hearing to consider an ordinance creating a STAR Bond District associated with the American Royal proposal, submitted by George Brajkovic, Economic Development Director. The proposed district includes approximately 373 acres of undeveloped ground bounded by Parallel on the north, 110th St. on the east, State Ave. on the south, and generally 118th St. on the west. The proposed district also contemplates an "overlay" area which encompasses existing developments including Piper Plaza and Plaza at the Speedway.

On October 27, 2016, the commission unanimously adopted Resolution No. R-78-16 setting the public hearing date.

Tracking #: 16923

Item No. 2 - RESOLUTION & ORDINANCE: US SOCCER NATIONAL TRAINING CENTER PROJECT

Synopsis: Conduct a public hearing to consider the following items, submitted by George Brajkovic, Economic Development Director.

- Ordinance for tax abatement and PILOT
- Resolution of intent to issue \$90M in IRBs

*This item was scheduled to appear before the **Economic Development and Finance Standing Committee**, chaired by Commissioner McKiernan, on December 12, 2016. It was requested, and approved by the Mayor, to fast track this item to the December 15, 2016 full commission meeting.*

Tracking #: 16917

X. STANDING COMMITTEES' AGENDA

XI. COMMISSIONERS' AGENDA

XII. LAND BANK BOARD OF TRUSTEES' AGENDA

XIII. PUBLIC ANNOUNCEMENTS

XIV. ADJOURN

**AGENDA UPDATE
UNIFIED GOVERNMENT COMMISSION MEETING
THURSDAY, DECEMBER 15, 2016**

VII. CONSENT AGENDA

REVISED ITEM

ITEM NO. 3 – 16886...ORDINANCE: AMEND CHAPTER 22, OFFENSES, AND CHAPTER 4, ALCOHOLIC BEVERAGES

Synopsis: An ordinance amending Chapter 22, Miscellaneous Provisions and Offenses, and Chapter 4, Alcoholic Beverages. The ordinance has been revised from that approved by the Standing Committee to delete Section 3 regarding the offense of Sexual Battery. Staff recommends further Standing Committee consideration of that section.

*On November 28, 2016, the **Public Works and Safety Standing Committee**, chaired by Commissioner Bynum, voted unanimously to approve the item in its original form and forward to full commission.*

NEW ITEMS

ITEM NO. 7 – 16926 PLAT: LEGENDS AUTO PLAZA, THIRD PLAT

Synopsis: Plat of Legends Auto Plaza, Third Plat, located at 98th Street and France Family Drive, being developed by SVV I, LLC, submitted by Brent Thompson, County Surveyor, and Wayne Moody, Interim County Engineer.

ITEM NO. 8 – 16893...REQUEST: ADDITIONAL FUNDING FOR NEW SOUTH PATROL STATION

Synopsis: Request additional funding be added to the Kansas City, KS Police Department new South Patrol station construction project, submitted by Reginald Lindsay, Budget Director.

*On November 28, 2016, the **Public Works and Safety Standing Committee**, chaired by Commissioner Bynum, voted unanimously to approve and forward to full commission.*

ITEM NO. 9 – 16913...RESOLUTION: INTEGRATED OVERFLOW CONTROL PLAN

Synopsis: A resolution authorizing the Director of Public Works to furnish information and sign documentation in connection with the Unified Government's loan with the Kansas Department of Health and Environment for the implementation of the Integrated Overflow Control Plan, submitted by Misty Brown, Deputy Chief Counsel.

*On November 28, 2016, the **Public Works and Safety Standing Committee**, chaired by Commissioner Bynum, voted unanimously to approve and forward to full commission.*

Published _____

ORDINANCE NO. _____

An ordinance relating to Chapter 22 Miscellaneous Offenses and Provisions, amending Sections 22-73 and 22-344, and Chapter 4 Alcoholic Beverages, amending Section 4-10, and repealing Sections 22-73, 22-344, and 4-10 of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS:

Section 1. That Chapter 22 Miscellaneous Offenses and Provisions, Sections 22-73 and 22-344, of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas, be amended to read as follows:

ARTICLE III. – OFFENSES AGAINST PROPERTY

Sec. 22-73. - Theft

- (a) Theft is any of the following acts done with intent to permanently deprive the owner of the possession, use, or benefit of the owner's property or services:
 - (1) Obtaining or exerting unauthorized control over property or services;
 - (2) Obtaining control over property or services by deception;
 - (3) Obtaining control over property or services by threat;
 - (4) Obtaining control over stolen property or services knowing the property or services to have been stolen by another; or
 - (5) Knowingly dispensing motor fuel into a storage container or the fuel tank of a motor vehicle at an establishment in which motor fuel is offered for retail sale and leaving the premises of the establishment without making payment for the motor fuel.
- (b) Theft of property or services of the value of less than \$1,500 is a class A violation, except as provided below.
 - (1) Property of the value of less than \$1,500 from three separate mercantile establishments within a period of 72 hours as part of the same act or transaction or in two or more acts or transactions connected together or constituting parts of a common scheme or course of conduct;

- (2)Property of the value of at least \$50 but less than \$1,500 if committed by a person who has, within five years immediately preceding commission of the crimes, excluding any period of imprisonment, been convicted of theft two or more times; and
- (3)Property which is a firearm of the value of less than \$25,000.00.

(c)As used in this section:

- (1)Conviction or convicted includes being convicted of a violation of K.S.A. 21-3701 prior to its repeal, this section or a municipal ordinance which prohibits the acts that this section prohibits;
- (2)Regulated scrap metal means the same as in K.S.A. 50-6,109, and amendments thereto; and
- (3)Value means the value of the property or, if the property is regulated scrap metal, the cost to restore the site of the theft of such regulated scrap metal to its condition at the time immediately prior to the theft of such regulated scrap metal, whichever is greater.

ARTICLE VII.- OFFENSES AGAINST GOVERNMENT FUNCTIONS

Sec. 22-344. - Battery against a law enforcement officer.

(a) Battery against a law enforcement officer is a battery, as defined in subsection 22-34(a)(2), committed against:

- (1)A uniformed or properly identified university or campus police officer while such officer is engaged in the performance of such officer's duty;
- (2)A uniformed or properly identified state, county, or city law enforcement officer, other than a state correctional officer or employee, a city or county correctional officer or employee, a juvenile detention facility officer or employee, while such officer is engaged in the performance of such officer's duty;
- (3) judge, while such judge is engaged in the performance of such judge's duty;
- (4) attorney, while such attorney is engaged in the performance of such attorney's duty;
- or
- (5) community corrections officer or court services officer, while such officer is engaged in the performance of such officer's duty;

(b) As used in this section:

- (1) "Judge" means a duly elected or appointed justice of the supreme court, judge of the court of appeals, judge of any district court of Kansas, district magistrate judge or municipal court judge;
- (2) "Attorney" means a: (A) County attorney, assistant county attorney, special assistant county attorney, district attorney, assistant district attorney, special assistant district attorney, attorney general, assistant attorney general or special assistant attorney general;

and (B) public defender, assistant public defender, contract counsel for the state board of indigents' defense services or an attorney who is appointed by the court to perform services for an indigent person as provided by article 45 of chapter 22 of the Kansas Statutes Annotated, and amendments thereto;

(3) "Community Corrections Officer" means an employee of a community correctional services program responsible for supervision of adults or juveniles as assigned by the court to community corrections supervision and any other employee of a community correctional services program that provides enhanced supervision of offenders such as house arrest and surveillance programs; and

(4) "Court Services Officer" means an employee of the Kansas judicial branch or local judicial district responsible for supervising, monitoring or writing reports relating to adults or juveniles as assigned by the court, or performing related duties as assigned by the court.

(c) Battery against a law enforcement officer is a class A violation.

Section 2. That Chapter 4 Alcoholic Beverages, Section 4-10, of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas, be amended to read as follows:

ARTICLE I- IN GENERAL

Sec. 4-10. - Falsifying, altering or displaying facsimile of a written document; possession, etc., by minors.

(a) It shall be unlawful for any person:

- (1) To furnish, loan or give to another person a birth certificate, affidavit, or any other written document for the purpose of misrepresenting or falsifying the other person's age to allow the purchase or consumption of alcoholic liquors or cereal malt beverages.
- (2) To misrepresent or falsify such person's age or the age of any other person for the purpose of purchasing or consuming alcoholic liquor or cereal malt beverage.
- (3) Under 21 years of age, except with regard to serving of alcoholic liquor or cereal malt beverage as permitted by K.S.A. 41-308a, 41-308b, 41-2610 or 41-2704, to possess, consume, obtain, purchase or attempt to obtain or purchase alcoholic liquor or cereal malt beverage except as authorized by law.

(b) Violation of this section by a person 18 or more years of age but less than 21 years of age is a class C misdemeanor for which the minimum fine is \$200.00.

(c) Any person, other than as described in subsection (b) of this section, determined to be in violation of any of the provisions of this section shall, upon conviction thereof, be punished

by a fine of not more than \$500.00, by imprisonment not to exceed 90 days, or by both such fine and imprisonment, in the discretion of the court.

(d) In addition to any other penalty provided for a violation of this section, the court may order the offender to do either or both of the following:

- (1) Perform 40 hours of public service; or
- (2) Attend and satisfactorily complete a suitable educational or training program dealing with the effects of alcohol or other chemical substances when ingested by humans.

(e) This section shall not apply to the possession and consumption of cereal malt beverage by a person under the legal age for consumption of cereal malt beverage when such possession and consumption is permitted and supervised, and such beverage is furnished, by the person's parent or legal guardian.

(f)(1) A person and, if applicable, one or two other persons acting in concert with such person are immune from criminal prosecution for a violation of this section, if such person:

- (A)
 - (i) Initiated contact with law enforcement or emergency medical services and requested medical assistance on such person's behalf because such person reasonably believed such person was in need of medical assistance; and
 - (ii) cooperated with emergency medical services personnel and law enforcement officers in providing such medical assistance;
- (B)
 - (i) initiated contact with law enforcement or emergency medical services, or was one of one or two other persons who acted in concert with such person, and requested medical assistance for another person who reasonably appeared to be in need of medical assistance;
 - (ii) provided their full name, the name of one or two other persons acting in concert with such person, if applicable, and any other relevant information requested by law enforcement or emergency medical services;
 - (iii) remained at the scene with the person who reasonably appeared to be in need of medical assistance until emergency medical services personnel and law enforcement officers arrived; and
 - (iv) cooperated with emergency medical services personnel and law enforcement officers in providing such medical assistance; or
- (C)
 - (i) was the person who reasonably appeared to be in need of medical assistance as described in subsection (f)(1)(B), but did not initiate contact with law enforcement or emergency medical services; and
 - (ii) cooperated with emergency medical services personnel and law enforcement officers in providing such medical assistance.

(2) A person shall not be allowed to initiate or maintain an action against a law enforcement officer, or such officer's employer, based on the officer's compliance or failure to comply with this subsection.

Section 3. That said original Sections 22-73, 22-344, and 4-10 of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas are hereby repealed.

Section 5. This ordinance shall take effect and be in full force from and after its passage, approval, and publication in the official Unified Government newspaper.

PASSED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED GOVERNMENT OF
WYANDOTTE COUNTY/KANSAS CITY, KANSAS,

THIS _____ DAY OF _____, 2016.

Mark Holland, Mayor/CEO

Attest:

Unified Government Clerk

Approved As To Form:

Unified Government Counsel

16926



UNIFIED GOVERNMENT OF WYANDOTTE COUNTY
& KANSAS CITY, KANSAS
PUBLIC WORKS DEPARTMENT

ONE McDOWELL PLAZA

701 NORTH 7TH STREET, 66101

(913) 573-5400
FAX (913) 573-5435

December 14, 2016

Mrs. Bridgette D. Cobbins
Unified Government Clerk
East Building

Re: Subdivision Plat Approval

Dear Mrs. Cobbins:

Please be advised that the Engineering Division has reviewed the attached plat of LEGENDS AUTO PLAZA, THIRD PLAT, located at 98TH STREET AND FRANCE FAMILY DRIVE, and being developed by SVV I, LLC.

At this time, we recommend that the Commissioners accept this plat and authorize the Mayor/CEO and Unified Government Clerk signatures. I am providing you with two mylars for signature, and one (1) paper copy for Commission review. Please place this on the next scheduled Commission agenda.

After the Mayor has signed the plat, it should be referred to Planning Division for further processing.

Respectfully submitted,

Brent E. Thompson, R.L.S.
County Surveyor

Wayne Moody
Interim County Engineer

Attachments



Urban Planning and Land Use

701 North 7th Street, Room 423
Kansas City, Kansas 66101
Email: planninginfo@wycokck.org

Phone: (913) 573-5750
Fax: (913) 573-5796
www.wycokck.org/planning

12-13-2016

MR. BRENT THOMPSON

Public Works and Engineering
7th Floor
Building

RE: *Legends Auto Plaza Third Plat*

Dear **MR. THOMPSON**

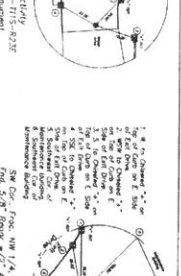
The above subdivision plat was reviewed and approved by the City Planning Commission on *8-8-16*. Following your final approval, this plat is now ready to be presented to the Board of Commissioners for its consideration.

Sincerely,

Robert A. Ortiz
Planning Technician

Attachment (Plat)

Final Plat



7301 West 133rd Street, Suite 200 TEL: 913.381.1170
Overland Park, KS 66213-4790 FAX: 913.381.1174 www.USAORMSOCIETY.COM



Staff Request for Commission Action

Tracking No. 16893

Full Commission Meeting Date: 12/15/16

Committee: Public Works & Safety

Date of Standing Committee Action: 11/28/16

(If none, please explain):

Publication Required: No

<u>Date:</u> 12/15/2016	<u>Contact Name:</u> Reginald Lindsey	<u>Contact Phone:</u> x5292	<u>Contact Email:</u> rlindsey@wycokck.org	<u>Department/Division:</u> Budget
<u>Item Description:</u> An increase in funding in the amount of \$313,000 is needed to revitalize property where the new South Patrol station for the KCK Police Department is being built.				
<u>Action Requested:</u> For approval				
<u>Budget Impact: (if applicable)</u> Amount: Source: Included In Budget: Other (explain):				
<u>Attachments List:</u> Budget Form				



BUDGET REVISION APPROVAL FORM

Commission Review

\$50,000 OR GREATER

DISCRETIONARY PURCHASES

Today's Date	November 28, 2016	Department Contact	Mike Tobin				
Department/Division	Public Works	Phone Number	913-573-5747				
Description/Title	South Patrol - Site Work	Budget Analyst					
CMIP Number (If Assigned)		Phone Number					
Account Distribution	212-978-9242-5444	Amount Needed	\$313,000				
		Date Needed by	December 2, 2016				
Revision Request Type (Check One)	<table border="0"><tr><td>Emergency Repair</td><td>Non-Personnel Expense</td></tr><tr><td>Change to Existing CMIP X</td><td>Other</td></tr></table>			Emergency Repair	Non-Personnel Expense	Change to Existing CMIP X	Other
Emergency Repair	Non-Personnel Expense						
Change to Existing CMIP X	Other						
Department Funds Available							
1. Amount: \$ 313,000	2. Amount: \$	3. Amount: \$	4. Amount: \$				
ACD: 212-21-0017-5232	ACD:	ACD:	ACD:				
Other Funding Needed	Yes No	Amount: \$					
Department Head Signature			Date				
Detail Description:							
Increased funding in the amount of \$313,000 is needed to revitalize property where the new South Patrol Station for KCK Police Department is being built. The additional funding needed will bring the cost of the project to \$2,561,800, the original amount was \$2,248,800. Additional funding needed will be moved from KCK Police Department's savings in inmate jail expense that is paid to Wyandotte County Sheriff's department.							
FOR BUDGET DEPARTMENT USE ONLY:							
Funding Source:	Debt	Operating	Capital X Other				
Budget Department Signature/Analyst:	R. J. Lindberg		Date 11-22-16				
Approved	Denied						
Full Commission Review Date:							
Mayor or Mayor Pro Tem Signature:							



Staff Request for Commission Action

Tracking No. 16913

Full Commission Meeting Date: 12/15/16

Committee: Public Works & Safety

Date of Standing Committee Action: 11/28/16

(If none, please explain):

Publication Required: No

<u>Date:</u>	<u>Contact Name:</u>	<u>Contact Phone:</u>	<u>Contact Email:</u>	<u>Department/Division:</u>
11/23/2016	Misty Brown	x5067	mbrown@wycokck.org	Legal

Item Description:

A resolution authorizing the Director of Public Works to furnish information and sign all necessary documentation in connection with the Unified Government's existing loan with the Kansas Department of Health and Environment for the implementation of the Integrated Overflow Control Plan.

Action Requested:

Adopt resolution

Budget Impact: (if applicable)

Amount:

Source:

Included In Budget:

Other (explain):

Attachments List:

Resolution

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO FURNISH INFORMATION AND SIGN ALL NECESSARY DOCUMENTATION IN CONNECTION WITH THE UNIFIED GOVERNMENT'S LOAN WITH THE KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT.

WHEREAS, that Robert D. Roddy, P.E. former Director of Public Works, was authorized to execute and file an application on behalf of the Unified Government of Wyandotte County/Kansas City, Kansas with the Kansas Department of Health and Environment for a loan to aid in the implementation of an Integrated Overflow Control Program to address combined and separate sanitary sewer overflows; and

WHEREAS, that the Unified Government entered into said loan agreement upon the approval of the Governing Body; and

WHEREAS, that Robert D. Roddy, was authorized and directed to furnish such information as may be reasonably requested in connection with the application, to sign all necessary documents on behalf of the Unified Government, to furnish such assurances as may be required by law or regulation, and to receive payment on behalf of the Unified Government in Resolution R-25-13; and

WHEREAS, that Michael P. Tobin, upon Robert D. Roddy's retirement, was granted the same authority in his capacity as Interim Director of Public Works in Resolution R-66-14; and

WHEREAS, that Jeff Fisher has been named Director of Public Works for the Unified Government of Wyandotte County/ Kansas City, Kansas.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS, AS FOLLOWS:

That Jeff Fisher, Director of Public Works, or his designee, is hereby authorized and directed to furnish such information as may be reasonably requested in connection with the application which is herein authorized, to sign all necessary documents on behalf of the applicant, to furnish such assurances as may be required by law or regulation, and to receive payment on behalf of the applicant, and is hereby authorized and directed to take such action as may be necessary to implement this Resolution.

THIS RESOLUTION IS ADOPTED by the Governing Body of the Unified Government of Wyandotte County/Kansas City, Kansas, this ____ of December, 2016.

UNIFIED GOVERNMENT OF WYANDOTTE
COUNTY/KANSAS CITY, KANSAS

By: _____
Mark Holland, Mayor/CEO

(SEAL)
ATTEST

Unified Government Clerk

Approved As To Form:



Misty S. Brown, Deputy Chief Counsel



Staff Request for Commission Action

Tracking No. 16922

Full Commission Meeting Date: 12/15/16

Committee: Full Commission

Date of Standing Committee Action: NA
(If none, please explain):

Publication Required: No

<u>Date:</u> 12/09/2016	<u>Contact Name:</u> Ken Moore	<u>Contact Phone:</u> x5070	<u>Contact Email:</u> kjmoore@wycokck.org	<u>Department/Division:</u> Legal
<u>Item Description:</u> To consider reappointment of Judge Nichols-Brajkovic for a four-year term.				
<u>Action Requested:</u> To adopt the resolution.				
<u>Budget Impact: (if applicable)</u> Amount: Source: Included In Budget: Other (explain):				
<u>Attachments List:</u> Resolution				

RESOLUTION NO. _____

**BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED
GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS:**

1. That Brandelyn Nichols-Brajkovic has competently and capably served as Municipal Court Judge of Division 2 since her appointment in 2013.
2. That pursuant to Ordinance 23-4, the judges of the municipal court shall be appointed, or reappointed to four year terms. The Board of Commissioners of the Unified Government of Wyandotte County/Kansas City, Kansas, hereby reappoints Brandelyn Nichols-Brajkovic to the position of Municipal Court Judge of Division 2 for an additional four year term which shall expire October 1, 2020.
3. That pursuant to Ordinance 23-6 Judge Nichols-Brajkovic is eligible for all unified government employment benefits the same as exempt employees.
4. That the County Administrator is hereby authorized and directed to negotiate a reasonable and appropriate salary which shall be, and during her term continue, in an amount not less than 95% of that paid to the Administrative Judge; and which shall otherwise be subject to the provisions of ordinance 23-6

**ADOPTED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED
GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS
THIS 15th DAY OF DECEMBER 2016.**

Mark Holland, Mayor/CEO

Attest:

Unified Government Clerk



Staff Request for Commission Action

Tracking No. 16921

Full Commission Meeting Date: 12/15/16

Committee: Full Commission

Date of Standing Committee Action: NA
(If none, please explain):

Publication Required: No

<u>Date:</u> 12/08/2016	<u>Contact Name:</u> Racheal Botello	<u>Contact Phone:</u> x5028	<u>Contact Email:</u> rbotello@wycokck.org	<u>Department/Division:</u> Mayor's Office
<u>Item Description:</u> Appearance of 20/20 Leadership students from Turner, Bonner Springs, and Piper to thank the Commissioners and Mayor for their support of grants from the Hollywood Casino, submitted by Racheal Botello, Mayor's Office.				
<u>Action Requested:</u>				
<u>Budget Impact: (if applicable)</u> Amount: Source: Included In Budget: Other (explain):				
<u>Attachments List:</u> Leadership 2020 email				

Godsil, Carol

From: Botello, Racheal
Sent: Monday, November 28, 2016 9:44 AM
To: Cobbins, Bridgette D
Cc: Godsil, Carol; Marilyn Alstrom
Subject: FW: 2020 Leadership

Good morning Bridgette,

The 20/20 Leadership students from Turner, Bonner Springs and Piper would like to come in during a Commission meeting to thank the Commissioners and Mayor for their support of grants from the Hollywood Casino. They're request approximately five minutes. Can you provide Executive Director, Marilyn Alstrom with a few dates that are available?

Thank you,



Racheal Botello | Executive Assistant | Mayor/CEO Mark Holland
Unified Government of Wyandotte/KCK | 701 North 7th Street, Suite 926 | Kansas City, KS 66101
Office: 913-573-5010 | Direct: 913-573-5028 | rbotello@wycokck.org

-----Original Message-----

From: Marilyn Alstrom [<mailto:malstrom@2020leadership.org>]
Sent: Monday, November 28, 2016 8:46 AM
To: Botello, Racheal
Subject: 2020 Leadership

Racheal,

Students would like to make a presentation before Commissioners and Mayor to update and thank them for their support of grants from the Hollywood Casino. Should we contact the Commissioner's office to schedule this? Thanks so much for your help!

Marilyn

--
Marilyn Alstrom, MPA
Executive Director
20/20 Leadership
913.721.3933 (o)
816.520.0014 (c)
malstrom@2020leadership.org
<http://www.2020leadership.org/>



Staff Request for Commission Action

Tracking No. 16872

Full Commission Meeting Date: 12/15/16

Committee: Administration & Human Services

Date of Standing Committee Action: 11/28/16

(If none, please explain):

Publication Required: No

<u>Date:</u>	<u>Contact Name:</u>	<u>Contact Phone:</u>	<u>Contact Email:</u>	<u>Department/Division:</u>
12/08/2016	Terry Brecheisen	x6707	tbrecheisen@wycokc.org	Health Department

Item Description:

Application for a grant from the HealthCare Foundation of Greater Kansas City in the amount of 61,383.00. Project will allow for a staff position to be dedicated strictly to breast health patient navigation in Wyandotte County with an emphasis on African American women. Patient Navigation, according to The Harold P. Freeman Patient Navigation Institute, works to eliminate barriers to timely cancer screening, diagnosis, and treatment and supportive care. No match is required.

Action Requested:

Approval of application for grant funds.

Budget Impact: (if applicable)

Amount: \$0.00

Source:

Included In Budget:

Other (explain): Grant funding request

Attachments List:

Application, Budget, Narrative

Applicant Defined Grant (ADG) Application

Organization Profile

Important Information

You will be asked to provide several attachments on page 4 of this application, including the Proposal Narrative & Budget forms for which templates can be found by clicking on APPLICATION FORMS above. **IMPORTANT** - We ask that you **DO NOT CONVERT APPLICATION ATTACHMENTS into PDF FILES** (except in the case of scanned letters of Commitment and/or Support and your IRS and Audit attachments.) The conversion of files into PDFs make it very difficult for Reviewers to read the documents. Please have all documentation completed and attached to this on-line request. Applications that do not have proper documentation cannot be considered for funding.

Organization Information			
Name of Applicant Organization: Unified Government Public Health Department			
Project Title Pink the Dotte			
Organization's Street Address 619 Ann Avenue			
City Kansas City	State KS	Zip Code 66101	County Wyandotte County
Telephone Example (xxx) xxx-xxxx 913-573-8855		Fax Example (xxx) xxx-xxxx 913-573-6781	
Website Address www.wycokck.org			
Federal EIN Number Federal IRS Determination Letter Must Be Uploaded as an Attachment 481194075			
Tax Status Governmental Agency		Organization Type Civic & Community	

Organization Background
Age of Organization more than 20 yrs
Mission & Vision of the Organization Maximum of 150 words The mission statement of the Unified Government Public Health Department is "To monitor and assess health status indicators to identify community health problems, promote and encourage healthy lifestyles behaviors". The vision statement is "Leading the way to a healthier community and cleaner environment through community partnerships and the support of the Unified Government".

Financial Profile
Organization Financial Profile
Annual Operating Budget 7,5000,00
Total Project Budget 66,810
Total Amount Requested from HCF

61,383

Duration of Project*(In whole months)*

12

Organization Revenue Mix**Organization Revenue Mix***Enter % of each Revenue Category below in your Organization's Revenue Mix. Enter zero (0) if not applicable.*

% of Corporate Funds	% of Fees for Services	% of Government Funds	% of Grants
0	8	23	69
% of Investments/Earned Income	% of Private Donations	% of Other Sources of Revenue	
0	0	0	

Contact Information**Primary Contact for this Request***Please provide the contact information for the Primary Contact for questions pertaining to this grant request*

Prefix	First Name	Middle Initial	Last Name	Suffix
Ms.	Barbara		Kempf	

Title
Clinical Program Manager

Office Phone (If different than Organization)	Mobile Phone
913-573-8895	913-530-4948

E-mail
bkempf@wycokck.org**Executive Director/CEO Contact Information***Please provide the contact information of your organization's Executive Director/CEO***Prefix**
Mr.

First Name	Last Name	Suffix
Mark	Holland	

Title
CEO/Mayor**Office Phone**
9135735310**E-mail**
mholland@wycokck.org**Project Summary****Request Type***Select Applicant Defined from the box below:*

Applicant Defined

Has HCF provided funding for this project in the past? [Note - HCF will not accept ADG applications for continuation grants more than 3 months prior to the end date of the current grant.]

No

Program History/Background

Provide a brief account (not to exceed 200 words) of the history/background of this project. Include information such as:

- When the project began (length of time in operation)
- What makes the project unique (e.g. client base, delivery model, geography, partnerships, etc.)
- If HCF has supported this project in the past, please include the duration and total amount of HCF funding.
- How were HCF funds used in the past and what were the outcomes?

In the spring of 2013, the UGPHD, Kansas Department of Health and Environment's Early Detection Works Program (EDW) and the Susan G. Komen of Greater Kansas City came together in response to data regarding breast cancer disparities for African-American women in Wyandotte County. The group formed the Wyandotte County Breast Health Task Force and began meeting regularly and quickly initiated plans to begin understanding the problem. An intensive and ongoing data collection process began and quickly the needs of African-American women stood out. African-American women in Wyandotte County are much more likely to be diagnosed with breast cancer at a later stage than Caucasian women. The Task Force has partnered on multiple community outreach events and have also partnered with Diagnostic Imaging Center's mobile mammography van to ensure women have the ability to receive mammograms in the community. The UGPHD has a long standing contractual agreement with Leavenworth/Kansas City Imaging for radiological services through multiple payer sources such as EDW, Susan G. Komen and Wyandotte Health Foundation Radiological Voucher Services. These active partnerships and the small Task Force contribute to the uniqueness of this project. A Patient Navigator would seamlessly tie preventive screening services to the women of Wyandotte County.

Narrative Abstract

A description of up to two paragraphs (not to exceed 250 words) that summarizes the funding request and includes the following information:

- the general purpose of the grant
- the amount of funding to be requested from the HCF
 - a. Specify how funds will be used (e.g. salary, supplies, equipment, etc.)
- a brief project description that includes
 - a. Target population (include demographic characteristics)
 - b. Specific program components HCF funding would support (e.g. direct medical care, mental health services, etc.)
 - c. Units of service
 - d. Total number of clients to be served
 - e. Geographic location(s) of services/activities
- major outcome(s) to be achieved

Pink the Dotte aims to reduce late stage diagnoses of breast cancer for African-American women in zip codes 66101, 66102 and 66104 in Wyandotte County. To reach this goal, we are employing the strategy of designating a full-time African-American specific breast cancer Patient Navigator. This person will navigate women through the breast health continuum of care, from the point of outreach and education, through screening, diagnostic follow-up, and treatment as needed. Outreach, education, and navigation will be tailored to, but not exclusively for African-American women who are medically underserved.

The UGPHD is requesting \$61,383 for Pink the Dotte. The majority of funding will cover salary and benefits for the full-time Patient Navigator. Training and certification through the Harold P. Freeman Patient Navigation Institute is included in the budget, as well as a laptop with internet access, mileage reimbursement, printing and postage for marketing and mailings, and transportation for women accessing breast cancer screening and diagnostic services.

It is projected the Patient Navigator will spend .40 FTE for direct navigation, which includes case management, .32 FTE on community outreach and networking, and .28 FTE on community meetings, case notes, medical records, billing, etc. Through the year, it is anticipated that a minimum of 300 women will be successfully navigated through the breast health continuum of care.

Our proposed outcomes are to increase the number of women enrolled in the state screening program, and increase the number of women who access screening through Patient Navigation.

Will services be provided at a site other than the location of the applicant organization?

Yes

Will services be provided at more than one site?

Yes

Site(s) where services are provided: (Note, if you are offering this project at more than 20 sites, you may upload them as an attachment on page 4 of this application. Please use the same format as in the example below!)

Provide the Name and Address of the site separated by commas. If there are multiple sites, please enter each site on a different line. Example:

Acme Widgets, 123 Main St, Suite 100, Kansas City, MO, 64127

Spacely Sprockets, 456 High Tower, Overland Park, KS 66212

HCF, 2700 E. 18th St., Ste 220, Kansas City, MO, 64127

Leavenworth Kansas City Imaging, 9201 Parallel Parkway, Kansas City, KS 66109

New Bethel Community Development, 745 Walker Ave, Kansas City, KS 66101

St. Johns Baptist Church, 2620 N 5th Street, Kansas City, KS 66101

St. Peters CME Church, 1419 N 8th St, Kansas City, KS 66101

First AME Church, 1111 N 8th St, Kansas City, KS 66101

Gateway Plaza Homes, 1430 N 4th St, Kansas City, KS 66101

WYJO Care Specialty Care, 6405 Metcalf Ave # 202, Shawnee Mission, KS 66202

Providence Medical Center, 8929 Parallel Pkwy, Kansas City, KS 66109

There will also be various sites within the 66101, 66102 and 66104 zip codes with the Diagnostic Imaging Mobile Mammogram unit.

Did you receive Technical Assistance (TA) in developing this request?
No

Number of TA Hours Provided
(If applicable)

TA Provider
(Name)

If awarded, will you need to use a Fiscal Agent? (Organizations who do not have a recent audit or IRS 990, will be required to use a fiscal agent)
No

Fiscal Agent Name, if known. (It is not required to engage a fiscal agent prior to receiving a grant award from HCF.)

Name of Fiscal Agent Contact

Fiscal Agent Contact's Email Address

Phone Number for Fiscal Agent

Select Gender(s) to be Served by this Project
Females only

Ethnicity
Select all that apply
African American
American Indian/Alaska Native
Asian/Pacific Islander
Caucasian
Hispanic/Latino
Other

Age Group
Select all that apply
Young Adults (20-35 years)
Adults (36-55 years)
Adults > 55 years

Enter Percentage of Each Age Group Being Served. Total Must Equal 100%.

(Do not enter % signs or decimals. Enter a zero (0) if not applicable.)

% Infants/Preschool (ages 0-5)	% Children/Elementary (ages 6-12)	% Adolescent/High School (ages 13-19)	% Young Adults (ages 20-35)
0	0	0	0

% Adults (ages 36-55)	% Adults > 55	% All Ages (If you select this box, enter 100%. You should have no other values under any other age group.)
0	0	100

Total Must Equal 100%
Click ICON below to make sure your total does not exceed 100%
100.00% 

Geographical Area Served
Select all that apply
Wyandotte County

Enter Percentage of each Area Served. Total Must Equal 100%.

% Allen County	% Johnson County	% Wyandotte County
0	0	100
% Cass County	% Jackson and/or KCMO (may include all of Jackson Co. and/or portions of Clay and Platte)	

0 0

% Lafayette County % Other

0 0

Total Must Equal 100%

Click ICON below to make sure your total does not exceed 100%

100% **Population Served**

Select all that apply

Medically Indigent - Below FPL

Medically Indigent - FPL up to 2x FPL

Medically Indigent - % > 2X FPL

Medically Indigent - Unknown

Uninsured-Unable to Pay

Enter Percentage of Federal Poverty Level (FPL) for Target Population

% Below FPL	% FPL up to 2X FPL	% > 2X FPL	% Unknown/Not Captured
0	0	0	100

Enter Percentage of Insurance Status for Target Population

% Medicaid	% Medicare	% Private Insurance	% Uninsured	% Unknown/Not Captured
0	0	0	100	0

Diversity Section - Enter the Demographic Info requested for your Board, Staff, and Population being Served:**Board Demographics**

Enter the number of persons currently serving as Board Members/Appointed Officials for your organization:

11

% of Males on Board
56% of Females on Board
44

% of African Americans on Board	% of American Indian/Alaskan Natives on Board	% of Asian/Pacific Islanders on Board
22	0	0

% of Caucasians on Board	% of Hispanic/Latinos on Board	% of Other Ethnicities on Board
78	0	0

Staff Demographics

Number of Full Time Employees (FTE Staff) 50-99	Number of Staff with Disabilities	% of Male Staff	% of Female Staff
0	0	25	75

% of African American Staff	% of American Indian/Alaskan Native Staff	% of Asian/Pacific Islander Staff
21	1	3

% of Caucasian Staff	% of Hispanic/Latino Staff	% of Other Ethnicities on Staff
58	17	0

Demographics of Population Served

% of Males Served	% of Females Served
49	51

% African Americans Served	% American Indian/Alaskan Natives Served	% Asian/Pacific Islanders Served
25	1	3

% Caucasians Served	% Hispanic/Latinos Served	% of Other Ethnicities Served
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43

27

1

Lobbying

HCF funds can be used to support lobbying activities and we believe that nonprofits are a vital part in the policymaking process. For our own record keeping purposes, we need to ask if any of our grant dollars will be spent on lobbying activities. [NOTE - For additional information on what constitutes lobbying, please click [HERE](#)]

Will any of the requested funds be used to support lobbying activities? (Please select the appropriate response from the dropdown box below.)

No

Grant Statement (similar to what would appear on the HCF website or in an annual report)

Provide a sentence that summarizes what HCF grant funds will ultimately enable your organization to do (E.G. - To support a Nurse Practitioner position that will provide health care services to the uninsured.)
To reduce late stage diagnoses of breast cancer for African-American women in Wyandotte County.

Non-Discrimination Attestation

I certify that our organization does not discriminate in its leadership, staffing or service on the basis of age, gender, race, ethnicity, sexual orientation, disability, national origin, political affiliation or religious belief.

Yes

Authorized Signature (Example: Name, Title)

By typing the name and title of your organization's President/CEO, or authorized Board member, you are certifying that the information included is accurate. NOTE: If the Tax ID number that you have provided is for a parent corporation or umbrella 501(c)(3) organization, signer must be authorized to attest to that organization's policies and practices.
Douglas G. Bach

IMPORTANT - Attachments to this application must be uploaded on page 4 prior to submission. To access page 4, please select the 'Next' button below or, if you are in the 'Review My Application' screen, scroll to the top of the page and click on number 4.

Attachments

Title	File Name
Proposal Narrative (use template found on HCF website - NO PDFs!)	Narrative Healthcare Foundation_VER_1.DOCX
Combined Budget Worksheet/Narrative (use template found on HCF website) - NO PDFs!	GKCHF Budget Template_VER_1.XLSX
GOV ONLY - List of elected/appointed officials	HCF Grant--List of elected-appointed officials_VER_2.DOC
GOV ONLY - Authorized budget or financial statement (PDF is acceptable)	UG 2014 Comprehensive Annual Financial Report_VER_1.PDF
GOV ONLY - Authorized budget or financial statement (PDF is acceptable)	UG Health Department Budget_VER_1.PDF
Annual Audit (most recent) (PDF is acceptable)	UG Single Audit Report 2015_VER_1.PDF
GOV ONLY - Enabling statute/legislation (PDF is acceptable)	Kansas Enabling Statute_VER_1.PDF
Logic Model/Outcomes Framework (optional) Do NOT attach as PDF!!!	Logic Model GKCHF 2016_VER_1.DOC
Other	EDW Ratios 15_VER_1.JPG
Other	EDW use county ratios_VER_1.JPEG
Other	WyCo Map Race Ethnicity_VER_1.PDF
Other	WyCo Map Uninsured_VER_1.PDF
Other	WyCo Strategy 2016_VER_1.DOCX
Letters of Commitment/Support (PDF is acceptable)	LVKCI_VER_1.PDF
Letters of Commitment/Support (PDF is acceptable)	LOC Komen & UG_VER_1.PDF
Letters of Commitment/Support (PDF is acceptable)	LOS UGPHD HCFKC signed 10-27-16_VER_1.PDF

Files attached to this form may be deleted 120 days after submission.

		HEALTH CARE FOUNDATION of Greater Kansas City (HCF)							
		Unified Government Public Health Department							
		Application Budget Worksheet & Narrative Template							
Net Revenue			YEAR 1						
		Total funding from the Foundation and other sources are as follows:	Indicate whether funding is SECURED (S), or PENDING (P)	HCF	Other	In-Kind	Total		Revenue funds are an expenditure regarding moneta
		Health Care Foundation (HCF)	P	\$61,383	\$0	\$0	\$61,383		
		In-Kind		\$0	\$0	\$5,428	\$5,428		
		Other Sources of Funding HERE		\$0	\$0	\$0	\$0		
				\$0	\$0	\$0	\$0		
				\$0	\$0	\$0	\$0		
				\$0	\$0	\$0	\$0		
				\$0	\$0	\$0	\$0		
		Total Revenue		\$61,383	\$0	\$5,428	\$66,810		Salary - support
Salary									
		The project will pay the salary for the following staff: (e.g. Exec. Director, Intake Specialist, etc.)	Annual Salary/ Rate (eg. \$54,000)	Indicate FTE portion being requested from HCF (eg .50 FTE)	HCF Cost (eg \$27,000)	Other	In-Kind	Total	1 Full Ti
		Patient Navigator		1.00 FTE	\$32,640	\$0	\$0	\$32,640	
					\$0	\$0	\$0	\$0	
								\$0	
								\$0	
								\$0	
		Total Salary			\$32,640	\$0	\$0	\$32,640	
Benefits and Payroll Taxes									
		The project will pay the following benefits and payroll taxes for the above staff (e.g. FICA, Health, Dental, Life Insurance, etc.):	Benefit % rate of total salary expense (e.g. 20%)		HCF	Other	In-Kind	Total	Benefits funds, C
		FICA, Health, Dental, Life Insurance, Retirement & Unemployment			\$13,017	\$0	\$0	\$13,017	The ben
								\$0	
								\$0	
								\$0	
		Total Benefits and Payroll Taxes			\$13,017	\$0	\$0	\$13,017	
Other Direct Expense:									Other D funds, C
		(e.g. Training Expenses, Consulting Fees, etc.)			HCF	Other	In-Kind	Total	
		Printing- Design Information postcards/fliers & Postage			\$3,000	\$0	\$0	\$3,000	Printing
		Training & Travel Expenses, Mileage			\$4,918			\$4,918	Training
		Hotspot Internet & Bus passes			\$700			\$700	Mileage
								\$0	Hotspot
		Total Other Direct			\$8,618	\$0	\$0	\$8,618	
*Equipment & Supplies:					HCF	Other	In-Kind	Total	
		Laptop with Case, Docking Station, Monitor, Soundbar ,Keyboard			\$1,680	\$0	\$0	\$1,680	
								\$0	
								\$0	
								\$0	*Equipm
								\$0	please e
		Total Equipment/Supplies			\$1,680	\$0	\$0	\$1,680	and/or Ir
		SUBTOTAL			\$55,955	\$0	\$0	\$55,955	Laptop v
Indirect Expense					HCF	Other	In-Kind	Total	
		Indirect expense represents the project's share of Overhead Expenses (rent, phone, library, etc.) and Administrative Costs. Applicants must limit the HCF portion of Indirect Expense to 10% of the Direct Expenses of the project represented by the sub-total above.			\$5,428	\$0	\$5,428	\$10,855	Indirect
									The Indir
		Total All Expenses			\$61,383	\$0	\$5,428	\$66,810	Budget,R

[illegible]

		HEALTH CARE FOUNDATION of Greater Kansas City (HCF)			
			-ENTER Org Name HERE-		
		Application Budget Worksheet & Narrative Template			
Net Revenue		YEAR 3			
	Total funding from the Foundation and other sources are as follows:	Indicate whether funding is SECURED (S), or PENDING (P)	HCF	Other	
	Health Care Foundation (HCF)	P	\$0	\$0	
	In-Kind		\$0	\$0	
	Other Sources of Funding HERE		\$0	\$0	
			\$0	\$0	
			\$0	\$0	
			\$0	\$0	
	Total Revenue		\$0	\$0	
Salary					
	The project will pay the salary for the following staff: (e.g. Exec. Director, Intake Specialist, etc.)	Annual Salary/Rate (eg. \$54,000)	Indicate FTE portion being requested from HCF (eg .50 FTE)	HCF Cost (eg \$27,000)	Other
	Insert Staff Positions		0.0 FTE	\$0	\$0
			0.0 FTE	\$0	\$0
	Total Salary		\$0	\$0	
Benefits and Payroll Taxes					
	The project will pay the following benefits and payroll taxes for the above staff (e.g. FICA, Health, Dental, Life Insurance, etc.):	Benefit % rate of total salary expense (e.g. 20%)	HCF	Other	
	Insert Types of Benefits		\$0	\$0	
	Total Benefits and Payroll Taxes		\$0	\$0	
Other Direct Expense:					
	(e.g. Training Expenses, Consulting Fees, etc.)		HCF	Other	
	Insert Other Direct Expenses		\$0	\$0	
	Total Other Direct		\$0	\$0	
*Equipment & Supplies:			HCF	Other	
	Insert Types of Equipment/Supplies		\$0	\$0	
	Total Equipment/Supplies		\$0	\$0	
	SUBTOTAL		\$0	\$0	

Indirect Expense				HCF	Other
		Indirect expense represents the project's share of Overhead Expenses (rent, phone,		\$0	\$0
		Total All Expenses		\$0	\$0

				HCF Budget - Narrative Comments -					
			Revenue - Insert any additional/clarifying comments re:						
In-Kind	Total								
\$0	\$0								
\$0	\$0								
\$0	\$0								
\$0	\$0								
\$0	\$0		Salary - Insert any additional/clarifying comments re: S						
\$0	\$0								
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In-Kind	Total								
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In-Kind	Total		Benefits & Payroll Taxes - Insert any additional/clarifyi						
\$0	\$0								
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			Other Direct Expenses - Insert any additional/clarifying						
In-Kind	Total								
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\$0	\$0								
In-Kind	Total								
\$0	\$0								
	\$0								
	\$0								
	\$0		*Equipment/Supplies - Please attach list of equipment						
	\$0								
\$0	\$0								
\$0	\$0								

In-Kind	Total						
\$0	\$0						
			Indirect Expenses- Insert any additional/clarifyingcon				
\$0	\$0						

: your Revenue entries here

Salary entries here

ing comments re: your Benefits/Payroll Taxes entries here

comments re: your Other Direct Expense entries here

t purchases, including prices and quantities, to your application!

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Comments re: your Indirect Expense entry here

				-Enter ORG NAME & DATE Here-								
					Interim & Final	Report Budget Worksheet & Narrative Template						
			Instructions: In the shaded columns, please enter the amounts granted to you per category - <u>just as they appear in the budget section of your Grant Award Agreement (found on Attachment B of the Agreement.)</u> In the other columns, please enter the amounts you've received/spent to date per category (rounded to the nearest dollar.) NOTE - on Final Report Budgets, it is normal to show a remaining balance in both the Revenue and the Expenses columns because you have not yet received your final grant payment.									
Net Revenue												
		Total funding from HCF and other sources are as follows:			HCF Grant Total Award	HCF Grant Amt Rec'd to Date	Other Sources Total Amt	Other Sources Amt Rec'd to Date	In-Kind Total Contributions	In-Kind Contributions-to-Date	Project Budget Total	Actual Total-to-Date
		Health Care Foundation (HCF)			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
		Insert In-Kind			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
		Insert Other Source(s) of Funding			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
		Total Revenue			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Net Expenses												
Salary:												
		The project will pay the salary for the following staff: (e.g. Exec. Director, Intake Specialist, etc.)	% FTE	Total Salary Amt	HCF Grant Total Budgeted	HCF Grant Spent-to-Date	Other Sources Total Budgeted	Other Sources Spent-to-Date	In-Kind Total Contributions	In-Kind Contributions-to-Date	Project Budget Total	Actual Total-to-Date
		Insert Staff Position(s)	0.0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
		Total Salary			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Benefits & Payroll Taxes:												
		The project will pay the following benefits and payroll taxes for the above staff (e.g. FICA, Health, Dental, Life Insurance, etc.):			HCF Grant Total Budgeted	HCF Grant Spent-to-Date	Other Sources Total Budgeted	Other Sources Spent-to-Date	In-Kind Total Contributions	In-Kind Contributions-to-Date	Project Budget Total	Actual Total-to-Date
		Insert Type(s) of Benefit(s)			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
		Total Benefits & Payroll Taxes			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

Other Direct Expense:											
	(e.g. Training Expenses, Consulting Fees, etc.)			HCF Grant Total Budgeted	HCF Grant Spent-to-Date	Other Sources Total Budgeted	Other Sources Spent-to-Date	In-Kind Total Contributions	In-Kind Contributions- to-Date	Project Budget Total	Actual Total-to-Date
	Insert Other Direct Expense			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Total Other Direct			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Equipment & Supplies:				HCF Grant Total Budgeted	HCF Grant Spent-to-Date	Other Sources Total Budgeted	Other Sources Spent-to-Date	In-Kind Total Contributions	In-Kind Contributions- to-Date	Project Budget Total	Actual Total-to-Date
	Insert Type(s) of Equipment/Supplies			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Total Equipment/Supplies			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	SUBTOTAL			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Indirect Expense											
	Indirect expense represents the project's share of Overhead Expenses (rent, phone, utilities, etc.) & Admin Costs. Applicants must limit the HCF portion of Indirect Expense to 10% of the Direct Expenses of the project represented by the sub-total above.			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Total All Expenses			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Net Project Costs (Total Revenue less Total Expenses)			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

HCF Budget - Narrative Comments	
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Revenue - Explain how each line item of the project Revenue was determined (or calculated) for each: **HCF funds**, **Other funds** and/or **In-kind support**. [For example, an entry of \$25,000 in volunteer time as part of project revenue requires an explanation of how the amount was calculated, such as: 1086 hours of donated time at \$23 an hour=\$25,000. In regards to calculating donated time, the following link is helpful in determining how to calculate volunteer value into a monetary amount: http://www.independentsector.org/volunteer_time?s=volunteer%20value

Salary - Explain how each line item of the project **Salary** was determined for each: **HCF** funds, **Other** funds and/or **In-kind support**.

Benefits & Payroll Taxes - Explain how each line item of the project **Benefits & Payroll Taxes** was determined for each: **HCF** funds, **Other** funds and/or In-Kind)

Other Direct Expenses - Explain how each line item of the project **Other Direct Expenses** was determined for each: **HCF funds, Other funds and/or In-Kind**)

***Equipment/Supplies** - Please attach list of equipment purchases, including prices and quantities, to your application. Also please explain how each line item of the project **Other Direct Expenses** was determined for each: **HCF** funds, **Other** funds and/or **In-Kind support**)

Indirect Expenses - Please explain what the project **Indirect expenses** will pay for.

Instructions: In the shaded columns, please enter the amounts granted to you per category - just as they appear in the budget section of your Grant Award Agreement (found on Attachment B of the Agreement.) In the other columns, please enter the amounts you've received/spent to date per category (rounded to the nearest dollar.) NOTE - on Final Report Budgets, it is normal to show a remaining balance in both the Revenue and the Expenses columns because you have not yet received your final grant payment.

Net Revenue											
	Total funding from HCFand other sources are as follows:			HCF Grant Total Award	HCF Grant Amt Rec'd to Date	Other Sources Total Amt	Other Sources Amt Rec'd to Date	In-Kind Total Contributions	In-Kind Contributions-to-Date	Project Budget Total	Actual Total-to-Date
	Health Care Foundation (HCF)			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Insert In-Kind			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Insert Other Source(s) of Funding			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
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				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Total Revenue			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

Net Expenses											
Salary:											
	The project will pay the salary for the following staff: (e.g. Exec. Director, Intake Specialist, etc.)	% FTE	Total Salary Amt	HCF Grant Total Budgeted	HCF Grant Spent-to-Date	Other Sources Total Budgeted	Other Sources Spent-to-Date	In-Kind Total Contributions	In-Kind Contributions-to-Date	Project Budget Total	Actual Total-to-Date
	Insert Staff Position(s)	0.0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
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	Total Salary			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

Benefits & Payroll Taxes:											
	The project will pay the following benefits and payroll taxes for the above staff (e.g. FICA, Health, Dental, Life Insurance, etc.):			HCF Grant Total Budgeted	HCF Grant Spent-to-Date	Other Sources Total Budgeted	Other Sources Spent-to-Date	In-Kind Total Contributions	In-Kind Contributions-to-Date	Project Budget Total	Actual Total-to-Date
	Insert Type(s) of Benefit(s)			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
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	Total Benefits & Payroll Taxes			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

Other Direct Expense:												
		(e.g. Training Expenses, Consulting Fees, etc.)			HCF Grant Total Budgeted	HCF Grant Spent-to-Date	Other Sources Total Budgeted	Other Sources Spent-to-Date	In-Kind Total Contributions	In-Kind Contributions- to-Date	Project Budget Total	Actual Total-to-Date
		Insert Other Direct Expense			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
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					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
		Total Other Direct			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Equipment & Supplies:					HCF Grant Total Budgeted	HCF Grant Spent-to-Date	Other Sources Total Budgeted	Other Sources Spent-to-Date	In-Kind Total Contributions	In-Kind Contributions- to-Date	Project Budget Total	Actual Total-to-Date
		Insert Type(s) of Equipment/Supplies			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
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					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
		Total Equipment/Supplies			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
		SUBTOTAL			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Indirect Expense												
		Indirect expense represents the project's share of Overhead Expenses (rent, phone, utilities, etc.) & Admin Costs. Applicants must limit the HCF portion of Indirect Expense to 10% of the Direct Expenses of the project represented by the sub-total above.			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
		Total All Expenses			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
		Net Project Costs (Total Revenue less Total Expenses)			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

HCF Budget - Narrative Comments

Revenue - Insert any additional/clarifying comments re: your Revenue entries here

Salary - Insert any additional/clarifying comments re: Salary entries here

Benefits & Payroll Taxes - Insert any additional/clarifying comments re: your Benefits/Payroll Taxes entries here

Other Direct Expenses- Insert any additional/clarifying comments re: your Other Direct Expense entries here

***Equipment/Supplies** - Please attach list of equipment purchases, including prices and quantities, to your application

Indirect Expenses- Insert any additional/clarifying comments re: your Indirect Expense entry here

Instructions: In the shaded columns, please enter the amounts granted to you per category - just as they appear in the budget section of your Grant Award Agreement (found on Attachment B of the Agreement.) In the other columns, please enter the amounts you've received/spent to date per category (rounded to the nearest dollar.) NOTE - on Final Report Budgets, it is normal to show a remaining balance in both the Revenue and the Expenses columns because you have not yet received your final grant payment.

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	Health Care Foundation (HCF)			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Insert In-Kind			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Insert Other Source(s) of Funding			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Total Revenue			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Net Expenses											
Salary:											
	The project will pay the salary for the following staff: (e.g. Exec. Director, Intake Specialist, etc.)	% FTE	Total Salary Amt	HCF Grant Total Budgeted	HCF Grant Spent-to-Date	Other Sources Total Budgeted	Other Sources Spent-to-Date	In-Kind Total Contributions	In-Kind Contributions-to-Date	Project Budget Total	Actual Total-to-Date
	Insert Staff Position(s)	0.0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
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				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Total Salary			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Benefits & Payroll Taxes:											
	The project will pay the following benefits and payroll taxes for the above staff (e.g. FICA, Health, Dental, Life Insurance, etc.):			HCF Grant Total Budgeted	HCF Grant Spent-to-Date	Other Sources Total Budgeted	Other Sources Spent-to-Date	In-Kind Total Contributions	In-Kind Contributions-to-Date	Project Budget Total	Actual Total-to-Date
	Insert Type(s) of Benefit(s)			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
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				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Total Benefits & Payroll Taxes			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

Other Direct Expense:											
	(e.g. Training Expenses, Consulting Fees, etc.)			HCF Grant Total Budgeted	HCF Grant Spent-to-Date	Other Sources Total Budgeted	Other Sources Spent-to-Date	In-Kind Total Contributions	In-Kind Contributions- to-Date	Project Budget Total	Actual Total-to-Date
	Insert Other Direct Expense			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
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				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Total Other Direct			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Equipment & Supplies:				HCF Grant Total Budgeted	HCF Grant Spent-to-Date	Other Sources Total Budgeted	Other Sources Spent-to-Date	In-Kind Total Contributions	In-Kind Contributions- to-Date	Project Budget Total	Actual Total-to-Date
	Insert Type(s) of Equipment/Supplies			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
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				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Total Equipment/Supplies			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	SUBTOTAL			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Indirect Expense											
	Indirect expense represents the project's share of Overhead Expenses (rent, phone, utilities, etc.) & Admin Costs. Applicants must limit the HCF portion of Indirect Expense to 10% of the Direct Expenses of the project represented by the sub-total above.			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Total All Expenses			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Net Project Costs (Total Revenue less Total Expenses)			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

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				Interim & Final	Report Budget Worksheet & Narrative Template						
			Instructions: In the shaded columns, please enter the amounts granted to you per category - <u>just as they appear in the budget section of your Grant Award Agreement (found on Attachment B of the Agreement.)</u> In the other columns, please enter the amounts you've received/spent to date per category (rounded to the nearest dollar.) NOTE - on Final Report Budgets, it is normal to show a remaining balance in both the Revenue and the Expenses columns because you have not yet received your final grant payment.								

Net Revenue												
		Total funding from HCF and other sources are as follows:			HCF Grant Total Award	HCF Grant Amt Rec'd to Date	Other Sources Total Amt	Other Sources Amt Rec'd to Date	In-Kind Total Contributions	In-Kind Contributions-to-Date	Project Budget Total	Actual Total-to-Date
		Health Care Foundation (HCF)			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
		Insert In-Kind			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
		Insert Other Source(s) of Funding			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
		Total Revenue			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

Net Expenses											
Salary:											
	The project will pay the salary for the following staff: (e.g. Exec. Director, Intake Specialist, etc.)	% FTE	Total Salary Amt	HCF Grant Total Budgeted	HCF Grant Spent-to-Date	Other Sources Total Budgeted	Other Sources Spent-to-Date	In-Kind Total Contributions	In-Kind Contributions-to-Date	Project Budget Total	Actual Total-to-Date
	Insert Staff Position(s)	0.0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Total Salary			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

Benefits & Payroll Taxes:												
		The project will pay the following benefits and payroll taxes for the above staff (e.g. FICA, Health, Dental, Life Insurance, etc.):			HCF Grant Total Budgeted	HCF Grant Spent-to-Date	Other Sources Total Budgeted	Other Sources Spent-to-Date	In-Kind Total Contributions	In-Kind Contributions- to-Date	Project Budget Total	Actual Total-to-Date
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
					\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
		Total Benefits & Payroll Taxes			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

Other Direct Expense:											
	(e.g. Training Expenses, Consulting Fees, etc.)			HCF Grant Total Budgeted	HCF Grant Spent-to-Date	Other Sources Total Budgeted	Other Sources Spent-to-Date	In-Kind Total Contributions	In-Kind Contributions- to-Date	Project Budget Total	Actual Total-to-Date
	Insert Other Direct Expense			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
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				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Total Other Direct			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Equipment & Supplies:				HCF Grant Total Budgeted	HCF Grant Spent-to-Date	Other Sources Total Budgeted	Other Sources Spent-to-Date	In-Kind Total Contributions	In-Kind Contributions- to-Date	Project Budget Total	Actual Total-to-Date
	Insert Type(s) of Equipment/Supplies			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
				\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Total Equipment/Supplies			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	SUBTOTAL			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Indirect Expense											
	Indirect expense represents the project's share of Overhead Expenses (rent, phone, utilities, etc.) & Admin Costs. Applicants must limit the HCF portion of Indirect Expense to 10% of the Direct Expenses of the project represented by the sub-total above.			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Total All Expenses			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	Net Project Costs (Total Revenue less Total Expenses)			\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

HCF Budget - Narrative Comments

Revenue - Insert any additional/clarifying comments re: your Revenue entries here

Salary - Insert any additional/clarifying comments re: Salary entries here

Benefits & Payroll Taxes - Insert any additional/clarifying comments re: your Benefits/Payroll Taxes entries here

Compatibility Report for HCF Budget Template - 2015

Applications Reports.xls

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The following features in this workbook are not supported by earlier versions of Excel. These features may be lost or degraded when opening this workbook in an earlier version of Excel or if you save this workbook in an earlier file format.

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Health Care Foundation of Greater Kansas City

Applicant Defined Grant Narrative

Organization: Unified Government Public Health Department-Wyandotte County Breast Health Taskforce

Problem or Need

Wyandotte County, Kansas is largely comprised of the city of Kansas City, Kansas, an urban county located on the Kansas and Missouri border. For years, Wyandotte County has placed at the bottom of nearly every health assessment for multiple reasons including the socio-economic status of residents. In 2011, Susan G. Komen Greater Kansas City's community profile took a deeper dive into breast health and found that women in Wyandotte were facing dire outcomes related to breast cancer. From that study, the Wyandotte County Breast Health taskforce was formed in 2013 and continues to work to address breast health disparities in Wyandotte County.

In a more recent Community Profile, published in 2015, Susan G. Komen reviewed the federal government initiative, Healthy People 2020, and the goals set forth related to breast cancer. Wyandotte County, Kansas is not on track to meet any of these goals. Currently, the Healthy People 2020 goal for Age-Adjusted death rate due to breast cancer is 20.7 per 100,000. In Wyandotte County, the age-adjusted death rate due to breast cancer is 29.1 per 100,000. In a likely correlation to higher mortality rates in Wyandotte County, screening rates for breast cancer in Wyandotte County are low compared to the United States averages as well as the averages in the surrounding counties that make up the Kansas City metropolitan area. About 25% of women (ages 50-74) report not having received their screening mammogram in the past two years.

Also important to recognize is that of the female population in Wyandotte, 27.8% identify as African American. African American women are roughly 40 percent more likely to die of breast cancer than white women even though they are less likely to be diagnosed with the disease. While there are known genetic links to breast cancer and African American women which play a role in the disparities there are also other factors contributing to the higher mortality rate. **Some estimate that as many as one-third of women dying from breast cancer could be saved without a single new medical breakthrough.** (Huffington Post, 2015). This staggering statistic seems to ring true in Wyandotte County.

Recently, the Wyandotte County Breast Health Taskforce held focus groups with African American women residing in the county to gain a better picture of needs and barriers. The group learned that in Wyandotte County, there are huge barriers to accessing breast health care with the largest being proximity of screening and treatment centers. Many reported having to leave the county to receive care as there was no "inner city" access to healthcare. Respondent's repeatedly described an "exodus of professionals" in the core of the city where the majority of black women reside. Establishing access touch points alone is believed to be one path to better breast health outcomes in the

county.

Additionally, when you take into account that Wyandotte County residents are substantially more likely to have less than a high school education, an income below 250 percent poverty, and be unemployed than others in the U.S. you find high needs related not only to breast health, but health overall. **Cost continues to be one of the top barriers for women receiving breast care.** The National Breast and Cervical Cancer Early Detection Program is a safety net program for women who are uninsured or underinsured. This program is Early Detection Works in Kansas and covers the costs associated with mammograms, diagnostics, and assists with expedited coverage from Medicaid due to the Treatment Act. While this program is in place the taskforce has found gaps in usage.

In 2015 (July 1, 2014-June 30, 2015) more than 3,600 Wyandotte County women were estimated to be eligible to receive Early Detection Works services. 1,105 of these eligible women, or 31%, enrolled in EDW. However, only 21% of women took advantage of their eligibility to receive an initial mammogram. While this is up from 16% in 2014, it is still far from ideal as many additional women could be receiving no-charge services. Through the work of those who are deeply committed to serving the women in the county, **many women are being enrolled for the program but due to many different circumstances, these women never make it from enrolling in the program to actually utilizing the program.**

When breaking the data down further, concerning data emerges for African American women. As noted above, these women are more likely to die from breast cancer, in-part due to genetics but also due to issues which can be resolved through better systems and access. Overall, Wyandotte County has a higher “no-show” rate for Early Detection Works services than the remainder of the state. **Additionally, African-American women from Wyandotte have higher “no-show” rates than their Hispanic and White counterparts. Of those who enrolled (all races), only 79% went on to receive clinical care. This is down compared to the state average of 85% over the same time period.** When breaking the data down even further, 171 African American women enrolled in the program only 70% received services. This is compared to 81.4% of Hispanic women and 75% of Caucasian women.

Daly & Olopade, 2015 call the phenomena facing African American women and breast health, “A Perfect Storm”. Tumor biology, genomics, and health care delivery patterns are colliding to create racial survival disparities. **Navigation through barriers is one strategy which will increase the number of women in following through to services.**

Organization & Project Overview

Brief History of Organization:

The Public Health Department has been in existence since 1910. In the early 20th Century, there was a Joint Board of Health which combated a variety of diseases.

During that timeframe, the federal government initiated efforts to support public health. In 1991, the Health Department became a branch of the County Government up until 1997, when the city and county merged into the now known Unified Government of Wyandotte County, Kansas City, Kansas. The Unified Government is under the authority of the Mayor, elected commissioners and the County Administrator. There are four divisions within the Unified Government Public Health Department (UGPHD) that places a high value on working alliances with local community groups. These divisions include, Division of Air Quality and Environmental Services, Division of Emergency Preparedness and Communicable Diseases, Division of Healthy Communities and Division of Personal Health Services. The UGPHD's services include promoting and encouraging healthy behaviors, preventing epidemics, protecting against environmental hazards, responding to disasters and more. The Personal Health Services division, Clinical Services department has undergone several changes in an attempt to maintain its' primary objective of improving the health and well-being of the residents of Wyandotte County. One of the changes was to eliminate the fragmentation of services by increasing health literacy and improving access to preventive health services. The mission of the Unified Government Public Health Department is to monitor and assess health status indicators, to identify community health problems, and promote and encourage healthy lifestyles behaviors. This capsulizes the four divisions within the UGPHD.

The UGPHD's Clinical Services department manages multiple grants focusing on health services and health education while providing access to quality and affordable health care. These grants require the UGPHD to be actively involved in outreach and educational activities within the community. This is accomplished by attending various health fairs, women's groups, professional groups, and providing presentations on health related topics to other community partners. The UGPHD provides family planning services which include pregnancy testing and pregnancy counseling, contraception options, well-woman exams, including mammograms, immunizations for children, teens and adults as well as foreign travel, prenatal clinical care and several programs supporting healthy babies and families.

The UGPHD strongly believes in community collaboration to tackle public health issues and because of that, the UGPHD is proud to have been a part of the Wyandotte County Breast Health Taskforce as a founding member. In 2011, through the Susan G. Komen Greater Kansas City community profile, it was brought to light that females ages 40 and over in Wyandotte County were not receiving breast health screenings at a rate comparable to the Komen Kansas City service area average. Even more alarming, Wyandotte County had the highest distant stage diagnosis of breast cancer amongst the entire service area. The distant stage rate for breast cancer then was double that of some neighboring counties. Knowing that early detection is crucial, the taskforce was formed to address this specific issue.

In the spring of 2013, leaders began meeting to address the disparities in breast health seen in Wyandotte County, Kansas. Kansas Department of Health and Environment's Early Detection Works Program, Susan G. Komen Greater Kansas City, and the UGPHD began meeting weekly and put plans in place to begin understanding the

problem. An intensive and ongoing data collection process began and quickly, the needs of African American women stood out. African American women in Wyandotte County are much more likely to be diagnosed with breast cancer at a later stage than Caucasian women. While this data reflects national trends, race is not considered a factor that might increase a woman's chance of getting breast cancer so it is thought that much ground can be gained by the group continuing to work together to help women access preventative health screenings. This is where the group is now ready to focus efforts on.

The Target Population/Community(ies):

The Wyandotte County Breast Health Task Force formed, initially, in response to concerning data for all races in Wyandotte County. However, it was quickly realized that African American women had increasing needs that had yet to be addressed. The disparities amongst African American women and other races were and are great. Concerns such as access to care, trust of health care providers, stereotyping during medical appointments, cultural norms, and more were all shared with leaders in the taskforce. These are not concerns that can easily be fixed and must be broken down by a person/group in the community who African American leaders can turn to as a trusted source of help.

The task force works to alleviate all disparities facing women in Wyandotte County and the patient navigator will work with all women regardless of race or ethnicity however; the taskforce has chosen to focus heavily on assisting African American women through the breast cancer continuum of care. This is the process that starts with education all the way through screening, treatment, and follow-up care as needed. This is in part due to the statistics but also due to the fact that there are no other dedicated programs narrowly specific to African-American women and breast cancer in Wyandotte County. For example, the Coalition of Hispanic Women against Cancer does an outstanding job working with Hispanic women in the area. There is no other group focused on the needs of African American women and for these reasons outreach and education will be targeted to African-American women in Wyandotte County.

In order to reach the target population, the navigator will focus on areas that are traditionally serving large numbers of African American women and/or medically vulnerable women. Areas to target include: churches, beauty shops, low-income housing communities, food pantries, bingo halls, partnering with local flu clinics and more. The patient navigator will focus efforts on Wyandotte County residents living in zip codes: 66101, 66102, and 66104. These areas have been found to be the zip codes in Wyandotte County where the highest number of medically underserved women (lack of health care, inadequate access to medical services, etc.) are living (see attachment). Additionally, high populations of African American women are living in these zip codes.

We do know that many women who are not African American will also benefit from these navigation services, thus all UGPHD breast cancer screening patients will have access to these services throughout the continuum of care. This includes Kansas women ages 40-64 without insurance who meet EDW income guidelines, and women under age 40 who are identified as having symptoms of breast cancer.

Proposed Project Activities:

Funding from the HealthCare Foundation of Greater Kansas City will allow for a staff position to be dedicated strictly to breast health patient navigation in Wyandotte County with an emphasis on African American women. Patient Navigation, according to The Harold P. Freeman Patient Navigation Institute, works to eliminate barriers to timely cancer screening, diagnosis, and treatment and supportive care. The process of navigation has shown efficacy as a strategy to reduce cancer mortality and is currently being applied to reduce mortality in other chronic diseases. (Harold P. Freeman Institute, 2016). The patient navigator in Wyandotte County will work directly with residents to enroll women into no-cost screening programs, such as Early Detection Works or health department grant funded programs, overcome barriers such as fear, cultural beliefs, and transportation, and assist with navigating the complex health system that a person encounters when accessing health care, or even more specifically, cancer related health care.

In order to be properly trained, funding is requested to send the navigator to the Harold P. Freeman Patient Navigation Institute. This course is considered to be the gold standard in patient navigation. The training is an intensive 2-day in person training which includes 10 modules, practicum/patient interaction, and case studies. It also helps participants think through how the model can be tailored to fit their community's specific needs. The core principals of the institute support increased retention, diagnostic, and treatment resolution rates and improving organizational efficiencies. The institute believes in informing people about the need for certain recommended examinations, providing timely access to those exams, and eliminating any and all barriers to timely care across the entire health care continuum.

The navigator will also spend a large portion of time out in the community. The UGPHD already dedicates staff time to building relationships in the community and the employee identified as an ideal candidate for the position already has great working relationships with many organizations, businesses, and churches in Wyandotte County. With additional time dedicated to this role, the navigator will be able to increase and build upon already created contacts. The role of the navigator in the community will be to educate on breast health recommendations and assist with enrolling in programs that provide services at no cost.

Once a patient is connected with the navigator, that navigator's role will be to identify and anticipate any barriers to care that may occur. These barriers will then be resolved through a variety of methods such as transportation via the health departments van and navigator, bus passes, arrangement for understanding of medical procedures and results, finding a health care provider and more. The navigator will become, essentially, a case manager from start to finish for patients enrolled in the program.

It is anticipated that this position will be allocated in the following manner:

- .40 FTE will be allocated towards direct patient navigation including case management, assisting with appointments, explaining medical recommendations, etc.
- .32 FTE will be allocated towards community outreach and networking with residents
- .28 FTE will be allocated towards community collaborative meetings, case notes/medical record maintenance, billing to programs such as Early Detection Works for covered services, advocacy, etc.

Through these efforts, by the end of the grant year, it is anticipated that a minimum of 300 women will be successfully navigated through the breast health continuum of care. Patients will have been educated, connected with clinical breast exams and mammograms, diagnostic services if needed, and receive assistance with breast cancer treatment should a diagnosis of breast cancer be found. Furthermore, it is estimated that each woman will receive an average of 3 units of service (1 unit of service = 1 hour of individual navigation), totaling 828 units of service.

In order to connect with these women and continue to build on the trust that has already been established in the community, a minimum of 6 screening events will be held in Wyandotte County during the grant year. These events will always have an education component to them as well as a screening aspect of care. Some events will have access to both clinical breast exams as well as mammograms, but, at a minimum, all events will have an Advanced Registered Nurse Practitioner or a trained breast service provider conducting clinical breast exams for those who attend.

In order to gain trust and make the most impact, education will be tailored to the group in which it is being presented with a strong emphasis on African American women. Education provided to community groups will be personalized to reflect the population attending the event and will also help women realize the unique risks associated with breast cancer especially in the African American community. Additionally, unique to this program, is that health department employees must reside within the county. Therefore, the hired employee for this position will be a resident of the same county which the target population lives, giving credibility and a level of comfort to the process.

Currently, this program has been piloted at the health department. Crystal Doran, Healthy Start Home Visitor for the health department, works in the community sharing breast health education and assisting with accessing care. 75% of her time is spent performing other duties outside of navigation for breast health such as prenatal/postnatal programming. Once a full-time position is created, there will be an increased opportunity to spend more time with outreach and helping women navigate

through each step of breast screening and treatment. Currently, the 25% of time allocated towards breast health navigation can be directly reflected in the increase of Early Detection works enrollment numbers within Wyandotte County from 16% of eligible women residing in the county who have enrolled in the program to 21% of those women in just one year's time. With additional time dedicated, Wyandotte County will likely begin to see the best breast health outcomes they've had in years.

Outcomes & Evaluation:

The outcomes proposed for this project will be rooted in increasing the number of women who enroll into the state screening program, which provides screening at no-charge, as well as the number of women who access screening through this program. Currently, more women enroll into the program than actually follow through with screening. These measures will allow the taskforce to monitor and see how the community efforts on the ground level are working for connecting women with screenings.

Additionally, the navigator will create and follow a system which will allow for the collection of baseline data that the taskforce does not currently have. The data collected will take into account how long it takes for women to move from one step of the continuum of care to the next. For example, how long does a women with an abnormal screening mammogram have to wait before she gets into care for a diagnostic procedure? It is our hope that tracking this data will help us evaluate how we compare to standards of care as we move towards enrolling more women into screening programs.

Outcomes that will be tracked and reported on include:

- The patient navigator will work with the breast cancer task force to increase the percentage of eligible women enrolled in Early Detection Works from 30% to 40% in one year's time.
 - Measure: The taskforce will assist the navigator in analyzing data obtained from the epidemiology department with Kansas Department of Health and Environment. The enrolling increase represents approximately 375 additional women per year, or 31 additional women per month.
- The patient navigator will work to increase the percentage of women in Wyandotte County that enroll in Early Detection Works AND follow through to screening services from 79% to 85%.
 - Measure: The taskforce will assist the navigator in analyzing data obtained from the epidemiology department with Kansas Department of Health and Environment. The increase to 85% of women who follow through represents an increase which will place Wyandotte County rates in a category equivalent to the state average.
- By the end of the grant cycle, health care access data will be collected that shows trends and timelines regarding patient's timely access to healthcare.

- Measure: The patient navigator will begin collecting baseline data to gather information on the amount of time it takes for a patient to move through each step of the continuum of care (i.e. clinical breast exam to screening to diagnostics to treatment if needed) and what barriers exist along the continuum. By the end of the grant cycle, the navigator will be able to share, on average, how many days it takes for a patient to receive a screening mammogram after a clinical breast exam, how many days it takes to move from an abnormal screening mammogram to a diagnostic service, and if treatment is needed, how long it takes to receive said treatment. Additionally, barriers will be compiled to look for common themes throughout the process.

In order to assist with collection of data, the UGPHD will utilize electronic medical records. Insight is the record system that is currently being used. The navigator will also work with the Clinical Program Manager to evaluate data tracked and determine the effectiveness of the program while identifying any barriers to achieving the goals.

Note about the Program Logic Model and Outcome Measurement Framework: The program logic model and outcome measurement framework have been included with this grant as an attachment. Patient Navigation is a component of the 5 year long term outcomes of the Wyandotte County Breast Health Task Force to increase screening, monitor quality of access, decrease late stage breast cancer, and increase survivorship.

Staffing and Capacity:

The UGPHD has identified Crystal Doran as the Patient Navigator for this program. Ms. Doran is a lifetime resident of Wyandotte County, who graduated from Wyandotte High School with a High School Diploma and proceeded to attend the Area Vocational Technical School where she earned a certificate for Secretarial Science. Ms. Doran's first employment experience was in 1986, at Bethany Medical Center where she worked in a variety of departments ranging from admitting, secretarial work, emergency room and IT. Ms. Doran remained at Bethany Medical Center until its closure in 2001. She then returned to Area Vocational Technical School and earned her cosmetology license and worked as a stylist for four years, before coming to work as a Healthy Start Home Visitor for the UGPHD. Ms. Doran obtained certification as a Community Health Worker after completing training through the Metropolitan Community College.

Ms. Doran's' diverse history has put her in a position of being out in the community where she successfully has created strong, trusting partnerships. During her work at the UGPHD, she volunteered to work a breast health event where she was exposed to the statistical information regarding African American women in Wyandotte County and the dire consequences they faced without screening mammograms. Ms. Doran was motivated to become a voice in her community by learning about the programs that support women who are medically underserved such as the Early Detection Works (EDW) and Susan G. Komen screening programs.

Shortly after this, Ms. Doran became a trained enrollment specialist for the EDW program, which allows her to enroll women immediately into the state screening program so they may have direct access to free screening without additional hoops. She has also taken on the role as the primary contact for patient intake, reviewing and submitting data to the following programs: Early Detection Works, Susan G. Komen Greater Kansas City, Wyandotte Health Foundation and WYJO Care Specialty Services. Ms. Doran is the primary organizer for UGPHD's breast health outreach events in Wyandotte County, which have resulted into successful, transpiring annual events. Examples include: "Pink the Dotte" and the UGPHD Community Health Fair. Ms. Doran works with the UGPHD, EDW, and Susan G. Komen Greater Kansas City to research evidence-based strategies, and use results of outreach experiences to create outreach events to women of a targeted population. In addition, Ms. Doran has planned the Health Department's annual community health fair for the past 2 years which has proven to be more successful each year. She is knowledgeable and experienced in engaging with the community and her ability to build trust is essential in moving forward. Ms. Doran is the perfect candidate for the role of Patient Navigator for many reasons. She is a member of the African American community, has strong relationships with the community and the target population, works closely with other leading breast health organizations and is passionate about breast health.

The lead contact for this project will be Barb Kempf, LMSW, Clinical Program Manager with the UGPHD and acting supervisor of Ms. Doran. Ms. Kempf has over 14 years of leadership and management experience with a strong background in outcome performance.

Collaboration: The Roles of other Services/Organizations:

The UGPHD Patient Navigation Program grew out of the Strategic Plan for the Wyandotte County Breast Health Task Force. This multi-organizational group complements each other's services to meet the common goal of reducing late stage breast cancer incidence among African-American women in Wyandotte County, and increasing survivorship.

Immediate collaborators on the group include UGPHD, Early Detection Works (EDW), and Susan G. Komen Greater Kansas City. This group currently meets, at a minimum, biweekly to discuss events, barriers, and public health strategies for increasing satisfactory access to breast health care. Additionally, UGPHD has a contract with EDW to provide payment for breast cancer screenings for eligible uninsured women. Susan G. Komen Greater Kansas City is a collaborator for events and activities, including additional funding for screenings and in-kind assistance.

There are many other partners in the community who are supportive of the UGPHD and the breast health taskforce but have not been able to meet regularly with the group. For example, Saint John's Missionary Baptist Church and Black Health Care Coalition are strong partners for 5 years of outreach and screening events such as "Save a Sista" which has educated hundreds of women and this year alone, screened approximately 15 women with the mobile mammography unit. Additionally, businesses such as

Leavenworth/Kansas City Imaging Center have been critical in the ability to successfully screen women for breast cancer.

Sustainability:

The navigator program will be set up for success by being housed within the Unified Government Public Health Department. The UGPHD is a stable, long-standing resource to the residents of Wyandotte County. As an entity of the county, the UGPHD will always maintain a role in the health of the citizens and will have a fairly stable funding stream. In addition to the budgeted resources allowed by the county, the UGPHD has a long-standing contract with Early Detection Works allowing for reimbursement of services. The UGPHD is also a regular Susan G. Komen Greater Kansas City grant recipient. Both of these programs focus on breast health services such as those the navigator will be working to connect women with.

Once the patient navigator gains a proven record of success, the health department and its partners will be able to look for more sustainable funding opportunities that are more likely to fund established programs over start up programs. One potential resource that the program will look to is the Health Care Foundation's Safety Net Grant process.

Finally, while little is known about the direction of the political future for the state, and currently the climate does not seem favorable to things such as Medicaid Expansion, there is hope that it will be a national trend for patient navigators to receive permission to ask for patient navigator services as billable hours under the Affordable Care Act in the future. This is a topic that many reputable hospitals and organizations have an interest in seeing accomplished.

Diversity Information

Wyandotte County is very diverse and only one of a few counties nationally where there is no single majority. The Unified Government's residency requirement for employees is reflective of the diverse community it serves and employees mirror the population within their community. The Unified Government is an Equal Opportunity Employer and adheres to the standards of the Americans with Disabilities Act. The UGPHD's mission encompasses all Wyandotte County residents with identifying, promoting and encouraging healthy lifestyle behaviors. While this grant focuses specifically on African American women, all women in need of further assistance will be offered the services of the patient navigator.



Staff Request for Commission Action

Tracking No. 16885

Full Commission Meeting Date: 12/15/16

Committee: Public Works & Safety

Date of Standing Committee Action: 11/28/16

(If none, please explain):

Publication Required: No

<u>Date:</u> 12/08/2016	<u>Contact Name:</u> Jennifer Myers	<u>Contact Phone:</u> x5084	<u>Contact Email:</u> jmyers@wycokck.org	<u>Department/Division:</u> Legal
<u>Item Description:</u> Amendments to Chapter 23, Municipal Court code.				
<u>Action Requested:</u> Approval of the proposed amendments to Chapter 23 of the Municipal Court code.				
<u>Budget Impact: (if applicable)</u> Amount: Source: Included In Budget: Other (explain):				
<u>Attachments List:</u> Memo, 23-20 diversion clean, 23-20 diversion redline				



**LEGAL DEPARTMENT of the UNIFIED GOVERNMENT OF
WYANDOTTE COUNTY/KANSAS CITY, KANSAS**

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Wendy M. Green**

**Prosecutors
Meaghan Shultz
Victoria Meyer**

To: Unified Government Board of Commissioners

From: Meagan Shultz, Assistant Counsel

Cc: Ken Moore, Chief Counsel

Date: November 16, 2016

RE: 2016 Amendments to Chapter 23, the Municipal Court code

In Chapter 23 of the Unified Government Code of Ordinances, Section 23-20 (e)(3) Diversion Agreements, has been amended:

“The diversion fee shall be set by the county administrator”.

The previous language allowed for a \$100 fee. It appears that language has not been amended since 1998. This amendment will allow for the county administrator to assess an appropriate fee when necessary.

Published _____

ORDINANCE NO. _____

An ordinance relating to Chapter 23 Municipal Court, amending Section 23-20 of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS:

Section 1. That Chapter 23 Municipal Court, Section 23-20, of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas, be amended to read as follows:

Sec. 23-20. - Diversion agreements.

(a) Generally

(1) After a complaint has been filed charging a defendant with commission of a crime and prior to conviction thereof, and after the chief counsel has considered the factors listed in subsection (b) of this section, if it appears to the chief counsel that diversion of the defendant would be in the interests of justice and of benefit to the defendant and the community, the chief counsel may propose a diversion agreement to the defendant. The terms of each diversion agreement shall be established by the chief counsel.

(2) The chief counsel may require any defendant requesting diversion to provide information regarding prior criminal charges, education, work experience and training, family residence in the community, medical history, including any psychiatric or psychological treatment or counseling, and other information relating to the diversion program.

(b) Grant of diversion; factors to consider. In determining whether diversion of a defendant is in the interests of justice and of benefit to the defendant and the community, the chief counsel shall consider at least the following factors among all factors considered.

(1) The nature of the crime charged and the circumstances surrounding it;

(2) Any special characteristics or circumstances of the defendant;

(3) Whether the defendant is a first-time offender and if the defendant has previously participated in diversion;

(4) Whether there is a probability that the defendant will cooperate with and benefit from diversion;

(5) Whether the available diversion program is appropriate to the needs of the defendant;

(6) The impact of the diversion of the defendant upon the community;

(7) Recommendations, if any, of the involved law enforcement agency;

(8) Recommendations, if any, of the victim;

(9) Provisions of restitution; and

(10) Any mitigating circumstances.

(c) *Provisions of diversion agreement.*

(1) A diversion agreement shall provide that if the defendant fulfills the obligations of the program described therein, as determined by the chief counsel, the chief counsel shall act to have the criminal charges against the defendant dismissed with prejudice. The diversion agreement shall include specifically the waiver of all rights under the law or the constitution of the state or of the United States to a speedy arraignment and a speedy trial. The diversion agreement may include, but is not limited to, provisions concerning payment of restitution, including court costs and diversion costs, residence in a specified facility, maintenance of gainful employment, and participation in programs offering medical, educational, vocational, social and psychological services, corrective and preventive guidance and other rehabilitative services.

(2) The diversion agreement shall state:

a. The defendant's full name;

b. The defendant's full name at the time the complaint was filed, if different from the defendant's current name;

c. The defendant's sex, race, and date of birth;

d. The crime with which the defendant is charged;

e. The date the complaint was filed; and

f. The municipal court with which the agreement is filed.

(d) *Conditioning diversion on plea prohibited; inadmissability of agreement; other matters.* No defendant shall be required to enter any plea to a criminal charge as a condition for diversion. No statements made by the defendant or counsel in any diversion conference or in any other discussion of a proposed diversion agreement shall be admissible as evidence in criminal proceedings on crimes charged or facts alleged in the complaint. The following shall not be admissible as evidence in criminal proceedings that are resumed:

- (1) Participation in a diversion program;
- (2) The facts of such participation; or
- (3) The diversion agreement entered into.

(e) *Failure to fulfill diversion agreement; satisfactory fulfillment; records.*

(1) If the chief counsel finds at the termination of the diversion period or any time prior thereto that the defendant has failed to fulfill the terms of the specific diversion agreement, the chief counsel shall inform the municipal court of such finding, and the municipal court, after finding that the defendant has failed to fulfill the terms of the specific diversion agreement at a hearing thereon, shall resume the criminal proceedings on the complaint.

(2) If the defendant has fulfilled the terms of the diversion agreement, the municipal court shall dismiss with prejudice the criminal charges filed against the defendant.

(3) The diversion fee shall be set by the county administrator.

Section 2. That said original Section 23-20 of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas is hereby repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication in the official Unified Government newspaper.

**PASSED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED
GOVERNMENT
OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS,**

THIS _____ DAY OF _____, 2016.

Mark Holland, Mayor/CEO

Attest:

Unified Government Clerk

Approved As To Form:

Meaghan E. Shultz, Assistant Counsel

Published _____

ORDINANCE NO. _____

An ordinance relating to Chapter 23 Municipal Court, amending Section 23-20 of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas.

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(1) The nature of the crime charged and the circumstances surrounding it;

(2) Any special characteristics or circumstances of the defendant;

(3) Whether the defendant is a first-time offender and if the defendant has previously participated in diversion;

(4) Whether there is a probability that the defendant will cooperate with and benefit from diversion;

(5) Whether the available diversion program is appropriate to the needs of the defendant;

(6) The impact of the diversion of the defendant upon the community;

(7) Recommendations, if any, of the involved law enforcement agency;

(8) Recommendations, if any, of the victim;

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(1) A diversion agreement shall provide that if the defendant fulfills the obligations of the program described therein, as determined by the chief counsel, the chief counsel shall act to have the criminal charges against the defendant dismissed with prejudice. The diversion agreement shall include specifically the waiver of all rights under the law or the constitution of the state or of the United States to a speedy arraignment and a speedy trial. The diversion agreement may include, but is not limited to, provisions concerning payment of restitution, including court costs and diversion costs, residence in a specified facility, maintenance of gainful employment, and participation in programs offering medical, educational, vocational, social and psychological services, corrective and preventive guidance and other rehabilitative services.

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c. The defendant's sex, race, and date of birth;

d. The crime with which the defendant is charged;

e. The date the complaint was filed; and

f. The municipal court with which the agreement is filed.

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(e) *Failure to fulfill diversion agreement; satisfactory fulfillment; records.*

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(2) If the defendant has fulfilled the terms of the diversion agreement, the municipal court shall dismiss with prejudice the criminal charges filed against the defendant.

(3) ~~A diversion fee of \$100.00 shall be assessed against the defendant for participating in the diversion program.~~ The diversion fee shall be set by the county administrator.

Section 2. That said original Section 23-20 of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas is hereby repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication in the official Unified Government newspaper.

**PASSED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED
GOVERNMENT
OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS,**

THIS _____ DAY OF _____, 2016.

Mark Holland, Mayor/CEO

Attest:

Unified Government Clerk

Approved As To Form:

Meaghan E. Shultz, Assistant Counsel



Staff Request for Commission Action

Tracking No. 16886

Full Commission Meeting Date: 12/15/16

Committee: Public Works & Safety

Date of Standing Committee Action: 11/28/16

(If none, please explain):

Publication Required: No

<u>Date:</u> 12/08/2016	<u>Contact Name:</u> Jennifer Myers	<u>Contact Phone:</u> x5084	<u>Contact Email:</u> jmyers@wycokck.org	<u>Department/Division:</u> Legal
<u>Item Description:</u> Amendments to Chapter 22, Miscellaneous Provisions and Offenses, and Chapter 4, Alcoholic Beverages.				
<u>Action Requested:</u> Approval of the proposed amendments to Chapter 22, Miscellaneous Provisions and Offenses, and Chapter 4, Alcoholic Beverages.				
<u>Budget Impact: (if applicable)</u> Amount: Source: Included In Budget: Other (explain):				
<u>Attachments List:</u> Memo, Ord, Red line ord				



LEGAL DEPARTMENT of the UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS

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Susan Alig
Grant W. Williams
Wendy M. Green**

**Prosecutors
Meaghan Shultz
Victoria Meyer**

To: Unified Government Board of Commissioners
From: Victoria Meyer, Assistant Counsel
Cc: Ken Moore, Chief Counsel
Date: November 16, 2016
RE: 2016 Amendments to the Offense Code and Alcoholic Beverages Code

This memo is to explain the changes and additions to the Code made in the attached ordinance.

Chapter 22 Miscellaneous Provisions and Offenses

- **Section 22-73 Theft**
 - Increased the amount for a misdemeanor from \$1,000 to \$1,500.
 - Therefore, a theft is not a felony unless the value is \$1,500.
 - New state law effective 2016.
- **Section 22-344 Battery against a Law Enforcement Officer**
 - Amended to add Judge, attorney, community corrections officer or court services officer to the definition of law enforcement officer under the battery ordinance.
 - State law change
- **New Section 22-44 Sexual Battery**
 - This crime has never been prosecuted in KCK municipal court due to lack of a city ordinance.

Chapter 4 Alcoholic Beverages

Section 4-10 Falsifying, altering or displaying facsimile of a written document; possession, etc., by minors.

- Creates immunity from prosecution to those under the age of 21 who are in possession or consumption of cereal malt beverage who contact law enforcement or EMS because either the reporting person or another person is in need of medical assistance.
- New state law 2016.

Published _____

ORDINANCE NO. _____

An ordinance relating to Chapter 22 Miscellaneous Offenses and Provisions, amending Sections 22-73 and 22-344, and Chapter 4 Alcoholic Beverages, amending Section 4-10, adding new section to be numbered 22-44 and repealing Sections 22-73, 22-344, and 4-10 of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS:

Section 1. That Chapter 22 Miscellaneous Offenses and Provisions, Sections 22-73 and 22-344, of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas, be amended to read as follows:

ARTICLE III. – OFFENSES AGAINST PROPERTY

Sec. 22-73. - Theft

- (a) Theft is any of the following acts done with intent to permanently deprive the owner of the possession, use, or benefit of the owner's property or services:
 - (1) Obtaining or exerting unauthorized control over property or services;
 - (2) Obtaining control over property or services by deception;
 - (3) Obtaining control over property or services by threat;
 - (4) Obtaining control over stolen property or services knowing the property or services to have been stolen by another; or
 - (5) Knowingly dispensing motor fuel into a storage container or the fuel tank of a motor vehicle at an establishment in which motor fuel is offered for retail sale and leaving the premises of the establishment without making payment for the motor fuel.
- (b) Theft of property or services of the value of less than \$1,500 is a class A violation, except as provided below.
 - (1) Property of the value of less than \$1,500 from three separate mercantile establishments within a period of 72 hours as part of the same act or transaction or in two or more acts or transactions connected together or constituting parts of a common scheme or course of conduct;

- (2)Property of the value of at least \$50 but less than \$1,500 if committed by a person who has, within five years immediately preceding commission of the crimes, excluding any period of imprisonment, been convicted of theft two or more times; and
- (3)Property which is a firearm of the value of less than \$25,000.00.

(c)As used in this section:

- (1)Conviction or convicted includes being convicted of a violation of K.S.A. 21-3701 prior to its repeal, this section or a municipal ordinance which prohibits the acts that this section prohibits;
- (2)Regulated scrap metal means the same as in K.S.A. 50-6,109, and amendments thereto; and
- (3)Value means the value of the property or, if the property is regulated scrap metal, the cost to restore the site of the theft of such regulated scrap metal to its condition at the time immediately prior to the theft of such regulated scrap metal, whichever is greater.

ARTICLE VII.- OFFENSES AGAINST GOVERNMENT FUNCTIONS

Sec. 22-344. - Battery against a law enforcement officer.

(a) Battery against a law enforcement officer is a battery, as defined in subsection 22-34(a)(2), committed against:

- (1)A uniformed or properly identified university or campus police officer while such officer is engaged in the performance of such officer's duty;
- (2)A uniformed or properly identified state, county, or city law enforcement officer, other than a state correctional officer or employee, a city or county correctional officer or employee, a juvenile detention facility officer or employee, while such officer is engaged in the performance of such officer's duty;
- (3) judge, while such judge is engaged in the performance of such judge's duty;
- (4) attorney, while such attorney is engaged in the performance of such attorney's duty;
- or
- (5) community corrections officer or court services officer, while such officer is engaged in the performance of such officer's duty;

(b) As used in this section:

- (1) "Judge" means a duly elected or appointed justice of the supreme court, judge of the court of appeals, judge of any district court of Kansas, district magistrate judge or municipal court judge;
- (2) "Attorney" means a: (A) County attorney, assistant county attorney, special assistant county attorney, district attorney, assistant district attorney, special assistant district attorney, attorney general, assistant attorney general or special assistant attorney general;

and (B) public defender, assistant public defender, contract counsel for the state board of indigents' defense services or an attorney who is appointed by the court to perform services for an indigent person as provided by article 45 of chapter 22 of the Kansas Statutes Annotated, and amendments thereto;

(3) "Community Corrections Officer" means an employee of a community correctional services program responsible for supervision of adults or juveniles as assigned by the court to community corrections supervision and any other employee of a community correctional services program that provides enhanced supervision of offenders such as house arrest and surveillance programs; and

(4) "Court Services Officer" means an employee of the Kansas judicial branch or local judicial district responsible for supervising, monitoring or writing reports relating to adults or juveniles as assigned by the court, or performing related duties as assigned by the court.

(c) Battery against a law enforcement officer is a class A violation.

Section 2. That Chapter 4 Alcoholic Beverages, Section 4-10, of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas, be amended to read as follows:

ARTICLE I- IN GENERAL

Sec. 4-10. - Falsifying, altering or displaying facsimile of a written document; possession, etc., by minors.

(a) It shall be unlawful for any person:

- (1) To furnish, loan or give to another person a birth certificate, affidavit, or any other written document for the purpose of misrepresenting or falsifying the other person's age to allow the purchase or consumption of alcoholic liquors or cereal malt beverages.
- (2) To misrepresent or falsify such person's age or the age of any other person for the purpose of purchasing or consuming alcoholic liquor or cereal malt beverage.
- (3) Under 21 years of age, except with regard to serving of alcoholic liquor or cereal malt beverage as permitted by K.S.A. 41-308a, 41-308b, 41-2610 or 41-2704, to possess, consume, obtain, purchase or attempt to obtain or purchase alcoholic liquor or cereal malt beverage except as authorized by law.

(b) Violation of this section by a person 18 or more years of age but less than 21 years of age is a class C misdemeanor for which the minimum fine is \$200.00.

(c) Any person, other than as described in subsection (b) of this section, determined to be in violation of any of the provisions of this section shall, upon conviction thereof, be punished

by a fine of not more than \$500.00, by imprisonment not to exceed 90 days, or by both such fine and imprisonment, in the discretion of the court.

(d) In addition to any other penalty provided for a violation of this section, the court may order the offender to do either or both of the following:

- (1) Perform 40 hours of public service; or
- (2) Attend and satisfactorily complete a suitable educational or training program dealing with the effects of alcohol or other chemical substances when ingested by humans.

(e) This section shall not apply to the possession and consumption of cereal malt beverage by a person under the legal age for consumption of cereal malt beverage when such possession and consumption is permitted and supervised, and such beverage is furnished, by the person's parent or legal guardian.

(f)(1) A person and, if applicable, one or two other persons acting in concert with such person are immune from criminal prosecution for a violation of this section, if such person:

- (A)
 - (i) Initiated contact with law enforcement or emergency medical services and requested medical assistance on such person's behalf because such person reasonably believed such person was in need of medical assistance; and
 - (ii) cooperated with emergency medical services personnel and law enforcement officers in providing such medical assistance;
- (B)
 - (i) initiated contact with law enforcement or emergency medical services, or was one of one or two other persons who acted in concert with such person, and requested medical assistance for another person who reasonably appeared to be in need of medical assistance;
 - (ii) provided their full name, the name of one or two other persons acting in concert with such person, if applicable, and any other relevant information requested by law enforcement or emergency medical services;
 - (iii) remained at the scene with the person who reasonably appeared to be in need of medical assistance until emergency medical services personnel and law enforcement officers arrived; and
 - (iv) cooperated with emergency medical services personnel and law enforcement officers in providing such medical assistance; or
- (C)
 - (i) was the person who reasonably appeared to be in need of medical assistance as described in subsection (f)(1)(B), but did not initiate contact with law enforcement or emergency medical services; and
 - (ii) cooperated with emergency medical services personnel and law enforcement officers in providing such medical assistance.

(2) A person shall not be allowed to initiate or maintain an action against a law enforcement officer, or such officer's employer, based on the officer's compliance or failure to comply with this subsection.

Section 3. That a new section be added to Chapter 22, Article II, of the Unified Government code as follows:

ARTICLE II. - OFFENSES AGAINST PERSONS

New Section 22-44 Sexual Battery

- (a) Sexual battery is the touching of a victim who is not the spouse of the offender, who is 16 or more years of age and who does not consent thereto, with the intent to arouse or satisfy the sexual desires of the offender or another.
- (b) Sexual battery is a class A misdemeanor.
- (c) It shall not be a defense that the offender did not know or have reason to know that the victim did not consent to the battery.

Section 4. That said original Sections 22-73, 22-344, and 4-10 of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas are hereby repealed.

Section 5. This ordinance shall take effect and be in full force from and after its passage, approval, and publication in the official Unified Government newspaper.

PASSED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED GOVERNMENT OF
WYANDOTTE COUNTY/KANSAS CITY, KANSAS,

THIS _____ DAY OF _____, 2016.

Mark Holland, Mayor/CEO

Attest:

Unified Government Clerk

Approved As To Form:

Unified Government Counsel

Published _____

ORDINANCE NO. _____

An ordinance relating to Chapter 22 Miscellaneous Offenses and Provisions, amending Sections 22-73 and 22-344, and Chapter 4 Alcoholic Beverages, amending Section 4-10, adding new section to be numbered 22-44 and repealing Sections 22-73, 22-344, and 4-10 of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS:

Section 1. That Chapter 22 Miscellaneous Offenses and Provisions, Sections 22-73 and 22-344, of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas, be amended to read as follows:

ARTICLE III. – OFFENSES AGAINST PROPERTY

Sec. 22-73. - Theft

- (a) Theft is any of the following acts done with intent to permanently deprive the owner of the possession, use, or benefit of the owner's property or services:
- (1) Obtaining or exerting unauthorized control over property or services;
 - (2) Obtaining control over property or services by deception;
 - (3) Obtaining control over property or services by threat;
 - (4) Obtaining control over stolen property or services knowing the property or services to have been stolen by another; or
 - (5) Knowingly dispensing motor fuel into a storage container or the fuel tank of a motor vehicle at an establishment in which motor fuel is offered for retail sale and leaving the premises of the establishment without making payment for the motor fuel.
- (b) Theft of property or services of the value of less than ~~\$1,000.00~~ **\$1,500** is a class A violation, except as provided below.
- (1) Property of the value of less than ~~\$1,000.00~~ **\$1,500** from three separate mercantile establishments within a period of 72 hours as part of the same act or transaction or in two or more acts or transactions connected together or constituting parts of a common scheme or course of conduct;

Comment [MJ1]: New state law effective 2016. Amount for misdemeanor theft increased from \$1,000 to \$1,500.

- (2)Property of the value of at least \$50 but less than \$1,000.00- \$1,500if committed by a person who has, within five years immediately preceding commission of the crimes, excluding any period of imprisonment, -been convicted of theft two or more times; and
- (3)Property which is a firearm of the value of less than \$25,000.00.

(c)As used in this section:

- (1)Conviction or convicted includes being convicted of a violation of K.S.A. 21-3701 prior to its repeal, this section or a municipal ordinance which prohibits the acts that this section prohibits;
- (2)Regulated scrap metal means the same as in K.S.A. 50-6,109, and amendments thereto; and
- (3)Value means the value of the property or, if the property is regulated scrap metal, the cost to restore the site of the theft of such regulated scrap metal to its condition at the time immediately prior to the theft of such regulated scrap metal, whichever is greater.

ARTICLE VII.- OFFENSES AGAINST GOVERNMENT FUNCTIONS

Sec. 22-344. - Battery against a law enforcement officer.

(a) Battery against a law enforcement officer is a battery, as defined in subsection 22-34(a)(2), committed against:

- (1)A uniformed or properly identified university or campus police officer while such officer is engaged in the performance of such officer's duty; ~~or~~
- (2)A uniformed or properly identified state, county, or city law enforcement officer, other than a state correctional officer or employee, a city or county correctional officer or employee, ~~a juvenile correctional facility officer or employee or~~ a juvenile detention facility officer or employee, while such officer is engaged in the performance of such officer's duty;
- (3) judge, while such judge is engaged in the performance of such judge's duty;
- (4) attorney, while such attorney is engaged in the performance of such attorney's duty;
- or
- (5) community corrections officer or court services officer, while such officer is engaged in the performance of such officer's duty;

Comment [MJ2]: Added in compliance with state statute

(b) As used in this section:

- (1) "Judge" means a duly elected or appointed justice of the supreme court, judge of the court of appeals, judge of any district court of Kansas, district magistrate judge or municipal court judge;
- (2) "Attorney" means a: (A) County attorney, assistant county attorney, special assistant county attorney, district attorney, assistant district attorney, special assistant district

attorney, attorney general, assistant attorney general or special assistant attorney general; and (B) public defender, assistant public defender, contract counsel for the state board of indigents' defense services or an attorney who is appointed by the court to perform services for an indigent person as provided by article 45 of chapter 22 of the Kansas Statutes Annotated, and amendments thereto;

(3) "Community Corrections Officer" means an employee of a community correctional services program responsible for supervision of adults or juveniles as assigned by the court to community corrections supervision and any other employee of a community correctional services program that provides enhanced supervision of offenders such as house arrest and surveillance programs; and

(4) "Court Services Officer" means an employee of the Kansas judicial branch or local judicial district responsible for supervising, monitoring or writing reports relating to adults or juveniles as assigned by the court, or performing related duties as assigned by the court.

~~(b)~~ Battery against a law enforcement officer is a class A violation.

Section 2. That Chapter 4 Alcoholic Beverages, Section 4-10, of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas, be amended to read as follows:

ARTICLE I- IN GENERAL

Sec. 4-10. - Falsifying, altering or displaying facsimile of a written document; possession, etc., by minors.

(a) It shall be unlawful for any person:

- (1) To furnish, loan or give to another person a birth certificate, affidavit, or any other written document for the purpose of misrepresenting or falsifying the other person's age to allow the purchase or consumption of alcoholic liquors or cereal malt beverages.
- (2) To misrepresent or falsify such person's age or the age of any other person for the purpose of purchasing or consuming alcoholic liquor or cereal malt beverage.
- (3) Under 21 years of age, except with regard to serving of alcoholic liquor or cereal malt beverage as permitted by K.S.A. 41-308a, 41-308b, 41-2610 or 41-2704, to possess, consume, obtain, purchase or attempt to obtain or purchase alcoholic liquor or cereal malt beverage except as authorized by law.

~~(b)~~ Violation of this section by a person 18 or more years of age but less than 21 years of age is a class C misdemeanor for which the minimum fine is \$200.00.

(c) Any person, other than as described in subsection (b) of this section, determined to be in violation of any of the provisions of this section shall, upon conviction thereof, be punished

by a fine of not more than \$500.00, by imprisonment not to exceed 90 days, or by both such fine and imprisonment, in the discretion of the court.

(d) In addition to any other penalty provided for a violation of this section, the court may order the offender to do either or both of the following:

(1) Perform 40 hours of public service; or

(2) Attend and satisfactorily complete a suitable educational or training program dealing with the effects of alcohol or other chemical substances when ingested by humans.

(e) This section shall not apply to the possession and consumption of cereal malt beverage by a person under the legal age for consumption of cereal malt beverage when such possession and consumption is permitted and supervised, and such beverage is furnished, by the person's parent or legal guardian.

(f)(1) A person and, if applicable, one or two other persons acting in concert with such person are immune from criminal prosecution for a violation of this section, if such person:

- (A) (i) Initiated contact with law enforcement or emergency medical services and requested medical assistance on such person's behalf because such person reasonably believed such person was in need of medical assistance; and
(ii) cooperated with emergency medical services personnel and law enforcement officers in providing such medical assistance;
- (B) (i) initiated contact with law enforcement or emergency medical services, or was one of one or two other persons who acted in concert with such person, and requested medical assistance for another person who reasonably appeared to be in need of medical assistance;
(ii) provided their full name, the name of one or two other persons acting in concert with such person, if applicable, and any other relevant information requested by law enforcement or emergency medical services;
(iii) remained at the scene with the person who reasonably appeared to be in need of medical assistance until emergency medical services personnel and law enforcement officers arrived; and
(iv) cooperated with emergency medical services personnel and law enforcement officers in providing such medical assistance; or
- (C) (i) was the person who reasonably appeared to be in need of medical assistance as described in subsection (f)(1)(B), but did not initiate contact with law enforcement or emergency medical services; and
(ii) cooperated with emergency medical services personnel and law enforcement officers in providing such medical assistance.

Comment [MJ3]: New state law in 2016. Grants immunity from prosecution to those minors who contact Law Enforcement or EMS for a person who is in need of medical assistance

(2) A person shall not be allowed to initiate or maintain an action against a law enforcement officer, or such officer's employer, based on the officer's compliance or failure to comply with this subsection.

Section 3. That a new section be added to Chapter 22, Article II, of the Unified Government code as follows:

ARTICLE II. - OFFENSES AGAINST PERSONS

New Section 22-44 Sexual **Battery**

(a) Sexual battery is the touching of a victim who is not the spouse of the offender, who is 16 or more years of age and who does not consent thereto, with the intent to arouse or satisfy the sexual desires of the offender or another.

(b) Sexual battery is a class A misdemeanor.

(c) It shall not be a defense that the offender did not know or have reason to know that the victim did not consent to the battery.

Comment [MJ4]: Previously not prosecuted in municipal court

Section 4. That said original Sections 22-73, 22-344, and 4-10 of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas are hereby repealed.

Section 5. This ordinance shall take effect and be in full force from and after its passage, approval, and publication in the official Unified Government newspaper.

PASSED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED GOVERNMENT OF
WYANDOTTE COUNTY/KANSAS CITY, KANSAS,

THIS _____ DAY OF _____, 2016.

Mark Holland, Mayor/CEO

Attest:

Unified Government Clerk

Approved As To Form:

Unified Government Counsel



Staff Request for Commission Action

Tracking No. 16883

Full Commission Meeting Date: 12/15/16

Committee: Public Works & Safety

Date of Standing Committee Action: 11/28/16

(If none, please explain):

Publication Required: No

<u>Date:</u> 12/08/2016	<u>Contact Name:</u> Jennifer Myers	<u>Contact Phone:</u> x5084	<u>Contact Email:</u> jmyers@wycokck.org	<u>Department/Division:</u> Legal
<u>Item Description:</u> Amendments to Chapter 35 Traffic Code.				
<u>Action Requested:</u> Approval of the proposed amendments to the Chapter 35 Traffic code.				
<u>Budget Impact: (if applicable)</u> Amount: Source: Included In Budget: Other (explain):				
<u>Attachments List:</u> Memo, Traffic ord amendment, Traffic redlines				



LEGAL DEPARTMENT of the UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS

**Ninth Floor-Municipal Office Building
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Kansas City, Kansas 66101
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**Assistant Counsel:
Ryan L. Carpenter
Ryan P. Haga
Jane A. Wilson
Susan Alig
Grant W. Williams
Wendy M. Green**

**Prosecutors
Meaghan Shultz
Victoria Meyer**

To: Unified Government Board of Commissioners
From: Meaghan Shultz, Assistant Counsel
Cc: Ken Moore, Chief Counsel
Date: November 16, 2016
RE: 2016 Amendments to the Traffic Code

This memo is to explain the changes and additions to the Traffic Code made in the attached ordinance.

Chapter 35 Traffic

- Section 35-250 (i)(2) Driving while under the influence of alcohol or drugs or both; penalties
 - Removed language related to K.S.A. 8-1025, Refusal to submit to a test to determine the presence of alcohol or drugs, as this statute has been found unconstitutional by the Kansas Supreme Court.
- Section 35-254.1 Refusal to submit to alcohol or drug test
 - Repealed per the Kansas Supreme Court declaring this ordinance unconstitutional.
- Section 35-257 (n)(2) Driving commercial motor vehicle with 0.04 alcohol concentration or under the influence of drugs or alcohol; penalties
 - Removed language related to K.S.A. 8-1025, Refusal to submit to a test to determine the presence of alcohol or drugs, as this statute has been found unconstitutional by the Kansas Supreme Court.
- Section 35-287 Unlawful operation of low-speed vehicle
 - Repealed. Same ordinance as 35-656.
- Section 35-820 Compression release engine braking system
 - Added definition of "compression release engine braking system" in section (b) to be in compliance with state law.

Published _____

ORDINANCE NO. _____

An ordinance relating to Chapter 35 Traffic, amending Sections 35-250, 35-257 and 35-820, and repealing Sections 35- 254.1 and 35-287 of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS:

Section 1. That Chapter 35 Traffic, Sections 35-250, 35-257 and 35-820 of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas, be amended to read as follows:

ARTICLE IV. – RECKLESS DRIVING, DRIVING WHILE INTOXICATED, ETC.

Sec. 35-250. - Driving while under the influence of alcohol or drugs or both; penalties.

(a) Driving under the influence is operating or attempting to operate any vehicle within this city while:

(1) The alcohol concentration in the person's blood, breath, urine or other bodily fluid as shown by any competent evidence, including other competent evidence is 0.08 or more;

(2) The alcohol concentration in the person's blood, breath, urine or other bodily fluid as measured within three hours of the time of operating or attempting to operate a vehicle, is 0.08 or more;

(3) Under the influence of alcohol to a degree that renders the person incapable of safely driving a vehicle;

(4) Under the influence of any drug or combination of drugs to a degree that renders the person incapable of safely driving a vehicle; or

(5) Under the influence of a combination of alcohol and any drug or drugs to a degree that renders the person incapable of safely operating a vehicle.

(b)(1) Driving under the influence is:

a. *On a first conviction a class B, nonperson misdemeanor.* The person convicted shall be sentenced to not less than 48 consecutive hours nor more

than six months imprisonment, or in the court's discretion 100 hours of public service, and fined not less than \$750.00 nor more than \$1,000.00. The person convicted shall serve at least 48 consecutive hours imprisonment or 100 hours of public service either before or as a condition of any grant of probation or suspension, reduction of sentence or parole. The court may place the person convicted under a house arrest program to serve the remainder of the minimum sentence only after such person has served 48 consecutive hours imprisonment;

b. *On a second conviction a class A, nonperson misdemeanor.* The person convicted shall be sentenced to not less than 90 days nor more than one year's imprisonment and fined not less than \$1,250.00 nor more than \$1,750.00. The person convicted shall serve at least five consecutive days imprisonment before the person is granted probation, suspension or reduction of sentence or parole or is otherwise released. The five days imprisonment mandated by this subsection may be served in a work release program only after such person has served 48 consecutive hours imprisonment, provided such work release program requires such person to return to confinement at the end of each day in the work release program. The person convicted, if placed into a work release program, shall serve a minimum of 120 hours of confinement. Such 120 hours of confinement shall be a period of at least 48 consecutive hours of imprisonment followed by confinement hours at the end of and continuing to the beginning of the offender's work day. The court may place the person convicted under a house arrest program to serve the five-days imprisonment mandated by this subsection only after such person has served 48 consecutive hours imprisonment. The person convicted, if placed under house arrest, shall be monitored by an electronic monitoring device, which verifies the offender's location. The offender shall serve a minimum of 120 hours of confinement within the boundaries of the offender's residence. Any exceptions to remaining within the boundaries of the offender's residence provided for in the house arrest agreement shall not be counted as part of the 120 hours;

c. *On a third conviction a class A, nonperson misdemeanor, except as provided in K.S.A. 8-1567(b)(1)(D).* The person convicted shall be sentenced to not less than 90 days nor more than one year's imprisonment and fined not less than \$1,750.00 nor more than \$2,500.00. The person convicted shall be eligible for release on probation, suspension or reduction of sentence or parole until the person has served at least 90 days imprisonment. The 90 days imprisonment mandated by this subsection may be served in a work release program only after such person has served 48 consecutive hours imprisonment, provided such work release program requires such person to return to confinement at the end of each day in the work release program. The person convicted, if placed into a work release program, shall serve a minimum of 2,160 hours of confinement. Such 2,160 hours of confinement shall be a period of at least 48 consecutive hours of imprisonment followed by confinement hours at the end of and continuing to the beginning of the offender's work day. The court may place the person convicted under a house arrest program to serve the remainder only after such person has

served 48 consecutive hours imprisonment. The person convicted, if placed under house arrest, shall be monitored by an electronic monitoring device, which verifies the offender's location. The offender shall serve a minimum of 2,160 hours confinement within the boundaries of the offender's residence. Any exceptions to remaining within the boundaries of the offender's residence provided for in the house arrest agreement shall not be counted as part of the 2,160 hours.

(2) In addition, prior to sentencing for any conviction, the court shall order the person to participate in an alcohol and drug evaluation conducted by a provider in accordance with K.S.A. 8-1008, and amendments thereto. The person shall be required to follow any recommendation made by the provider after such evaluation, unless otherwise ordered by the court.

(c) Any person convicted of violating this section, who had one or more children under the age of 14 years in the vehicle at the time of the offense, shall have such person's punishment enhanced by one month of imprisonment. This imprisonment must be served consecutively to any other penalty imposed for a violation of this section. Any enhanced penalty imposed shall not exceed the maximum sentence allowable by law. During the service of the one month enhanced penalty, the judge may order the person on house arrest, work release, or other conditional release.

(d) If a person is charged with a violation of this section involving drugs, the fact that the person is or has been entitled to use the drug under the laws of this state shall not constitute a defense against the charge.

(e) The court may establish the terms and time for payment of any fines, fees, assessments, and costs imposed pursuant to this section. Any assessment and costs shall be required to be paid not later than 90 days after imposed, and any remainder of the fine shall be paid prior to the final release of the defendant by the court.

(f) In lieu of payment of a fine imposed pursuant to this section, the court may order that the person perform community service specified by the court. The person shall receive a credit on the fine imposed in an amount equal to \$5.00 for each full hour spent by the person in the specified community service. The community service ordered by the court shall be required to be performed not later than one year after the fine is imposed or by an earlier date specified by the court. If by the required date the person performs an insufficient amount of community service to reduce to zero the portion of the fine required to be paid by the person, the remaining balance of the fine shall become due on that date.

(g)(1) Upon filing a complaint, citation or notice to appear alleging a violation of this section, and prior to a conviction thereof, the city attorney shall request and shall receive from the:

a. Division a record of all prior convictions obtained against such person for any violations of any of the motor vehicle laws of this state; and

b. Kansas Bureau of Investigation central repository of all criminal history record information concerning such person.

(2) If the elements of a violation of this section are the same as the elements of a violation of K.S.A. 8-1567 that would constitute, and be punished as, a felony, the city attorney shall refer the violation to the district attorney for prosecution.

(h) The court shall electronically report every conviction of a violation of this section and every diversion agreement entered into in lieu of further criminal proceedings on a complaint alleging a violation of this section to the division. Prior to sentencing under the provisions of this section, the court shall request and receive from the division a record of all prior convictions obtained against such person for any violations of any motor vehicle laws of this state.

(i) For the purposes of determining whether a conviction is a first, second or third conviction in sentencing under this section:

(1) Convictions for a violation of this section, K.S.A. 8-1567, and amendments thereto, or a violation of an ordinance of any city or resolution of any county which prohibits the acts that this section prohibits, or entering into a diversion agreement in lieu of further criminal proceeding on a complaint alleging any such violations, shall be taken into account, but only convictions or diversions occurring on or after July 1, 2001. Nothing in this provision shall be construed as preventing any court from considering any convictions or diversions occurring during the person's lifetime in determining the sentence to be imposed within the limits provided for a first, second, third, fourth or subsequent offense;

(2) Any convictions for a violation of the following sections occurring during a person's lifetime shall be taken into account:

- a. Driving a commercial motor vehicle under the influence, K.S.A. 8-2,144, and amendments thereto or [section 35-257](#) of this Code;
- b. Operating a vessel under the influence of alcohol or drugs, K.S.A. 32-1131, and amendments thereto;
- c. Involuntary manslaughter while driving under the influence of alcohol or drugs, K.S.A. 21-3442, prior to its repeal, or K.S.A. 21-5405(a)(3), and amendments thereto;
- d. Aggravated battery as described in K.S.A. Supp. 21-5413(b)(3), and amendments thereto; and

- e. Aggravated vehicular homicide, K.S.A. 21-3405a, prior to its repeal, or vehicular battery, K.S.A. 21-3405b, prior to its repeal, if the crime was committed while committing a violation of K.S.A. 8-1567, and amendments thereto;

(3) Conviction includes:

- a. Entering into a diversion agreement in lieu of further criminal proceedings on a complaint alleging a violation of a crime described in subsection (i)(2);
- b. Conviction of a violation of an ordinance of a city in this state, a resolution of a county in this state or any law of another state which would constitute a crime described in subsection (i)(1) or (i)(2); and
- c. Receiving punishment under the uniform code of military justice or Kansas code of military justice for an act which was committed on a military reservation and which would constitute a crime described in subsection (i)(1) or (i)(2) if committed off a military reservation in this state;

(4) Multiple convictions of any crime described in subsection (i)(1) or (i)(2) arising from the same arrest shall only be counted as one conviction;

(5) It is irrelevant whether an offense occurred before or after conviction for a previous offense; and

(6) A person may enter into a diversion agreement in lieu of further criminal proceedings for a violation of this section, and amendments thereto, only once during the person's lifetime.

(j) Upon conviction of a person of a violation of this section, the court may order that the convicted person pay restitution to any victim who suffered loss due to the violation for which the person was convicted.

(k) Upon conviction of a person of a violation of this section, the court shall assess applicable costs authorized by subsection [23-13\(a\)\(5\)](#) of this Code against the convicted person, unless the court makes a finding of undue hardship.

(l) Upon conviction of a person of a violation of this section, the division, upon receiving a report of conviction, shall suspend, restrict or suspend and restrict the person's driving privileges as provided by K.S.A. 8-1014, and amendments thereto.

(m) No plea bargaining agreement shall be entered into nor shall any judge approve a plea bargaining agreement entered into for the purpose of permitting a person charged with a violation of this section to avoid the mandatory penalties established by this section. For the purpose of this subsection, entering into a diversion agreement pursuant to K.S.A. 12-4413 et seq., and amendments thereto, shall not constitute plea bargaining.

(n) The alternatives set out in subsections (a)(1), (a)(2) and (a)(3) of this section may be pleaded in the alternative, and the city may, but shall not be required to, elect one or two of the three prior to submission of the case to the fact finder.

(o) As used in this section:

(1) *Alcohol concentration* means the number of grams of alcohol per 100 milliliters of blood or per 210 liters of breath;

(2) *Imprisonment* shall include any restrained environment in which the court and law enforcement agency intend to retain custody and control of a defendant and such environment has been approved by the board of county commissioners or the governing body of a city; and

(3) *Drug* includes toxic vapors as such term is defined in K.S.A. 2011 Supp. 21-5712, and amendments thereto.

Sec. 35-257. - Driving commercial motor vehicle with 0.04 alcohol concentration or under the influence of drugs or alcohol; penalties.

(a) Driving a commercial motor vehicle under the influence is operating or attempting to operate any commercial motor vehicle, as defined in K.S.A. 8-2,128, and amendments thereto, within this city while:

(1) The alcohol concentration in the person's blood or breath as shown by any competent evidence, including other competent evidence as defined in K.S.A. 8-1013(f)(1) and amendments thereto, is 0.04 or more;

(2) The alcohol concentration in the person's blood or breath as measured within three hours of the time of driving a commercial motor vehicle is 0.04 or more; or

(3) Committing a violation of [section 35-250\(a\)](#) of this chapter and amendments thereto.

(b) (1) Driving a commercial vehicle under the influence is:

a. On a first conviction a class B, nonperson misdemeanor. The person convicted shall be sentenced to not less than 48 consecutive hours nor more than six months imprisonment, or in the court's discretion, 100 hours of public service, and fined not less than \$750.00 nor more than \$1,000.00. The person convicted shall serve at least 48 consecutive hours imprisonment or 100 hours of public service either before or as a condition of any grant of probation, suspensions or reduction of sentence or parole or other release;

b. On a second conviction a class A, nonperson misdemeanor. The person convicted shall be sentenced to not less than 90 days nor more than one year's imprisonment and fined not less than \$1,250.00 nor more than \$1,750.00. The person convicted shall serve at least five consecutive days imprisonment before the person is granted probation, suspension or reduction of sentence or parole or is otherwise released. The five days imprisonment mandated by this subsection may be served in a work release program only after such person has served 48 consecutive hours imprisonment, provided such work release program requires such person to return to confinement at the end of each day in the work release program. The person convicted, if placed into a work release, shall serve a minimum of 120 hours of confinement. Such 120 hours of confinement shall be a period of at least 48 consecutive hours of imprisonment followed by confinement hours at the end of and continuing to the beginning of the offender's work day. The court may place the person convicted under a house arrest program pursuant to K.S.A. 21-6609, and amendments thereto, to serve the five days imprisonment mandated by this subsection only after such person has served 48 consecutive hours imprisonment. The person convicted, if placed under house arrest shall be monitored by an electronic monitoring device, which verifies the offender's location. The offender shall serve a minimum of 120 hours of confinement within the boundaries of the offender's residence. Any exceptions to remaining within the boundaries of the offender's residence provided for in the house arrest agreement shall not be counted as part of the 120 hours; and

(2) In addition, prior to sentencing for any conviction, the court shall order the person to participate in an alcohol and drug evaluation conducted by a provider in accordance with K.S.A. 8-1008, and amendments thereto. The person shall be required to follow any recommendation made by the provider after such evaluation, unless otherwise ordered by the court.

(c) Any person convicted of a violation of this section, who had one or more children under the age of 14 years in the vehicle at the time of the offense, shall have such person's punishment enhanced by one month of imprisonment. This imprisonment shall be served consecutively to any other minimum mandatory penalty imposed for a violation of this section. Any enhanced penalty imposed shall not exceed the maximum sentence allowable by law. During the service of the enhanced penalty, the judge may order the person on house arrest, work release or other conditional release.

(d) If a person is charged with a violation of this section involving drugs, the fact that the person is or has been entitled to use the drug under the laws of this state shall not constitute a defense against the charge.

(e) The court may establish the terms and time for payment of any fines, fees, assessments and costs imposed pursuant to this section. Any assessment and costs shall be required to be paid not later than 90 days after imposed, and any remainder of the fine shall be paid prior to the final release of the defendant by the court.

(f) In lieu of payment of a fine imposed pursuant to this section, the court may order that the person perform community service specified by the court. The person shall receive a credit on the fine imposed in the amount equal to \$5.00 for each full hour spent by the person in the specified community service. The community service ordered by the court shall be required to be performed at not later than one year after the fine is imposed or by an earlier date specified by the court. If by the required date the person performs an insufficient amount of community service to reduce to zero the portion of the fine required to be paid by the person, the remaining balance of the fine shall be due on that date.

(g) Upon filing a complaint, citation or notice to appear alleging a person has violated this section, and prior to conviction thereof, the city attorney shall request and shall receive from the:

(1) Division a record of all prior convictions obtained against such person for any violations of any of the motor vehicle laws of this state; and

(2) Kansas Bureau of Investigation central repository all criminal history record information concerning such person.

(h) The court shall electronically report every conviction of a violation of this section and every diversion agreement entered into in lieu of further criminal proceedings on a complaint, citation or notice to appear of this section to the division. Prior to sentencing under this section, the court shall request and shall receive from the:

(1) Division a record of all prior convictions obtained against such person for any violation of any of the motor vehicle laws of this state; and,

(2) Kansas Bureau of Investigation central repository all criminal history record information concerning such person.

(i) Upon conviction of a person of a violation of this section, the division, upon receiving a report of conviction, shall:

(1) Disqualify the person from driving a commercial motor vehicle under K.S.A. 8-2,142, and amendments thereto; and

(2) suspend, restrict or suspend and restrict the person's driving privileges as provided by K.S.A. 8-1014, and amendments thereto.

(j) Upon conviction of a person of a violation of this section, the court may order that the convicted person pay restitution to any victim who suffered loss due to the violation for which the person was convicted.

(k) Upon conviction of a person of a violation of this section, the court shall assess applicable costs authorized by subsection [23-13\(a\)\(5\)](#) of this Code against the convicted person, unless the court makes a finding of undue hardship.

(l) No plea bargaining agreement shall be entered into nor shall any judge approve a plea bargaining agreement entered into for the purpose of permitting a person charged with a violation of this section to avoid the mandatory penalties established by this section.

(m) The alternatives set out in subsections (a)(1), (a)(2) and (a)(3) of this section may be pleaded in the alternative, and the city may, but shall not be required to, elect one or two of the three prior to submission of the case to the fact finder.

(n) For the purposes of determining whether a conviction is a first or second in sentencing under this section:

(1) Convictions for a violation of K.S.A. 8-1567, and amendments thereto, or a violation of an ordinance of any city or resolution of any county which prohibits the acts that such section prohibits, or entering into a diversion agreement in lieu of further criminal proceedings on a complaint alleging any such violations, shall be taken into account, but only convictions or diversions occurring on or after July 1, 2001. Nothing in this provision shall be construed as preventing any court from considering any convictions or diversions occurring during the person's lifetime in determining the sentence to be imposed within the limits provided for a first, second, third, fourth or subsequent offense;

(2) Any convictions for a violation of the following sections occurring during a person's lifetime shall be taken into account:

a. This section or K.S.A. 8-2,144;

b. Operating a vessel under the influence of alcohol or drugs, K.S.A. 32-1131, and amendments thereto;

c. Involuntary manslaughter while driving under the influence of alcohol or drugs, K.S.A. 21-3442, prior to its repeal, or K.S.A. 21-5405(a)(3), and amendments thereto;

d. Aggravated battery as described in K.S.A. 21-5413(b)(3), and amendments thereto; and

e. Aggravated vehicular homicide, K.S.A. 21-3405a, prior to its repeal, or vehicular battery, K.S.A. 21-3405b, prior to its repeal, if the crime was committed while committing a violation of K.S.A. 8-1567, and amendments thereto.

(3) *Conviction* includes:

a. Entering into a diversion agreement in lieu of further criminal proceedings on a complaint alleging a violation of a crime described in subsection (n)(2);

b. Conviction of a violation of an ordinance of a city in this state, a resolution of a county in this state or any law of another state which would constitute a crime described in subsection (n)(1) or (n)(2); and

c. Receiving punishment under the uniform code of military justice or Kansas code of military justice for an act which was committed on a military reservation and which would constitute a crime described in subsection (n)(1) or (n)(2) if committed off a military reservation in this state.

(4) It is irrelevant whether an offense occurred before or after conviction for a previous offense; and

(5) Multiple convictions of any crime described in subsection (n)(1) or (n)(2) arising from the same arrest shall only be counted as one conviction.

(o) For the purpose of this section:

(1) *Alcohol concentration* means the number of grams of alcohol per 100 milliliters of blood or per 210 liters of breath;

(2) *Imprisonment* shall include any restrained environment in which the court and law enforcement agency intend to retain custody and control of a defendant and such environment has been approved by the board of county commissioners or the governing body of a city; and

(3) *Drug* includes toxic vapors as such term is defined in K.S.A. 21-5712, and amendments thereto.

ARTICLE XVI. – MOTOR VEHICLE EQUIPMENT GENERALLY

Sec. 35-820. - Compression release engine braking system.

- (a) It shall be unlawful for the driver of any motor vehicle to use of cause to be used or operated any compression release engine braking system without such motor vehicle being equipped with a muffler in accordance with [section 35-814](#).
- (b) As used in this section, “compression release engine braking system” means a hydraulically operated device that converts a power producing diesel engine into a power absorbing retarding mechanism.

Section 2. That said original Sections 35-250, 35-254.1, 35-257, 35-287 and 35-820 of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas are hereby repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication in the official Unified Government newspaper.

**PASSED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED
GOVERNMENT
OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS,**

THIS _____ DAY OF _____, 2016.

Mark Holland, Mayor/CEO

Attest:

Unified Government Clerk

Approved As To Form:

Meaghan E. Shultz, Assistant Counsel

Published _____

ORDINANCE NO. _____

An ordinance relating to Chapter 35 Traffic, amending Sections 35-250, 35-257 and 35-820, and repealing Sections 35- 254.1 and 35-287 of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS:

Section 1. That Chapter 35 Traffic, Sections 35-250, 35-257 and 35-820 of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas, be amended to read as follows:

ARTICLE IV. – RECKLESS DRIVING, DRIVING WHILE INTOXICATED, ETC.

Sec. 35-250. - Driving while under the influence of alcohol or drugs or both; penalties.

(a) Driving under the influence is operating or attempting to operate any vehicle within this city while:

(1) The alcohol concentration in the person's blood, breath, urine or other bodily fluid as shown by any competent evidence, including other competent evidence is 0.08 or more;

(2) The alcohol concentration in the person's blood, breath, urine or other bodily fluid as measured within three hours of the time of operating or attempting to operate a vehicle, is 0.08 or more;

(3) Under the influence of alcohol to a degree that renders the person incapable of safely driving a vehicle;

(4) Under the influence of any drug or combination of drugs to a degree that renders the person incapable of safely driving a vehicle; or

(5) Under the influence of a combination of alcohol and any drug or drugs to a degree that renders the person incapable of safely operating a vehicle.

(b)(1) Driving under the influence is:

a. *On a first conviction a class B, nonperson misdemeanor.* The person convicted shall be sentenced to not less than 48 consecutive hours nor more

than six months imprisonment, or in the court's discretion 100 hours of public service, and fined not less than \$750.00 nor more than \$1,000.00. The person convicted shall serve at least 48 consecutive hours imprisonment or 100 hours of public service either before or as a condition of any grant of probation or suspension, reduction of sentence or parole. The court may place the person convicted under a house arrest program to serve the remainder of the minimum sentence only after such person has served 48 consecutive hours imprisonment;

b. *On a second conviction a class A, nonperson misdemeanor.* The person convicted shall be sentenced to not less than 90 days nor more than one year's imprisonment and fined not less than \$1,250.00 nor more than \$1,750.00. The person convicted shall serve at least five consecutive days imprisonment before the person is granted probation, suspension or reduction of sentence or parole or is otherwise released. The five days imprisonment mandated by this subsection may be served in a work release program only after such person has served 48 consecutive hours imprisonment, provided such work release program requires such person to return to confinement at the end of each day in the work release program. The person convicted, if placed into a work release program, shall serve a minimum of 120 hours of confinement. Such 120 hours of confinement shall be a period of at least 48 consecutive hours of imprisonment followed by confinement hours at the end of and continuing to the beginning of the offender's work day. The court may place the person convicted under a house arrest program to serve the five-days imprisonment mandated by this subsection only after such person has served 48 consecutive hours imprisonment. The person convicted, if placed under house arrest, shall be monitored by an electronic monitoring device, which verifies the offender's location. The offender shall serve a minimum of 120 hours of confinement within the boundaries of the offender's residence. Any exceptions to remaining within the boundaries of the offender's residence provided for in the house arrest agreement shall not be counted as part of the 120 hours;

c. *On a third conviction a class A, nonperson misdemeanor, except as provided in K.S.A. 8-1567(b)(1)(D).* The person convicted shall be sentenced to not less than 90 days nor more than one year's imprisonment and fined not less than \$1,750.00 nor more than \$2,500.00. The person convicted shall be eligible for release on probation, suspension or reduction of sentence or parole until the person has served at least 90 days imprisonment. The 90 days imprisonment mandated by this subsection may be served in a work release program only after such person has served 48 consecutive hours imprisonment, provided such work release program requires such person to return to confinement at the end of each day in the work release program. The person convicted, if placed into a work release program, shall serve a minimum of 2,160 hours of confinement. Such 2,160 hours of confinement shall be a period of at least 48 consecutive hours of imprisonment followed by confinement hours at the end of and continuing to the beginning of the offender's work day. The court may place the person convicted under a house arrest program to serve the remainder only after such person has

served 48 consecutive hours imprisonment. The person convicted, if placed under house arrest, shall be monitored by an electronic monitoring device, which verifies the offender's location. The offender shall serve a minimum of 2,160 hours confinement within the boundaries of the offender's residence. Any exceptions to remaining within the boundaries of the offender's residence provided for in the house arrest agreement shall not be counted as part of the 2,160 hours.

(2) In addition, prior to sentencing for any conviction, the court shall order the person to participate in an alcohol and drug evaluation conducted by a provider in accordance with K.S.A. 8-1008, and amendments thereto. The person shall be required to follow any recommendation made by the provider after such evaluation, unless otherwise ordered by the court.

(c) Any person convicted of violating this section, who had one or more children under the age of 14 years in the vehicle at the time of the offense, shall have such person's punishment enhanced by one month of imprisonment. This imprisonment must be served consecutively to any other penalty imposed for a violation of this section. Any enhanced penalty imposed shall not exceed the maximum sentence allowable by law. During the service of the one month enhanced penalty, the judge may order the person on house arrest, work release, or other conditional release.

(d) If a person is charged with a violation of this section involving drugs, the fact that the person is or has been entitled to use the drug under the laws of this state shall not constitute a defense against the charge.

(e) The court may establish the terms and time for payment of any fines, fees, assessments, and costs imposed pursuant to this section. Any assessment and costs shall be required to be paid not later than 90 days after imposed, and any remainder of the fine shall be paid prior to the final release of the defendant by the court.

(f) In lieu of payment of a fine imposed pursuant to this section, the court may order that the person perform community service specified by the court. The person shall receive a credit on the fine imposed in an amount equal to \$5.00 for each full hour spent by the person in the specified community service. The community service ordered by the court shall be required to be performed not later than one year after the fine is imposed or by an earlier date specified by the court. If by the required date the person performs an insufficient amount of community service to reduce to zero the portion of the fine required to be paid by the person, the remaining balance of the fine shall become due on that date.

(g)(1) Upon filing a complaint, citation or notice to appear alleging a violation of this section, and prior to a conviction thereof, the city attorney shall request and shall receive from the:

a. Division a record of all prior convictions obtained against such person for any violations of any of the motor vehicle laws of this state; and

b. Kansas Bureau of Investigation central repository of all criminal history record information concerning such person.

(2) If the elements of a violation of this section are the same as the elements of a violation of K.S.A. 8-1567 that would constitute, and be punished as, a felony, the city attorney shall refer the violation to the district attorney for prosecution.

(h) The court shall electronically report every conviction of a violation of this section and every diversion agreement entered into in lieu of further criminal proceedings on a complaint alleging a violation of this section to the division. Prior to sentencing under the provisions of this section, the court shall request and receive from the division a record of all prior convictions obtained against such person for any violations of any motor vehicle laws of this state.

(i) For the purposes of determining whether a conviction is a first, second or third conviction in sentencing under this section:

(1) Convictions for a violation of this section, K.S.A. 8-1567, and amendments thereto, or a violation of an ordinance of any city or resolution of any county which prohibits the acts that this section prohibits, or entering into a diversion agreement in lieu of further criminal proceeding on a complaint alleging any such violations, shall be taken into account, but only convictions or diversions occurring on or after July 1, 2001. Nothing in this provision shall be construed as preventing any court from considering any convictions or diversions occurring during the person's lifetime in determining the sentence to be imposed within the limits provided for a first, second, third, fourth or subsequent offense;

(2) Any convictions for a violation of the following sections occurring during a person's lifetime shall be taken into account:

~~Refusing to submit to a test to determine the presence of alcohol or drugs, as provided in K.S.A. Supp. 8-1025 or~~ [section 35-254.1](#)

a. Driving a commercial motor vehicle under the influence, K.S.A. 8-2,144, and amendments thereto or [section 35-257](#) of this Code;

b. Operating a vessel under the influence of alcohol or drugs, K.S.A. 32-1131, and amendments thereto;

Comment [MJ1]: KSA 8-1025 was held unconstitutional by the Kansas Supreme Court

- c. Involuntary manslaughter while driving under the influence of alcohol or drugs, K.S.A. 21-3442, prior to its repeal, or K.S.A. 21-5405(a)(3), and amendments thereto;
- d. Aggravated battery as described in K.S.A. Supp. 21-5413(b)(3), and amendments thereto; and
- e. Aggravated vehicular homicide, K.S.A. 21-3405a, prior to its repeal, or vehicular battery, K.S.A. 21-3405b, prior to its repeal, if the crime was committed while committing a violation of K.S.A. 8-1567, and amendments thereto;

(3) Conviction includes:

- a. Entering into a diversion agreement in lieu of further criminal proceedings on a complaint alleging a violation of a crime described in subsection (i)(2);
- b. Conviction of a violation of an ordinance of a city in this state, a resolution of a county in this state or any law of another state which would constitute a crime described in subsection (i)(1) or (i)(2); and
- c. Receiving punishment under the uniform code of military justice or Kansas code of military justice for an act which was committed on a military reservation and which would constitute a crime described in subsection (i)(1) or (i)(2) if committed off a military reservation in this state;

(4) Multiple convictions of any crime described in subsection (i)(1) or (i)(2) arising from the same arrest shall only be counted as one conviction;

(5) It is irrelevant whether an offense occurred before or after conviction for a previous offense; and

(6) A person may enter into a diversion agreement in lieu of further criminal proceedings for a violation of this section, and amendments thereto, only once during the person's lifetime.

(j) Upon conviction of a person of a violation of this section, the court may order that the convicted person pay restitution to any victim who suffered loss due to the violation for which the person was convicted.

(k) Upon conviction of a person of a violation of this section, the court shall assess applicable costs authorized by subsection [23-13\(a\)\(5\)](#) of this Code against the convicted person, unless the court makes a finding of undue hardship.

(l) Upon conviction of a person of a violation of this section, the division, upon receiving a report of conviction, shall suspend, restrict or suspend and restrict the person's driving privileges as provided by K.S.A. 8-1014, and amendments thereto.

(m) No plea bargaining agreement shall be entered into nor shall any judge approve a plea bargaining agreement entered into for the purpose of permitting a person charged with a violation of this section to avoid the mandatory penalties established by this section. For the purpose of this subsection, entering into a diversion agreement pursuant to K.S.A. 12-4413 et seq., and amendments thereto, shall not constitute plea bargaining.

(n) The alternatives set out in subsections (a)(1), (a)(2) and (a)(3) of this section may be pleaded in the alternative, and the city may, but shall not be required to, elect one or two of the three prior to submission of the case to the fact finder.

(o) As used in this section:

(1) *Alcohol concentration* means the number of grams of alcohol per 100 milliliters of blood or per 210 liters of breath;

(2) *Imprisonment* shall include any restrained environment in which the court and law enforcement agency intend to retain custody and control of a defendant and such environment has been approved by the board of county commissioners or the governing body of a city; and

(3) *Drug* includes toxic vapors as such term is defined in K.S.A. 2011 Supp. 21-5712, and amendments thereto.

~~Sec. 35-254.1. -- Refusal to submit to alcohol or drug test.~~

~~Refusing to submit to a test to determine the presence of alcohol or drugs is refusing to submit to or complete a test or tests deemed consented to under subsection (a) of K.S.A. 8-1001, and amendments thereto, if such person has:~~

~~(1) Any prior test refusal as defined in K.S.A. 8-1013, and amendments thereto, which occurred:~~

~~a. On or after July 1, 2001; and~~

~~b. When such person was 18 years of age or older; or~~

~~(2) Any prior conviction for a violation of K.S.A. 8-1567 or K.S.A. 8-2,144, and amendments thereto, or a violation of an ordinance of any city or resolution of any county which prohibits~~

Comment [MJ2]: This law was held unconstitutional by the Kansas Supreme Court in 2016.

~~the acts that such section prohibits, or entering into a diversion agreement in lieu of further criminal proceedings on a complaint alleging any such violations, which occurred:~~

~~a. On or after July 1, 2001; and~~

~~b. When such person was 18 years of age or older.~~

~~(b) Refusing to submit to a test to determine the presence of alcohol or drugs is:~~

~~(1) On a first conviction, a class A nonperson misdemeanor. The person convicted shall be sentenced to not less than 90 days nor more than one year's imprisonment and fined not less than \$1,250.00 nor more than \$1,750.00. The person convicted shall serve at least five consecutive days imprisonment before the person is granted probation, suspension or reduction of sentence or parole or is otherwise released. The five days imprisonment mandated by this subsection may be served in a work release program only after such person has served 48 consecutive hours imprisonment, provided such work release program requires such person to return to confinement at the end of each day in the work release program. The person convicted, if placed into a work release program, shall serve a minimum of 120 hours of confinement. Such 120 hours of confinement shall be a period of at least 48 consecutive hours of imprisonment followed by confinement hours at the end of and continuing to the beginning of the offender's work day. The court may place the person convicted under a house arrest program and amendments thereto, to serve the five days imprisonment mandated by this subsection only after such person has served 48 consecutive hours imprisonment. The person convicted, if placed under house arrest, shall be monitored by an electronic monitoring device, which verifies the offender's location. The offender shall serve a minimum of 120 hours of confinement within the boundaries of the offender's residence. Any exceptions to remaining within the boundaries of the offender's residence provided for in the house arrest agreement shall not be counted as part of the 120 hours;~~

~~(2) On a second conviction, a class A, nonperson misdemeanor, except as provided in K.S.A. 8-1025(b)(1)(C). The person convicted shall be sentenced to not less than 90 days nor more than one year's imprisonment and fined not less than \$1,750.00 nor more than \$2,500.00. The person convicted shall not be eligible for release on probation, suspension or reduction of sentence or parole until the person has served at least 90 days imprisonment. The 90 days imprisonment mandated by this subsection may be served in a work release program only after such person has served 48 consecutive hours imprisonment, provided such work release program requires such person to return to confinement at the end of each day in the work release program. The person convicted, if placed into a work release program, shall serve a minimum of 2,160 hours of confinement. Such 2,160 hours of confinement shall be a period of at least 48 consecutive hours of imprisonment followed by confinement hours at the end of and continuing to the beginning of the offender's work day. The court may place the person convicted under a house arrest program pursuant to K.S.A. 21-6609, and amendments thereto, to serve the 90 days imprisonment mandated by this subsection only after such person has served 48 consecutive hours imprisonment. The person convicted, if placed under house arrest, shall be monitored by an electronic monitoring device, which verifies the offender's location. The offender shall serve~~

a minimum of 2,160 hours of confinement within the boundaries of the offender's residence. Any exceptions to remaining within the boundaries of the offender's residence provided for in the house arrest agreement shall not be counted as part of the 2,160 hours;

(3) In addition, prior to sentencing for any conviction, the court shall order the person to participate in an alcohol and drug evaluation conducted by a provider in accordance with K.S.A. 8-1008, and amendments thereto. The person shall be required to follow any recommendation made by the provider after such evaluation, unless otherwise ordered by the court.

(c) Any person convicted of violating this section who had one or more children under the age of 14 years in the vehicle at the time of the offense shall have such person's punishment enhanced by one month of imprisonment. This imprisonment must be served consecutively to any other minimum mandatory penalty imposed for a violation of this section. Any enhanced penalty imposed shall not exceed the maximum sentence allowable by law. During the service of the enhanced penalty, the judge may order the person on house arrest, work release or other conditional release.

~~(d) The court may establish the terms and time for payment of any fines, fees, assessments and costs imposed pursuant to this section. Any assessments and costs shall be required to be paid not later than 90 days after imposed, and any remainder of the fine shall be paid prior to the final release of the defendant by the court.~~

~~(e) In lieu of payment of a fine imposed pursuant to this section, the court may order that the person perform community service specified by the court. The person shall receive a credit on the fine imposed in an amount equal to \$5.00 for each full hour spent by the person in the specified community service. The community service ordered by the court shall be required to be performed not later than one year after the fine is imposed or by an earlier date specified by the court. If by the required date the person performs an insufficient amount of community service to reduce to zero the portion of the fine required to be paid by the person, the remaining balance of the fine shall become due on that date.~~

~~(f) The court shall electronically report every conviction of a violation of this section and every diversion agreement entered into in lieu of further criminal proceedings on a complaint alleging a violation of this section to the division. Prior to sentencing under the provisions of this section, the court shall request and shall receive from the division a record of all prior convictions obtained against such person for any violations of any of the motor vehicle laws of this state.~~

~~(g) For the purpose of determining whether a conviction is a first, second, third, fourth or subsequent conviction in sentencing under this section:~~

~~(1) Convictions for a violation of K.S.A. 8-1567, and amendments thereto, or a violation of an ordinance of any city or resolution of any county which prohibits the acts that such section prohibits, or entering into a diversion agreement in lieu of further criminal proceedings on a complaint alleging any such violations, shall be taken into account, but only convictions or diversions occurring:~~

~~a. On or after July 1, 2001; and~~

~~b. When such person was 18 years of age or older. Nothing in this provision shall be construed as preventing any court from considering any convictions or diversions occurring during the person's lifetime in determining the sentence to be imposed within the limits provided for a first, second, third, fourth or subsequent offense.~~

~~(2) Any convictions for a violation of the following sections which occurred during a person's lifetime shall be taken into account, but only convictions occurring when such person was 18 years of age or older:~~

~~a. This section or K.S.A. 8-1025;~~

~~b. Driving a commercial motor vehicle under the influence, K.S.A. 8-2,144, and amendments thereto, or [section 35-257](#) of this Code;~~

~~c. Operating a vessel under the influence of alcohol or drugs, K.S.A. 32-1131, and amendments thereto;~~

~~d. Involuntary manslaughter while driving under the influence of alcohol or drugs, K.S.A. 21-3442, prior to its repeal, or K.S.A. Supp. 21-5405(a)(3), and amendments thereto;~~

~~e. Aggravated battery as described in K.S.A. Supp. 21-5413(b)(3) and amendments thereto; and~~

~~f. Aggravated vehicular homicide, K.S.A. 21-3405a, prior to its repeal, or vehicular battery, K.S.A. 21-3405b, prior to its repeal, if the crime was committed while committing a violation of K.S.A. 8-1567, and amendments thereto.~~

~~(3) Conviction includes:~~

~~a. Entering into a diversion agreement in lieu of further criminal proceedings on a complaint alleging a violation of a crime described in subsection (g)(2);~~

~~b. Conviction of a violation of an ordinance of a city in this state, a resolution of a county in this state or any law of another state which would constitute a crime described in subsection (g)(1) or (g)(2); and~~

~~c. Receiving punishment under the uniform code of military justice or Kansas code of military justice for an act which was committed on a military reservation and which would constitute a crime described in subsection (g)(1) or (g)(2) if committed off a military reservation in this state.~~

~~(4) It is irrelevant whether an offense occurred before or after conviction for a previous offense;~~

~~(5) Multiple convictions of any crime described in subsection (g)(1) or (g)(2) of this section arising from the same arrest shall only be counted as one conviction;~~

~~(6) The prior conviction that is an element of the crime of refusing to submit to a test to determine the presence of alcohol or drugs shall not be used for the purpose of determining whether a conviction is a first, second, third or subsequent conviction in sentencing under this section and shall not be considered in determining the sentence to be imposed within the limits provided for a first, second, third or subsequent offense; and~~

~~(7) A person may enter into a diversion agreement in lieu of further criminal proceedings for a violation of this section, or an ordinance which prohibits the acts of this section, only once during the person's lifetime.~~

~~(h) Upon conviction of a person of a violation of this section, the division, upon receiving a report of conviction, shall suspend, restrict or suspend and restrict the person's driving privileges as provided by K.S.A. 8-1014, and amendments thereto.~~

~~(i) Upon conviction of a person of a violation of this section, the court may order that the convicted person pay restitution to any victim who suffered loss due to the violation for which the person was convicted.~~

~~(j) Upon the filing of a complaint, citation or notice to appear alleging a person has violated the acts prohibited by this section, and prior to conviction thereof, a city attorney shall request and shall receive from the:~~

~~(1) Division a record of all prior convictions obtained against such person for any violations of any of the motor vehicle laws of this state; and~~

~~(2) Kansas bureau of investigation central repository all criminal history record information concerning such person.~~

~~(k) No plea bargaining agreement shall be entered into nor shall any judge approve a plea bargaining agreement entered into for the purpose of permitting a person charged with a violation of this section to avoid the mandatory penalties established by this section or by the ordinance. For the purpose of this subsection, entering into a diversion agreement pursuant to K.S.A. 12-4413 et seq. or 22-2906 et seq., and amendments thereto, shall not constitute plea bargaining.~~

~~As used in this section, imprisonment shall include any restrained environment in which the court and law enforcement agency intend to retain custody and control of a defendant and such environment has been approved by the board of county commissioners or the governing body of a city.~~

Sec. 35-257. - Driving commercial motor vehicle with 0.04 alcohol concentration or under the influence of drugs or alcohol; penalties.

- (a) Driving a commercial motor vehicle under the influence is operating or attempting to operate any commercial motor vehicle, as defined in K.S.A. 8-2,128, and amendments thereto, within this city while:

(1) The alcohol concentration in the person's blood or breath as shown by any competent evidence, including other competent evidence as defined in K.S.A. 8-1013(f)(1) and amendments thereto, is 0.04 or more;

(2) The alcohol concentration in the person's blood or breath as measured within three hours of the time of driving a commercial motor vehicle is 0.04 or more; or

(3) Committing a violation of [section 35-250\(a\)](#) of this chapter and amendments thereto.

- (b) (1) Driving a commercial vehicle under the influence is:

a. On a first conviction a class B, nonperson misdemeanor. The person convicted shall be sentenced to not less than 48 consecutive hours nor more than six months imprisonment, or in the court's discretion, 100 hours of public service, and fined not less than \$750.00 nor more than \$1,000.00. The person convicted shall serve at least 48 consecutive hours imprisonment or 100 hours of public service either before or as a condition of any grant of probation, suspensions or reduction of sentence or parole or other release;

b. On a second conviction a class A, nonperson misdemeanor. The person convicted shall be sentenced to not less than 90 days nor more than one year's imprisonment and fined not less than \$1,250.00 nor more than \$1,750.00. The person convicted shall serve at least five consecutive days imprisonment before the person is granted probation, suspension or reduction of sentence or parole or is otherwise released. The five days imprisonment mandated by this subsection may be served in a work release program only after such person has served 48 consecutive hours imprisonment, provided such work release program requires such person to return to confinement at the end of each day in the work release program. The person convicted, if placed into a work release, shall serve a minimum of 120 hours of confinement. Such 120 hours of confinement shall be a period of at least 48 consecutive hours of imprisonment followed by confinement hours at the end of and continuing to the beginning of the offender's work day. The court may place the person convicted under a house arrest program pursuant to K.S.A. 21-6609, and amendments thereto, to serve the five days imprisonment mandated by this subsection only after such person has served 48 consecutive hours imprisonment. The person convicted, if placed under house arrest shall be monitored by an electronic monitoring device, which verifies the offender's location. The offender shall serve a minimum of 120 hours of confinement within

the boundaries of the offender's residence. Any exceptions to remaining within the boundaries of the offender's residence provided for in the house arrest agreement shall not be counted as part of the 120 hours; and

(2) In addition, prior to sentencing for any conviction, the court shall order the person to participate in an alcohol and drug evaluation conducted by a provider in accordance with K.S.A. 8-1008, and amendments thereto. The person shall be required to follow any recommendation made by the provider after such evaluation, unless otherwise ordered by the court.

(c) Any person convicted of a violation of this section, who had one or more children under the age of 14 years in the vehicle at the time of the offense, shall have such person's punishment enhanced by one month of imprisonment. This imprisonment shall be served consecutively to any other minimum mandatory penalty imposed for a violation of this section. Any enhanced penalty imposed shall not exceed the maximum sentence allowable by law. During the service of the enhanced penalty, the judge may order the person on house arrest, work release or other conditional release.

(d) If a person is charged with a violation of this section involving drugs, the fact that the person is or has been entitled to use the drug under the laws of this state shall not constitute a defense against the charge.

(e) The court may establish the terms and time for payment of any fines, fees, assessments and costs imposed pursuant to this section. Any assessment and costs shall be required to be paid not later than 90 days after imposed, and any remainder of the fine shall be paid prior to the final release of the defendant by the court.

(f) In lieu of payment of a fine imposed pursuant to this section, the court may order that the person perform community service specified by the court. The person shall receive a credit on the fine imposed in the amount equal to \$5.00 for each full hour spent by the person in the specified community service. The community service ordered by the court shall be required to be performed at not later than one year after the fine is imposed or by an earlier date specified by the court. If by the required date the person performs an insufficient amount of community service to reduce to zero the portion of the fine required to be paid by the person, the remaining balance of the fine shall be due on that date.

(g) Upon filing a complaint, citation or notice to appear alleging a person has violated this section, and prior to conviction thereof, the city attorney shall request and shall receive from the:

(1) Division a record of all prior convictions obtained against such person for any violations of any of the motor vehicle laws of this state; and

(2) Kansas Bureau of Investigation central repository all criminal history record information concerning such person.

(h) The court shall electronically report every conviction of a violation of this section and every diversion agreement entered into in lieu of further criminal proceedings on a complaint, citation or notice to appear of this section to the division. Prior to sentencing under this section, the court shall request and shall receive from the:

(1) Division a record of all prior convictions obtained against such person for any violation of any of the motor vehicle laws of this state; and,

(2) Kansas Bureau of Investigation central repository all criminal history record information concerning such person.

(i) Upon conviction of a person of a violation of this section, the division, upon receiving a report of conviction, shall:

(1) Disqualify the person from driving a commercial motor vehicle under K.S.A. 8-2,142, and amendments thereto; and

(2) suspend, restrict or suspend and restrict the person's driving privileges as provided by K.S.A. 8-1014, and amendments thereto.

(j) Upon conviction of a person of a violation of this section, the court may order that the convicted person pay restitution to any victim who suffered loss due to the violation for which the person was convicted.

(k) Upon conviction of a person of a violation of this section, the court shall assess applicable costs authorized by subsection [23-13\(a\)\(5\)](#) of this Code against the convicted person, unless the court makes a finding of undue hardship.

(l) No plea bargaining agreement shall be entered into nor shall any judge approve a plea bargaining agreement entered into for the purpose of permitting a person charged with a violation of this section to avoid the mandatory penalties established by this section.

(m) The alternatives set out in subsections (a)(1), (a)(2) and (a)(3) of this section may be pleaded in the alternative, and the city may, but shall not be required to, elect one or two of the three prior to submission of the case to the fact finder.

(n) For the purposes of determining whether a conviction is a first or second in sentencing under this section:

(1) Convictions for a violation of K.S.A. 8-1567, and amendments thereto, or a violation of an ordinance of any city or resolution of any county which prohibits the acts that such section prohibits, or entering into a diversion agreement in lieu of further criminal proceedings on a complaint alleging any such violations, shall be taken into account, but only convictions or diversions occurring on or after July 1, 2001. Nothing in this provision shall be construed as preventing any court from considering any convictions or diversions occurring during the person's lifetime in determining the sentence to be imposed within the limits provided for a first, second, third, fourth or subsequent offense;

(2) Any convictions for a violation of the following sections occurring during a person's lifetime shall be taken into account:

a. This section or K.S.A. 8-2,144;

~~b. Refusing to submit to a test to determine the presence of alcohol or drugs, K.S.A. 8-1025, and amendments thereto or 35-254.1;~~

Comment [MJ3]: 8-1025 was held unconstitutional by the KS Supreme Court in 2016

~~b.e.~~ Operating a vessel under the influence of alcohol or drugs, K.S.A. 32-1131, and amendments thereto;

~~c.d.~~ Involuntary manslaughter while driving under the influence of alcohol or drugs, K.S.A. 21-3442, prior to its repeal, or K.S.A. 21-5405(a)(3), and amendments thereto;

~~d.e.~~ Aggravated battery as described in K.S.A. 21-5413(b)(3), and amendments thereto; and

~~e.f.~~ Aggravated vehicular homicide, K.S.A. 21-3405a, prior to its repeal, or vehicular battery, K.S.A. 21-3405b, prior to its repeal, if the crime was committed while committing a violation of K.S.A. 8-1567, and amendments thereto.

(3) *Conviction* includes:

a. Entering into a diversion agreement in lieu of further criminal proceedings on a complaint alleging a violation of a crime described in subsection (n)(2);

b. Conviction of a violation of an ordinance of a city in this state, a resolution of a county in this state or any law of another state which would constitute a crime described in subsection (n)(1) or (n)(2); and

c. Receiving punishment under the uniform code of military justice or Kansas code of military justice for an act which was committed on a military reservation

and which would constitute a crime described in subsection (n)(1) or (n)(2) if committed off a military reservation in this state.

(4) It is irrelevant whether an offense occurred before or after conviction for a previous offense; and

(5) Multiple convictions of any crime described in subsection (n)(1) or (n)(2) arising from the same arrest shall only be counted as one conviction.

(o) For the purpose of this section:

(1) *Alcohol concentration* means the number of grams of alcohol per 100 milliliters of blood or per 210 liters of breath;

(2) *Imprisonment* shall include any restrained environment in which the court and law enforcement agency intend to retain custody and control of a defendant and such environment has been approved by the board of county commissioners or the governing body of a city; and

(3) *Drug* includes toxic vapors as such term is defined in K.S.A. 21-5712, and amendments thereto.

ARTICLE V. – SPEED REGULATIONS

~~Sec. 35-287. – Unlawful operation of low speed vehicle.~~

~~It shall be unlawful for any person to operate a low-speed vehicle on any street or highway with a posted speed limit greater than 40 miles per hour.~~

~~The provisions of subsection (a) of this section shall not prohibit a low-speed vehicle from crossing a street or highway with a posted speed limit in excess of 40 miles per hour.~~

Comment [SM4]: Duplicative of 35-656.

ARTICLE XVI. – MOTOR VEHICLE EQUIPMENT GENERALLY

Sec. 35-820. - Compression release engine braking system.

(a) It shall be unlawful for the driver of any motor vehicle to use of cause to be used or operated any compression release engine braking system without such motor vehicle being equipped with a muffler in accordance with [section 35-814](#).

(b) As used in this section, “compression release engine braking system” means a hydraulically operated device that converts a power producing diesel engine into a power absorbing retarding mechanism.

Comment [SM5]: Added definition to comply with state statute.

Section 2. That said original Sections 35-250, 35-254.1, 35-257, 35-287 and 35-820 of the Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas are hereby repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication in the official Unified Government newspaper.

**PASSED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED
GOVERNMENT
OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS,**

THIS _____ DAY OF _____, 2016.

Mark Holland, Mayor/CEO

Attest:

Unified Government Clerk

Approved As To Form:

Meaghan E. Shultz, Assistant Counsel

STATE OF KANSAS)
WYANDOTTE COUNTY)) SS
CITY OF KANSAS CITY, KS)

REGULAR SESSION
THURSDAY, NOVEMBER 3, 2016

The Unified Government Commission of Wyandotte County/Kansas City, Kansas, met in regular session Thursday, November 3, 2016, with eleven members present: Bynum, Commissioner At-Large First District; Walker, Commissioner At-Large Second District; Townsend, Commissioner First District; McKiernan, Commissioner Second District; Murguia, Commissioner Third District; Johnson, Commissioner Fourth District; Kane, Commissioner Fifth District; Markley, Commissioner Sixth District; Walters, Commissioner Seventh District; Philbrook, Commissioner Eighth District; and Holland, Mayor/CEO, presiding. The following officials were also in attendance: Doug Bach, County Administrator; Ken Moore, Chief Legal Counsel; Bridgette Cobbins, Unified Government Clerk; Gordon Criswell and Melissa Mundt, Assistant County Administrators; Terry Ziegler, Police Chief; Tyrone Garner and Rodney Smith, Deputy Police Chiefs; Major Curtis Nicholson, KCKPD; John Paul Jones, Fire Chief; and Captain Michael Vivian, Sergeant-at-Arms.

MAYOR HOLLAND called the meeting to order.

ROLL CALL: Kane, Markley, Walters, Philbrook, Bynum, Walker, Townsend, McKiernan, Murguia, Johnson, Holland.

INVOCATION was given by Sister Therese Bangert, Our Lady and St. Rose Catholic Church.

Mayor Holland asked if there were any revisions to the agenda. **Bridgette Cobbins, UG Clerk**, said there were none.

MAYOR'S AGENDA

No items of business.

ADMINISTRATOR'S AGENDA

ITEM NO. 1 – 16865...PRESENTATION: POLICE AWARDS

Synopsis: Police awards presented by Chief Terry Ziegler, KCKPD.

Curtis Nicholson, KCKPD, said I'm the Major and I'm in charge of our awards committee. I will be presenting tonight's award ceremony. I want to thank Mr. Bach, Mayor, and Commissioners for allowing us to hold our ceremony this evening.

Tonight we're going to be honoring 18 police officers and firefighters for outstanding service to our community. This ceremony is a little different from most. Normally, there are several different levels of awards that are given, but tonight every award recipient will receive the award for Valor. This is the highest award given by the Kansas City, Kansas Police Department. The award descriptions can be found on the back of the program for the other awards if you're interested.

To the families and the public, when making the preparation for this ceremony, I had to reach out to each recipient and inform them they were receiving the highest award for their heroic actions on the incidents where Brad Lancaster and Dave Melton were killed. They were humble about the invitation to attend, but many of them initially declined the invitation because they felt like their actions were not worthy of recognition.

To the officers and the firefighters that are receiving the awards tonight, during both of these incidents, you knowingly put your lives on the line for Brad and Dave. Heroes don't run from danger, they run towards it and that's exactly what you did. It's my opinion, the opinion of the Award Committee and the opinion of the Chief of Police that you're all heroes and you absolutely deserve these awards tonight.

For our first award I would like to call Sgt. Scott Ladish, Officer Ron Sutton, Sgt. Randal Anderson of the Kansas City, Missouri Police Department; and Officer Jonathan Munyan of the Kansas City, Missouri Police Department.

On May 9th officers responded to the Hollywood Casino on a suspicion person call. After initial contact with the suspect he ran on foot. Detective Brad Lancaster drove to a grassy area where the suspect was running to attempt to capture him. The suspect began firing at Brad ultimately killing him. The suspect entered Lancaster's vehicle as he was trying to escape. Officer Ron Sutton seized the suspect trying to flee in Lancaster's car and intentionally rams it in order to try to prevent his escape. This was unsuccessful. When this was unsuccessful, Officer Sutton and Sgt. Ladish, who had been chasing the suspect on foot, exchanged gunfire with the suspect as he speed away. Sutton's car was struck by gunfire during this exchange. The suspect continued his crime spree carjacking and shooting others that ultimately ended in Kansas City, Missouri when Sgt. Randal Anderson and Officer Jonathan Munyan intervened. The suspect's car was spotted in the area of 68th & 71Hwy. by Sgt. Anderson who gives chase until it crashes

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into a bridge pillar. Officer Munyan arrives and sees the suspect firing at Sgt. Anderson, other officers, and citizens. For more than 100 yards away Officer Munyan fires one shot from his patrol rifle incapacitating the suspect ending his bi-state crime spree. For their actions these officers are receiving the award of Valor.

Next if I could have Detective Larry Chronister, Officer Dylan Passinese, Sgt. Joe Grasela, and Officer Eric Jones please come forward. On July 19th Officer Eric Jones sees a group of men running who match the description of several suspects who had just committed a drive by shooting in the area of the Juniper Gardens Apartments. Jones was in plain clothes and a plain car because he's supporting an undercover drug operation in the area. Jones notices that one of the suspects is running towards him and drawing a handgun from his waistband. Jones realizes that he's going to be carjacked and/or shot. Jones exits his vehicle, identifies himself and takes one of the suspects into custody. A short time later, Captain David Melton and Detective Chronister see another suspect running in the area of 22nd & Kimball. Both speed towards the suspect knowing that he has just committed a drive by shooting. Captain Melton's car is facing towards the suspect as he arrives just a little before Detective Chronister who follows behind. The suspect begins firing at Captain Melton at close range. Chronister sees this and tries to approach from an angle where he can run over the suspect but is unable to do so because of the position of Melton's car and the position of the suspect. Chronister renders aid to Melton and gives the suspect's direction of travel to approaching officers. Officer Dylan Passinese and Sgt. Joe Grasela drive to the area where the suspect is running knowing that he had just shot Captain Melton. Because of their extensive knowledge of the area, they intercept him at the moment that he exits the woods and takes him into custody. For their actions, these officers are receiving the award for Valor.

I'd like to invite the following firefighters to come forward: Firefighter Jeremy Hedlund, Cary Eldridge, Robert Sanders, Ray Lopez, Wayne Bradley, Phil Blomberg, Dan Porter, Chris Wing, and Ryan Johnson. As many of you know, police officers and firefighters have a playful and ongoing rivalry about whose job is the most dangerous, whose job is the most important. Today, I, as some of my comrades will concede that our jobs are equally important and equally dangerous because of the actions that these firefighters took trying to save Captain Melton's life. While Dave lay on the ground fighting for his life, these heroic firefighters ran past many police officers in a scene which was unsecure. That means that the person who just shot Dave was still on the loose, but they didn't care. These firefighters are unarmed, but nevertheless ran to the scene to attempt to save Dave putting their own lives in danger. I don't know that the KCKPD

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has ever given our highest award to a firefighter, but tonight we are honored to do so. For their actions these firefighters are receiving the KCKPD award for Valor.

May I have the Melton family please step forward. This is the first of several awards that the Melton family is going to receive tonight. On July 19th Captain Robert “Dave” Melton responded to the area of 22nd & Kimball to attempt to apprehend a suspect who had just committed a drive by shooting. During that incident, Captain Melton was killed in the line of duty. Captain Melton is being awarded the KCKPD medal of Valor for his heroic actions. Accepting this award on his behalf is his family. Please help acknowledge Captain Melton’s family and Captain Melton for their sacrifice to this community.

Terry Ziegler, Police Chief, said the next honor that we want to give to the Melton family comes from the American Police Hall of Fame. It’s the Medal of Valor; I’m sorry Medal of Honor. The plaque reads, we also have a plaque for Officer Bates. It says “This is presented in memory of Captain Robert “David” Melton, Kansas City, Kansas Police Department, who in the performance of his duties as a Public Safety Officer, gave his life on July 19, 2016, protecting life and property that we dedicate ourselves to his memory and the supreme sacrifice he made.” This posthumous award is public recognition of the honor in which we will forever honor him by etching his name in the Police Hall of Fame Memorial so that his sacrifice, his dedication to humanity and justice will always be remembered by generations to come.

The last presentation is from the International Association of Chiefs of Police. It’s called their Tribute Award. They prepared a statement. I’m going to read to you. It says, “Today, the International Association of Chiefs of Police acknowledges the death of Captain Robert “Dave” Melton in the service of his community. Captain Melton died doing a job he loved, serving a community he loved even more. Captain Melton represents all that is decent, honorable and intrepid about America. To think Captain Melton is heroic because of his death is to miss the significance of this tribute. What was so noble about Captain Melton was not how he died, but how he lived. Captain Melton did not lose his life, he gave it. That is what we are honoring here tonight. A police officer pledges to keep our todays safe knowing full well it could cost the officer his tomorrows. Today, the International Association of Chiefs of Police presents its tribute to the family of Captain Robert Melton.” The inscription on the stone reads, “The wicked flee when no man pursuith, but the righteous are bold as lions.” Captain Melton’s name is now deeply engraved on the IACP’s tribute. Please know that law enforcement agencies

from around the world share in your loss. May this tribute serve as a reminder that Captain Robert “Dave” Melton will never be forgotten.

I just want to say that losing Detective Lancaster and Captain Melton this year has been difficult on our department, but we appreciate the outpouring of support from our community, the entire metropolitan area, and from our law enforcement family. It’s because of the support that we received from you, it made it a little bit easier. We still have a long ways to go and we do appreciate the outpouring of support that we continue to receive to this day.

Mayor Holland said I think in light of the significance of the awards tonight, I’m going to ask Commissioner Harold Johnson just to close us in a word of prayer as we reflect on the weight and significance of what we’ve done tonight.

Commissioner Johnson led in prayer.

Mayor Holland said we’d invite everyone to join the police and the fire in the lobby. There is a reception planned. We have a few more moments of meeting here. We will give you a few moments as you head out and then we will resume our meeting in about two or three minutes. Thank you all for coming tonight.

Action: Presentations were made.

CONSENT AGENDA

Mayor Holland asked if staff, a member of the Commission, or someone present tonight would like to remove an item from the Consent Agenda to please move forward at this time. Otherwise, all items will be voted by a single vote. No one came forward to remove an item.

Action: **Commissioner McKiernan made a motion, seconded by Commissioner Murguia, to approve the Consent Agenda.** Roll call was taken and there were ten “Ayes,” Kane, Markley, Walters, Philbrook, Bynum, Walker, Townsend, McKiernan, Murguia, Johnson.

ITEM NO. 1 – 16809...GRANT: VICTIMS OF CRIME ACT (VOCA)

Synopsis: Request permission to accept the FY17 Federal Victims of Crime Act (VOCA) grant in the amount of \$248,696 to fund the office supplies for a 100% VOCA funded position and for emergency transportation, submitted by Kristen Czugala, Victim Services Unit/Police Department. The grant period runs Oct. 1, 2016 – Sept. 30, 2017. A 20% match is required which will consist of in-kind services and funds already included in the budget. On October 24, 2016, the Public Works and Safety Standing Committee, chaired by Commissioner Bynum, voted unanimously to approve and forward to full commission.

Action: Commissioner McKiernan made a motion, seconded by Commissioner Murguia, to approve. Roll call was taken and there were ten “Ayes,” Kane, Markley, Walters, Philbrook, Bynum, Walker, Townsend, McKiernan, Murguia, Johnson.

ITEM NO. 2 – 16822...REPORT: SOLID WASTE PLANNING COMMITTEE

Synopsis: Request approval of the Solid Waste Planning Committee’s annual report of the Wyandotte County Solid Waste Plan as required by the Kansas Department of Health and Environment (KDHE), submitted by Tim Nick, Public Works Department.

Action: Commissioner McKiernan made a motion, seconded by Commissioner Murguia, to approve. Roll call was taken and there were ten “Ayes,” Kane, Markley, Walters, Philbrook, Walker, Bynum, Townsend, McKiernan, Murguia, Johnson.

ITEM NO. 3 – 16846...REQUEST: FUND KCATA GAP

Synopsis: Request approval to fund the gap between the 2017 Budget for Kansas City Area Transportation Authority (KCATA) services and the actual negotiated 2017 contract, submitted by Justus Welker, Transportation Director. On October 24, 2016, the Public Works and Safety Standing Committee, chaired by Commissioner Bynum, voted unanimously to approve the elimination of the underperforming 105 Rosedale route and assuming complete operational

control of the 102 Central Avenue route and to forward said recommendations to full commission.

Action: Commissioner McKiernan made a motion, seconded by Commissioner Murguia, to approve. Roll call was taken and there were ten “Ayes,” Kane, Markley, Walters, Philbrook, Walker, Bynum, Townsend, McKiernan, Murguia, Johnson.

ITEM NO. 4 – 16854...PLAT: SCHLITTERBAHN VACATION VILLAGE THIRD PLAT

Synopsis: Plat of Schlitterbahn Vacation Village Third Plat, located at 98th Street and Parallel Parkway, being developed by Schlitterbahn Waterparks & Resorts, submitted by Brent Thompson, County Surveyor, and Wayne Moody, Interim County Engineer. This item was held over from the October 27, 2016 full commission meeting.

Action: Commissioner McKiernan made a motion, seconded by Commissioner Murguia, to approve and authorize the Mayor to sign said plat. Roll call was taken and there were ten “Ayes,” Kane, Markley, Walters, Philbrook, Bynum, Walker, Townsend, McKiernan, Murguia, Johnson.

ITEM NO. 5 – 16862...NOMINATIONS: BOARDS AND COMMISSIONS

Synopsis: Nominations for Boards and Commissions:

Don Jolley to Drug & Alcohol Advisory Board, 11/3/16 – 3/31/20, submitted by Commissioner Markley

Pat Dunn to Law Enforcement Advisory Board, 11/3/16 to 3/31/20, submitted by Commissioner Murguia

Action: Commissioner McKiernan made a motion, seconded by Commissioner Murguia, to approve. Roll call was taken and there were ten “Ayes,” Kane, Markley, Walters, Philbrook, Bynum, Walker, Townsend, McKiernan, Murguia, Johnson.

ITEM NO. 6 - MINUTES

Synopsis: Minutes from special session of October 13, 2016.

Action: Commissioner McKiernan made a motion, seconded by Commissioner Murguia, to approve. Roll call was taken and there were ten “Ayes,” Kane, Markley, Walters, Philbrook, Bynum, Walker, Townsend, McKiernan, Murguia, Johnson.

ITEM NO. 7 - WEEKLY BUSINESS MATERIAL

Synopsis: Weekly business material dated October 27 and 31, 2016.

Action: Commissioner McKiernan made a motion, seconded by Commissioner Murguia, to receive and file. Roll call was taken and there were ten “Ayes,” Kane, Markley, Walters, Philbrook, Bynum, Walker, Townsend, McKiernan, Murguia, Johnson.

PUBLIC HEARING AGENDA

No items of business.

STANDING COMMITTEES’ AGENDA

No items of business.

COMMISSIONERS’ AGENDA

No items of business.

LAND BANK BOARD OF TRUSTEES’ AGENDA

No items of business.

PUBLIC ANNOUNCEMENTS

No items of business.

MAYOR HOLLAND ADJOURNED
THE MEETING AT 7:24 P.M.
November 3, 2016

Bridgette Cobbins
Unified Government Clerk

tk

November 3, 2016

STATE OF KANSAS)
WYANDOTTE COUNTY)) SS
CITY OF KANSAS CITY, KS)

SPECIAL SESSION, SATURDAY, NOVEMBER 5, 2016

The Unified Government Commission of Wyandotte County/Kansas City, Kansas, met in Special Session, Saturday, November 5, 2016, with nine members present: Bynum, Commissioner At-Large First District; Walker, Commissioner At-Large Second District; Townsend, Commissioner First District; McKiernan, Commissioner Second District; Johnson, Commissioner Fourth District (left the meeting at 1:20 p.m.); Markley, Commissioner Sixth District; Walters, Commissioner Seventh District; Philbrook, Commissioner Eighth District; and Holland, Mayor/CEO, presiding. Murguia, Commissioner Third District; and Kane, Commissioner Fifth District; were absent. The following officials were also in attendance: Doug Bach, County Administrator; Gordon Criswell, Joe Connor and Melissa Mundt, Asst. County Administrators; Bridgette Cobbins, Unified Government Clerk; Ken Moore, Chief Legal Counsel; Alan Howze, Chief Knowledge Officer; Jeff Fisher, Public Works Director; Kathleen VonAchen, Chief Financial Officer; Debbie Jonscher, Assistant Finance Director; Emerick Cross, Commission Liaison; Maureen Mahoney, Assistant to the Mayor/Chief of Staff; Reginal Lindsey, Budget Manager; Mike Taylor, Public Relations Director; Rocki Mayes, Executive Assistant to County Administrator; and Officer Rausch, Sergeant-at-Arms.

MAYOR HOLLAND called the meeting to order.

ROLL CALL: Markley, Walters, Philbrook, Bynum, Walker, Townsend, McKiernan, Johnson, Holland.

NOTICE OF SPECIAL MEETING of the Unified Government of Wyandotte County/Kansas City, Kansas, to be held Saturday, November 5, 2016, at 8:00 a.m. in the 5th floor conference room of the Municipal Office Building for Strategic Planning Session.

CONSENT TO MEETING of the governing body of Wyandotte County/Kansas City, Kansas, accepting service of the foregoing notice, waiving all and any irregularities in such service and in

such notice, and consent and agree that we, the governing body, shall meet at the time and place therein specified and for the purpose therein stated.

Mayor Holland said for all of you tuning in at home we do two annual retreats. We try to do a spring retreat to really focus on the budget and we try to do the fall retreat really focused on the bigger picture, the 30,000 ft. view of the city and our overall goals and strategies. If a topic comes up today that we really need to get into that's real specific, what we will try to do is get that information down and schedule it for a Special Session so we can stay focused really on the bigger picture. If there is a bigger picture that we need to do today, that's what this whole day is reserved for. Again, if you have a topic that comes up during the course of our conversation, staff will take it down and we will make sure we get it on a Special Session at 5:00 p.m. so we can drill into it. This is good to get ideas out and we will just try to differentiate where it's best to get it done.

I am pleased that everyone made time for this today. Ms. Shockey is going to be leading the meeting and not me and so if you want to talk, ask her. I will just be a participant in the discussion.

Doug Bach, County Administrator, said I will introduce Ms. Shockey who is our consultant who is here with us today who is going to lead us through the process and I will just turn it over to her.

Sheila Shockey, Shockey Consulting Services, said thank you for having us here today and for spending your Saturday with us. I know that Saturday's are precious so we appreciate you spending this time today. Along with my coworker, Lauren Garrott, we're going to be your facilitators today. A facilitator basically just makes sure that we get the issues out on the table that need to be discussed and that everybody gets a chance to participate. I think this is going to be a little bit different. We would like to try to make it so that you're not dealing with those day-to-day kinds of agenda items or you spend so much time responding to citizens' inquiries and trying to help them. We want you to think a little bit more long-term and strategic. Strategic to us really means what are things that we should be doing and what are things we should not be

doing and so kind of keeping that in mind today that we need to put our precious resources toward priority areas and we're going to try to identify those today.

Also, we appreciate that you all filled out a questionnaire ahead of time and that probably cut about four hours of time today so that was very good that you did that because I think we're going to be able to jump ahead a little bit to the particular issues that everyone is interested in and dig a little bit deeper into that as well.

The results of that questionnaire are included in your agenda packet and I kind of just want to talk to you a little bit about what is in your agenda packet. We have a pretty detailed schedule and we have some timeframes that we're going to try to keep to here. We may not make all those but I guarantee you we're going to be out by the 2:00 p.m. timeframe and that's what we're really trying to go for.

Also, in here are just some terminology; the differences between vision, values, mission and goals. Your responsibility today is to really look into the current Vision Statement.



We're going to decide if that's still relevant for a 20-year timeframe. We're looking at a 20-year timeframe for vision and you want to look that far for vision because you want to plan that far ahead for where you're trying to go. Then Value Statements are really how your organization operates. What are the principles behind that? The Mission Statement we're going to work on that a little bit with the staff and then bring that back to you for further consideration at a future time. We're going to have some Goal Statements today and some measures of those goals just kind of general types of measures that we could potentially use to see if you're making progress

toward those 5-year goals in that 20-year vision. That's what we're going to try to accomplish today.

Also in your packet is a list of trends. These are just from research and involvement in city government over the past, I don't know, I think 26 years. My background is in city management, I still belong to ICMA, American Public Work's Association and other agencies and so we took a little time to kind of look at what are some of the major trends and turns of global trends and things that are happening in the US that would potentially impact you in the next 20 years. Not necessarily all of these, but we can group them into five different categories. We did send this out by email so you can click on it and there are some articles that are attached too that if you are interested in kind of learning a little bit more about those items. For example, some of them—just one of the more out there ones is kind of transportation, how technology is changing transportation and making it more of a commodity, making it more valuable to local governments which has been kind of interesting to read about. The increase in population, more urbanization, you're probably going to have more people move to your community over a longer period of time just because folks are moving out of rural areas and that is going to continue to accelerate. Then urbanization and aging population, we're all getting older and that requires different needs. Then kind of the connection between housing, health and equity, social equity; those types of issues and so just kind of be thinking about those types of things. You may have certain things on your agenda that you're dealing with right now in the current but kind of thinking about some of those trends that are happening and things that could impact you in the future.

I don't know that I'm the expert here because I remember telling someone I didn't think the internet was going anywhere back in '89 so I don't know if I've really learned anything from that.

With that what we would like to do is to have each one of you just go around and tell us just in a few words or sentences kind of an issue you have that you think you would like to try to resolve in your term, just one issue. If there weren't any obstacles to that what would be the one issue and so if I think about my term as a mom I have a senior and I just really want him to graduate by the end of the year. That's what I'm focused on right now. We will go around the room and we will start with Brian.

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Commissioner McKiernan said if I could make headway, measureable progress in one area it would be to reduce blight in all the neighborhoods not only in my district but our entire city and county.

Commissioner Johnson said I'll build off of that to develop a successful model for economic development in the urban core.

Commissioner Markley said blight. It's all about blight. Blight times two.

Commissioner Walker said those are also important to me. I will tell you that I'm unhappy with our approach to tax abatement. Essentially the idea that no one should come to this community and from day one not make a contribution financially to the overall good of the community. I would like to see this scorecard on tax abatement.

Mayor Holland said I will probably say just to have a healthy thriving community because I think having a healthy community ties into the economic development ties into the blight reduction and it ties into a lot of the things and it's about quality of life for people. I think that's measured by how healthy people are. I don't know, that's a four-year goal. **Ms. Shockey** said if there weren't any obstacles. **Mayor Holland** said let's say a healthier community.

Commissioner Townsend said I want to say something about blight, economic development, but kind of an umbrella. If there would be one thing, and this would lead to I think progress in those areas, would be to change the perception of who and what my district is about because I think a lot of the impediments that I've seen and heard about stem from perception. Why people won't come to develop, why things are rundown so that would be something I would like to try to continue to work on, perception and what's incorrect about it.

Commissioner Bynum said redevelopment, revitalization in older areas but countywide.

Commissioner Philbrook said very active workforce so we can actually get people here to pay the taxes to do all these things so we need a very viable workforce and to do that we have to have a very viable pipeline to supply those people.

Commissioner Walters said I'm going to say I would like to increase the opportunity for jobs for Wyandotte County specific residents as opposed to non-Wyandotte County residents.

Ms. Shockey said with that we're going to take those issues and we've kind of taken this wall over here and you can see that we have several building blocks. There are five building blocks that are kind of typical in any community and the orange sheets are the ones that you responded to either when we talked with you on the phone or during your questionnaire and so you can kind of start to see some of those issues that are out there. During the break before we go to this I'll stick some of these issues up here too so we have kind of a comprehensive list of various issues that need to be dealt with. You can kind of see how a lot of these are interconnected and that's going to be important I think as we talk through strategy later on today.

With that I'm going to hand it over to Lauren and she is going to go through some ground rules.

Lauren Garrott, Shockey Consulting Services, said like Sheila said we have ground rules. They are posted over here to the right. I'll read them—to my right and your left, I'll read them if you can't see them. These ground rules just help us have a smooth day and everything works out perfectly.

The first one, we strive to keep everybody on time so when we have breaks let's be respectful of that. Get back so we can get you guys out on time.

The next is everyone participates so everybody needs to be heard and that's what you came for so jump in, be present, be here.

The next one, no distractions and that would be small side talks that's a little distracting, also keep your phone on silent. If you have to take a phone call, you can step outside to take it.

Listen. This is listening for understanding; don't just listen to reply to what someone is saying. Let them get their full thought out so we can capture everything. I will be writing things down and let me know if I don't hear you right and I can change what I'm writing.

Speak your mind. Once again don't hold back. We want to hear from you. I don't want to mix stuff up so I want to capture what you're saying.

Next one, this is important. It's okay to disagree. You can disagree but don't be disagreeable. Don't start arguments. I understand you might not agree with what someone is saying but let them get their side out.

Last and not least, enjoy yourself. Have a good time. That's what we're here for.

Next I will go through consensus and that's what we will be working with for our framework today. Here is the definition of consensus. "I have had the opportunity to express my views fully and they have been considered by the group even though the solution may not be my first pick, I believe it will work and I will support it." That's inside of this meeting and outside of this meeting and basically I can live with that. That's what consensus means.

Last, we have a parking lot that I'll post in the back and on that you can write any issues that what we're doing today is the vision, value statement, goals and some outcomes. If you have any other topics that don't relate to that, I'll ask you to put it on the parking lot and we can address that at another time.

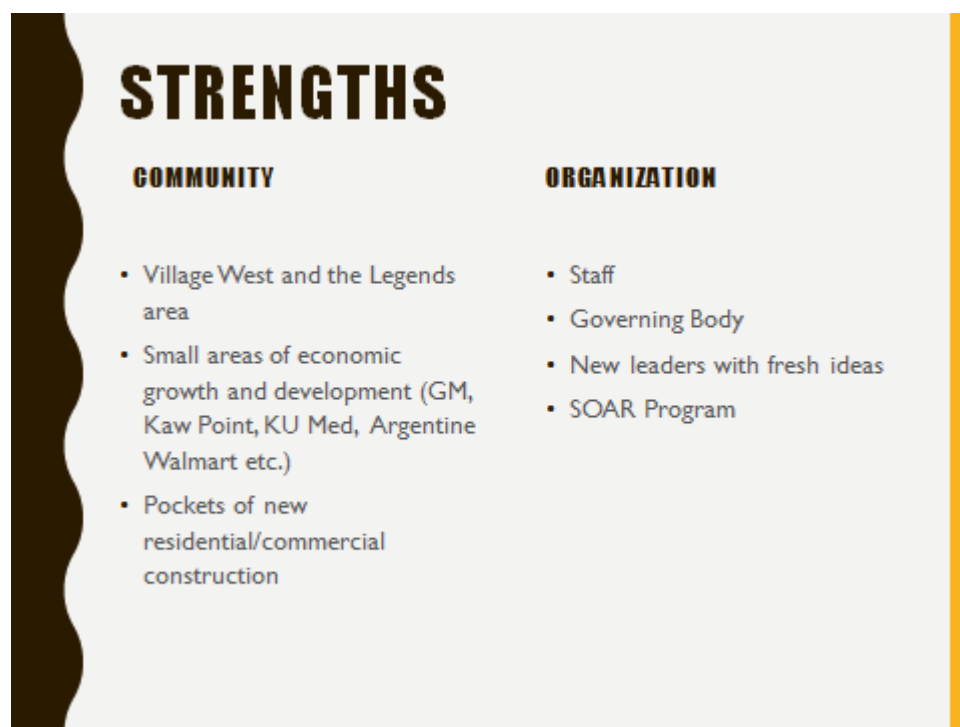
Ms. Shockey said how about the ground rules, is there anything else we should add there and of course these are kind of how you operate normally anyway so are there any other ones that you can think of that you would want to add to that? **Ms. Garrott** asked so is everybody in agreement with the ground rules, a show of hands. Perfect, we appreciate it.

Ms. Shockey said the next part is just kind of a session aspiration. We want to make sure that everybody is really onboard with what we're trying to accomplish today and we want to make sure that we understand if you're comfortable with what we're trying to accomplish today, so the 20-year Vision, the 5-year Goals. Do you think five years is the right timeframe and then the other item would be some sort of a target or what you're working towards so you could actually measure that and it would go into the budget process. Does that sound good, is everyone onboard with that?

We asked on our questionnaire some strengths, weaknesses, opportunities and threats of the Unified Government in your community and we got some great responses from everyone and we put together a slide show.

We had some great responses to that and I think some really good thought went into what those strengths, opportunities, weaknesses and threats are.

Strength and a weakness are usually internally to your community and an opportunity and a challenge may be something that's kind of happening that's external to your community. We categorized these by community and by organization and we want to kind of talk through those to see if we've captured all that and if not, we will add to that list of strengths.



What we heard from you in terms of strengths in the community; Village West and the Legends area is a strength. There are small areas of economic growth and development throughout the community; GM, Kaw Point, KU Med, Argentine Walmart, etc. were a lot of places that people felt like we're starting to revitalize and be more of an economic engine for you. Then pockets of new residential and commercial construction are happening in your community so that's a strong thing to build on.

In terms of the organization; staff, they gave you a shout out and said good staff, good governing body, another person said that we have some new leaders with some fresh ideas. They like to see that and then the SOAR Program, I think is kind of your blight program and there was a lot of positive comments about those.

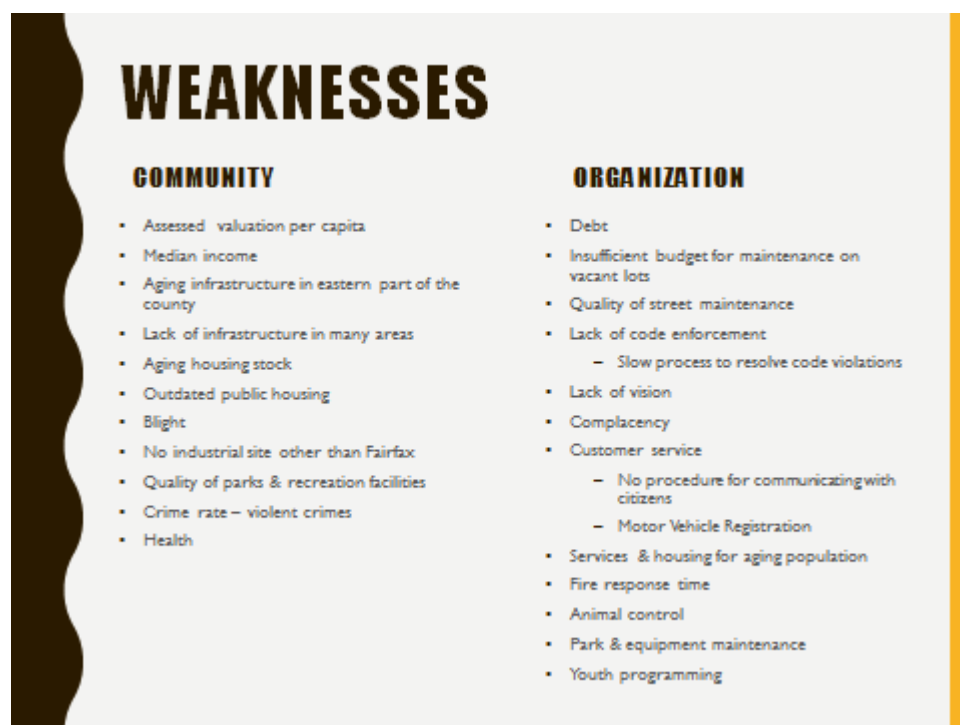
In terms of community strengths, is there anything we're missing here that you think we should add? **Commissioner Philbrook** said neighborhoods. **Ms. Shockey** said you have a great neighborhood program. We work in a lot of different communities and I would agree that's the way to connect to people here, it's awesome.

Mayor Holland said I was also thinking diversity of our community is our greatest strength. **Ms. Shockey** said okay diversity. **Mayor Holland** said not just ethnic and culture, but socioeconomic also.

Commissioner Johnson said I would say public safety.

Ms. Shockey said how about organization? Are there other strengths in your organization that you either as elected officials or staff together, are there any other kind of specific strengths that you can think of there? **Commissioner Philbrook** said it kind of goes along with the new leaders with fresh ideas. It's nice to see that we're trying new and different things to actually reach out into the community and to accomplish what we're after in our goals instead of doing it the same old way and bringing in new IT into our organization trying to work through the whole so everybody is in communication. We're still working on that. **Ms. Shockey** said technology is hard to keep up with.

Commissioner Bynum said I might add technology is helping us to continue to be more transparent. **Ms. Shockey** said transparency through technology. **Mayor Holland** said no. I would say we start in our organization with a baseline of professionalism and confidence that I think we take for granted. I think that creates a baseline for improving things but I think there is a baseline of professionalism, competence, integrity in the organization that without which you can't do anything new.



Ms. Shockey said let's go to some weaknesses. In terms of the community a couple of economic ones, the assessed valuation per capita, the median income, and then infrastructure. Aging infrastructure in the eastern part of the county, lack of infrastructure in many areas, someone said specifically curb and gutters kind of in the central part of the county, aging housing stock, outdated public housing. Public housing is really changing and some of your facilities are older; blight, one person indicated there is no real other industrial sites or complexes other than the Fairfax area, the citizen survey and other commissioners agreed that some of the quality of the parks and recreation facilities could be improved. The crime rate, you've had I think a rise in violent crime, is that right, and so it goes up and down. **Mayor Holland** said well it's a 40-year decline, but an uptick this last year. **Ms. Shockey** said so there were some concerns about that and, as Gayle said, kind of the perception of personal safety and that sort of thing can really be a difficulty and then community health, health of individuals, kind of a healthy community. I think I read you're at the lower end of Kansas health index. Those are definitely areas that there was interest in trying to work through and put emphasis in.

In terms of the organization and services; again, one person felt like debt, that your debt was getting kind of high and didn't want to have that burden for future generations. Insufficient budget for maintenance of vacant lots and quality of street maintenance, code enforcement which kind of goes with the blight. One person in particular put slow process to resolve code violations. I can tell you that every single community I've ever worked for, that's exactly the same issue, so it would be great to figure out how code enforcement could be fixed in all communities. Lack of vision, sometimes being complacent, the community survey talked about customer service that people wanted to have a little bit better customer service. They focused particularly in Motor Vehicle. One of the respondents of the commissioners here said that's a place everybody has to go to. You're going to provide that service to everyone at one time or another and that would be a great place to kind of start with your customer service improvement. No real formal procedure for communicating with citizens. Maybe you're increasing your technology use to kind of create that transparency but also how do you communicate back to a citizen and make sure that you have a formal process for that. We talked earlier about a population here and elsewhere aging and how do you accommodate that. The citizen survey said that services for the aging population and the area aging issues were an issue. Fire response time was another one that was indicated. Animal Control also and every other in the universe animal control is always a big issue. Parks equipment maintenance was an issue and then youth programming.

Those were the ones that were listed either on the questionnaire or through conversations that we've had with individual commissioners.

Anything else you can think of on that in terms of weaknesses we need to think about before we plan our strategy and our goals. Sometimes I think it's easier to put weaknesses down so people tend to have a longer list there.

Commissioners Walters said I would say the lack of vision on the organization I think that could also be in the community. I think kind of like what Gayle was talking about, the image other people have of us and the image we have of our own community I think could be evaluated.



What are the opportunities that we have, a good list of that as well, again from the commissioner conversations and the survey that we did, expanding retail and commercial development at Village West. Someone kind of went into detail about the idea of saving and rehabilitating abandoned houses and commercial buildings. Seeing that as an opportunity to do that I guess you're seeing yourselves and others (inaudible due to laughing). Economic and residential development at Rosedale near KU was seen as another opportunity and then you had some efforts that you're making currently for designing for adults to age in place and so kind of keeping your population here and making sure that you're housing and the way that your health environment is to help people stay in Wyandotte County throughout all life cycle and seeing that as an opportunity. Someone else put a new jail kind of creating some operational efficiencies and that was an opportunity having that new facility to save on resources.

Mayor Holland said I would say another opportunity is we've done a number of studies that KU, I mean the KU/Rosedale is listed up there and we're looking at a northeast study that we're going to start next year to be funded. We've finished the K-32 study and so I think the opportunities we have a lot of studies, planning area studies, but also internally we've done studies for each of our Public Safety and the Jail Study was one. The Fire Study and Police

Study we haven't seen yet. All three of those offer us huge opportunities for efficiencies, operational efficiencies and cost savings, tax reduction that I think are important.

Commissioner Philbrook said I think we have a lot of opportunities along all of our major east-west corridors with K-32 just being finished and getting some fresh ideas on what to do with that. State Avenue is starting to pop more, Parallel, you know and then of course redoing the most northern corridor is Leavenworth Road and we will have a lot of opportunity with that to kind of recreate little pockets of development. There are a lot of different personalities along that old corridor that I think we can emphasize and build on. **Ms. Shockey** said the east-west corridors and in particular the Leavenworth Road northern corridor.

Commissioner Markley said with regard to the Village West comment, I think obviously Village West is a huge strength for us but I think the real opportunity there and one that we have been talking about for a long time, and maybe not done very well at capitalizing on it. The opportunity is to use that development and the income from it to benefit parts of the county that are not appropriate for that kind of development and we're not going to plop Cabela's down the middle of a residential neighborhood but we can use the income from Village West to benefit those in residential areas. We talk about that a lot. We've been talking about how we're using those funds, but I still don't know that people on the ground are really feeling that the money from Village West is going to pay. That's the real opportunity.

Ms. Shockey said I think, Hal, you brought up earlier the tax abatement policy kind of trying to see a different way to go about doing that and maybe trying to shift some resources towards others. Is that kind of what—**Commissioner Walker** said it's larger than that. It's the general terminology with incentives. CID, TDDs, these various things that we give. We cannot continue to receive nothing for 10 years because I'm living now. Ten years from now I may not be here and the idea that some of these businesses come in here and no obligation to continue this operation beyond the tax abatement for a period of time. There's poacher's and maybe we're poacher's in the sense we're pulling businesses from somewhere else, they're getting these incentives and 10 years or 20 years down the road when the benefits run out and they have to start paying the freight, they pick up there business and move. **Ms. Shockey** said maybe the

opportunity is since you have things kind of on a roll out in Village West maybe you can adjust your tax abatement process. **Commissioner Walker** said I don't know all the story of why Kansas City, Missouri eliminated the idea of 100% tax abatement and I don't know if that's the right answer for us. But, the idea that you come to our community, you use it for 10 years; as Jim pointed out, there is no guarantees in these deals that we've done in Wyandotte County are going to be the ones that gets the jobs. There is no local income tax so the money that people make that don't live here go out and we get you know maybe they buy lunch once in a while or gas or stop at the grocery store or something. Maybe we've got the best policy we can come up with. I just think we have to take a fresh look at it. It doesn't work for me where a developer or a business comes in the community and has very little skin in the game and we give away all these benefits and we don't have them locked in to ever guarantee us they will ever pay us a dime.

Commissioner Johnson said a couple things. One, I do think there is an opportunity for a strategic residential construction in the eastern portion of Wyandotte County. This has already been done and I would say to expand that. I think the opportunity is upon us now. The second thing I think there is an opportunity for is workforce development training so we know that we do have jobs in Wyandotte County. At least what we're being told is many of our residents don't have the specific training to have those jobs but then I think beyond that, not just train to get the job but the opportunity to do training in development in terms of how to continue to keep a job.

Commissioner McKiernan said so kind of playing off what Hal had said, I think it's a long distance opportunity but it's an opportunity to maybe have a deeper, richer conversation with all of the municipalities and communities around us regarding the idea of poaching because if all communities agree not to give the highest level of incentive, then all communities can benefit from not periodically losing a business who is simply seeking the next best opportunity for a tax break. If there is an opportunity that we could have a discussion and maybe as a full metro area, I know it's a stretch, but maybe set some ground rules that would ultimately benefit all of us as these businesses stay beyond their abatement period and contribute to the communities that they have come into.

Mayor Holland said I have been on the Border War Taskforce that the governor put together for this very purpose and I think what I would like to do is have—it's been a while since we've updated or reviewed our—the economic development group has an abatement process. I think we need to deep dive into that and really talk about what our abatement strategy is, how it compares to other communities and update that conversation because it is a hot button issue right now that we need to be thoughtful about.

Commissioner Walters said if we do that I would really like to add a concept to the discussion for local employment as an incentive or as a component of the incentive. I know I've been told oh that's really difficult to do but it may be difficult—**Mayor Holland** said it's in there but we could strengthen that. It's not a strong component. **Commissioner Walters** said but its local contractor. **Mayor Holland** said no, we have residency that's an option they can chose but it is not required. **Commissioner Walters** said okay, I would like to refresh that. **Commissioner Johnson** said I would second that motion.

Commissioner Bynum said I would like to maybe add another parking lot item that I think kind of goes a little bit along with what's being said right now and that is I see an opportunity for the Unified Government to be a leader in convening all of our Wyandotte County elected bodies into one large conversation or strategic planning session; BPU, every school district, KCKCC, Unified Government at the same table talking about where our goals are similar and where they might be different. For example, Workforce Development obviously requires an extremely strong partnership with all of our school districts and our community college so I see an opportunity for us to convene everyone involved in policymaking at the table. **Commissioner Walker** asked Bonner and Edwardsville. **Mayor Holland** said yes. **Commissioner Bynum** said every municipality, every school, community college, us and the Board of Public Utilities.

Commissioner Johnson said I would add to this economic development policy as we're talking about getting together our development agreements how do we leverage the investments that happen out west specifically to make sure there is a portion that is utilized on the eastern portion of town. If there is a \$30M investment out west or particularly out at the Legends, is there a way to strategically require that there will at least be a certain percentage that will be utilized to build

up some portion of our older urban community's. **Commissioner Bynum** said almost like an earmark.

Commissioner Philbrook said good idea Harold. I really like that. It's tough for us to go oh we're definite and that's the only thing we can spend it on. You know how we are. We want to fill the potholes and take care of the snow removal and stuff that eats away at that but you're right, if we don't strategically say that money is heading some way, somehow it doesn't get there. **Commissioner Johnson** said the notion at this particular time just be patient and it will eventually—I will say perhaps it is working its way down east but the persons on the eastern side are saying we've been waiting for a lifetime. I hear what Hal is saying and I tend to agree so we need to incentivize that somehow and I know that's easier said than done and that's why we're putting it on the board. **Commissioner Philbrook** said yes, but I'm glad you said it.

Commissioner McKiernan said I'm going to just play off of this. I think we have an opportunity to continue to do a better job of educating all of our citizens about how the development at Village West and western Wyandotte County has already benefitted those of us who live in the eastern end of the county. Not necessarily that there has been new built environment but that the taxes generated by all that new development have in fact kept us at a place where we have not had to raise taxes to pay additional. There has been a benefit but it has been fairly invisible and I think we have an opportunity to communicate better with our citizens about the benefits visible and invisible that is flowing to us from the developments that come in.

Commissioner Townsend said as I look at these, these are great and I'm getting a sense the focus is about economic basically and in some form or other which is great. The Mayor did mention that a lot of opportunities we're going to have as we review development plans and what was it? **Mayor Holland** said the plans for the northeast plan and the—**Commissioner Townsend** said and some others. For Public Safety we've had taskforce so when I thought about this it doesn't appear to be economically based but it is and one of the taskforce issues that the Mayor spearheaded was getting into the rights of our public service where we spend the vast majority of dollars in the budget to look more like the community that it serves. That's going to have economic impact, it will also increase the chances that our community continues to work

with each other; Public Safety and the citizens that it protects, and that we don't have the horrible incidents that occurred in other parts of the city starting a couple of years ago with the incident in Missouri with the young man being shot. That has a lot of repercussions so we have great opportunities with that and I for one want to continue to hone in on that and look at a report card for how we're doing each year with that.

Mayor Holland said I think we have a huge opportunity. I think one of the biggest opportunities we have is our downtown and downtown really the east of 635 but even specifically downtown from 18th Street east. Talk about a great location in the metro area is right in the heart of the metro area in-between the two airports near the job centers of Kansas City, Missouri, near our Fairfax job center, not far from KU job center, not far from the Amazon job center and that location is ideal. I think that vision of Strawberry Hill and Struggler's Hill and so that area becoming the next crossroads and doing a development in there—it's such a prime location for transit oriented development. It's a challenging area socioeconomically but it gives us a great opportunity and to do it without just generifying and pushing everybody out but to build quality affordable housing that people who live there can stay there and grow the population. I think the downtown is a huge opportunity where we need to really embrace.

Ms. Shockey said on that trend there is one that you can click on that has a case study about how when you generify an area how not to push out people and everybody still has a place. **Mayor Holland** said urban growth is outpacing suburban growth for the first time in the country in 30 years so it's a real opportunity and it's a trend that we just need to capitalize on.

Commissioner Walker said I agree with the Mayor that it is an opportunity. I look at the historical view to have a history of the downtown and it was the apex of retail shopping when I was a child at least probably in the 40's. There was no Johnson County. It was giant retail magnet and then the decline for whatever the reasons were, urban or white flight people, wanting to shop near where they lived in Johnson County and so forth. This idea—you know they've got the downtown as being an opportunity has been the vein of the Mayor's for a number of years before Mayor Holland. We had Joe McDowell and the history of Urban Renewal, that didn't help. We had Jack Reardon with the Bob Cotitta enterprise with the renaissance group that it

was going to be this mega office complex area and you can see some of those buildings are virtually empty or marginally used. There were efforts made with Marinovich to—you know the downtown hotel and the BPU were going to be the anchor of renaissance of new buildings. All I'm saying is those were best efforts. I'm not critical of those but we have to approach this differently than what we were doing in the past. I see residential, I see retail and residential that serve each other. I don't think we're going to be an office center, a big mega office downtown in KCK. I just don't see that happening. There is too much office space available so we need to examine our approach that is different than what has been tried by the best of intended Mayor's that really became an albatross in my opinion. **Ms. Shockey** said so maybe the time is now because of trends toward urban living and the different housing choices.

Mayor Holland said, Hal, I think you're exactly right. There have been some trends nationally—I think there are some national models where it's being done right and its mixed-use development. Its walkability, its transit-oriented development, it's not trying to recreate suburbia in an urban area. The KCADC just had their annual dinner last night and talked about the best of both worlds, suburban and urban, and Kansas City metro has that. They have urban areas, they have suburban areas and these unique neighborhoods that are these corky unique neighborhoods that people get to choose and they talked about choice perspective of offering opportunities for people for different life style choices whether you're young millennials or family-oriented or empty nesters. They really talked about empty nesters as a big market group that our city should be going after. There are a lot of different groups and I think this urban redevelopment opportunity—we have the best of both worlds in Wyandotte County. We even have some rural areas. We have suburban areas, we have urban and we need to build them to their best—we're maximizing our suburban development at Village West. We're winning that development. We need to win our urban developments as well and we're not and so I think that's a great opportunity.

Commissioner Johnson said I would say to build on this notion of one Wyandotte and one KCK; we all represent different districts and often times we get to a point where we're district specific and I get that. I am here to represent my district but I think we need to think about how we develop this city from the perspective that everybody has to feel like they're winning. We

know that out west but whether it's from an educational standpoint, not just educational, even visible. Everybody needs to get the sense that this is one Wyandotte, one KCK and I guarantee you if you go out into the streets and talk to the people in the neighborhoods they're probably going to tell you that is not the case. You can say we're a unified government but whether that translates to a unified community, a unified brotherhood, I think we're a little bit away from that. Just this notion of one KCK, one Wyandotte; I don't know what you call it. **Ms. Shockey** said that kind of speaks back to what Jim was saying, kind of a vision for your community and of yourselves and trying to be cohesive and having a good perception so you can draw more people to that.

Commissioner Philbrook said I'm going to dovetail on him, Harold, and that is I agree with you 200% because after living here longer than Hal Walker and being through a lot of these different transitions and everything that our city has gone through, I think we're in the best time ever right now because I believe that we've all learned off of these errors and the mistakes that have been made in the past. You know we went down the path, well obviously, now we have opportunity to create a whole bunch of new stuff, and sure we're going to make a mistake, but if we don't try something new, how are we going to know. The other part about the whole city being cohesive, I would say probably 85-95% of the time we actually do work very cohesively as a Commission. It only takes—you know how negativity can be, you find one little problem and people wants to build that problem up as we don't get along. Well if you look for trouble, you're going to find it. If that's where your vision is, is trouble, you're going to find it. If your vision is cohesiveness, then you allow everybody to have their own issues and then we work together to try to solve them and that's it.

Commissioner Johnson said I just want to push back on that. I'm going to say let's translate that beyond City Hall. We can translate that out on the street and into the neighborhoods and the reason why I say that is I'm a lifelong resident as well, not as long as some, but longer than some. I'm right in the middle somewhere. Been here all my life and I did not realize until I came to City Hall how many people in Wyandotte County that I did not know, how many pockets there are that did not know me. I have been traveling from east to west from north to south all my life and I'm now realizing there are so many different, I don't want to call them

factions but pockets in our town and we're only 170,000—**Mayor Holland** said 155,000. **Commissioner Johnson** said we're not a big city and it's amazing to me how there are so many I would say competing factions throughout our wonderful city and how do we link those together in this integrate web. It's kind of utopian in concepts but how do we link those together in this cohesive web so that we realize that we're all in this thing together. **Mayor Holland** said I think that you speak to, and it's true of all of us, personally I think it's true of our community, our greatest strengths are our greatest weakness. Our greatest strength is the diversity of our community. The greatest weakness is the stratification of our community by virtue of our diversity sometimes. I don't think it's just socioeconomic but there's neighborhoods, there's community's, there's groups that have different identities and that's a great strength to have that all within one city and it can be very challenging as well if you put it all together for a common vision.

Commissioner Philbrook said, for instance, we all have these streets that have the old style street that doesn't have any kind of curb or whatever and we got our kids walking down those streets to school and parents are going my child is going to be snatched before they ever make it to school. Those are all things that a lot of us are dealing with and when one group sees that everybody else got curbs and sidewalks, and then they hurt because they didn't get the curbs and sidewalks and it's hard not to feel that pain. That's where it's difficult for us is to try to make those decisions but then also to relate it to them that we're doing the best we can with what we have to work with. I would love for them to come down and be involved in these issues and help us out with them. **Ms. Shockey** said Melissa had suggested convening some of the major players in Wyandotte County in some sort of planning session. That would maybe get at what you're talking about here, but maybe more of a broader neighborhood by neighborhood to get people to understand what your strategy is so they don't feel like I pay and I'm not getting curb and gutters or I'm not getting this and they can see the bigger picture.



Ms. Shockey said one of the challenges listed, and this was also on the Citizen Survey as well, high property tax, some sort of property tax relief, shifting resources to priority areas is going to be a challenge and just basically what Jane just talked about; I don't get my curbs and sidewalks and you're giving them to someone else, set a higher priority. Level of investment in repair/replacing built infrastructure. This is an issue every community deals with is the aging infrastructure. You have very old infrastructure in part of your community and then length of time properties are tax delinquent before resolution. That is also one that comes up a lot in other communities as well. Aging housing stock and decrease in rental units. **Commissioner McKiernan** said that should be increase in rental units. It's a two-part thing. It's increase in rental units with too many out-of-town owners. **Ms. Shockey** said so it's all together, got it. **Mayor Holland** said I would just say too many out-of-touch property owners because I found an absentee landlord is a state of mind, not a geographic landlord. **Ms. Shockey** said we've got blight. You guys have been talking about that and kind of the whole challenge; you know the process for stabilizing vacant homes and commercial buildings. That process is a long process and an intensive resource process as well.

Commissioner McKiernan said I will just clarify that first one for me is a three-part challenge. We have a low valuation per capita which drives a higher rate per capita compounded by a low income per capita. It's the intersection of those three I think that really is the big challenge for us to solve but there are opportunities both from a valuation perspective and an income perspective to attack it from two different—there are two different ways that we can get to lower the mill and, therefore, the payment per capita.

Commissioner Walker said every one of these issues seems to me to be related—I mean there are other causes for our revenue level, but we just have too much debt. We're like people who live on credit cards and every year we're paying a little bit on our credit cards and we're bringing them down but then something comes up and we have to issue debt again. If we had half the debt that we do now, that money could be used to address at least in part, not solve all of them, but certainly over a 10-year period make substantial inroads in it to me. We can't continue to live at the level of debt and every year we find, and I'm guilty too, because I come up with ideas that require debt. Everybody does I guess or I think they do, but we cannot continue to issue debt like we do. It's been a strategy of ours for so long I don't even remember when it started. Every year we would issue all these General Obligation Bonds and it looked like everything is going great and you can't live at 20 or 30% of your revenue, maybe that's overstated, maybe it's 15, I'm not sure what it is but whatever it is it's way too high. It diverts revenue that we should be diverting to build sidewalks and curbs if nothing else. **Ms. Shockey** said so you would rather see more cash payment of those. **Commissioner Walker** said I realize some of the things we do we just would not be able to do without issuing debt over an extended period of time.

Mayor Holland said I would like to see—that comes up a lot in our discussions and we talk about debt periodically and I think that's an ongoing conversation, a deep conversation about debt financing versus cash financing, because there is a philosophical issue about when and where you, and they balance between good debt and bad debt; interest rates on debt, I think we need to continue that conversation. It's a valuable policy philosophical issue about how you run your city. **Commissioner Walker** said I'm going to tell you I can remember, you probably get tired of my old stories, but the idea originated with the (inaudible due to coughing) concept which on the surface sounds really good that if I build a bridge and it cost me \$10M, the people that use

that bridge for the next 20 years should be the people that pay for it, not the people that are here now that may or may not continue to use it. That became sort of the underlying mantra of our whole debt financing program as I remember it. Let the people who use it pay for it so a bridge is going to last 30 or 40 years, the people finance it for 20 and those people ought to pay for it. **Mayor Holland** said generational equity. **Commissioner Walker** said generational equity. It shouldn't be all the old-timers that have already paid their debts and I get that but there is a point of which you stop issuing the debt because you just can't meet that and do all these other things you want to do. The same thing with your credit cards, I could run those credit cards really good but at some point I have to pay the piper.

Commissioner Johnson said I would agree with that and I would love to be a part of that dialogue, something that dictates to us cash versus debt every year, our strategy for that over a course of a period of time as well.

One thing I will also add as a challenge is, I'm trying to figure out a way to articulate this, viable means to combat violence in our community and not just as a kneejerk reaction but looking at means that we can put in place that will help us systemically, that's what systemic means combating violence. I know that ties to other issues. It ties to poverty, which ties to inequities of all natures, but viable means to combat violence in our community. I'll just plant it right there.

Commissioner Walters said I think one of our challenges is just a lack of prosperity in the county and that solves so many of these problems whether it be blight or affordable housing or Housing Authority or the number of rental units versus homeownership. A lot of that goes just to the fact that we need to increase—it would be great if we could increase prosperity across the board. **Mayor Holland** said you just took the words out of my mouth. I was going to say pervasive poverty I think is our greatest challenge and cyclical poverty and it does tie to everything because it ties into violence. People who have prosperous options tend not to choose to sell drugs; only people desperate tend to choose that lifestyle. There is a strong correlation between poverty and drug violence and joblessness, job creation, workforce development. The other challenge we have is we do great workforce development, we create these great jobs in our community and people take their first check and go live somewhere else because we don't have

affordable workforce housing. Our housing is affordable, another soundbite I use regularly, because it's deplorable and so we have housing that draws unemployed people to it so if you have a job you move somewhere else and then another unemployed person moves in. We need to take our residents and get them a job and help them stay in their home, stay in their neighborhood and create—neighborhoods reduce the blight, create sustainable neighborhoods with good quality housing that people want to move to. When you have entire neighborhoods at 95% rental with a constant turnover of people moving in and out—you go to our neighborhood groups, not all, but the majority of people that come to neighborhood groups tend to be homeowners. Then you have a ton of renters who come in and out of neighborhoods on a one, two or three year cycle who aren't invested, aren't taking care of it and you have these deadbeat absentee landlords who are extracting the wealth of our community into their own pocketbook and not reinvesting in our community. The pervasive and the cycle of it is challenging but I think that's our biggest challenge. Jim said it nicer, a lack of prosperity.

Commissioner Markley said we get credit for the fact that we very kindly address many of our challenges in the form of opportunities. I'm thinking about some of the things and I'm like we already kind of talked about that as an opportunity. I give us bonus points for considering all of our challenged opportunities.

VISION

- A vision states what you want to do in idealistic terms.
- It is future-oriented and creates a vivid mental picture of where you are headed.
- It should be an inspirational statement that energizes the community.
- It should be easy to remember and recite.

***Current
UG Vision Statement***

*Wyandotte County is
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*Our people enjoy a healthy
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*Wyandotte County is a place
that is
easy to stay in and
hard to leave.*

Ms. Shockey said the next is a visioning exercise and Lauren is going to tell you about that.

Ms. Garrett said now we're switching gears. We're going to think about the next 20 years and in 2036 what would the headline be so if newspapers exist, we're going to have you write down what the headline would be if it's a tweet or if twitter takes off write down a tweet and write down as many as you want. Sheila is passing out a sheet. You can write more than one and be creative.

Commissioner McKiernan said I will just say if you sit stuff on top of the boundary mics it will make a lot of noise. Don't sit stuff on top of the tabletop mics.

Ms. Garrett said we're going to start with Hal so tell us your headline.

Commissioner Walker said I've got eight of them. 1) Fifth straight year of double-digit population growth approaching the one-quarter million mark, it could be 300,000 by then. 2) First explosive nanotechnology to medical/surgical facility built in the United States built at KUMC. 3) Royals move to KCK an unprecedented cross state move, ballpark to be built

downtown. 4) Number one high school in nation according to the *New York Times* in KCK. 5) First Kansas governor elected from Wyandotte County. 6) Kansas goes democratic in presidential race. 7) Medical marijuana legalized in Kansas/Wyandotte County is the first county to exercise the option. 8) Drone reduces the number of police with newest technology for apprehending criminals.

Commissioner Philbrook and Commissioner Walters did theirs jointly on their headlines. **Commissioner Philbrook** said 1) Kansas City, Kansas voted best place to live in the USA because entrepreneurs, lack of homelessness, excellent education, cultural opportunities and economic opportunities.

Commissioner Bynum said 1) 200+ Class of 2036 students receive full ride scholarships to prestigious new Wyandotte County University. 2) WYCO population growth outpaces metro for tenth straight year. 3) Class of 2016 celebrates 20-year reunion at Wyandotte's Urban Entertainment and Convention Center. 4) Wyandotte's Riverfront Park on Kansas River at capacity developers announced. 5) Newest four park facilities booked for the year on January 2, 2036. 6) Local billionaires built Legacy Park in our arboretum in honor of their Wyandotte family and last but not least 7) Bynum scores 20th consecutive perfect game in bowling.

Commissioner Townsend said 1) Prayer and discipline put back in public schools. 2) Crime status dropped 25% in six months. 3) Achievement scores skyrocket. 4) Juniper Towers opens Magic Johnson Theatres in Sky Top Plaza space.

Commissioner Markley said 1) Village East celebrates 10-year anniversary. 2) WYCO tops Kansas health rankings for third straight year. 3) WYCO property values increase for the tenth straight year. 4) WYCO commissioners debate how to spend additional revenues. 5) Graduation rates at all KCK districts top national averages. 6) Amazon expands to second KCK campus. 7) Unemployment in WYCO remains at historic lows. 8) Mill levy reduction puts WYCO taxes below all metro competitors. 9) UG completes decade long infrastructure improvement plan with ribbon cutting on final sidewalk portion. 10) UG training neighboring county's on blight reduction strategies.

Commissioner Johnson said I have one run-on sentence. 1) KCK has become a national beacon of successful socioeconomic development in the urban core and now I'm going to put because the Royals have moved.

Mayor Holland said 1) WYCO tops 250K population growth of 3% over 20 years. 2) Leads metro in dynamic diversity and in sports 3) Calls to break up the Royals after six consecutive World Series victories.

Commissioners McKiernan said mine is short and it may seem like it's a duplicate but because of everything else that has gone on all the other headlines lead to this: 1) Wyandotte County ranks in the top 10 of most desirable places to live in the United States or the world.

Ms. Shockey said later today we will have you stand and hold that and we will take a picture. The next thing we're going to do, you have some dots located at your place and what we're going to do is go back to the back—we're going to try to kind of do this and a break at the same time so it gives you some time to take a break and to all go back and look at those.

Ms. Shockey said we have strengths, weaknesses, opportunities and challenges. What we would like to do is there are three green dots and we would like for you to put the green ones on the most important issues to talk about and to deal with in the next five years. The red dot is the most urgent thing to take action on. You can put them all on one if you want. You can put the green and the red on the same one. We don't have a lot of rules. We're kind of flexible on that but just basically place them next to the topic that's listed on the strengths, weaknesses, opportunities and challenges.

Do that and we're going to take a break and if you would come back at 10:10 a.m. that would be great. Break was from 9:50 a.m. to 10:10 a.m.

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Ms. Shockey said we're now going to the Vision Statement. I think it was five years ago and the Commission at that time came up with a Vision Statement and it's up here on the slide. "Wyandotte County is an urban community with a small town feel where people live in close knit, diverse, safe neighborhoods for life. Our people enjoy a healthy lifestyle, a variety of community amenities, and thriving employment opportunities. Wyandotte County is a place that is easy to stay in and hard to leave." That's what the Vision Statement was at the time. Through your headline exercise Lauren put together some words that kind of pulled out of your various vision statements that perhaps you would want to either edit this one or we can start from scratch. They are listed over here on the yellow sticky notes. I want to ask the group what's your preference. Do you want to start wordsmithing, do we like what's up here and wordsmith it or do you want to start from scratch? **Mayor Holland** said I want to start from scratch but there are nine of us here. **Ms. Shockey** asked what do you guys think. **Commissioner Walker** said I always thought the vision statement was way too long and so I would like to start from scratch. **Ms. Shockey** said okay, great, so a vision statement we're looking for something you want to do in idealistic terms. It needs to be future oriented and create a vivid mental picture of where you're headed.

Commissioner Philbrook asked should this vision statement be something that we could spout off in an elevator. **Ms. Shockey** said yes, your elevator speech. It could be that. It needs to be inspirational, energize the community, that sort of thing. It should be easy to remember and recite. **Commissioner Markley** said I like what this one said but it's just too—**Mayor Holland** said I want to say too I do want to do this work today because I think it's important.

Another thing that I want to work on that we've been talking about with next year's 20th anniversary of the unification of the government and I don't think there is anyone who would say we've not made at least some progress in the last 20 years. Some of us would say we've made terrific progress in the last 20 years. Obviously, we have more to do. We're going to celebrate next year the 20th anniversary and put together kind of a blue ribbon community team of how we celebrate that. The focus I don't want just on the last 20 years but on the next 20 years. One of the things that would be great is if we can do this today and give it to a marketing team that can shape a slogan or a visual or you know something catchy, I really would like to have a community statement or community image like "One Wyandotte" or "One KCK" or something like that. We go around the whole community and that becomes the catchphrase, the vision of our whole community that we can—our aspirational vision of our whole community. I think the work we do now could lead to even a shorter vision statement about who we are so I throw that out there.

Commissioner Johnson asked are we making a difference between a vision statement and a mission statement. **Ms. Shockey** said yes. A mission statement is your role as a government agency in achieving the vision. The vision is how you describe your community in vivid terms. If you close your eyes and think about Wyandotte County 20 years from now how would you describe it.

Commissioner Markley said I think the vision statement is a goal statement, not necessarily what we are today but we aspire to be. **Ms. Shockey** said and not as much about what you're doing but more about how you are.

Commissioner Townsend said the only thing as I hear what this is about—I liked it but, yes, it's a bit long but I think the last part of it, it capsulate even 20 years from now 25 years from now

what we still want to be able to say about it. That part I like. **Ms. Shockey** said I think I was with you guys when you did develop this if I remember right and I think the theme of it really was kind of about the idea of you want to be here, this is where you're at and you're going to be here and you don't leave. I think that was the theme for that.

Commissioner Bynum said that was my comment. I absolutely agree with that last piece of the statement and I also would like us to contemplate capturing something that talks about our kids not leaving. What I really want is I'm staying, that's a given, but my kids have a choice right now and they can go and never come back. What I would really like to capture especially in that 20-year vision and that they feel that way. **Ms. Shockey** said so they make that choice to stay here.

Commissioner Markley said may I just say this is totally not content based comment, but it's always bothered me that the in is sort of hanging out there, the stay in. **Ms. Shockey** said it's not really dramatically correct. **Commissioner Markley** said sorry, but it's bothered me for a long time. Every time I read it I wonder why we left that in hanging out there. **Commissioner Philbrook** said except journalist will tell you most people could care less. It's only us English teachers. **Ms. Shockey** said put your English teacher hat on; we're going to do a new one.

We have some words that are up here. I just want to read through those again and then I am going to have you do something a little hokey. I'm going to have you close your eyes and we're going to go around and you're going to say one word that describes what it's like to be in Wyandotte County in 2036. I know that's a little hokey but we'll try that. **Commissioner Philbrook** asked does it have to be any of those words. **Ms. Shockey** said no, any word that comes to mind but I want it to be a vivid description so something you can see in your mind.

From your vision statements these words were used: entrepreneur, entrepreneurial, good schools, growth; a couple of you said population growth, successful, best place to live, the Royals and sports, high graduation rates even onto a university here, healthy, public health, the idea of kind of a tech center or technology is in your community and jobs are technology-based, desirable, kind of the idea the concept that there's parks, a Legacy Park; redevelopment of the riverfront, diversity; to celebrate diversity, business growth, culture, exclusive, excellent, prosperity, safe or reduced crime, increase wealth, parks and recreation facilities, education; kind

of with schools, discipline and students. I'm going to have you look at those. **Commissioner Walker** asked are you wanting—my writing style would lead me to make Wyandotte County and I'm going to go through this, these would not necessarily be the words but they give you the feel that are descriptive but not with all the sentencing. You can say Wyandotte County, urban, diverse, distinctive neighborhoods, healthy, robust employment, low taxes; that may not be the one you would want to put now but you want it towards the impact is there. It's diluted when you run these sentences out but Wyandotte County: urban, diverse, educated, bang, bang, bang, bang and then you finish it up with a futuristic conclusion. Wyandotte County, the future of the metropolitan area, obviously, we can do better than that, but you want your big bang in the last but you want to say what Wyandotte County is. People start to read this thing and say nay—it gets lost in all the words.

Ms. Shockey said yes, that's what we want to do. What we're going to do is everybody is going to close their eyes for just a minute and I want you to give me some words that you see that vividly describe what you want your community to be in 2036. We're going to generate that list and then we're going to mark through it until we get to the few words that really—**Mayor Holland** asked we only get one each. **Ms. Shockey** said one each. Give me your word Hal.

Commissioner Walker said I'm going to pull a word that's both historical and hopefully futuristic based upon, I'm kind of betting like at a crap table, agricultural, American Royal, maybe the possibility of agricultural industries coming to Wyandotte County to surround it. Our history is agricultural. We still have some agriculture.

Commissioner Markley said proud. I think for me that partially goes to what you were saying. The reason I stay in the community is because I had a pride for this community and I think that's important if you want people to stay here you have to feel that pride.

Commissioner Johnson said one Dotte.

Commissioner McKiernan said desirable. People want to move here, people want to stay here.

Commissioner Walters said fulfilling.

Commissioner Philbrook said bustling.

Commissioner Bynum said engaged.

Commissioner Townsend said I started to go with dynamic but that kind of goes with what Jane said so my v word would be vibrant.

Mayor Holland said I was hoping some of my other six words would make it on. I'm torn between healthy and prosperous so I'm going to go with healthy because I think that's broader.

Ms. Shockey said let's put these up. I don't think we want to try to incorporate all of those words into the vision statement because that's too many words and so I want to go around the table and we're going to eliminate three words that we don't want to maybe bring forth.

Commissioner Philbrook asked why is that. **Ms. Shockey** said we need to narrow it down if you're going to be shorter. We can add it back in—**Commissioner Markley** said when we didn't narrow it down we ended up with that which is lovely but not memorable. **Commissioner Walker** said agricultural. It doesn't fit with the rest of them. I was coming at it from a different—**Ms. Shockey** said that's very selfless, Hal. Well that's something to think about right? **Commissioner Walker** said you said we have to eliminate three. **Commissioner Philbrook** said I can eliminate bustling if we keep vibrant. **Ms. Shockey** said bustling and vibrant, one or the other. **Commissioner Markley** said I would take out, no offense; I would take out One Dotte just because I don't know that at this stage we want to tie ourselves to something so symantec. I like the idea of unity but I don't know that we want to have the phraseology before we have efficient. **Ms. Shockey** asked could we say engaged and united. **Commissioner Philbrook** said yes. **Commissioner Johnson** said you're taking out one and adding another so—**Ms. Shockey** said I was making it compound. **Mayor Holland** said I like united better than engaged. I get the engaged but if they mean different things—**Commissioner Markley** said if we are all the other things we're probably engaged and united. **Mayor Holland** said I agree.

Ms. Shockey said why don't you tell me a little bit more about fulfilling. We need more of a description of that. **Commissioner Markley** said I think desirable and fulfilling are the same purpose. **Ms. Shockey** asked what is your definition. **Commissioner Walters** said I was thinking about exciting and then I thought that's a little narrow and it wasn't exactly what I was thinking. Fulfilling for me means that you have all of the amenities and activities at your

disposal that you think are important and the reason you live in a city. **Commissioner Philbrook** said culture. **Commissioner Walters** said culture, religious. **Ms. Shockey** said maybe where people are fulfilled. You could say people are fulfilled because of the activities and amenities. **Mayor Holland** said or desirable, fulfilling is the same thing. **Ms. Shockey** said yes, that's what I am trying to get at is people want to move here, stay here, it's desirable. Do you think those two things are the same or are they a little bit different?

Commissioner Markley said from looking at the one from last time, I think we all agree we liked it, it's not that it doesn't say what we mean; it's just that it's long. To me like the first paragraph is sort of about the desirability. It's safe and everybody is diverse in close net neighborhoods, but the second part maybe is more about the fulfillment like the amenities side of it, what do you have here and then the other one kind of tied into that. **Ms. Shockey** said so this one kind of talks about the fabric of the community and how it's connected together. This one is what the people feel and why they chose it. **Commissioner Markley** said like Harold said though, the first one could be incumbent either in desirable or in vibrant because really it talks about that vibrancy as well in terms of their being a close net diverse neighborhoods. I think we need to make sure we're still describing the same things but in a shorter way. **Ms. Shockey** said this one is kind of vibrant, this one is kind of fulfilling and this one is kind of the idea of proud, united—**Mayor Holland** said pride, fulfilling. **Ms. Shockey** said these are the kind of words you want to feed from and say—**Mayor Holland** said I don't want a vision statement that could be somewhere else's vision statement. I want something that is uniquely Wyandotte County and that's where—the thing that makes us who we are and when we think about Wyandotte County is our diversity. It's the rural and urban, it's the suburban/urban, and it's the socioeconomic diversity, ethnic diversity, and cultural diversity. I mean that's who we are. That's us at our best. We're not Shawnee, we're not Olathe, we're not Leawood; we are—there is something about us that makes us who we are that we want to embrace and have that pride. It's vibrant. A vibrant diversity that's desirable and the good news is a diverse community in 1960 everyone said no, that's terrible. You talk to young millennials now and they will say that's exactly what we want and so we have a very desirable fulfilling vibrant diversity that I think we need to—that we have pride in.

Commissioner Johnson said the word that comes to my mind is intersection and I don't know what to do with that. I don't know that you can market that but we are an

intersection of everything; so many different socioeconomic factors whether it's economics, diversity—**Commissioner Philbrook** said it could be a hub or the heart. **Commissioner Johnson** said where all these things converge. **Mayor Holland** said a crossroads. That's probably over used but crossroads. **Commissioner Philbrook** said we don't think its crossroads.

Commissioner Bynum said I did want to defend my word a little bit because obviously we want an engaged community but also I think we can't forget that number one we're perceived sometimes, we, as sort of an insiders club. I think what we want is to say all the voices are welcome. You have to have all the voices or you've miss critical things that can make your community better and the other thing is we made a conscious decision two decades ago to invite the community to engage and it's made all the difference in the world as far as I'm concerned. Engaged is important to me. **Commissioner Walters** said there is a percolating pot right there. **Commissioner Philbrook** said he had mentioned welcoming earlier which seems to be that engaged, united voice, everything and so just welcoming.

Commissioner Johnson said on that one as to what Melissa is talking about inclusive comes to my mind as opposed to exclusive. There is this sense. I mean I've worked—I've lived here all my life. I've worked in Kansas City, Missouri for probably the largest portion of it and just as I was doing business development it was known that if you weren't from the Dotte or if you didn't own land in the Dotte than your opportunity for success was transiently limited. If you do have that sense, I drove home to it every day and it was amazing how you got that sense from around the rest of the metropolitan area. I understand why that is but I don't think we want to continue to have that reputation. **Mayor Holland** said there is a fine line between pride and parochialism and we can be both. I personally can be both, proud and parochial about loving Wyandotte County. **Ms. Shockey** asked is there a different word to use or are we already kind of using through desirable. Is pride already up there, do you want to use that? I'm suggesting maybe pride and take proud off. **Commissioner Johnson** said yes, since she took off my One Dotte.

Ms. Shockey said a vision statement would say something like where people are proud of where they're from or something like that. That's kind of what it would say and so does that tell people that we have pride in our community, is that vivid enough for you or is it just kind of parochial? Angela has one written up. What have you got? Let's propose it if you want to. **Commissioner Markley** said I put Wyandotte County is a vibrant intersection of diverse

cultures fulfilling amenities in desirable neighborhoods. **Commissioner Johnson** said I'm in. **Ms. Shockey** said vibrant intersection. Read it again. **Commissioner Markley** said is a vibrant intersection of diverse cultures fulfilling amenities in desirable neighborhoods. **Mayor Holland** said I think amenities is too weak. I think we're on the right track here. I think amenity—**Commissioner Bynum** said what is it? Is it a park? Is it a donut shop? What is it? **Commissioner Markley** said I didn't know how else to get it in there. **Commissioner Walker** said services and opportunities. **Commissioner Markley** said leave opportunities because that goes into education and employment and the donut shop. **Commissioner Philbrook** said fulfilling services and opportunities. **Commissioner Markley** said opportunities. **Ms. Shockey** said a vibrant intersection of diverse cultures fulfilling opportunities so that could be housing, jobs, education, parks and desirable neighborhoods. **Mayor Holland** said what about healthy neighborhoods. **Ms. Shockey** said desirable, healthy neighborhoods or do you want to talk about people being healthy, healthy desirable neighborhoods.

Commissioner McKiernan said diverse cultures and you mentioned it before, we have a diversity that is beyond culture so diverse people, diverse whatever it might be, but I think stating cultures explicitly limits the potential diversity that we want to exist in the county. **Commissioner Markley** said you actually said it while I was reading it. Does it change to a vibrant—say diverse intersection—**Commissioner Bynum** said diversity, opportunity, and desirability, a vibrant intersection of diversity, opportunity and engagement. **Ms. Shockey** said a vibrant intersection of diversity, fulfilling opportunities in healthy desirable neighborhoods. **Commissioner Johnson** said no. **Commissioner Bynum** said I'm going for shorter. I don't even think fulfilling. **Mayor Holland** said I think the words we are forgetting though—I think we could underline some words; vibrant, intersection, diversity, opportunity. **Ms. Shockey** said I might bring fulfilling and engage back up. You could say our people are fulfilled and engaged. **Mayor Holland** said you could.

Commissioner Townsend said I think that was the point I was going to. To use fulfilling as a result not in the way we're using it there. That's what you want is the end result. We just have to wordsmith it in. We're putting in the wrong place and the wrong form I think. **Ms. Shockey** said maybe our people are engaged and fulfilled. **Commissioner Townsend** said I think more like a soundbite. **Commissioner Bynum** said but I think its opportunity. **Mayor**

Holland said like diversity. **Commissioner Philbrook** said do you want to switch fulfilled and engaged around because you want them engaged so they're fulfilled.

Commissioner Bynum said its need to be broken up. It needs a semicolon or something. **Ms. Shockey** said you can make it two sentences if you want to take the—**Commissioner Markley** said healthy should go with engageable build if it's going to be in there at all because, again, it goes with the people not necessarily the housing they're building. **Commissioner Bynum** said people are healthy, engaged and fulfilled. **Commissioner Markley** said shouldn't it be our people?

Commissioner Johnson said I was thinking about how you have the bullets and whatnot so I just wanted to see how that correlated to how you were thinking.

Ms. Shockey said Wyandotte County is a vibrant intersection of diversity, opportunity and desirable neighborhoods. Our people are healthy, engaged and fulfilled. **Commissioner Bynum** said we don't love our people over here. **Mayor Holland** said how about we the people. **Ms. Shockey** said just start with people. **Commissioner Bynum** said how about we are. **Commissioner Markley** said people generally are kind of broad for a vision. **Commissioner Bynum** said Wyandotte County is a vibrant intersection—**Commissioner Walker** said I do not like the word is. You can avoid using the word is anytime you can. It's like when you write something and you use the word I repetitively. There is always a better way to say it. Wyandotte County, a vibrant intersection da-da-da-da and then you wrap it up as the complete sentence with a futuristic—the city on a—or whatever it is you're going to say. **Commissioner Johnson** said that's why I called on Hal because I was thinking Wyandotte County bullet point a vibrant intersection bullet point diverse bullet point. **Commissioner Markley** said people don't talk in bullet points. **Commissioner Walker** said after you get past fulfilled then you say Wyandotte County all that in the middle, a city or a municipality, a county combined; whatever you want—a community of—**Ms. Shockey** said choice. **Commissioner Walker** said choice, not bad. I wasn't thinking that. I was trying to put a futuristic terminology there.

Ms. Shockey said if you want to put this at the end, we will have to make it into a sentence probably for the English teachers here. Wyandotte County: a vibrant intersection of diversity, opportunity in desirable neighborhoods. We are healthy, engaged and fulfilled and then you could put a dash a community of choice. **Commissioner Johnson** said I would take

that second sentence out personally. I'm sorry. I'm just saying I would take that second sentence out. We are a healthy, engaged and fulfilled. I would just say a community of choice.

Ms. Shockey said here is what you could do to kind of keep those concepts. You could say we are a community of choice, healthy, engaged and fulfilled. It starts out Wyandotte County: a vibrant intersection of diverse opportunity in desirable neighborhoods; that kind of talks about the place and it kind of gives you a sense of that. Then you could say a community of choice; we are healthy, engaged and fulfilled. **Mayor Holland** said I think of choice kind of like amenity. It's too weak. **Commissioner Walker** said I also think desirable neighborhoods should include the word unique and that every neighborhood in the county is either distinctive or unique. They're all different. **Mayor Holland** said I like distinctive neighborhoods instead of desirable. **Ms. Shockey** said so distinctive is proposed instead of desirable. It's much stronger. **Commissioner Philbrook** said you're getting rid of distinct and desirable because distinctive of course would be desirable.

Ms. Shockey said we got the middle sentence kind of down. Let's go back to we are healthy, engaged and fulfilled. **Mayor Holland** said the first is the community, the next are the people and I think we need to speak to both. **Commissioner Markley** said I like the people after the community of choice or community of whatever the word we come up rather than the middle. I'm like Harold, I would personally get rid of it altogether but I like it at the end better. **Ms. Shockey** said we could do this. Let's try it again. Wyandotte County is a vibrant intersection of diversity, opportunity in distinctive neighborhoods. A community of choice, we are healthy, engaged and fulfilled. **Mayor Holland** said I think is and are the same thing. **Commissioner Philbrook** said we got rid of is up there a long time ago. She just accidentally dropped it in. **Commissioner Walker** said they're not strong verbs. They're verbs that people use when they can't think of another one. **Ms. Shockey** said we could just go a community of choice—**Commissioner Markley** said a community of healthy, engaged and fulfilled. **Commissioner Walker** said a community of inspiration. I think that's closer to what the Mayor is wanting. **Mayor Holland** said a community that is—an inspirational community. **Commissioner Philbrook** said how about an inspired community and then the other behind it. **Commissioner Walker** said an inspired community of choice. **Commissioner Townsend** said I like this but I think if we're going to do this a little bit broader we need to add some multiples on some of these words. A community of choices, healthy, engaged, fulfilling so that this is a

vision—**Mayor Holland** said healthy, engaging, fulfilling. **Commissioner Townsend** said yes, that it continues. That it's continuing. It's not just a static thing.

Ms. Shockey said let's go back to a community of choice. Do you want to take out the word choice or do you want to change it to something else? **Commissioner Markley** said I'm not sure we landed on a better replacement. **Commissioner Townsend** said I think it should be multiple, choices. **Mayor Holland** said I do like healthy, engaging, fulfilling. **Commissioner McKiernan** said choices is different than choice. **Commissioner Townsend** said but do we want people to just think you only have one choice. **Commissioner Walters** said we are choosing. We are a community that people chose. **Commissioner Bynum** said I agree with you.

Ms. Shockey said Wyandotte County is a vibrant intersection of diversity, opportunity in distinctive neighborhoods; a community of choice, healthy, engaging, fulfilling.

Commissioner Walker said okay, it occurred to me that there will be some people that will misconstrue the word choice and the context of the bigger pervasive issue of right to life and choice. You have to be halfwit but there are many halfwits out there. **Commissioner Philbrook** said be careful how you say that. **Commissioner Walker** said well maybe you want to avoid the buzz words because that's not what we're talking about and we all know that. **Commissioner Markley** said going back to the One Dotte concept, so instead of community of choice we say One Dotte healthy, engaged and fulfilling. **Commissioner Bynum** said synonyms are words like decisions, selection, option—**Commissioner Philbrook** said alternative. **Commissioner Bynum** said not very exciting. **Ms. Shockey** said what about a unified community: healthy, engaged and something else.

Mayor Holland said using unified would be interesting. **Ms. Shockey** said since you have Unified Government. **Mayor Holland** said I'm just intrigued by it. It would be an interesting choice to say we're unified. **Commissioner Johnson** said I was going to say if in fact you are going to go that direction; it also presents a challenge to us. **Commissioner Markley** said but that is the vision though, right? **Mayor Holland** said a futuristic part. **Commissioner Johnson** said there are going to be persons that are going to engage us on the streets and say well it ain't that way. **Commissioner Markley** said that's when we say it's the vision. **Commissioner Johnson** said I've got that. I'm just saying we need to be ready to step

up to the challenge that happens collectively. **Mayor Holland** said isn't that interesting—**Commissioner Johnson** said it's a provocative thought.

Ms. Shockey said let's start from the beginning. Wyandotte County: the fiber intersection of diversity, opportunity and distinctive neighborhoods. A unified community: healthy, engaged and fulfilled. **Commissioner McKiernan** said I was just going to suggest that while I appreciate the present participle, engaging, fulfilling; I really like the past it is accomplished in our vision. These are accomplished and they are our reality, engaged, fulfilled. **Ms. Shockey** said a unified community because you're basically describing the community; healthy, engaged and fulfilled so that would be the right word. **Commissioner Markley** said we're considering whether fulfilled is the correct word. Harold said we were using another word earlier. **Mayor Holland** said we have a similar question over here. **Ms. Shockey** said inspiration, desirable, proud. **Commissioner Philbrook** said attained, actualized, and satisfied. **Commissioner Markley** said actualized; now that word is what entirety means. **Commissioner Philbrook** said accomplished, executed. **Commissioner Markley** said but does it mean the same thing. **Commissioner Johnson** said no, it may not mean the same thing, but I like the word inspired. **Mayor Holland** said, Jim, talk about fulfilled. I'm trying to get to the route of it. **Commissioner Walters** said I guess it's an environment in which all the elements of city living are present and are working properly and people can have a fulfilling and desirable life. **Commissioner Markley** said we've got everything you need. **Commissioner Walters** said quality of life issue. **Commissioner Bynum** said a quality of life statement. **Commissioner Walters** said fulfilled educationally, spiritually, entertainment.

Mayor Holland said I'm also missing the word growing because I think that's part of it. Maybe we don't need that healthy, growing, engaged because we don't want to put 20 words after that. **Ms. Shockey** said a growing unified community. **Mayor Holland** said or we just have a growing community, but I like unified. **Commissioner Walker** said I like growing in that with the unified. **Ms. Shockey** said growing unified community. **Commissioner Johnson** said I like inspired. I don't know if that's the right word but I do like the word inspired because it looks beyond where we are. Even if we are fulfilled we're still looking beyond to the next horizon. **Commissioner Philbrook** said let's talk about the verb fulfill means to fill a means or want, to fulfill yourself personally means to follow your enter passion. You know like playing the clarinet or something. It's something you really like to do.

Commissioner Townsend said I don't like the word unified there. It's okay we're the Unified Government. What I'm hoping we don't want to come across is we say we're vibrant, we say we're diverse and then we say we're unified. Are those inconsistent? We've already got the Unified Government, I like that, but I would substitute that word for one of the others that we're talking about here because I don't want people to think we wouldn't welcome more diverse, more opportunity or we're giving that up. **Commissioner Markley** said would you just say a growing community. **Ms. Shockey** said or working together. I mean that's kind of what you're saying is unity or kind of working together. **Commissioner Walker** said I like growing, inspired community. **Mayor Holland** said maybe a growing community, healthy, engaged, and inspired. **Commissioner Markley** said if I was going to put another word up there, I would do the engaged or growing or engaged and the other three words are a little more aspirational.

Ms. Shockey said let's try this. A growing engaged community: healthy, fulfilled and inspired. What do you guys think? A growing engaged community: healthy, fulfilled and inspired. **Commissioner Walker** said I like that the best of the ones we've had so far. **Commissioner Markley** said for me though I would actually just go with an engaged community: healthy, fulfilled and inspired and get rid of the growing. Not that we don't want to grow but I think all of this would make us grow. **Ms. Shockey** said so an engaged community: healthy, fulfilled and inspired. **Commissioner Markley** said I like the fact that engagement and unity has similarities. **Mayor Holland** said we're engaged with one another. **Commissioner Bynum** said and I guess that's where I keep coming from because engage means all voices are welcome. **Commissioner Markley** said it's not saying unity.

Ms. Shockey said let's read it from the beginning. Wyandotte County: a vibrant intersection of diversity, opportunity in distinctive neighborhoods. An engaged community: healthy, fulfilled and inspired. **Mayor Holland** said I think we write that up. **Commissioner Bynum** said immediately place it on our letterhead. **Mayor Holland** said let's put it up there on a done sheet. **Commissioner Bynum** said Doug said uniquely Wyandotte and I just think that's really cool and maybe it needs to be captured somehow. You say all that and then you say uniquely Wyandotte. To me you could say we are uniquely Wyandotte.

Ms. Shockey said, Lauren, I'm going to give you the microphone a while. Will you kind of go through the priorities?

Ms. Garrett said I'm going to go through the Strengths first. The priorities under Strengths we have under the Community are diversity, including ethnically, culturally and economically, socioeconomically.

Under Organization is the SOAR Program. Weaknesses: under Community is assessed valuation per capita, lack of infrastructure in many areas, and then urgent need is to address blight and to address crime rate, specifically violent crimes. Under Organization Weakness is debt, lack of code enforcement, no procedure for communicating with citizens.

Under Opportunities; the biggest opportunities are economic and residential development at Rosedale near KU, strategic residential construction at the eastern portion, and workforce development training to get jobs and to keep jobs, continue to invest in Public Services to look like the community.

Then we have Challenges; cyclical poverty, lack of prosperity, high property tax, property tax relief, levels of investment to repair and replace built infrastructure, aging housing stock and blight. Do those sound right to you guys? There are some duplicates too. The lack of poverty and prosperity could be combined and then blight comes here and then crime over there. **Mayor Holland** said those two are directly correlated, blight and crime.

Ms. Shockey said I kind of switched it around to see what you think. A vibrant intersection of diversity, opportunity and distinctive neighborhoods; an engaged community healthy, fulfilled and inspired, we are uniquely Wyandotte. **Commissioner McKiernan** said I love uniquely Wyandotte. (Several commissioners said I do too). **Mayor Holland** said put uniquely Wyandotte at the top. **Ms. Shockey** said with a colon? **Commissioner Markley** said I like that better too and it gets rid of the we are.

Ms. Shockey said we're going to read it again. Uniquely Wyandotte: a vibrant intersection of diversity, opportunity in distinctive neighborhoods. An engaged community: healthy, fulfilled and inspired.

Ms. Shockey said we're going to do one more exercise and then we're going to break for lunch. At your place you should have a sheet in your packet of information that's called Values. This is not something you've had in the past that I'm aware of but we talked with Doug and Joe and the

Mayor and they felt like a set of values would be helpful for the staff people as well as yourselves when you're making decisions and kind of lining up things.

VALUES	
DEFINITION	POTENTIAL VALUES
• Core beliefs or principles that guide the organization and its future.	• Innovative • Customer-Focused • Data-Driven • Fiscally-Responsible - Stewardship
• We always want the community to be describe the way we do our work as ...	
• To achieve our 20-year vision of the future, we need to be ...	

What are values? Values are core beliefs or principles that guide the organization in the future. I looked at some of the goal statements that you had in the past and I pulled out a few of them of the words were kind of talking about that you had in your goal statements as well. Innovation, customer-focused, data driven, fiscally responsible or steward so those are the kinds of words we're looking for. Words that kind of describe how you operate and how others would say this is how their organization operates. **Mayor Holland** said the only difference I would say just semantically, we have values. We don't have stated values. **Ms. Shockey** said right. **Mayor Holland** said I think it's important for us to state our values because there is a level of transparency about that. Sometimes we can help each other identify the values that we're trying to express and so I think that's a stated value. **Ms. Shockey** said I think you're right. **Commissioner Philbrook** said so this is how we want it to be. **Ms. Shockey** said yes, how you would like to make decisions. We had two questions on the sheet and we just want you to list at least three words that would complete that statement. We always want the community to be described the way we do our work as and you could put innovative. **Mayor Holland** said this is

a different question. Are these community values or Unified Government values? **Ms. Shockey** said this will be Unified Government, for your agency. **Mayor Holland** said organizational values. **Ms. Shockey** said yes, organizational values.

The other question is to achieve our 20-year vision in the future we need to be—**Mayor Holland** said we being the Unified Government. **Ms. Shockey** said yes. We'll give you a few minutes for this.

Ms. Shockey said we're going to go and just list off—give me one of them and we're going to go rapid around the table. We're going to start with Brian. **Commissioner McKiernan** said so these are the ones we want the community to describe the way we do our work. **Ms. Shockey** said just give me one word that you wrote down on your worksheet. **Commissioner McKiernan** said supportive. **Commissioner Johnson** said caring. **Commissioner Markley** said solution-driven. **Commissioner Walker** said well I don't know what the word is, fair, equal as in all areas of our community. **Ms. Shockey** said fair. **Mayor Holland** said I have integrity, transparency, innovation, diversity and so I have to pick one of those. **Ms. Shockey** said just one. **Mayor Holland** said diversity. **Commissioner Townsend** said responsive. **Commissioner Bynum** said service leaders. **Commissioner Philbrook** said timely. **Commissioner Walters** said elevating.

Ms. Shockey said we're going to go back around. Give me another word Brian. **Commissioner McKiernan** said innovative. **Commissioner Johnson** said collaborative. **Commissioner Markley** said flexible. **Commissioner Walker** said honest. **Mayor Holland** said in keeping with that theme I had integrity. **Ms. Shockey** said let's put honest and integrity together and so I'm going to give you another one because honest and integrity are the same thing. **Mayor Holland** said transparent. **Commissioner Townsend** said thorough. **Commissioner Bynum** said empowering. **Commissioner Philbrook** said respectful. **Commissioner Walters** said non-parochial.

Ms. Shockey said now we're going to do the third one. **Commissioner McKiernan** said I don't know how to phrase it so a value is that we value our people. **Ms. Shockey** said people focused. **Commissioner Johnson** said I don't like my word but I'm going to put it out there; cohesive. **Commissioner Markley** said opportunistic. If we're going to get where we want to be in 20 years, we have to take advantage of what opportunities come along.

Commissioner Walker said I had fiscally conservative but I guess one word would be austere. **Mayor Holland** said visionary. It goes to non-parochial and maybe those are similar. **Commissioner Townsend** said I guess this goes to tight-fisted and the money being focused. **Commissioner Bynum** said sustainable. **Ms. Shockey** asked, Commissioner Philbrook, do you have another one. **Commissioner Philbrook** said no. **Ms. Shockey** said you like the ones that are up there. **Commissioner Philbrook** said right now I do. **Commissioner Walters** said inspiring.

Ms. Shockey said now what we're going to do is we're going to take these and group them like if they are kind of similar concepts and then we will come up with a word we like and then we will describe that a little bit more. Do you see two of those on there that are similar? **Commissioner Walker** said honest and integrity. Fair would go with that one. **Ms. Shockey** said anything else that goes with honest, integrity and fair? **Commissioner Walters** said respectful. **Mayor Holland** said fair and respectful go together but honesty and integrity—I think respect and fairness flow out of honesty and integrity. **Commissioner Markley** said I was even thinking respect can kind of go with diversity in the sense that—**Commissioner Philbrook** said you're respecting differences. **Commissioner Markley** said I guess it would depend on how you're using it. **Commissioner Philbrook** said I think respect applies to all of it. **Ms. Shockey** said this is probably how you treat people a little bit different. **Commissioner Markley** said innovative and inspiring maybe. **Commissioner Walters** said visionary. **Commissioner Markley** said if we're saying that fair and respectful go together, should caring be part of that? **Commissioner Philbrook** said yes. **Ms. Shockey** said how about supportive? Are there other groupings, people-focused? **Commissioner Philbrook** said I guess all that goes under there. **Mayor Holland** said does non-parochial go with the visionary, innovation, inspiring? **Commissioner Philbrook** said how about diversity with non-parochial. **Ms. Shockey** said I wondered if transparent was also—**Mayor Holland** said transparency should go with honesty and integrity. **Commissioner Bynum** said does austere and sustainable go together. **Commissioner Markley** said yes, I think so. **Commissioner Johnson** said I would include thorough. **Mayor Holland** said I also like the one on the screen, fiscally responsible and good stewardship. **Commissioner Markley** said we're supposed to come up with the one word that describes a family. **Mayor Holland** asked can we use the ones on the screen. **Ms. Shockey** said you can use the ones on the screen if you want. **Commissioner Markley** said we're

supposed to come up with one word that meets all of those. **Commissioner Markley** said stewards or stewardship? **Mayor Holland** said stewardship. I think it goes with austere, sustainable, and thorough. **Commissioner Bynum** said yes, because it's about how we treat resources. **Mayor Holland** asked is opportunistic and visionary the same? Not really. **Commissioner Philbrook** said obviously cohesive and collaborative go together. **Ms. Shockey** said on visionary, innovative, elevating and inspiring; I thought one was over here that would go with that. **Commissioner Walters** said empowering would be focused. **Mayor Holland** said empowering would go with caring and fair. **Commissioner Bynum** said to me empowering goes with the steward leadership. **Commissioner Johnson** said the first statement we always want the community to describe the way we work, is that what we're dealing with right now? **Ms. Shockey** said no, actually we're just trying to group them together. Those were just kind of the things to help you think about your statement. **Commissioner Townsend** said I would like to see thorough moved from over there to responsive and timely.

Ms. Shockey said so this is how people do their work. They're responsive, they're timely, they're thorough, and they're solution driven. **Commissioner Bynum** said focused would go in there too. **Commissioner Markley** said solution driven, some of the things we were talking about are values of the UG and how we want to get to our 20 years and those are two very different things. Being solution driven in terms of meeting our 20-year vision is different than one person being solution driven. **Mayor Holland** said say that again because I think that's valuable. **Commissioner Markley** said I think we're all feeling like the words that describe our internal values are very different than the words that describe what we as a government have to do to meet our 20-year vision. **Commissioner Johnson** said I agree. **Ms. Shockey** said so you want two different settings of those. **Commissioner Johnson** said I thought that was what we were doing. That's why I brought up the question. **Commissioner Philbrook** said that's why we're confused. **Commissioner Townsend** said they can be but they don't have to be. I would just use the same three for both sets; responsive, timely and thorough regardless of what the setting is. **Commissioner Markley** said I wouldn't say that I—I mean it's good if our employees are opportunistic but it's not necessarily the word I would describe as a general value. It might be one of our top five but as a government if we're not opportunistic we're not going to meet our 20-year goal so it's pretty important to meeting the 20-year goal maybe not to describe the everyday how we want our employees to see us.

Ms. Shockey said so kind of when we were talking about organizational values, those apply to elected officials as well as staff people and so how would you want people to describe how you operate so that you can get to that 20-year vision? **Mayor Holland** asked we're just doing the top portion. **Ms. Shockey** said no. I just put two questions down to kind of help you. If you think they are really different—do you have something that's on one list or the other—**Commissioner Johnson** said I want to take off cohesive and I want to put down bold. **Mayor Holland** said I like bold maybe better than opportunistic. **Commissioner Markley** said I think opportunist sometimes people see (inaudible, too many people talking.) **Commissioner Townsend** said seizing an opportunity. Sometimes opportunity can have a negative kind of taste to it. **Commissioner Markley** said I like negative opportunity when it applies just to us getting to our 20-year goal. I am fine with being opportunistic even in the negative sense.

Commissioner Bynum said to me I like bold. It makes me think about courage and bravery. I definitely would agree those are words that would describe how to achieve a 20-year vision. **Commissioner Markley** said but I like how that applies for our employees too because I want them to bring forward their ideas and be bold in trying to move their departments forward and sometimes I think our staff feels like oh I have this great idea but nobody asked me for it so I'm just going to sit here quietly. We want them to be bold and say I have this great idea, let's do it so I think it's good in both senses.

Ms. Shockey asked does anyone else have a word that applies to one question or the other that they think should be up here. **Commissioner Johnson** said it goes with diversity, I think inclusive. **Commissioner Markley** said I was thinking that too. **Commissioner Johnson** said we clearly have the right answers. **Commissioner Bynum** asked did we say focus. **Ms. Shockey** said yes. We have flexible. I'm trying to figure out where that fits in, cohesive/flexible. **Commissioner Markley** said that flexible came out of that second question too because we need to be ready to seize the moment when it comes if something comes along that's going to move us toward our goal. Sometimes I think governments are not very good—**Ms. Shockey** asked do you want it over here or on the bold. **Commissioner Markley** said for me it goes with opportunistic and bold. **Commissioner Johnson** said I think bold should go over to opportunistic. **Commissioner Philbrook** said adaptable. **Ms. Shockey** said would that be kind of flexible? Can we put it on with flexible?

Ms. Shockey said we have them kind of grouped. We're going to decide what we're talking about here. Lauren is stuck on the top there like kind of how we use our resources, those three words. The next one is maybe bold, opportunistic, nimble, and flexible; is that kind of how you get your decision-making, how you operate? **Commissioner Markley** said that's how you've got to be to achieve the goal. **Ms. Shockey** said that's kind of how you operate, that could be decision-making category there. **Commissioner Philbrook** said along with the courage and bravery. **Ms. Shockey** said you have to be bold, brave, make decisions, move on the dime, be nimble, flexible, adapt to new situations.

Cohesive and collaborate, that talks about how you work together, how you work, how you operate; they work together. I guess how you work together would be the category there.

Honesty, integrity, transparent; that talks about decision-making—**Mayor Holland** said transparent obviously is kind of a buzz word. It means something about government, about how we share what we're doing. You can be honest but not telling one that you're being honest or what you're doing. If you're not honest, you don't want to be transparent. **Commissioner Walker** said transparent doesn't make me honest either. **Mayor Holland** said that's true. **Ms. Shockey** said those are kind of separate but still decision-making in a way.

Visionary, innovative, elevating, and inspiring; are those how we operate? Do those fit with bold, opportunistic, and nimble; are they kind of in that category over there. **Commissioner Philbrook** said yes, I think so.

Ms. Shockey said this is how we treat people; fair, respectful, supportive, caring, people-focused, steward leaders and empowering. Those are all kind of how you treat people internal and external to the organization. **Mayor Holland** said I would probably put inclusive in that group. **Ms. Shockey** asked to we have inclusive. **Mayor Holland** said we do, it's under diversity, but I think they are different. **Commissioner Markley** said diversity is like what we look for but it's how we get there. **Ms. Shockey** said okay so those are all how we treat people. Thorough, focused, solution-driven, responsive and entitling. This is probably how you deliver services.

The last category that we have is kind of this idea of non-parochial or diversity or openness. Tell me a little bit more about what you're trying to say there. **Commissioner Walters** said I think thinking of the whole rather than each second. **Ms. Shockey** said making it holistic. When you describe diversity, what are you thinking there? **Mayor Holland** said it's a

core value that our government is supposed to be of the people, by the people, for the people and is reflect the people. That diversity—I have value. If we're diverse, we're going to make better decisions. Diverse opinions rather than a monolithic thinking and you need diversity to make better decisions and so it's—but it's not diversity for diversity sake but it's diversity because you're a better organization. **Ms. Shockey** said so you include people in decision-making. Is that the right spot for it or not. **Mayor Holland** said it's one of the many spots—**Ms. Shockey** said does it have its own category? **Commissioner Bynum** said when you allow for all the voices you get a much broader array of possible solutions or paths forward. **Mayor Holland** said it comes to integrity too. If we're not diverse, it lacks integrity.

Ms. Shockey said do we like all these that are up there? Do we think we have them categorized correctly? I think there are probably too many and some duplication and so what we're going to do now we're on our way to lunch. We're going to give you more dots and we're going to ask that you dot the ones that you think are the most important for each category. I have six dots for you and you can pick where you like the best for each category. It's not necessarily we're going to drop off the ones that don't get the most bullet votes but when we write them up and present them back we want to make sure we have a little bit less than that.

Ms. Shockey said we're going to break for lunch. During lunch we're probably going to talk so we can get out a little bit early so we will probably give you about 30 minutes to sit and eat for a little bit and then we will get back going on goals.

Lunch break was from 11:35 a.m. to 12:13 p.m.

Ms. Shockey said we're going to go ahead and get started back up and as you can see over here we've gone through and developed our 20-year vision statement which I have listed up here and we've come up with some value statement categories and we will work on those and work on those with the staff a little bit and then bring those back to you all because we don't have time in this session to wordsmith all of those. We included the ones that are a higher priority and we will try to work some of those words into each guiding statement.

GOALS 5-YEARS

DEFINITION	POTENTIAL GOAL AREAS
• Goals are statements that describe the 5-year outcomes desired in order to achieve the longer-range vision. • They are generally measureable.	• Built Environment • Health, Safety & Welfare • Economy & Jobs • Education • Arts, Culture & Leisure

Our next item on the agenda is to develop a 5-year goal statement. The purpose of going through your strengths, weaknesses, opportunities and challenges is to really have a good sense that you have currently in your community and kind of where the trends or challenges and potentials are in the future for you. I'm going to help you to develop a goal statement. A goal statement describes 5-year outcomes to achieve this vision. As we're talking through the goals we want to make sure that we go back and look at the vision statement.

There are generally measurables and so one of the other things that we're going to do today is to come up with some key measures that you would have come back to you to see if you're making progress towards those measurable goals.

A desired outcome is another way that I put that. Since we had you dot those items in the back, what I wanted to do first was talk with you about some of those issues and see since they are prior priorities and were urgent to you, see if we could come up with some goal statements for those particular issues. I know you will have to turnaround a little bit and I apologize for that but over here what I've done is kind of put together five building blocks of any good community so the Built Environment is one of the building blocks; Economy & Jobs; Education; Health, Safety and Welfare; Arts, Culture & Leisure and although cities are not usually in charge of education, it's such a critical component to those other items that we usually

include that as well. Cities can either provide services or make decisions about particular places in their community or they can facilitate and support those things so you may be thinking of your role a little bit different in terms of your goal there.

The orange sticky notes up there are a lot of the items that you talked about in the back of the room there, the strengths, weaknesses, opportunities and challenges, the things we heard from you either on a phone call or the questionnaire so that's how we came up with these topics. You can see I kind of grouped these together so that the Built Environment had things like infrastructure, housing. Economy & Jobs: kind of what your fiscal aspects of that are and then more about jobs and locations for businesses. Education: there were kind of two things that we heard on that; graduation rates and workforce ready, people in your community. Health, Safety & Welfare: kind of a big block: Healthy community, crime rate, violent crime, fire response times and animal control. Arts, Culture and Leisure: Parks equipment, maintenance, youth programming, quality of parks and facilities.

What we want to do is to talk about some of the issues that were the most important to you and the two that were the most urgent were really blight and crime and so I want to talk through and ask you a series of questions about that that will kind of guide you through the process of coming up with a goal statement.

Let's start out with crime. Let's generate a list that is frustrating you about this issue. Obviously, you've probably been trying to address crime and violent crime had gone down over the years, a 40-year trend. What is frustrating you about trying to reduce crime and in particular violent crimes in your community? **Mayor Holland** said I think it's a persistent nature of it and for me I view crime as outgrowth of inequity. As you look at the red dots there is one on lack of prosperity and the other is on blight. If you think about the root causes of crime, inequity and blight; the underlying piece is poverty. Poor areas have much higher crime than wealthier areas do and I think it's that persistent pervasive area of poverty that we have that leads to crime.

Commissioner Markley said talking about frustration and you see the national news impacts that we felt most recently. You know we had the decline in crime and then this year stuff happened that was far from our control in other parts of the country that kind of impacted what we experienced here or the perception of what we're experiencing here. I think it's frustrating because here we've done all this hard work to lower our crime rate and we were doing so well and these exterior forces sort of counted upon us.

Commissioner Townsend said there has been certainly within the last six months seems to be uptick in violent crime, but I look at it as something that is not random. There are so many things that are going on now and I will talk about our northeast community because I grew up there. I've seen more police officers within the last six months than I ever saw in the northeast community that I grew up in. I think there are some core values that were in place then in the schools, in the homes that are lashing down. How do you get that reversed where people spend more time with other, say in a school sitting, or as much as they would—of course with family members; what we're we doing then that is different now. I'm laughing about it, but there were some core values and there was no distinction between what was at home and then what was reinforced in the schools. A lot of things we're seeing now are not where people would just walk down the street and become shot. There is a correlation between who is shooting, who is being shot; but it gives the perception again that this was just Wild West here and that's not true. That's frustrating to me and how can reverse it, how can we control it and I have to give kudos again to our police and to those who went door-to-door several months ago to break some of these cases. Like I said if it's not random, a lot of the people know and this last time people began to talk and tell. They are tired of it, but again, it goes to how do we address so many problems and break that deception. That's frustrating to me.

Commissioner Johnson said a couple of things. One, I see a correlation between the sanctity of life and the quality of life and so as the quality of life decreases the sanctity of life increases. There are other things that are tied to that. We were talking about development—in the urban core and I think we were even talking about it at Indian Springs or somewhere. There are certain qualifying factors that I can intellectualize such as median household incomes such as the number of houses within a vicinity. I can intellectualize but then one of the deterrents to development and it's hard to articulate that is the perception and the reality of crime. We already have challenges as it relates to development and those things I've identified, but when they say well there is crime there, you can't just say well no there's not, there's not any crime. You have to deal with the reality that yes there is and that's where I share the frustration. It's not just about how do we—it's far beyond just how do we deal with it but what the implication of that, what's at stakes. It's enough to say we shouldn't have people taking other persons lives. Then we think

about the fact that our very prosperity that we're talking about is at stake if we don't address this. That's the thing I find challenging.

Ms. Shockey said so what do you think is getting in the way of people feeling safe and actually being safe? What are some of the barriers or things getting in the way of that? **Commissioner Bynum** said I think social media gets in the way. **Ms. Shockey** said give me a little bit more about that.

Commissioner Markley said so even if your neighborhood hasn't had any criminal activity in say the past month and you see something on social media that something happened in KCK, you feel like it was right next door even though your neighborhood itself is 20 minutes from where the event occurred. Everything is very immediate when you're looking at it on Facebook.

Commissioner Bynum said I think this device that allows you to be an instantaneous judge and jury with or without facts can be a real detriment. You know this is kind of a blessing and a curse, because it's this miraculous way to exponentially reach anyone in the world and yet it's also a really easy way to spread your own agenda or mislead people. It's a factor.

Commissioner Marley said it's kind of two-sided because we're fighting some things. We're fighting the actual crime that is occurring and then we're fighting the perception that there is even more crime occurring than there really is. I think the reality is that people feel like there are all these crimes occurring because they look at their Facebook and they see the same stories 20 times and even though your mind knows it's the same story 20 times somehow the internal feeling is still loud that there is a lot of crime even though it was just one event that you're seeing reported 20 times. I think we have a two-part goal here in handling the crime that is actual and then handling the perception of what's occurring and what's not occurring. **Ms. Shockey** said and that people feel safe.

Commissioner McKiernan said this is something that I hear from various parts of the community, a perception that there are no consequences or perpetrating crime. Not necessarily getting off to the violent crime of murder but any person or non-person crime, there is this

perception on the part of some that we don't apprehend, that we don't prosecute, that we don't impose some sort of sanctions or consequences on those who perpetrate the crimes and that leaves the perpetrators available to do it over and over and over again. Whether true or not that is the perception of quite a few people that I talk to.

Commissioner Townsend said I wonder does that go to that we don't spend as much time publicizing the apprehensions of people who were brought to justice and just repetitively repeat and it's magnified by social media the fact that it happened and then there is kind of a trail off because people go back to June or July that in the space of a week we had four murders and they were all interrelated and people were apprehended. You don't hear about that as much, again, going back to the perception.

The other thing I want to say too, I want to get away from people equating whose inhabiting a certain area as equivalent or synonymous with violence. Again, growing up you had people who may be in certain northeast areas, which were more mixed, you had the lower income and you have a teacher or the doctor living together in a general area; but there was pride there. There were homeowners, there was peace there and so poverty was not anonymous with violence or something negative.

Ms. Shockey said so how are some of these things connected to each other? The Mayor already talked a little bit about—kind of starting to draw some of those things; how they are connected to each other. **Commissioner Markley** said we all know in the broken widow theory that somebody did the broken widow and it just begins with the perception that crime is acceptable there because nobody fixed the window and that's part of the blight issue. We need to be fixing our broken widows as quickly as possible so that criminals don't get the sense that this neighborhood is one you can do whatever you want. They're not going to fix their problems. **Ms. Shockey** said so making sure the built environment gives the feel of its safety and wellbeing.

Mayor Holland said I think you would look at—Chief Forte over in Kansas City, Missouri, he said we don't need more police officers; we need this blight cleaned up. We've got blighted areas that attract crime and overrun yards, dilapidated housing and I think there is a way to

address that. I think the parks and sidewalks and trails, getting people out, eyes on the neighborhood and giving the people a reason to be out changes the feel of a community. If it's an active outdoor focused community, more people are out and it feels—there is also something to be said for density that way; the more density, more eyes, the more quality of life.

Commissioner McKiernan said I'm going to agree with everything you said but I'm going to say that's necessary but not sufficient. If we clean up today's blight but don't change the factors that led to today's blight, which is something that you have clearly said multiple times earlier today, that those factors that drive the accumulation of blight in a region or in a neighborhood have to be addressed as well as the existing blight which complicates it exponentially. **Mayor Holland** said if it were easy, we would have all done it and taken credit for it.

Commissioner Johnson said just to tie into the discussion about blight; we have to care more about the aesthetic of our city. I have made this statement internally and I've asked the question of different ones, you know if we were in Johnson County, our parks wouldn't look like this. In other words, we wouldn't have grass growing over curbs, we wouldn't have weeds growing, and we wouldn't have weeds growing up on fences and things of that nature. It's got to come from both the constituents but also from the UG as well. I know we only have so much in terms of resources but sometimes I feel like the squeaky wheel gets the grease and my thing is why is that the case, why is that we have to hear complaints before we do the right thing in certain areas where it should be intrinsic upon us to do the right thing. **Commissioner Markley** said should get the grease before it starts to deteriorate.

Commissioner Johnson said I'm hoping I'm not just going down a rabbit trail here. It seems to me that—I'll say as someone that lives just east of 635 when I drive down the street I look at things such as are our public areas being taken care of because in many cases that sets the tone for businesses and the residents of that area by what we do as the government. It is disheartening to be able to drive further west and begin to see more manicured public areas than what you see on the eastern side and that's a systemic thing that I think that we need to address as we talk about how to make our community better. What's good for one is good for all. I know there may be more money in certain areas but we have to be mindful that if we want to see the entirety of our city to be vibrant, all the things we've talked about, that we've got to start

looking at the small things that make a difference. The people that are impoverished, the people that have a lack, they still need to fill like the city cares about them as well.

Commissioner Bynum said but that's good—a lot of what you're saying is kind of why I chose servant leaders in our earlier exercise. It's leading with the key component of being a servant first and leading with other people in mind and that's what I mean when I talk about that and that's why I also use words like empowering because when we empower—as a Unified Government if we empower all the folks that works here and interact with the folks that work here to do the right thing for the right reason, then I think we begin to mediate that perception.

Commissioner McKiernan said to piggyback on that, I totally agree and I think that one of the things that we have to realize is that until we fix the give a darn factor across all sectors or segments of the county we may need to assess more resources to take care of those things to set the example to be the change we want to see in the world. None of our public spaces should ever—we should never be able to write a code violation on anything that we own because that generates the broken window but now we're perpetuating that broken window. Again, we may not be doing it because of a resource issue but I think it starts just strategically point us toward a direction we may want to go.

Mayor Holland said we were talking about 435/635; I think this governing body has an excellent distribution of where we live. Four of this Commission live inside 635 or live between 635 and 435 or five do and two live west of 435 and so we have the county covered which is the good thing about districts, you have the county covered. I would say instead of educational on those big blocks, I would put workforce over on economy and jobs and I would put housing. I think housing has to be a strategic focus area for us as a governing body more than education. I'm not going to say education isn't super important, we've got a whole school board. We have four school districts, five with the Catholic schools, we have five school districts doing great stuff for our kids and I think we need to trust them to keep doing their good work and from a workforce development I think we convene the collaboration with the schools and the community college. I don't think we focus on education—housing is so important to us and it is different from our infrastructure. When I think of built environment I think more of streets,

sidewalks, trails and things the government—the government, with a few exceptions, doesn't build housing. We need to foster an environment where housing gets built, quality workforce housing gets built. **Ms. Shockey** said we will add another block to kind of differentiate those two.

Commissioner Walker said I don't disagree that the education component is not under really our purview, but I have to tell you that a number of people that were some years ago my kids age, frankly told me that one reason they didn't consider coming to Wyandotte County was the perception they had of the schools. It wasn't the housing, it wasn't the diversity, it was not the taxes or so they claim, but they had heard negative things about various school districts and none were really up to the snuff of Johnson County. We have to either change that perception or we have to jointly, in whatever way we can, work with the existing school districts to demonstrate that they are of a quality that young people who want to move here will move here.

Commissioner Philbrook said the workforce folks, workforce development, workforce period are very tightly joined in with the education because without them, without the education role, we're not going to have the workforce. I will tell you they have probably, all the school districts and community college along with Metropolitan Community College and Johnson County have come together and they are working as a team to try to supply and figure out exactly what they need to be doing to get this workforce done because all of us are in the same boat. This is a big ship. This isn't just a little boat Wyandotte County. It's a big ship and they're working very hard and so we can't ignore education. They are an integral part of what we do and bringing them into our workforce development stuff with Wyandotte Economic Development and across the city has made a big difference. They have been making leaps and bounds but we haven't heard about all of it yet because doggone it how do we get that information out there which is one of our problems of getting that information out to everybody. I would say they've worked on it, District 500 has worked on it like crazy, community colleges are trying to do it across the metro but it's changing old perceptions that are really hard. Working in conjunction with these other groups I think will help perceptions of Wyandotte County.

Ms. Shockey said other thoughts about the issue of crime.

Commissioner Bynum said I may or may not incur the wrath of many but I'm troubled by the almost nonexistence of laws around weapons. I have to wonder if there is a correlation. If the data would prove to us that there is a correlation between no rules and what we're experiencing. **Ms. Shockey** said so kind of the idea behind if there is access to weapons it's easier to commit a crime because of the access. **Commissioner Johnson** said I will just tag on as it relates to crime. I do think this is the time for us to really evaluate our local criminal justice system and laws, ordinances that we have as we are trying to be proactive in dealing with crimes of all sorts. Certainly violent crimes and just that in general, I think we need to be proactive in taking a look at our local criminal justice system, our laws, just to make sure we are being relevant relative to the things that are occurring around the nation. We are all at risk of having those types of issues in our own city and that ties into race, it ties into poverty, it ties to justice; I mean there are a lot of things it ties into and I think we need to make sure we're looking at that as well.

Mayor Holland said to continue on that theme you know one of the big things they uncovered in Ferguson after the explosion was they were aggressively using their Municipal Court as a revenue stream for the city which is inexcusable. I think not criminalizing poverty which has been done, not criminalizing mental health, and I think those creative pieces around evaluating what laws we're setting and how we allow people to address issues—I bet if you looked at the number of people that got tickets for having expired tags, I'll bet it's much more heavily concentrated in the core areas than it is in the wealthy areas of our city because if people had the money to register their car they did it versus just forgetting to do it. I think being tough on crime and not criminalizing poverty, mental health and other issues that—and if someone is urinating in public, that should not be okay. If you have a mental health issue we should treat that. Giving you a \$60 ticket is not addressing the problem.

Commissioner Townsend said I disagree with that. It goes to not everybody can enact laws and that kind of thing, but everybody can participate in making an impact on crime. If they see it, tell it. If you know something about it, tell it. That's real base level participation and that's what's going to help lead to people being held accountable as Commissioner Brian said and that there will be consequences. **Mayor Holland** said and having a trust in that relationship. **Commissioner Townsend** said and they have a trust in that relationship, that's participatory at

their basic level, again, not criminalizing those things which are not criminal. Like the CIT Programs so you can separate those people who need a different type of help from those who do need to be segregated from law-abiding citizens.

Commissioner Walker said I'm kind of the outlier in this group in this regard. When my home is violated by a burglar I don't expect him to be someone who lives in Mission Hills. I expect him to probably be someone that would fit the nature of poverty, have other characteristics. Frankly, the fact that he's poor should not be a voidance of the consequences. **Mayor Holland** said I agree with that. **Commissioner Walker** said we in this present day have this aversion to building more jails and more prisons because of the cost and yet what we do is we believe we can program these people through some kind of a treatment program. Now if someone is truly mentally ill, our standard of justice isn't are you mentally ill, it's do you know right from wrong? Many people who have a mental illness still know right from wrong and yes, if you don't even know what right and wrong is, then jail is not the place for you. I've always said if the state raised money, taxes, in order to build more prisons and it was absolutely guaranteed I would approve that because I think the consequences are not going—if you're a victim of crime it matters not to you that the individual is poor and because he has been poor that led him down a life where he chose to do these things, it still has to have consequences.

Ms. Shockey said earlier today you talked about on your vision statement the decolonization of drugs. Do you feel like there are some laws that may be targeted enforcement towards or shouldn't be done? **Commissioner Walker** said certainly. I think our prisons are overloaded with drug related offenses. In terms of some drugs probably not legalized but certainly marijuana seems like a no-brainer to me. **Ms. Shockey** said so I think that's what you were kind of saying is target more on things—**Mayor Holland** said that's right.

To your point, Hal, if my house is broken into I want consequences but more than that I want my house not broken into again. So I want the most effective means to keep my house from being broken into again and so there are two routes. If someone is breaking into my house because they have drug addiction and they're desperate for a fix and they're going to find some junk that they can sell so they can get some money for their next fix, getting them into a drug and alcohol treatment program, yes they do need to be served consequences for breaking into

someone homes because that's unacceptable but once they serve their term and they get back out and they've not had the drug and alcohol treatment and they've not had the mental issue that the drug and alcohol issues is masking and they don't have any job skills, there are headed right back into the cycle. I think that we've got to help people not be criminals and I think you do that through a variety of ways. I think jail is just a temporary way of helping someone not to be a criminal.

Commissioner Townsend said I just don't feel comfortable leaving this in the air as I understood what Commissioner Walker said. Yes, if somebody commits a crime, I want them brought to justice but what I'm uncomfortable with leaving out in the air is the expectation that who did it was going to be poor. That goes again to what I was saying about perception. When I grew up poor did not equate, was not synonymous with you being a high risk for being a criminal. I just had to say that. There could be someone out there who you don't expect who is just there for a thrill. We've got plenty of criminals on the upper economic scale but they're doing big time—**Mayor Holland** said they're still in the laptop...**Commissioner Townsend** said exactly. Again, going back to that perception, I just wanted to get that out there that poor did not equate and should not equate to criminals. Whoever is guilty should be brought to justice.

Commissioner Johnson said I don't disagree with that, but there are systemic things are ever present in our society as it relates to inequities that are present in Wyandotte County. They're present everywhere but we're talking about our home, the place we're trying to make better. When you are born into inequities, like it or not; it creates, it establishes, fortifies; it does not justify but it creates a mindset where the potential for someone to commit crime because they don't have any other option. They haven't been presented with other options growing up even to the extent of violent crimes and fatalities and things of that nature where jail is more of a reality than college. You have to address that. Yes, I do want the perpetrator's brought to justice but we need to look at the systemic long-wearing thing. I can say I'm thankful I had a mother and father that was in my life that gave me an establishment but the further along and the older I get I'm coming into a realization that that's not a reality for a lot of people. I know this is kind of going down to another rabbit trail, well there are certain things we just cannot assume as it

relates to how we deal with these issues as it relates to crime. There are mindsets that there are narratives, there are stories that we need to deal with what happened to you that caused you to have this kind of mindset to think that you have the right, the wherewithal to go into another person's home and take something that does not belong to them. I think we need to look at a broader, more critical gander into that issue.

Ms. Shockey said Lauren has kind of been writing down more of the details of what everybody is talking about and I've just kind of filled out four or five themes of what I hear you saying and are components or pieces of the puzzle that sound like you might want to try to address and so the idea of the broken window, the blight removal, getting people outside and connected to each other. You know you're safer if you're with a crowd actually than if you are walking alone on a dark street, that sort of thing.

Also, being tough on crime but maybe looking at the laws and enforcement and maybe more looking at the underlying reasons why people are committing crimes so you can kind of address those issues and get them out of the cycle.

Then addressing poverty through workforce development, better education system, that type of thing and then just overall communication with the community and building relationships so they can have a repore so they would report and have that sense to come back and talk with a police officer or speak up; that type of thing.

I also had set example in your own public space. A broken window is not just on private property; it's also evil as well and so making sure the built environment looks vibrant and has that well-kept appearance. Did I capture all that?

Thinking about these things, these are kind of all strategies that you would use then to come up to your goals. We want to come up with what our goal statement would be and so the goal statement would be; answer the question; can you describe to me what success looks like? Maybe it's a very simple statement. **Commissioner Markley** said reduce violent crime year over year for next five years.

Commissioner McKiernan said I would suggest that—I appreciate that. Yes, violent crime absolutely, but even the non-violent and even the non-personal crimes. The crimes of death and

vandalism, those are also things that I believe we should and could target to reduce because they impact on quality of life.

Mayor Holland said I would say reduce crime as a goal. I don't disagree with that at all. I would say that's right. **Commissioner Philbrook** said it's just the amounts and percentages. **Mayor Holland** said no, it's the how. You could build more jails, that's one way of accomplishing that goal is that more people are convicted for longer terms, we have a higher prosecution rate, a higher incarceration rate and the more people in jail the less people outside doing crimes. I think addressing the underlying issues that lead to crime like blight reduction, quality housing, workforce development, education; you look at the things we know as a peephole reduces crime. I want goals for those things that are going to lead to a reduction in crime.

Ms. Shockey said that's what I hear you saying, there is kind of like four or five factors that really come into that and we want to make sure that we include all those goals for those kind of getting us back to this vibrant intersection of diversity opportunities, getting us back to our vision statement.

Commissioner Markley asked are you saying that—I love what you're saying; are you saying you want to do a play goal and have the crime be one of the—**Commissioner Philbrook** said outcomes. **Ms. Shockey** said absolutely. **Commissioner McKiernan** said it will be a positive unintended consequence. **Mayor Holland** said I think that's a very innovative way of looking at crime because there are, I would say not old school—and I got access on a radio station recently, do you need more cops, you need to just hire more cops; well maybe but you can't put a police officer on every street corner. We don't want a police state and lockdown the neighborhood. We want a place where you don't need that. You can travel to third world countries and the wealthy all have a fence around their house, barbwire and a security guard. That's one way to do it to protect your stuff. I want to address the reasons why and I want to be aggressive about it.

Ms. Shockey asked how would you describe how that looks. How would you describe success for blight? We could say blight removal, but what would be the goal? **Commissioner Markley** said reduce the number of vacant houses by I don't know what percent because—(inaudible due

to someone speaking over.) **Ms. Shockey** said we will come up with the targets later but we just want to know what the measures are. **Commissioner Markley** said reduce the number of vacant houses, shorten the amount of time it takes to get code violations closed and resolved. **Commissioner Bynum** said we do those things through an active, engaged community. **Commissioner Markley** said that is not really measurable. How do we measure an active community? **Commissioner Bynum** said we can measure what supports we are providing to our residents such that they can be active and engaged.

Commissioner McKiernan said I think we've got both here. I think we're talking about both outcome goals and process goals and so we've got both but really when you look at our Citizen Survey it breaks it out pretty well that blight is a combination of weeds and grass, trash and debris and then the structural things. Both structural dilapidation and structural vacancy and we could set, and I know that SOAR is working on blight indexes, and I know that other communities are trying to create some sort of metrics that describe the level of blight in grass, weeds, trash, debris and structure. Maybe they could provide us with some metrics—I think one of the process goals that we set is that we set baselines for what our current state of blight index is as the foundation for future outcome goals, measurable goals, because in many cases we may not have an objective baseline that we work off of. I think we've got two sets of goals both related to blight. Outcomes in terms of reducing the number of possible complaints, reducing the speed of resolution of generated complaints, preventing complaints on anything we own. Then we have the process goals of the resources that we utilize both UG and non UG to help people then prevent, avoid or remediate.

Commissioner Markley said, Sheila, everybody uses different terminology in terms of the goals versus the sub-goals or whatever the terminology; we're all kind of using the same words when we're talking about the overarching goal versus the stuff that goes underneath. **Ms. Shockey** said this would be an overarching goal. It starts with an active verb and it gives you what is the best you're acting on, the problem or the issue. Same with reduced vacant houses and so you have to have a baseline and so then I would say probably code violations, a shorter timeframe and active community, that kind of thing. Those are strategies to get you there. Those are kind

of the things of how we're going to go about that end result. A goal is a desired outcome and it's more of—you have an active verb and the action that is being put on.

Commissioner Walters said a few minutes ago I think, Brian, you said that you believe blight was the result of other social forces not something that happens in isolation so why wouldn't we start talking about some of those social forces that result in blight such as poverty or prosperity and how we can increase the level of income throughout our county by providing or creating more jobs, working with skilled development; that's something that's certainly measurable. Increase the household income throughout the county by 10% in five years or something.

Mayor Holland said I agree 100% with that and I would probably say persons currently in our community, and that phrase simply because another way to increase, and I know you're not saying this; but another way to increase your median household income is simply bulldoze all the poor houses and the poor people are out and then your median household income goes up. I know that's not what you mean, but to make sure we're saying increase the prosperity of the people who live here. **Commissioner Philbrook** said and bring more people in. **Mayor Holland** said and bring more people in and grow the population.

Commissioner McKiernan said while I completely agree with what you said and I think that is our long-term, I do believe that we can make gains in the short-term even before we get to the long-term building the foundation that supports removal of the—or prevents the broken windows in the first place. I do think that there are steps that we can take, goals that we can achieve in terms of existing blight and reducing the existing blight even as we set the stage for the reduction of blight in the future. That we could set a goal for both current, long-term and I think reducing the level of our existing blight is something that is achievable because there are many people frankly who have the resources to reduce blight that they are associated with and for whatever reason they don't or chose not to or whatever use those resources. **Mayor Holland** said one way to do that because some of the people creating the greatest blight in our community are very wealthy people who live elsewhere. I think we need to have a repeat offender, we need to have a chronic offender category that when you have X numbers of properties—we have people that own 25 blighted properties. When you have five or more properties that are all blighted, yes 50,

we're talking about massive absentee landlords who live in half million, million dollar houses in Johnson County who owns all these crummy properties in Wyandotte County and don't care a bit about it. We need to have some laws that say that if you have five properties that are blighted, the fines double. If you have 10 properties that are blighted, the fines triple. **Commissioner Markley** said and for God's sake you're not going to get to buy anything at our tax sales. **Mayor Holland** said that's right. **Commissioner McKiernan** said I've gotten four postcards in the door hanger. They all want to buy my house for cash. **Mayor Holland** said and run it into the ground while we take—(inaudible due to speaking over the Mayor.) **Commissioner McKiernan** said it's kind of chemistry out there because these all come from the same address. It's like an incubator for we buy ugly houses. **Mayor Holland** said we create houses and we create ugly neighborhoods ridden with crime. **Commissioner McKiernan** said and we allow.

Ms. Shockey said another thing on the blight reduction and then we will get back over to the poverty—the longer term. I see kind of what you're trying to do is create this vibrant community, you're working short-term on fix the broken windows, you've got several strategies to do that. I've heard you say also make sure that our public stuff looks good as well and we're maintaining that and then we would be working on the underlying causes of poverty long-term.

Commissioner Bynum said in terms of law enforcement and deployment of law enforcement and relationship building with law enforcement, I guess there are a whole lot of bullet points that could go in those broad categories but we want to encourage again with the engaged community to build or rebuild relationships with law enforcement. We know we've seen great success because of the introduction of community-based policing in Wyandotte County two decades ago. I think it's worth looking at again in terms of—and I think our Chief is doing this, but I think it's worth looking at again in terms of has certain pieces of that policing philosophy changed and have certain relationships that used to be strong crumbled. If so, then what can we do to rebuild them? I think that's just such an integral piece of the success that we've seen that we want to continue. I just don't think we can leave the police and law enforcement out of this conversation.

Commissioner Philbrook said police are already involved in District 500 and I know that Cynthia Lane it's very important to her when she brought them in that it become even more diverse to just have a presence, but to be around kids of all ages and do programs with them so they feel more comfortable and think oh police officers aren't so bad people. They're people just like anybody else and I think that's going to make a big, big difference because you know if all you hear is bad things from the people in your neighborhood about police, then you're going to believe the other kids in the neighborhood. If you know a police officer in your school and you've gotten closer to him, oh, no, they're not that and I think that our school system is really starting to move forward on a lot of progressive things and I know that's a long ways down the line but that line will be here to us sooner than we want it to be and so we've got to go somewhere. **Commissioner Markley** said I think in our SOAR group they probably can fill in a whole group of strategies in regard to these vacant houses.

Ms. Shockey said that's the big picture. It seems like these two are kind of the short-term, the big picture emphasis. Again, these are like kind of really basically services that you provide that you can invest resources in in terms of all the services you provide. **Mayor Holland** said one of things I want to do as we do these, I want to think about positive statements rather than negative statements so increase safety, community safety; beautify our community. **Commissioner Markley** said those aren't measureable. **Mayor Holland** said no, but they're the same thing. Instead of blight reduction, beautify the city. **Commissioner Markley** said blight reduction you're going to say reduce vacant houses by X percent. **Mayor Holland** said I would still put the same thing. **Commissioner Markley** said how are you going to beautify—**Mayor Holland** said over here instead of reduce poverty I like increase prosperity better as a goal because I think that has a positive connotation. I like goals that have a positive connotation. **Commissioner Markley** said I'm okay with that but it still has to be—(inaudible too many people talking). **Mayor Holland** said all I want to do is change the title. I don't want to change the outcomes. **Commissioner Markley** said it has to be a number.

Ms. Shockey said what we will do today we will come up with kind of these main emphasis areas and then we're going to work with Doug and his staff on putting together a document that we would bring back to you that would say this is how we would go about doing that.

Commissioner Townsend said I would like to marry those two concepts. I like what the Mayor is saying about having a positive but my sister counselor up there says if you don't specify what it is it's too easy to lose track of your target. If you're going to say improve community safety by reducing crime, by reducing vacant houses, then you don't lose that focus.

Ms. Shockey said the other thing I heard was the perception of safety and that's something you can measure is people's perception. Should I put that one down too? **Mayor Holland** said I think it comes back to what you talked about the perception of our community about how people talk about our community. If we're talking about community safety and beautification and prosperity, those are words that affect people differently than crime, blight and poverty. It's putting that positive aspirational goal, it's putting the aspiration to it so when our staff and our community talks about our goals we're talking about positive aspirations. I say it at every meeting every time I go to speak, we've got to reduce blight but I need to actually change that to say we need to beautify our community, but number one we need to reduce blight. We need to improve our built infrastructure.

Ms. Shockey said maybe your speaking point, you know beautify kind of sounds like maybe you're planting flowers but maybe it's more vibrant. We need a vibrant community. Something that is more encompassing. **Mayor Holland** said I don't know the answer to this. I just think I want positive, aspirational statements as our goals. **Commissioner Johnson** said more aspiring statements.

Commissioner McKiernan said I was going to piggyback on that. Sometimes it's grass and weeds and sometimes structures and sometimes it's just actions. I had forgotten that. On my way over here this morning I had one car parked on a public sidewalk and one car parked in a front yard both of which are violations of our municipal code and so part of it is behavior and communicating our expectations for behavior. **Commissioner Walker** said people know we don't do anything on Saturday and Sunday.

Commissioner Bynum said I would like to throw this out there. It's something I've been thinking about for a very long time so I guess now is a good time; Community-based Code

Enforcement, Community-based Neighborhood Resource Center. It seems to me a logical extension of, again, all of the two decades of work we've done with Community Policing, working hand-in-hand with Code Enforcement, and creating a Neighborhood Resource Center, etc. etc. is taking the concepts that we use in Community Policing, sorry Doug, and overlaying them into other departments so that people don't know whether we have code inspectors working on Saturday. What would be so wrong with someone's shift being Tuesday through Sunday? I mean to me I just throw that out there and I will call it Community Code Enforcement for lack of a better word but it's the same concept of I can flex my schedule, I can interface directly with the community, I can do all the things that we empowered our Police Department to do through Community Policing. We take that kind of concept and we overlay it onto other departments. **Commissioner Markley** said I love that idea and we had other prior presentations and discussions about even hiring part-time people that would have flex schedules and it didn't go anywhere but I like the idea.

Commissioner Walker said in my neighborhood the guy that parks his 18-wheeler, not every weekend, but Friday evening to Monday morning and then he's gone. If I call it in and Codes come up, they don't see anything so they must think I'm crazy. Next Friday he will be there again. I suppose I could call a police officer and they could write a code violation. **Commissioner Markley** asked can we park that. **Commissioner Bynum** said I think that could be a parking lot item. **Commissioner Walker** said that's a really good idea of Community Policing concept in Codes. **Commissioner Bynum** said lots of different department could lend themselves to the flexibility really was the starting place for Community Policing. The flexibility of a whole variety of ways they did their job, that was the whole empowerment piece of it so that concepts blends itself to other departments that speak specifically to blight and crime.

Ms. Shockey said so anything else on the blight and crime issue? **Mayor Holland** said I have a question for our legal staff to put a pin in. I would like to know can we pass a law that if you have so many properties in violation, you're not even eligible to purchase property in our community. **Commissioner McKiernan** said we can't block a private transaction. **Commissioner Bynum** asked is it a private transaction when it's us. **Commissioner Walker**

said we could probably prevent them from participating in the tax sale. **Commissioner Markley** said but if Bob wants to sell his house to Joe, we can't stop Joe from buying it. **Mayor Holland** said even though Joe has 50 blighted properties. **Commissioner Bynum** said but it's interesting to explore things like that. That's a problem solving mechanism.

Ms. Shockey asked anything else on blight and crime. A couple of things I think are somewhat related to that in terms of like when you go through your community that we really didn't talk about, we did talk a little bit about public. You know you can see parks aren't mowed and that sort of thing that's an issue in which should be here as park maintenance. I'm taking off the ones you've dealt with.

What about this idea of street maintenance, lack of curbs and gutters; how does that relate—**Commissioner Walker** said that's blight. **Ms. Shockey** said it all relates to blight. **Mayor Holland** said I think the goals for that need to be strategic and investment. I mean that was the conservation—at root last Thursday the conversation was about what was the right strategic way to do it. That was the root discussion. Now we couldn't get there in agreement but that was the root discussion that we need to continue to have.

Commissioner Markley said I will say I would like us to talk about what our long-term plan is and some of you have spent more time with Bill Heatherman than others; I spend a lot of time with Bill. I think it was Overland Park that he worked in for a while but they had like a 20-year plan where they went in and put sidewalks in all their neighborhoods over a 20-year period. Maybe that's not the right option for us, but they clearly as a government sat down and said in 20-years this is what's going to be done. We have a list of what we would like to be done in 20 years but I would like us to be more committed and say these are the major projects we're going to tackle in the next 20 years and we're going to commit whatever resources it takes to make that happen and not be like well we have this list of 100 things but what ends up happening is every year we push 20 more of those things off and we're not making progress on our 20-year list.

Mayor Holland said that's right and I think that strategic plan when you think about, take Turner, you know the whole middle third of our county was built after World War II under township and county rules which means no curb and sidewalks, no stormwater, no underground lines and so we have these whole swath of our city that doesn't have it. Where do we start and I

think that's the strategic piece. We start with the main arterials. We do those right first and then we branch out and that's how Overland Park did it. **Commissioner Markley** said I think the other important thing about having that committed goal is, maybe not everybody in Overland Park, but a huge chunk of their citizenry knew what was going on and they would say oh my sidewalks just went in as part of that plan like they knew this was a 20-year plan. Within 20 years dangit I'm going to have sidewalks in front of my house and people knew that and for us to be able to send that message not just Shawnee Drive is on the rebuild list for some time in the next two decades, but to say this is what is going to happen in the 20 years and be committed to that. That's a great message for us to be able to send toward the street maintenance concerns on our strategic plan to be able to say people we can't replace all our streets in one year but over 20 years these are the major ones we're going to do and these are the major projects we're going to do in addition to our annual overlay. **Mayor Holland** said when you did your CNIP Project, targeting a school. Things strategic about being arterials, the schools; the key assets in our community of how we do it I think we could—and then we're going to have another situation where our road washes out that jumps up the priority list but that should be the exception, not the rule.

Commissioner Johnson said we should also consider that everything does not start in the west and work in the east. **Commissioner Bynum** said I think that's a good strategy piece. I agree with you 100%. **Mayor Holland** said it needs to be equitable. **Ms. Shockey** said I think that kind of ties back to what Hal was saying earlier what's your debt financing policy? If you have this 20-year plan you can really have a good idea of how does that get repaid in generations or cash. Earlier Jane talked about corridors were a strength so kind of starting with your corridors and doing that beautification and infrastructure investment. **Commissioner Markley** said I think one of the great things about having that committed long-term plan is the fairness aspect of being able to say look we got this out in advance. We're not just going to do streets as they come along. We're going to make sure every area of our county gets hit and this is how we're doing that over the long-term. We're going to deal with it as it comes and it always seems to come out west. **Commissioner McKiernan** said on the east they shouldn't hear oh yes, you're going to get yours in the year 19 or 20. We need to know we're going to get some in year one.

Commissioner Bynum said I think we even should flip it. You and I have had this conversation before in terms—I still think the Unified Government has the ability in redevelopment and revitalization to say that we'll go first mentally. We will go first and through our data and all of the work that's being done we're going to know this is the priority right here and everybody here is going to agree because this is the priority and the data tells us that. **Commissioner Johnson** said what I'm also suggesting is not that we say that everything starts in the east. We know that the tax base is stronger out west and we understand that, but I just think incrementally we need to look at a fair and balanced approach to how we go about doing this over time.

Ms. Shockey said I'm going to take down the ideas over here. The aging infrastructure, street maintenance, lack of curbs, gutters because that's over here now on this list now strategic investment. On strategic investment and infrastructure, a statement, what does that look like? That's a strategy said okay so we're going to strategically invest in our infrastructure but how do you say you've been successful there? What's the measure? **Commissioner McKiernan** said there are many. The one I mentioned the other night was if we say the accepted standard—if the accepted standard is that once every 30 years our asphalt streets are ground and reoverlaid then we measure are we on that schedule. We're not now. We can set a goal that we will get on that schedule, something like that. **Ms. Shockey** said there is usually a time that you can invest and it still makes sense and it doesn't cost you more and so you're kind of looking at that next of can we get caught up so that we're not spending our money trying to catch up.

Commissioner McKiernan said I know something that SOAR is looking at is establishing the base for strategic decision-making. I'm doing just block by block in my district but looking at the streets, the curbs, the sidewalks, the lots, the structures and the alley's and kind of mapping out where there are small pockets that could be strategically repaired/replaced versus large areas that are going to take a much bigger investment. There are sometimes that I feel we don't have that baseline that gives us the ability to be strategic about where we go with our stuff. The third thing is I know that already even though I say not strategic, I know already Public Works is being strategic because I've mapped the last six years of Neighborhood Street Resurfacing Programs. If you look at it over time they're adjacent. You can tell there is actually a systematic approach from Public Works because last years—and then they leapfrog a year, but then the next piece goes right next to it and next year's NSRP in my district actually is

immediately adjacent to stuff that has been done within the last few years. Part of that is the communication piece. Yes Commissioner, yes citizen, there is a plan and here is that plan and then we go oh I get it.

Commissioner Philbrook said my comment is I'm glad you finally admitted that there was a plan but we just didn't know it because poor Bill Heatherman I drove about crazy when I first came on the Commission. Look, I want to know what's going on, I want to know what's happening and he sent out maps and he showed me what the plans were for my district and how they determined what was going to get fixed next and where they set out how many years out, the whole nine yards. It was very helpful. **Commissioner McKiernan** said there is a plan for streets. I think I'm pretty safe when I say there is no plan for alleys. **Melissa Mundt, Asst. County Administrator**, said there is no plan for alleys, but we are looking at options for sidewalks that are in areas that are not curbed and guttered because there has to be other options because of the feasibility of actually installing all that infrastructure. We're not there but there are options to make it wonderful. **Commissioner McKiernan** said that's fantastic.

Commissioner Markley said I want to differentiate quickly, I guess what I'm talking about in terms of the 20-year strategy is not grind and overlay because we know we're doing that every year. That's going to happen every year regardless. The 20-year strategy is the bigger projects. What roads are we doing Complete Streets on, where are we going to put in sidewalks where there wasn't a sidewalk before and we are not going to meet our citizen objective of having better infrastructure by doing the same grind and overlay every year that we have been doing for the last 30 years. Clearly they want more than that and that's what the 20-year strategy is, what are we doing to get ahead on the survey results in our street—**Commissioner McKiernan** said it has to be a combination of new combined with repair and replacement. **Commissioner Philbrook** said my comment to you is I was also bugging him on that and we had started mapping out that because we were talking about feeder streets. You know the main north and south ones and which ones the community's would want done first and having those community meetings so they could help pick which streets they thought they wanted first and which ones we could do and what we could start with and so that's part of that.

Ms. Shockey said let's move over to housing real quick. There are a couple of items that are listed here still that aren't really the broken window issue. One is housing for all ages, the other one is aging housing stock so just older housing stock how does it convert to new market demands. I'm ready for a granny pad when I retire in the back of my son or daughters' house, granny houses; all these different modifications that the housing stock is having in most communities and then the outdated public housing. What do you see in terms of any sort of goal for just really kind of keeping your housing stock up? **Mayor Holland** said I will admit it's similar to education because it's not a primarily delivery of service that we provide as a Unified Government. We need to be clear that we're fostering an environment of housing rehabilitation versus we're not going to have a housing department that goes out and builds houses. That's not going to be our role. **Ms. Shockey** said your role then could be—a lot of communities what they're doing is going neighborhood by neighborhood with that infrastructure investment and then that is first, housing, redevelopment and that sort of thing. Is your role really infrastructure would you say foster the environment for—**Mayor Holland** said it includes the infrastructure because we know when we put in new quality roads people either improve their home around it or they built homes around it so I think that's part of it, the infrastructure we do but I also think it's about how we leverage CDBG money. How we incentivize, you know we do have tax abatement for people that will build inside the urban core. Either those abatements aren't sufficient—you know it's almost not economical. If you build a new house in this community there has got to be a non-profit—depending on where you build there has to be non-profit willing to raise the philanthropic gap for what you can build it for and what you can sell it for or it's upside down the day it opens. I don't know how we foster that and obviously we don't because if we had those answers we would have already done it.

Commissioner Bynum said I think another piece of it is the whole master planning process you know through northeast master planning. For example, we might be identifying areas where we think age restricted or other adult housing would be most appropriate. I think through our policymaking certainly we impact that and then I've always hoped and dreamed that housing would be another of the three-legged stool piece that Wyandotte EDC takes on. I've kind of long wished that in addition to industrial and commercial that housing was one of the components that—**Mayor Holland** said that's an interesting question. We won't solve that today.

Commissioner Bynum said I just throw that it out if not Wyandotte EDC, then is there a—
Mayor Holland said there is a housing taskforce internally, but is there a housing group like WYEDC that's addressing the housing needs in our community. **Commissioner McKiernan** said there are many, but not necessarily one coordinated body that I'm aware of unless you would take LISC as a coordinated body. **Ms. Mundt** said right now LISC, HUD, Kansas City, Missouri and ourselves are at the table right now trying to figure out how we as a region would report on this and basically taking our SOAR data and again where our healthy fabric is around the barriers that are in a lot of stress and starting to target to improve the values and then looking for gap fillers the Mayor talked about. There will be more to follow on that, we've been meeting every week.

Commissioner Walters said if these kind of infrastructure improvements are as beneficial as we are talking about them being, it seems like we could create a benefit district and that would be the far more expeditious way to achieve these things rather than having a neighborhood being on a 20-year plan in maybe year 17. **Mayor Holland** said we need to think outside the box on our benefit districts because theoretically if the homes that were built around 51st & Parallel had been built under city code, the developers would have been required to put in stormwater, curb and sidewalk and underground lines when they did it and they weren't required to do it and so it's not there. They sold the house, the house cost less money because that infrastructure wasn't there, the developers made more money because they didn't put that in there and so going back to the homeowners and saying will you support a benefit district. The challenge is going to be a homeowner occupied neighborhood is more likely to agree to a benefit district than some absentee landlords from around the metro, but yes, I think we should do it.

Ms. Shockey said maybe relook at some of the strategic investment and infrastructure, we look at different tools or mechanisms to pay for it not just general fund. It could be benefit district and what's the right mix for that.

Anything else on housing, what you're trying to do is foster the environment for quality housing that meets market needs. I don't know if your codes are up-to-date. Are your codes up-to-date when someone comes in and wants to do a remodel or are they pretty flexible? **Commissioner McKiernan** said assuming they pull a permit. **Ms. Shockey** said then you have

area plans, you're working regionally perhaps trying to find someone to spearhead an overall housing strategy with all the non-profits that work in that arena and then maybe CDBG trying to think more strategically on your CDBG funds on how to do that. **Mayor Holland** said some of that work has already been done.

Ms. Shockey said how about economy and jobs. **Commissioner Markley** said I guess I would say, and I don't want to sound like a stick in the mud, but I would be happy with just the crime and blight related goals we first discussed. I think sometimes we make too many goals and then we have trouble remembering as an organization what our focus should be for the upcoming years. Not that we're not going to keep doing the work that we're doing related to housing and workforce development but when you have 20 goals in the end everybody is like what was our goal again. **Ms. Shockey** said this will be a 5-year but we will ask for the one thing that you will emphasize next year so these are 5-year goals so you've got kind of the whole idea behind reducing blight, crime, going into that area. You've got the strategic investment and infrastructure, you've got kind of fostering environment of housing and kind of helping with that, and then this would probably be one of the last pieces because we almost have everything off the list over there.

Commissioner Bynum said I don't think we can overemphasize how important it is to have a workforce that's ready for work. It's such a big part of everything else we've talked about. I don't see how we can turn away from it right now. **Ms. Shockey** said you did say relook at your economic development and finished policies so that's an action. What is your involvement in workforce development? **Commissioner Philbrook** said Wyandotte Economic Development has a spinoff called Workforce Solutions that started up about 2 ½ years ago and they have been actively engaged and they've engaged a lot of the community including Workforce Partnership which is federal funds for this area and all around the area. They are hot on this trail and they're not going to slow down because we don't make them want one of our job goals but I will tell you they would be very, very disappointed in us if we didn't.

Mayor Holland said I think we have a big enough organization that we need goals in a lot of areas. **Commissioner Markley** said sorry to interrupt you; I'm not saying that there aren't goals

in the organization and every department should still be bringing us goals. I guess what I'm saying is the organization as a whole can't have 20 goals. They need to have two because— **Mayor Holland** said I think we can have one thing that we're going to focus on 2017 is going to be the year of and I think it should be blight or beautification I think should be our one big thing. **Commissioner Markley** said yes. **Mayor Holland** said I agree with that. I think that should be a big focus area. **Commissioner Markley** said what she just said is what scares me. We want everybody to know that we're working on their business, but we don't want to get into a situation where anytime we don't list something as one of our 20 goals, everybody thinks we're not going to do that. The idea of your annual goals should be that's your focus point and not that we're not going to do any of the other stuff because clearly that's not it.

Ms. Shockey said so if the goal is just to increase prosperity—instead of it being real specific like workforce or jobs but it's about how do we increase prosperity, have we covered how to do that in other discussions we've had already about those items or are there certain big picture kind of things that you want to try to do to accomplish that in the next five years? That's a little bit different than like department goals. I hear what you're saying but I want to make sure we have the big picture.

Commissioner Philbrook said tell me exactly what this is going to look like because I think I might have gotten lost in the weeds. So we're going to pick a goal for next year. Is that the deal? **Ms. Shockey** said no, actually I think—**Commissioner Philbrook** said that's what that sounded like. **Ms. Shockey** said what we talked about over here is that we're going to have these 5-year goal statements and they may not be specific to each department because a lot of the things we're talking about are very connected and so there might be four or five kind of big picture long-range things that you're trying to do like increasing prosperity of your community as one, improving public safety, beautifying the community and so those are kind of the big picture ones. There are a lot of different departments that we will be working on that and they will have their goals and objectives under that. Then this next year we want to try to pick one thing like if you're in the elevator and what are you guys working on this year, this is the year of the blank. That's kind of the structure of it that we were thinking originally and so the idea behind increase prosperity what you all talked about and the way you would measure that is

household income and the number of persons in poverty. We don't have to come up with all the strategies today. I just kind of wanted to say increase prosperity, tell me a little bit about what does that look like, what is the end goal there? **Mayor Holland** said growing jobs in the community and I think doing an evaluation of our incentive package to focus on residency of people that get those jobs I think is one key area because we don't just want jobs for job seek, we want our folks to have jobs.

Economy and jobs you can look at transportation at large, not just public transportation, but transportation generally, how we get people to jobs. One of the ways we're going to grow our economy here is by additional industrial sites and we have a pretty aggressive program of growing a new industrial corridor and revitalizing industrial areas because the reality is industrial is a much stronger more resilient tax base even than residential housing. **Ms. Shockey** said so new industrial corridor. Where is the corridor? **Mayor Holland** said we're looking along I-70.

Commissioner McKiernan said I totally agree with that but if you look at us in terms of unemployment and workforce participation, we're lagging a little behind the metro but not really that far in terms of those two factors. Jane Redding over at WYEDC has talked about in comparison or that the gap between wages paid per job in Wyandotte County versus wages earned by residents of Wyandotte County. Maybe some metric that closes that gap somehow and certainly the only way we're really going to close that gap in the short run is increasing wages earned by residents of Wyandotte County. **Mayor Holland** said I don't want to close the gap this way; I want to close the gap this way.

Ms. Shockey said that's an important indicator that we can bring back and look at to track. Have we covered increase prosperity? What does that mean? Wages earned, household income, number of persons in poverty, number of well-paying jobs for citizens. **Several commissioners** said sounds good. **Ms. Shockey** said then the strategies that would come back would be those things under each department like how do you about it, how do you feed into this with EDC and other activities. Then I did indicate that we talked about one major role that the Council can play to look at the Economic Development policies and looking at incentives to see how that works. Are there any other items over there that you can think of that you want to create a goal statement for the next five years?

Mayor Holland said I do think from the economic economy and jobs we need to continue to address our tax rate and creating a competitive tax rate. I don't think we need to have the lowest taxes in the area, but we certainly don't need to have the highest and having a competitive tax rate. **Ms. Shockey** said look at ways to do that and part of that strategically investing your resources and we did ask that question on your questionnaire and every person pretty much said let's strategically invest our resources rather than like a across-the-board cut.

Commissioner McKiernan said something to consider as an overlay is just not the rate but, and maybe I'm wrong in understanding this, but my understanding is that dollars of property tax paid per dollar of income earned because of the relatively lower median income in Wyandotte County and the relatively higher mill rate and tax bill that we get the intersection of a relatively high rate and bill with a relatively low across-the-board. So, to somehow change that, dollars of property tax paid per dollar of income earned or whatever the metric might be. **Mayor Holland** said I agree with that. It's a more sophisticated way to look at it.

Ms. Shockey said anything else on goals? We have housing, infrastructure, we had something for the whole blight and crime issue which we would probably kind of put together and then we have something for prosperity, economy and jobs.

As the Mayor said, 20 years ago the Unified Government was formed and so kind of trying to come up with being unified for 20 years, what are the things for the next 20 years, and this year our Step 1 is this. **Mayor Holland** said Unified Wyandotte. **Commissioner Markley** said I like—it says 2017 is the year we soar. **Ms. Shockey** said we have soar and that's your black ribbon goal. You said unity. **Mayor Holland** said I like unified or soar. I think this should be the year of blight reduction. Blight reduction is negative and it just creates the image of blightedness. **Commissioner Markley** said but soaring is a nice—**Mayor Holland** said soaring is nice but—I like beautified. I want a beautiful community. **Commissioner Markley** said I think so too, but that gives that we're going to plant a pretty flower image which we could do that too but it's more than that. I'm fine with the idea. I'm just not sure beautified is the right word.

Ms. Shockey said I'm going to give you like 30 seconds to just sit there and think about this and then I'm going to go around the table and just ask you what you think this should be the year of and see if we can get a consensus. Jim, what do you think? **Commissioner Walters** said I can't come up with a better word than beautification. I'm trying, but I can't. **Commissioner Philbrook** said I don't know why I keep coming back to a park like vivid vision. It looks like everything is where it belongs and there is beauty all around. It's not just beautification, it's well organized. **Commissioner Bynum** said the year of the neighborhoods. How about gussy up. **Ms. Shockey** said so you like the concept of like investing in the visual appearance and well-kept, manicured type neighborhood approach. **Commissioner Bynum** said revitalization, revitalized. **Ms. Shockey** said you do have the word vibrant over there. I don't know if you could work that in. Gayle, what do you have? **Commissioner Townsend** said nothing right now but I'm thinking along that line. I wanted to go back to what were the words we used; I just can't see them under our Uniquely Wyandotte focus. **Ms. Shockey** said your 20 year is Uniquely Wyandotte: a vibrant intersection of diversity, opportunity in distinctive neighborhoods. An engaged community neighborhood: healthy, fulfilled and inspired. **Commissioner Townsend** said I'm going to take a pass right now because that language 2017 is the year we—it's going to be some type of verb. **Ms. Shockey** said you like the year of. **Commissioner Walters** said to make Wyandotte great again. **Commissioner Walker** said how about makeover the neighborhoods. **Ms. Shockey** said makeover. **Commissioner Bynum** said it's like a facelift. **Commissioner Markley** said there are some other words for revitalized; reinvigorate, rejuvenate, renewed, replenish, restore, and revive. **Commissioner McKiernan** said I had revitalized and reinvigorate for my two. **Ms. Shockey** said revitalize. **Commissioner Bynum** said then our symbol can be an AED machine. **Ms. Shockey** said then you could say 2017 is the year we revitalize. Does that sound inspiring to you? **Several commissioners** said nope. **Mayor Holland** said restoration is a similar theme of revitalize. **Commissioner Bynum** said renaissance.

Mayor Holland said what I like about beautified is it's somewhat antithetical to what people think about when they think about Wyandotte. They don't think beautiful, they don't think manicured, they don't think vital and so I think by claiming that name and saying something beautiful; that's just not how—when I talk to people around the community in the metro area,

that's not how they think about Wyandotte. They don't think about it as beautiful and I think it's claiming a reality and creating a reality that we want to make happen. I don't know revitalize, revive, reinvigorate, makeover; all of those start with they're not there. It's not vital so we're going to revitalize. **Commissioner Walker** said year of clean up your own backyard. **Commissioner McKiernan** said give a darn. **Commissioner Bynum** said I would push back because I truly believe we have 20 years under our belt of us and our people who live here giving a big darn and two decades of work to show it.

Ms. Shockey said one of the things I think about when you're talking about what you're actually going to do is maybe there has been some maybe disinvestment and maybe you're going to more reinvest. You're going to target, you're reinvesting. **Commissioner Walker** said wouldn't you want neighborhood? 2017 is the year of the neighborhood. I mean it's simple and then you can explain it but it doesn't convey the message of beautify.

Commissioner Townsend said I think Angela had it; this is the year—we need something in there that says we're going to take action so that we soar to beautify. That takes one of our themes is and we're actively working it and beautification is the goal. **Commissioner Markley** said in conversation with Hal over here and in the company that I work for in my normal job they're very goal oriented and they're very good at it because if you got on the elevator at the RR and you said what's the goal for the year, people would know and they would know—we have a beginning of the year meeting and the goals are announced and an end of the year meeting and everybody knows whether we met the goal or not. I would love for us to get to that point where that big annual goal if you got on the elevator here and here it says what's the annual goal and people would say blight reduction or it's to soar here. Then at the end of the year where we would be able to tell employees we reduced blight by this amount so when they are on the elevator you could say what's the annual goal and they would know it. Did we meet it last year, yes? I would love to see us have that and what I love about that in addition to obviously having goals and meeting them is a great thing is that organization wide it's difficult for us because we have so many employees for them to feel like they're putting up a united front toward one goal. Everyone's department has departmental goals and nobody knows what each other departmental goals are and we're just a very big organization to be able to find a goal that everybody can get

behind and know what the goal is and know whether we met it is a great unifying factor for our staff.

Mayor Holland said I think if you thought about our folks who are out doing the work—it's one of the things about Water Pollution Control, you can't just answer the phone Water Pollution; you have to say Water Pollution Control because you're trying to improve it. Until we hear a better word, but I can see our men and women who are out cutting grass and work in the streets for us cleaning up stuff, instead of being the blight reduction team being the Beautify Wyandotte team and they can have that slogan on their back; Beautify Wyandotte.

Commissioner Philbrook said how about integrating both of those things; beautify through SOAR. **Commissioner Walker** said 1 out of 100 people out in the community know what the word SOAR means. **Commissioner Walters** said right. **Commissioner Bynum** said you could always put the little words under the letters.

Ms. Shockey said I have a thought to kind of help you come up with this big idea. Neighborhoods are in your vision statement, neighborhoods you listed here. 2017 is the year of you're doing something in the neighborhoods. What is that adjective about the neighborhoods; the year of the something neighborhoods. **Mayor Holland** said beautifying the neighborhoods.

Commissioner Bynum said I'm going to say something entirely different, but again, to me it's about empowering the 2,200 people that work for the Unified Government into service. Everybody who works here is working here to provide some level of service. Service to soar, I don't know.

Ms. Shockey asked how would you describe the neighborhood, what it is that you're doing in the neighborhood. Do you have a descriptor of that? **Mayor Holland** said I don't know why not just beautify the neighborhoods. We need to beautify our streets, our industrial areas, our riverfronts, we need to beautify the parks, whole thing; I think the community, beautifying the community. Maybe we can just park this. **Ms. Shockey** said you don't need it today but I think what we will do is keep the concept of you are trying to focus on blight reduction and we will try

to maybe come up with a word. Get these smart people back here to come up with a word. We get the gist of what you're trying to do and what your focus is going to be for the next year and so I think that's super helpful to the staff.

We're going to let you out early unless anybody has anything else they want to talk about. Good work and we will be getting with Doug and Joe and come up with some stuff to bring back to you.

MAYOR HOLLAND ADJOURNED
THE MEETING AT 1:54 p.m.

dt

Bridgette D. Cobbins
Unified Government Clerk

STATE OF KANSAS)
WYANDOTTE COUNTY)) SS
CITY OF KANSAS CITY, KS)

SPECIAL SESSION, THURSDAY, NOVEMBER 17, 2016

The Unified Government Commission of Wyandotte County/Kansas City, Kansas, met in Special Session, Thursday, November 17, 2016, with ten members present: Bynum, Commissioner At-Large First District; Walker, Commissioner At-Large Second District; Townsend, Commissioner First District (arrived after moving to the 9th floor conference room); McKiernan, Commissioner Second District; Murguia, Commissioner Third District; Johnson, Commissioner Fourth District; Kane, Commissioner Fifth District; Walters, Commissioner Seventh District; Philbrook, Commissioner Eighth District; and Holland, Mayor/CEO, presiding. Markley, Commissioner Sixth District; was absent. The following officials were also in attendance: Doug Bach, County Administrator; Carol Godsil, Deputy UG Clerk; and Ken Moore, Chief Legal Counsel.

MAYOR HOLLAND called the meeting to order.

ROLL CALL: Kane, Walters, Philbrook, Bynum, Walker, McKiernan, Murguia, Johnson, Holland.

NOTICE OF SPECIAL MEETING of the Unified Government of Wyandotte County/Kansas City, Kansas, to be held Thursday, November 17, 2016, at 5:00 p.m. in the Commission Chambers of the Municipal Office Building. The Commission will recess from the Commission Chambers to the 9th floor conference room for an executive session regarding the Administrator's review and litigation.

CONSENT TO MEETING of the governing body of Wyandotte County/Kansas City, Kansas, accepting service of the foregoing notice, waiving all and any irregularities in such service and in such notice, and consent and agree that we, the governing body, shall meet at the time and place therein specified and for the purpose therein stated.

Mayor Holland asked do we have a motion for executive session for consultation with our attorney and to discuss matters related to Personnel and Litigation.

Commissioner Murguia made a motion, seconded by Commissioner Walker, to go into executive session until 7:00 p.m. to discuss a private personnel matter related to a specific non-elected employee and confidential matters related to pending litigation under the attorney/client privilege, as permitted under the Kansas Open Meetings Act; and that staff designated by the County Administrator be present to participate in the discussion. Motion carried.

Commissioner Murguia said the Commission will reconvene in open session at 7:00 p.m. in the Commission Chambers located on the 1st floor.

Present for the Executive Session: Bynum, Commissioner At-Large First District; Walker, Commissioner At-Large Second District; Townsend, Commissioner First District; McKiernan, Commissioner Second District; Murguia, Commissioner Third District; Johnson, Commissioner Fourth District; Kane, Commissioner Fifth District; Walters, Commissioner Seventh District; Philbrook, Commissioner Eighth District; and Holland, Mayor/CEO, presiding. **Staff present for the Personnel matter:** Doug Bach, County Administrator. **Staff present for the Litigation matter:** Doug Bach, County Administrator; and Ken Moore, Chief Legal Counsel. **Also present** was Jon Aisenbrey, Outside Counsel.

The Executive Session convened at 5:05 p.m. regarding the Personnel matter and at 6:20 p.m. for the Litigation matter.

**THE EXECUTIVE SESSION
CONCLUDED AT 6:40 p.m.**

dt

Carol Godsil
Deputy Unified Government Clerk

November 17, 2016

STATE OF KANSAS)
WYANDOTTE COUNTY)) SS
CITY OF KANSAS CITY, KS)

SPECIAL SESSION, THURSDAY, DECEMBER 1, 2016

The Unified Government Commission of Wyandotte County/Kansas City, Kansas, met in Special Session, Thursday, December 1, 2016, with eleven members present: Bynum, Commissioner At-Large First District; Walker, Commissioner At-Large Second District; Townsend, Commissioner First District; McKiernan, Commissioner Second District; Murguia, Commissioner Third District; Johnson, Commissioner Fourth District; Kane, Commissioner Fifth District; Markley, Commissioner Sixth District; Walters, Commissioner Seventh District; Philbrook, Commissioner Eighth District; and Holland, Mayor/CEO, presiding. The following officials were also in attendance: Gordon Criswell, Joe Connor and Melissa Mundt, Assistant County Administrators; Bridgette Cobbins, Unified Government Clerk; Ken Moore, Chief Legal Counsel; Kathleen VonAchen, Chief Financial Officer; Maureen Mahoney, Asst. to Mayor/Chief of Staff; Mark Wiebe, Asst. to Mayor; Mike Taylor, Public Relations Director; Alan Howze, Chief Knowledge Officer and Officer Doug Bailey, Sergeant-at-Arms.

MAYOR HOLLAND called the meeting to order.

ROLL CALL: Markley, Walters, Philbrook, Bynum, Walker, Townsend, McKiernan, Murguia, Johnson, Kane, Holland.

PRESENT: Senator Pat Pettey, Representative Louis Ruiz, Representative Stan Frownfelter, Representative Kathy Wolfe-Moore, Representative Pam Curtis.

NOTICE OF SPECIAL MEETING of the Unified Government of Wyandotte County/Kansas City, Kansas, to be held Thursday, December 1, 2016, at 5:00 p.m. in the 5th floor conference room of the Municipal Office Building for a legislative briefing and dinner.

CONSENT TO MEETING of the governing body of Wyandotte County/Kansas City, Kansas, accepting service of the foregoing notice, waiving all and any irregularities in such service and in

such notice, and consent and agree that we, the governing body, shall meet at the time and place therein specified and for the purpose therein stated.

Mayor Holland said tonight annual meeting with our Legislators in Wyandotte County with the Commission to go over our Legislative Agenda. I just want to start off by thanking all of you here for your tremendous work on behalf of our community in Topeka. Topeka has been a tough place for Wyandotte County and for democrats the last several years and we really appreciate the work you have done, the yeoman's task that you all have done to hold the line on issues that are important to our community. Really, I can't say thank you enough to each of you for the hard work that you do on our behalf.

There's a few that that were not able to be here tonight. They called in and let us know they had other commitment, but those of you are here present tonight I really appreciate.

I would like to start off by having each of us go around and introduce ourselves and where you serve and what area you serve in. You might not just do the number, you might do the area because I will confess I have not memorized the numbers, but knowing everyone here I kind of know where you serve already but I think for those watching and for everyone else that would be very helpful.

Commissioner Harold Johnson said I serve as Commissioner for District 4. I like to say its right in the heart of the city but looking at the map right now that's not quite true but it's probably the geographically smallest district. I think Commissioner Murguia and I debate on that so if I'm not number one, I'm number two in terms of the smallest district geographically in Wyandotte County.

Commissioner Brian McKiernan said I serve Commission District 2. Welcome to District 2, you're in it right now. It's from State Line on the east to 18th Street on the west to State Avenue on the north to the Kansas River.

Senator Pat Pettey said I represent the Senate 6th District which encompasses Argentine, Rosedale, Armourdale, Turner; it takes in all the way to Schlitterbahn along State Avenue and I have all the south side and all the way to 7th Street actually, all around the St. Peters area, as well St. Peters Cathedral, and then a small portion of Johnson County from Switzer to Foster from Johnson Drive to County Line.

Commissioner Melissa Bynum said I'm the At-Large District 1 Commissioner. My district covers Commission Districts 1, 4, 5 and 8 which is basically the northern half of the county.

Representative Stan Frownfelter said 37th District. It's basically south of Central, Wyandotte County; 73rd & State to 20th & State Avenue and it mingles down to County Line Road.

Commissioner Hal Walker said 2nd District At-Large. It includes the 2nd, 3rd, 6th and 7th Commission Districts; elected At-Large.

Representative Louis Ruiz said I represent the 31st District which encompasses Rosedale, all the southeastern part of Wyandotte County, State Line, County Line and then west north to the river and then to the west part of Argentine and I go up the hill and circle around part of Maple Hill and go to the west there and south and I just acquired that district after redistricting. Representative Frownfelter and I abut up against each other. **Mayor Holland** said geographically you mean. **Representative Ruiz** said yes.

Mayor Holland said I'm Mayor of Kansas City, Kansas/Unified Government of Wyandotte County.

Gordon Criswell said County Administrator's Office.

Representative Kathy Wolfe-Moore said I'm the Representative for western Wyandotte County so I have all of Piper, I go into approximately 67th Street and I don't go any south of State.

Commissioner Angela Markley said Commission District 6 which serves Turner and part of Argentine.

Commissioner Ann Murguia said District 3 and my district covers the rest of Argentine that Commissioner Markley does not cover and all of Rosedale.

Commissioner Jim Walters said District 7, the southwestern corner of the county including Bonner Springs, Edwardsville, up to Parallel and into approximately 78th Street so it includes the Legends, Schlitterbahn and about a third of my district is in Kansas City, Kansas.

Commissioner Mike Kane said District 5 and a lot of people refer to it as the Piper area. That is not true at all. It actually starts at 72nd & Parallel works out to 75th over to State and out to 86th Street back over and it picks up back on 75th & Leavenworth Road across from

Washington High School all the way out to 83rd and just as you get past the lake everything north and west of there.

Commissioner Gayle Townsend said representing District 1, traditional northeast, upper northeast end of Wyandotte County/KCK, bordered to the east basically by the Missouri River and Kansas River to the south, Parallel generally speaking is the boundary bordered by District 4 to the north of the Kansas River. I'm proud to have Fairfax in that area and to the west District 8 is our neighbor and it extends as far out as there is a little slip of 62nd Street and so it's a pretty big area physically.

Commissioner Jane Philbrook said District 8 and I'm kind of the middle of the road from river to river and just west of District 4 and southwest of District 1 and then I go out depending on how crooked the dogs leg is anywhere between 72nd Street to 83rd Street so I'm the one picking up the middle for that gerrymandering.

Representative Pam Curtis said I'm sorry for being a little bit late. I had a prior appointment that I had to stop by. I represent District 32, river to river, State Avenue to about 28th Street. My district pretty much mirrors Commission Brian McKiernan's district.

Mayor Holland said welcome again to everyone. I appreciate you coming out. I want to ask Mike Taylor who we all know; Mike Taylor serves as our communication person as well as lobbyist in Topeka to go through our legislative program, not in its entirety, but in highlight form and then open it up really to both question and dialogue. If you all have insight, representatives and senators have insight in terms of how we can better present something, any input that you have on trends that you see coming, other things we need to be aware of and then just some dialogue about how we can best work together on the issues for the betterment of our whole community. Again, thank you and, Mr. Taylor, I will turn it over to you at this time.



Mike Taylor, Public Relations Director, said I want to give a quick little overview of the situation we're looking at for the 2017 Legislature. The elections changed the legislative landscape. There is no doubt about that. We will have 59 new lawmakers due to either retirements or the result of the elections in the primary and the general election. Clearly there will be a more moderate make-up in the legislature than we've seen in the past few years.



In the Kansas House, in 2016 the last session, there were 97 Republicans and 28 Democrats. As a result of the elections in 2017 we will see 85 Republicans and 40 Democrats and so a big gain in the democratic caucus.

I would say, and there could be some debate about this, but I'm just kind of guesstimating that as many as 30 of the newly elected Republicans could be considered

Moderates. I say that because many of them ran on a platform opposing past decisions of the legislature or Governor Brownback's tax cuts and that kind of thing.



Kansas Senate

- ▶ 2016: 32 Republicans. 8 Democrats.
- ▶ 2017: 31 Republicans. 9 Democrats.
- ▶ Senate will be more conservative than House, but somewhat more moderate than before.
- ▶ Leadership showing signs of challenging Governor Brownback on key issues.

2017 KANSAS LEGISLATIVE PREVIEW

The graphic features a blue background with a white outline of the Kansas State Capitol building at the bottom. In the top right corner, there is a circular seal of the Kansas State Senate. The text is in white, with the title 'Kansas Senate' in a larger font. The list of points is preceded by right-pointing chevrons. The bottom section has the title '2017 KANSAS LEGISLATIVE PREVIEW' in a bold, sans-serif font.

If you add the potentially 30 Republicans with the 40 Democrats, that becomes a majority that could, if they can work together and I don't think they will on all issues, but if they can work together and create a coalition, actually can make some major changes in the courses we've seen.

In the Senate a less dramatic change, there were 32 Republicans and 8 Democrats in the last session. There are now 31 Republicans and 9 Democrats. The Senate will be a lot more conservative than the House but somewhat more moderate than I think in past years. There are signs, and we will see how this carry's out, that leadership in the Senate is showing signs of wanting to challenge Governor Brownback on some key issues. For example, the Senate has said we're going to develop our own budget and present it as opposed to just dealing with the Governor's budget. We will see how all that plays out. Both bodies' still have to do their leadership elections.



There is a very large freshman class. There will be new leadership in the House for sure because the former speaker is retired and there will be a number of new committee chairs. In terms of what I do over there I've got to wait and see kind of who gets what role on what committees and how that all plays out.

Democrats, because of the change in election, will increase the number of members that they have on committees which means I think Wyandotte County legislators will play some bigger roles or we will have more Wyandotte County folks on some of those committees.

Difficult issues that the legislature will face: School Finance will be a major issue. We're still all waiting and sort of guessing when the Supreme Court will hand down a decision about School Finance and what may or may not need to be done there. Some folks say the court may order the legislature to spend \$400M to \$500M more a year on K-12 education. Speculation at this point, we don't really know. The bottom-line is if that's the case, that money doesn't exist so we're not sure how they would pay that.

Budget and Taxes will be a big issue. I will get more into budget in a minute but we know that through the election campaigns and some of the people that won the budget shortfalls and discussion about the tax plans that have been in place since 2012 are a major topic.

Leadership and the Legislature Coordinating Council anticipate that putting a budget together will be so difficult that they extended the statutory 90-day session to 100 days. They've already changed that so we know that we will be there at least 100 days. The longest session was 114 days and that was with a veto or wrap-up session so I'm not planning a vacation for June at all just to let you know.



Let's look at the budget situation. The new revenue estimates that just happened in November, they're projecting now a decrease in the revenues so a \$350M shortfall in the 2017 budget year. Keep in mind that the State budget goes from July 1st to June 30th. We're in December already so by the time the session starts there will only be six months left in the budget year and they will be \$350M to have to make-up.

They will work on a two-year budget is what we're anticipating the Governor will propose. By 2018 the shortfall will be \$582M so that's a lot of dollars to make up and we're not sure exactly—the Governor has been very quiet about what he will propose. He said he will not unveil his budget until January. He had the option to do a Rescission Bill or allotments. He has indicated he's not doing that so he is basically going to wait until the new legislature gets here and say here's what I'm proposing, you all deal with it and fix it.

Every agency though has been asked to submit what it would look like in 5% budget cuts. I point that out because it doesn't just affect the state. We've known for years when different departments cut their budgets it trickles down to the local government and we end up picking up the costs. One quick example, it's what happened with Aging and you all as commissioners approved an additional, if I remember right, \$80K in our local government budget this year out of our local tax dollars to pick up costs for the Area Agency on Aging so that we didn't have seniors who are left unserved because of the State cuts and so it trickles its way down.

The Senate, as I mentioned, has said it will write its own budget and we will see how that all plays out because it could very well be a conflict with what Governor Brownback proposes.



I want to point this out because this is a pretty well thought of and respected survey that's done every year out of Ft. Hays State University, the Docking Institute for Public Affairs, and it's generally pretty much on target. This was done before the elections in November but 70% of Kansans they surveyed, and it is a strategically valid survey, said Kansas is on the wrong path, 74% were dissatisfied with the job Governor Brownback is doing, 57% were dissatisfied with the Kansas Legislature was doing, 54% were dissatisfied with the job President Obama was doing. Now, let me just point out in case you missed that, in red state Republican Kansas 74% were unhappy with our Republican Governor, 54% were unhappy with our Democrat President and 53% were satisfied with the job the Supreme Court was doing and that was reflected in the fact that all the Justices were retained.

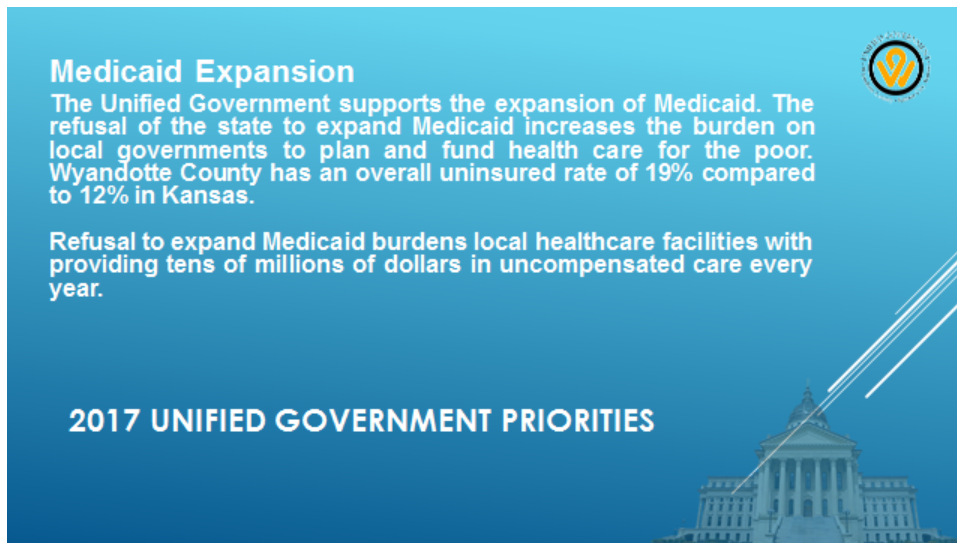


► Docking Institute for Public Affairs Poll

- 62% favor expanding Medicaid
- 61% favor closing the LLC tax loophole
- 62% favor training for concealed carry

2017 KANSAS LEGISLATIVE PREVIEW

I put these in because these are issues that all affect our UG Legislative Program. 62% of the people surveyed favor expanding Medicaid or known in Kansas as KanCare which has been a priority issue for us and you will see in a minute it continues to be, 61% favor closing the LLC tax loophole. That's the measure that allows 330K businesses to not pay any tax at all and 62% favor some kind of training for concealed carry which of course was eliminated in the last session of the legislature. Let's get to our priority issues.



Medicaid Expansion

The Unified Government supports the expansion of Medicaid. The refusal of the state to expand Medicaid increases the burden on local governments to plan and fund health care for the poor. Wyandotte County has an overall uninsured rate of 19% compared to 12% in Kansas.

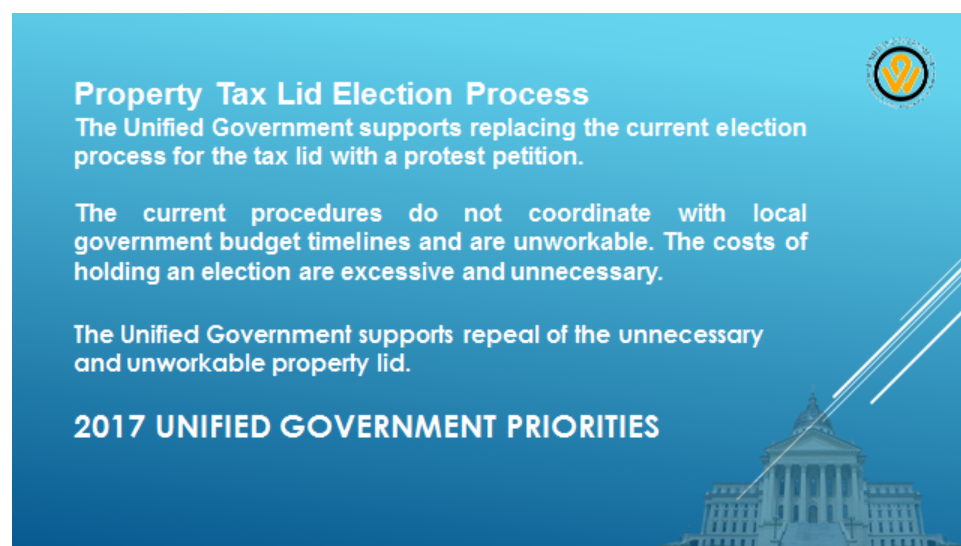
Refusal to expand Medicaid burdens local healthcare facilities with providing tens of millions of dollars in uncompensated care every year.

2017 UNIFIED GOVERNMENT PRIORITIES

We've had this on our agenda for a number of years. I put it number one this year because I think there is actually an opportunity to make this happen. There has been a huge groundswell of support from a number of groups but the Unified Government has for several years now supported expansion of Medicaid. It would help thousands of Wyandotte County residents in

getting insurance. Now, we've done a great job after the Affordable Care Act came into place of signing up people for insurance. In fact we're getting some attention for the great job we did, but there are still thousands of people who don't qualify and expanding Medicaid or KanCare would help do that.

We have been for three or four years now part of a coalition working to make that happen and we will continue to be. It looks like politically in the Statehouse there is a chance that will pass. I mean even a committee chair from the past who said he wouldn't allow the bill to go to the floor, the speaker who has said I think it will happen and I think if it gets to the floor it will actually pass. The wild card in this is with the results of our Presidential Election because of what President-Elect Trump is saying so I'm thinking at the State level if we can get this done fairly quickly, the Congress is going to take a while to repeal and replace or whatever it is they decide to do with the Affordable Care Act. My view is we still work to make the expansion happen in Kansas and then we will just see what happens at the federal level, but it will take a long time at the federal level.



The Property Tax Lid—there are a couple of different positions here. On our Priority Agenda what we've decided to work with, with the other cities and the state through the League of Kansas Municipalities and the Associated of Counties, is to replace the current election process for the tax lid with a protest petition. The election process simply doesn't work. It was ill conceived and, of course, this is a measure that had no actual bill at first, no real hearings, it was kind of done on a fly on the floor of the Senate originally. We would love to see the whole thing

repealed which is why I put that last line there. Politically and realistically we don't think that's probably going to happen repealing it before its ever actually gone into effect, but it will affect our next year budget that we do because it goes into effect January 1st. We decided it would be a little more practical to simply try to replace the election process with a protest petition. We're also working already on adding some additional exemptions to the bill. For example, one thing we tried to get in initially that didn't make it was personnel cost, well benefits, for example, Health Insurance Premiums. We said look we don't control those and we should be able to exempt those from the tax lid. That didn't pass; we're going to try to do that again as well as a couple of others. Costs that we can't control we don't think we ought to be constrained in those terms. That's going to be a major issue and it's not just a UG issue, it's a statewide issue that we're working with all the other cities and counties on.



Representative Frownfelter's favorite topic, Abandoned Housing, one that we've worked together for years on and actually got the legislation passed last year by large margins in the House and the Senate only to see it vetoed by the Governor for reasons—I've talked to a lot of you about it and I won't go into all the details of that but he vetoed it—well, I will just say it, for pretty bogus reasons. We're going to try it again and there are already meetings in reintroducing that bill and trying to get that measure done. One of the things that we added at the League of Municipalities, the counties and in ours is if you want to expedite the process and it fits well into a major effort we're making at the UG known as SOAR or the Blight Remediation Effort, but we kept hearing about property rights. Well, what about some of these property rights? We decided

to just be very blunt about it and add what about the property rights of surrounding homeowners. Yeah, okay, owning property is a right. I've argued in testimony that owning property also carries responsibilities with that right and there are people who clearly don't meet that responsibility.

We went on a tour a couple years ago in Topeka, and a very nice neighborhood in Topeka, but there was one house where the owner had died and the grown children were living across the country, weren't interested and the house was falling in on itself and it was a blight on the neighborhood. We took legislators on a tour of that neighborhood and several neighbors came out and said what about my rights because I'm keeping my house up. These were homes that were in the \$200K to \$300K range so we're making a big point about the rights of surrounding property owners in trying to get that stressed.



Tax Appeals, we support procedural changes to the Tax Appeals process that are balanced and sensible for both the taxpayer and the county government. A number of changes were made in legislation last year and the year prior that are not sensible. They're not workable and they really put county governments and our appraisers at a real disadvantage in terms of trying to appraise the real value of properties. We're going to work kind of systemically to make some incremental changes in some of those rules. I don't want to get too much in the weeds. It's too detailed and really boring to go into but there were changes made that don't make sense and really allow property owners to appeal and use bases that aren't fair and put us at a real disadvantage in making our case.



Prevailing Wage, the Unified Government does, has and always will I think support paying prevailing wage on our public work projects and our economic development projects when we give tax incentives of some kind; STAR Bonds or other kinds of tax incentives. That ability for us to do that was striped three years ago I think now despite a very hard fought fight and all the members of this delegation joined us in the effort to oppose that. It was really a hard fought fight. We're going to try again. I think given the change and the makeup of the legislature and some other efforts I know that are kind of afoot I think we've got a shot at trying to get that back.

I will admit that I didn't get a lot of help on that fight from my other city colleagues because we're the only local government in the State of Kansas that required prevailing wage. We did get the League of Municipalities to change their platform. They always said we oppose mandates requiring prevailing wage. We got the language changed to say we oppose mandates that require or prohibit the paying of prevailing wage. If we get some kind of bill and a hearing, the League will be there representing and supporting us saying let them do it if they want to do it and I've argued that's the sense of our community, it fits our community, and we ought to be allowed to do it. You shouldn't get yourselves involved as a State Legislator and so that's going to be a fight that I hope we can make some headway on and actually win.



Weapons and Firearms

The Unified Government supports the ability of local governments to set policies regarding the carrying of weapons and firearms by their employees while they are engaged in the course of their employment.

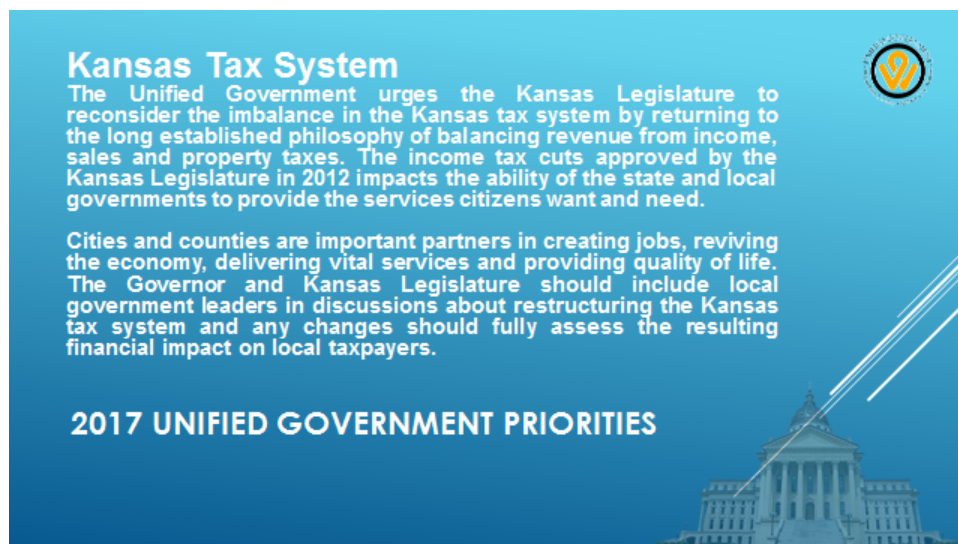
Absent repeal of the current concealed carry law, cities should be provided civil and criminal immunity from the action of employees not required to carry a weapon, but choose who choose to carry a concealed weapon.

The Unified Government also supports the local regulation of weapons and firearms.

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The Legislature; were about less regulation, less intrusion in people's lives. The Legislature decided that they would engage themselves in our own personnel policies and those of all local governments in the state and tell us that we can't prohibit our employees from carrying guns while they're on the clock. We fought hard against that. We loss that and so there will be efforts to try to get that repealed. We just believe that in trying to run a workplace whether it's our Fleet Maintenance Garage or our Code Inspectors that if they're not required to carry a gun, police officers and security guards, that we ought to be able to set that priority when they're on our clock and the Legislature shouldn't preempt that. We're going to try to make that incremental change in the concealed carry laws.

There is going to be, by the way, a huge effort by the universities to try to change because starting July 1st every college kid and every frat or sorority or dorm is going to be able to carry a gun on campuses in Kansas. The Board of Regents and others have a real issue with that in terms of the safety and so there will be a real push and so we will see where that goes. Our piece is simply to say to stay out of our own local personnel policy and let us set our own rules for our employees.



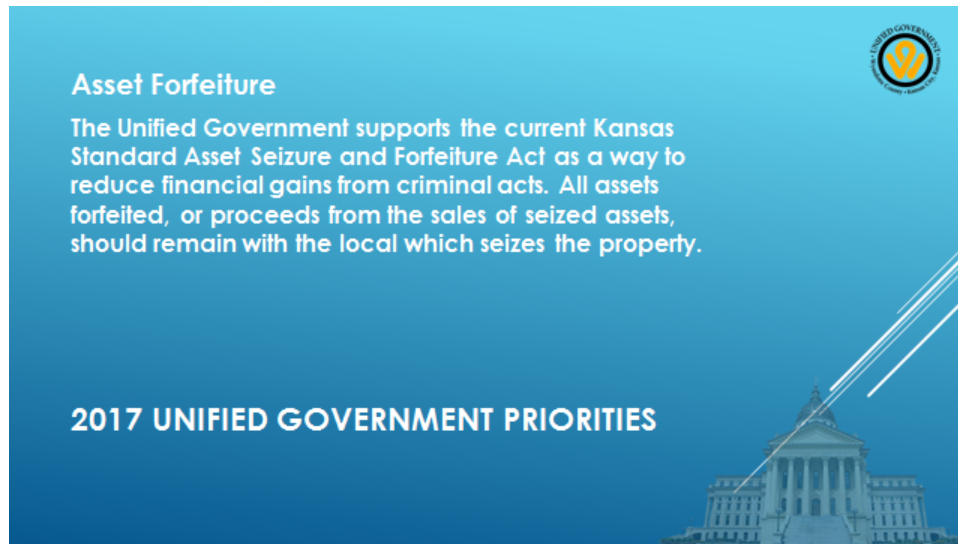
The tax system, we've never really weighed in on this before. It's a lot of words but basically what it says is we're urging the Legislature to reconsider the imbalance in the Kansas Tax System by returning to the long established philosophy of balancing revenue from income, sales and property taxes. That's known for a long time as the three-legged stool. What the Legislature did several years ago was they cut that one leg off, the income tax leg, so the stool has gone like this. We've really stayed out of that in the past because it was a State issue but it has cost us millions of dollars as a local government because of the trickle down effects of the State losing that revenue. We're proposing that we actually have a policy so when there is a proposal, and there will be several I think, to look at the tax system that we can actually—I've got the authority with endorsement from this Commission to weigh-in on that and look at how it affects local governments. That's the biggest thing that we're talking about is they did that without really looking at the effect on local governments and the effect was they just either cut services that we had to pick up the cost for or they cut funding that we traditionally got so it did affect us. I'm proposing that we weigh-in on that issue and say look you need to consult with us as well and I'm hoping in conjunction with this, a number of us are hoping; that with the change in the Legislature that we get back to a point where the state government views local government as a partner in providing public services and making it a great state and not the enemy which has been what we've dealt with over the past four years.



I wanted to talk about this one. We're off our priorities, but I wanted to talk about a few other key issues that I think that are a hot button here. One of them is Casino Gaming. I wanted to reinforce with all of you the Unified Government's position regarding The Woodlands. Our official position last year and again this year will be that we support measures to assist The Woodlands in reopening as a gaming facility so long as The Woodlands provides benefits to the local community which are on par with the benefits provided by the Hollywood Casino at Kansas Speedway. That means negotiating a development agreement with us, paying the same share to the local government that the casino has to pay because they cut that in half in their proposal, perhaps making charitable contributions; but at least sitting down and talking with us. We know that dollars won't be the same but we want to make sure that it's at least on par in terms of the kinds of things that are required. That's our official position and we made a number of attempts last year to get the new owner of The Woodlands to sit down with us to talk about his plans and development agreement, it never happened. We will continue that. I'm not sure there will actually be legislation again this year, there may well be, but we want to be prepared for that.



One thing that I almost forgot and I'm adding this because it will be discussion is the STAR Bond legislation expires June 30, 2017. There will be a bill to—there has to be a bill to renew STAR Bonds or it will go out of statute and STAR Bonds will no longer be an available tool. We've obviously used them very successfully here in Wyandotte County and we think that option should continue. We will be weighing-in in support of continuing STAR Bonds, but continuing them in a way that's sensible and reasonable and allows local communities the option they need to make it work. There are some STAR Bond Districts in the state that have not been as successful. I had a conversation the other day with the Secretary of Commerce who said that he uses the Legend's and Village West as the crown jewel example of how STAR Bonds should work in the state and how they were designed to work and so I think we will have a lot of support for continuing that. I wanted to bring that up that that will be an issue we will be supporting.



This one there is kind of a grassroots effort but Asset Forfeiture; our Police Department is very concerned about this because there are a number of proposals out there. In fact three bills are already prefiled that would change the way we can keep assets. Being blunt, if we bust a drug dealer and we find \$100K in cash in his car and a bunch of drugs, we confiscate that and can keep it and eventually put that back into our treasury or use it for police sources. There are a number of changes they want to change the way that would work. We're concerned about that and so we will be opposing efforts that one of the proposals would be that the State gets to take all that money and then we'll dole it back out to the locals as we see fit. Our argument is no, if our police do that bust and we arrest that drug dealer as an example, and we confiscate that money; we should be able to keep it and use it to help offset that enforcement. You will hear a lot about this and that's why I'm bringing it up.



There is going to be some efforts to change the way Municipal Courts operate. One, we've fought this battle before and won it, but it's going to come back. It has to do with the authority that local judges have in municipal courts to actually set the operating rules of the court and to set the decisions in whether bail bondsmen can work in our court or not work in our court or how those bail bonds procedures work. We think we should still be able to control that on the local level and so that's going to be an issue that I wanted to point out to you all as well because it will become an issue again. We're different than District Courts in the kind of cases that we try. We try misdemeanors, not felonies and so we think we ought to be able to set those rules.



Those are kind of the highlights, the priorities, and a few of the highlights and now while we have time I will just open it up for any questions you may have of me or certainly invite discussion amongst yourselves.

Representative Pam Curtis said I have a question on the Civil Asset Forfeiture position that you all have. It's my understanding that part of that was that those assets being seized and then before a person is actually convicted, so you all are not opposed to that part of legislation or what is your position there? **Mr. Taylor** said we actually are proposing and we support the current law which allows us to seize those assets and not necessarily give them back. We're concerned that because a conviction could take years and so what happens to those funds in the meantime and there is concern by the police that if you just turn them back over that they suddenly get relaunched and disappear back to the drug dealers or the Cartel or the gang that had them. The person then later gets convicted and you're like okay we want those assets back and they're like well they're gone, they're in Columbia now or wherever and so that's our concern. **Representative Curtis** asked what happens to the person that is found—not convicted and found not guilty and then their assets are then gone. That's the argument that's been brought forward. **Mr. Taylor** said I understand that and I don't have a real detailed answer to give you right now because I'm going to bring the Chief Police over to testimony when this issue comes up.

Commissioner Kane said when I was talking to some of the legislators last year about the prevailing wage they said something about like Home Rule. You know that they let the municipality make that decision on their own and I think language wise, as Representative Curtis is looking at me, I think that would be more palatable for the ones that opposed it last year because they're not saying they agree with it, they're just saying you guys make your own decisions. When you guys start working on that I would like to know about it because I would like to be in the committee meetings. **Mr. Taylor** said that's an interesting strategy because, and I would need to check with our Legal staff, but the way the Home Rule amendment works is if the statute is inconsistent, if it doesn't apply to all cities equally, my understanding is the way they pass it though they applied it to all local governments so it would not give us the option to opt out of it through Home Rule.

Representative Stan Frownfelter said when we worked that on the floor there were amendments brought to leave it up to individual county or city to do what they wanted. This was ran through by one construction company who was upset that was not getting his due share in Wyandotte County because he didn't want to pay the wages. I think there is a possibility the House could hear it and move it, but your problem is going to be in the Senate because—well there will be a definite problem there between what goes on with the leader of that Senate race and their family members. **Mr. Taylor** said I understand and that's what actually happened before is we actually got the issue dealt with in the House and it was when it got to the Senate that provision got put back in and passed. I'm hoping it won't be just our fight, that there will actually be some labor unions that want to help us and maybe some other folks that want to help us as well as the League because I got them to change their language so that they would be there to support us and say, again, it's a local control issue. If that fits the nature of that community, why not let them do it.

Representative Louis Ruiz said one of the items that wasn't discussed was the immigration issues. We had several bills come through last year and possibly they—we circumvented some issues on the sanctuary cities. We defeated the amendment to repeal in-state tuition, but right now we're looking at—I think you made a statement before the Congress can come in and mix things up with the new administration; what do you see this local governments rule and role in helping the State identify areas that are sensitive to business needs, health needs, educational needs for our people who are already here and versus circumventing ICE coming in to pull people out of our community. Has there been any discussion along those lines? **Mr. Taylor** said there has been and actually we do have a position under the Community Development piece about we oppose State Immigration Enforcement measures because they place unreasonable and expensive burdens on local government. For five years now I've worked with the, I've forgot the name of it, Business Owners for Sensible Immigration Reform, its Alli Divines group and a number of the others, I became really the only local government person working with them. As I read the bills that had been introduced by our current Secretary of State I realized that the cost burdens of all of that fell onto local governments and so I became very active in that coalition, with the endorsement of this Commission, and we've been able to successfully stop all those bills that he has tried. I think he may be reinvigorated and may bring those bills back. We'll still

be there to fight them because some of the bills—you know it affects everything from not just our jails and what our Police Departments have to do, but our Health Department and the services that we give through our Health Department trying to verify citizenship for our prenatal clinic for example.

The other thing that we propose to proactive legislation was that we enact a system of state-based worker Visas. It would be outside the federal government and there is legal authority to do it; we've never really followed through with that, but I will tell you that the debate on this is very interesting because western Kansas is very much opposed to everything that Secretary of State Chris Kobach has proposed. It will kill the Ag economy in Kansas if these kinds of measures come in. It did in Georgia, it did in Alabama; the Governor is aware of that and so there is going to be a very interesting debate there. That's one of the reasons these bills never advanced. In our community we're almost what 30% Hispanic, it would affect thousands of our residents. Unless my Commission tells me differently, we're on the side to fight any of those kinds of anti-immigration measures.

Mayor Holland said and to really emphasize, keeping families together. We have families some with documents, some without documents; the idea of deporting the parents and living the children under SRS care is crazy. Deporting half the kids and not the other half—I mean just breaking up the families is not what this country is about and I think finding some reasonable access, a path to work Visas, a path to citizenship really is the path that we need. Obviously, we have an administration that has said they oppose all of that, now what actually comes to pass nationally we don't know, but we want to be sure on the local level to be advocating for our people and for our families.

Representative Ruiz said, Mayor, I understand that you had a meeting with the new Mexican Council. **Mayor Holland** said I did. **Representative Ruiz** said he's willing to partner with any local government statewide because he has Missouri, Kansas and parts of Oklahoma is what we're talking about today and using his office as a resource for people to ascertain IDs, Visas, and start working along—he in turn is really fearful of what is going to happen after the inauguration in January. I think it's incumbent upon us as a State and the UG to try to get the information out because—I don't know if he gave you the information to be put on the websites that people can read and also to our local schools, El Centro, Donnelly, JUCO; disseminate that information to make sure people know that they have access to—I wouldn't say—it would be a

good secure way for information to help them out when it comes to being fearful of ICE, being fearful of local governments coming in. I think Representative Yoder was getting federal funds and they were being named Johnson County, one of the city's there, as a sanctuary city and so we're looking at those also for those types of situations as well. **Mr. Taylor** said right, and I'm keeping an eye on that federally. This whole thing about how do you—there actually is no definition of a sanctuary city so we're kind of waiting to see but I would think—I was honestly when that story came out and it was a little bit bogus in the factual basis of it that we weren't actually named as one. Just given the nature of our population we weren't, but Johnson County was which pretty much upset their Sheriff because he said that they clearly were not. We're watching that closely.

I want to assure you, Representative, I've been again with the permission of this Commission; very engaged in the immigration coalition in Topeka working with those groups to block all of this.

Commissioner Johnson said I was going to ask Mike and maybe some of our friends in the Legislature, what is the general mindset with regards to the Expansion of Medicaid in the State? Is it best move forward or is it let's wait and if it is to move forward then my second question would be has the Governor's mindset changed any relative to that? **Mr. Taylor** said I will just say that everything I'm hearing and from the groundswell that's happened, I think the change from absolutely no to its very possible is kind of where we are right now.

Representative Kathy Wolfe-Moore said I think initially after the November election and President-elect Trump's feelings with regard to Medicaid Expansion caused everyone to take a step back for a moment, but then from what I understand the Hospital Association, the Foundations across the State of Kansas are working very hard and they say we are moving full speed ahead; we can't afford to wait. If he is going to do something different, it serves us much better to at least be one of the States that has already passed Medicaid so I think for a moment there was a stutter-step, but I think its full speed ahead and I don't think the Governor has changed his mind. There has been no indication whatsoever that he has unfortunately. **Mr. Taylor** said I will say that since the enrollment period under the ACA reopened in November 25,000 additional Kansans have signed up for insurance through the Exchange so there is clearly support. I would just point out politically if I'm in Congress and there are 25M Americans that

are getting insurance because of this program, I would be hard-pressed to vote to take it away from them.

Mayor Holland said well, we have been able in Kansas City, Kansas alone because we have 5% of the state's population and 10% of the state's uninsured to take our uninsured rate down from 26% to 18% is the last number I saw, 18% or 19%. I mean nearly a third of the people in Kansas City, Kansas that did not have insurance have insurance under this program. We've had a very aggressive enrollment process with Enroll Wyandotte, the Community Health Council, and Healthy Communities Wyandotte; it's been a very successful program to get the health care into the hands of the people that need it the most. It's a critical issue for our community because Expansion of Medicaid could cut the number of uninsured in Wyandotte County in half and it's a goal that we need to reach.

Senator Pat Pettey said I just want a clarification. On the Property Tax Lid, and I will say since I share that portion of Johnson County, that earlier this week I was at a meeting with the Johnson County Commission and the Property Tax Lid repeal is their number one issue. In fact, not a protest petition, but the repeal; that's their number one issue. I just want clarification here. So, the Unified Government position is go for the protest petition, but really we want the repeal. **Mr. Taylor** said we fully support repeal of the whole thing and there was a lot of discussion about that at the League of Municipalities, Association of Counties, and with various local government representatives. I think the conclusion was trying to repeal a law before it has even gone into effect is probably going to be difficult. We would love to see that. We would love to have the whole thing repealed but then we took the more practical approach and said alright if that can't happen, let's at least make it workable. I've been asking a few attorneys what happens if the Legislature passes a law that is so badly construed and dysfunctional that it can't even be applied, can you just ignore it. I'm waiting on an attorney opinion on that because this law can't work the way it was written. If we could get it repealed, that's what we would fully support but, again, we kind of put down more incremental steps thinking we might be more successful in getting that done.

Senator Pettey said just to follow-up with that, I know in Johnson County to do an election is \$1M. What's the cost in Wyandotte County? **Mr. Taylor** said about a quarter of a million. **Mayor Holland** said the other piece too, the State did not apply that to themselves.

The increase in the sales tax did not go to a popular vote, but they want us to go to a popular vote in order to do our elected duty, but for the State to do their elected duty they can raise taxes all they want without a popular vote. It certainly doesn't make any sense on that level and we do have a representative democracy in this country where we elect local leaders to make the decisions about our mill levies. It's going to hurt rural Kansas much more than it even will the cities because we have such a large budget and different diversified stream of income, but it's a big hit to us as well and really inappropriate to use the language of the legislature government overreach. **Mr. Taylor** said quite honestly I've been to several different seminars on this. No one from some of the best known appraisers in the state to state officials at the Revenue Department have any clue how to actually implement this tax lid. The Department of Revenue has said we're not even going to send guidance to local governments until at least May or June of 2017. Well, we would have to declare an election by July 1st before we've even approved a budget in order to meet the election schedule. It's totally unworkable. We're hoping that more reasonable minds will come together in this session that we can get that fixed.

Mayor Holland said I want to say one other thing about that which would be ammunition for you all as we talk about the tax lid. You know Wyandotte County; the total taxable valuation of our county is \$1B. The total taxable valuation of Johnson County is \$8B so every mill we levy we get \$1M, for every mill they levy they get \$8M so their taxes are half ours but they are spending double per capita what we are on their residents for the amenities that have made Johnson County Johnson County. If this tax lid had been put on Johnson County 30 years ago, it would not be the economic engine that it is today and what they have done for Wyandotte County is basically capped us at a poverty level of spending. It is not that we're spending too much in Wyandotte County, it's that we're undervalued and raising the value of our community—we're about to do a \$25M redevelopment of Leavenworth Road. My expectation is all the properties around Leavenworth Road are going to increase in value because of the quality of that development and that infrastructure that we put in. By this tax law definition we're not able to capture that value of our own property increasing based on our investment because the properties that are increasing are not new development. Even though we invest in our infrastructure and it raises the valuation of our community we can't capture that value by this tax lid and we're doing exactly what we should be doing, investing in the infrastructure of our community. In terms of the messaging capping Wyandotte County at a poverty level of spending

with this tax lid is inexcusable in terms of us being able to provide the quality of life for our citizens that other people want. Even in a year—wouldn't it be great if we got a 5% increase in valuation, I'm praying for that. I praying for 10%, but say we had a 5% increase and we lowered our mill levy but only lowered it 4%; to capture the additional 1% even though we lowered taxes, we would have to go to a vote. I mean that's how unworkable and ridiculous it is and that's what Johnson County did through the years. The valuations went up, they lowered the mill levy a little bit but captured the valuation, lowered the mill levy, captured the valuation. If we're not able to do that, that's exactly what we should be doing to lower our tax rate in this community and to make us more competitive. They've capped us from being competitive and that's the part that is infuriating about this tax lid. So, full repeal, yes; absolutely yes. Going to a protest petition would be a much better solution in terms of just a workable piece that would give the people checks and balances beyond the election, but really it's a very untenable process for us right now.

Representative Wolfe-Moore said just to add on to that I was going to mention another topic is the really sad thing is the real reason this even came up in the State House this past year is so they could use it as a political weapon. They were more concerned that they would get reasonable legislators like those in this room who choose to support their local government and will vote against such a thing so then they could use it against you in an election and say your representative doesn't support lower property tax. That's how ridiculous the State Legislature has become when they use their power for political reasons instead of supporting your local governments or to pass reasonable legislation.

The point I wanted to bring up in case people aren't aware, I know you have mental health and jail beds on your agenda which I think is very appropriate. It's kind of disturbing news that you might have read about the State has issued an RFP for privatization of Osawatomie and we're already very, very short of mental health beds. In fact, law enforcement can often or emergency rooms can often not get a bed available to transport a person who's involuntary that needs to go there. It's been a really, really in a crisis point and so now they've issued an RFP for privatization and at this point we understand the only people that are interested are out-of-state for-profit. The concerning thing is that there is already not enough money in the mental house system so if you're a for-profit you're obviously going to have to take out money

for that profit. The silver lining though if there is one, is that to do this we put in statute last year that it takes legislative approval so at least they cannot do this without legislative approval but still it's disturbing. Be aware of that and if you have a chance to ever speak up or speak out about that that would be helpful.

Commissioner Bynum said I just wanted to ask Representative Frownfelter, so you're going to try again on the abandoned housing? **Representative Frownfelter** said yes. **Commissioner Bynum** asked do you feel like things might look better or no? **Representative Frownfelter** said with the number of new people I don't have a count right now where they're at. Last year in the Senate and the House I had a pretty good unity even with a lot of people on the, well it's obvious on the Republican side, it passed 32 to 8 and 90 to 35; with 59 new people I have no way to wage whether they're going to be receptive or not. I feel it's a little more moderate so there probably won't be the strong right side that says property right owners and all that stuff like Americans for Prosperity, but last years' bill Clear came out which is a Republican organization that said it was not only stronger on the frontend on property rights than the original bill is right now. It was just a political maneuver by the Governor is all it was. I think it's got a good chance of passing both. I can't speak for the Senate. It passed there last year but I think it should have a pretty good chance to pass there again.

Mr. Taylor said I agree with you and I think since we started this effort it has grown. The city of Topeka is huge on this issue, the city of Wichita and what we've found is it's not just an urban issue; there are towns of 500 people and when we did surveys that said we have 500 residents and we've got 50 abandoned homes in our community it became a statewide issue. I'm optimistic that we can get it done again.

Representative Ruiz said as we look and I go through this deal about the Medicaid Expansion kind of jotting down some of the people who have enrolled in Wyandotte County and, Mike, you stated that the ACA and statewide 25,000; Mayor, I didn't get the amount written down from Wyandotte County residents who now are insured. Can you give me that figure? **Mayor Holland** said 4,000 I believe is the number we have right now who have received insurance, but it represents about a third of the people who were uninsured. **Representative Ruiz** said the key along that and to follow that up I was reading about the Wyandotte County outcomes recently,

we're in bad shape again. We've been since Mayor Reardon—**Mayor Holland** said 2009. **Representative Ruiz** said correct. Can you give me a briefing on what's going happening, what are we doing in Wyandotte County to focus on along with infant mortality, health outcomes; we discussed that at our dinner the other night at the Med Center or the hospital. I would like to know what the UG and what the Health Department and how we partner if anything. **Mr. Taylor** said I would say the Healthy Communities Wyandotte is doing a lot and I would defer to the Mayor.

Mayor Holland said Healthy Communities Wyandotte is one of my three priorities. Economic Development, Innovation, Healthy Communities. Healthy Communities Wyandotte is now an organization of over 100 different organizations partnering together in eight different areas. They include communication, education task force, a task force on access to healthy food, access to healthy infrastructure, access to health care and we have a tobacco sensation group now that we passed. We were the first city in Kansas and partnered with Kansas City, Missouri to do it on the same day to pass Tobacco 21 to get tobacco out of the high schools. We also have an advocacy group that's primarily working on the Medicaid Expansion so that's seven actually. I said eight, but there are seven task forces that are actively working and we have several of the commissioners here. I know Commissioners Bynum, McKiernan and Johnson are all engaged in Healthy Communities Wyandotte on the various work levels that we're doing.

We have an active Infant Mortality Task Force that has been working for the last year and a half since the data came out that's doing a case-by-case study of how we're losing infants and what can be done in terms of prenatal care and post-natal care, post-birth care for the mothers and the families to identify how this is happening. We know that our minority groups are hit much higher and there is a direct correlation to the loss of infants with the lack of health care that people simply don't have health care for themselves or for their children.

There is a lot of work going on. That group has leveraged over \$8M in grants. The most recent has been a \$2M grant from United Healthcare that is for health workers that are going door-to-door to help people with the new Affordable Care Act to actually help them use it because a lot of people have insurance for the first time and they've never used it. They don't have a primary care doctor, they've never been for an annual checkup, and you know we have people in their 40s, 50s and 60s who have never had an annual checkup, men and women. Now they have health care and that's covered 100% and so we have health workers from the

Community Health Council actually going door-to-door to get people doctor appointments with their new insurance. There is a lot happening. We're still ranked last. The bummer is we just enrolled a third of the people that didn't have health insurance and we're still last in the state. Commissioner McKiernan has done a ton of work on this about looking at the correlates, the top two correlates for poor health in Wyandotte County are unemployment and children in poverty. Creating jobs, good paying jobs for people, getting them connected and one of our challenges is housing. We have some deplorable housing that's geared toward the unemployed. We get people a job, we do our Workforce Development work and get them a job; they take their first paycheck and move somewhere else and then we have housing that attracts another person without a job. We've got to have affordable workplace housing, quality housing. This is what Frownfelter's bill is working on is helping us get those properties in our hands before they are completely dilapidated and have to be torn down, get them in the hands of the not-for-profit that's going to turn them over and put them into good use and make it a good livable house. It's all hands on deck for Healthy Communities Wyandotte. We have a lot of enthusiasm. Obviously, Joe Reardon started the initiative as Mayor and we are continuing to try to take that even to another level in terms of getting a healthier community, but socioeconomics are the number one driver and pervasive poverty has got to be addressed if we're going to be healthier.

There is a ton of stuff going on and I would be glad to get you the latest information. Everyone on our delegation I will send out the latest information on Healthy Communities Wyandotte because there is great stuff happening. We're working with KU too, the University of Kansas to find additional—and the Lawrence Campus actually, to look at additional metrics that we can measure the work that we're doing because the county by county health rankings come out on a two year lag time and they're comparing us to other communities in Kansas. Obviously, Johnson County is number one in the state and we're last. We need to have metrics where we compare the progress of what we're doing in our community and compare ourselves to other urban communities across the country and not just to other suburban areas when we look at health outcomes so that we can mark our progress and show that we are making progress because we are but it's not showing up in health rankings because of the delay. I appreciate you asking that question because there is a ton of work going on countywide to make this a better place to live.

Commissioner Johnson said I'm just curious about, Mike, you said something about the Urban Opportunity Zones, is that tied directly to the success of the STAR Bond liability or—**Mr. Taylor** said no, we had proposed a year or so ago; again, I worked with Wichita, Topeka and a number of other cities to try to introduce a concept of incentives for urban areas. You've heard of the Rural Opportunity Zones. We tried to get something moving in a similar capacity that would fit into urban areas and I will be honest, it was a little bit disappointing, it just didn't take off, but I didn't want to take it out because I think there may be a possibility that we can craft together some package of incentives and other development tools that can work for urban areas so I left it in. **Commissioner Johnson** asked is there a champion for that? Is it on someone's desk? I mean where do we stand with it? **Mr. Taylor** said I've had a lot of conversations with the Department of Commerce, some with the Governor's office and I will tell you who is very supportive and we met, Greg Kindle with WYEDC was involved in those meetings, the head of the Chamber in Topeka, Kansas, the city of Topeka, Mayor Wolgast office was very involved in that. The city of Wichita was very involved and their economic development folks so you have your larger urban areas that are very supportive of crafting something. It just kind of with everything else going on at the State just didn't get much traction, but we're not giving up on it.

Mayor Holland said I do want to thank you all for being here and I think this meeting is important and symbolic because our legislators, we talk a lot about the Kansas Legislature as a whole, we need to be clear that the legislators from Wyandotte County are working on behalf of our community and are doing the hard work to try to make our state a better place to live and our community a better place to live. I just want to thank you all again for your hard work, for being here tonight, for the open lines of communication that if there is anything that we can do to support you, I want you to reach out and let us know. Obviously, if there is something you can do for us, you know we will reach out and talk to you. We really appreciate the open dialogue and your leadership that you have.

Tonight we are going to conclude the televised portion of this and we will eat here but the televised portion of the meeting is over at this point and then the televised portion will start again at 7:00 p.m. downstairs in the Chamber.

**MAYOR HOLLAND ADJOURNED
THE MEETING AT 6:09 p.m.**

dt

Bridgette D. Cobbins
Unified Government Clerk

December 1, 2016



Unified Government Clerk's Office

Bridgette D. Cobbins

Unified Government Clerk

701 North 7th Street, Suite 323
Kansas City, Kansas 66101-3070

Phone: 913-573-5260
Fax: 913-573-5299
<http://www.wycokck.org>

Memorandum

To: Doug Bach
County Administrator

From: Bridgette Cobbins
UG Clerk

Date: December 1, 2016

Re: Weekly Business Material

Attached is a listing of weekly business items presented to the Unified Government of Wyandotte County/Kansas City, Kansas, for informational purposes.

In addition to the listing of the items, we have indicated the action taken by the Unified Government Clerk.

mbb

Attachment

Weekly Business Material for December 3, 2016

1. COMMUNICATION:

Bridgette Cobbins, UG Clerk, listing bids received on November 23, 2016, for Project ID #6303 – Pump Station No. 23 Replacement.

Action: Received and filed. Copies previously forwarded to County Administrator, Emma Scovil, Legislative Auditor and Public Works.

2. PERSONNEL ACTION COMMUNICATION, DATED DECEMBER 1, 2016:

Section I - Appointments

Name	Department/Division	Eff. Date	Job Title
Shanae D Austin	Police/Comm	12/1/16	Public Safety Dispatcher
Sean F Befort	PW/WPC	12/1/16	General Maint Worker
Iris P Heriford	Sheriff/JIAC	12/1/16	Program Specialist
Kimberly P Tansey	Urban Planning	12/1/16	Eng Support Supervisor
Kurt D Winters	PW/WPC	12/1/16	Manager

Section II - Transfer

Name	Department/Division	Eff. Date	Former Job Title	New Job Title
Martin L Cook	Fire	11/10/16	Battalion Chief	Asst Chief

Section III - Separations

Name	Department/Division	Eff. Date	Job Title
Sherwin Carroll Sr	PW/Parking	11/17/16	School Crossing Guard
Joshua J Gohlmann	Treasury	11/7/16	Fiscal Supt Asst
Jessica M Harper	Aging	12/1/16	Prog Specialist
Cary T Houchins	PW/WPC	11/23/16	Oper General Sup
LaToya M Ladd	Aging	12/2/16	Prog Specialist
Selia R Moya	Health	11/18/16	Program Supervisor
Ashley E Tayler	Sheriff	11/17/16	Classification Tech

Section V - Increases per Memorandum of Understanding

Name	Department/Division	Eff. Date	Job Title
Daniel Albright	Police	12/10/16	Patrolman II
Rodney Boston	Police	12/10/16	Patrolman II
Francisco Calderon	Police	12/10/16	Patrolman II
Michael Dalsing	Police	12/10/16	Patrolman II
Ricardo Grado Jr	Police	12/10/16	Patrolman II

Chanse Henre	Police	12/10/16	Patrolman II
Brielle Johnson	Police	12/10/16	Patrolman II
Miguel Leal	Police	12/10/16	Patrolman II
Joseph Markovich	Police	12/10/16	Patrolman II
Timothy Novak II	Police	12/10/16	Patrolman II
Taylor Wheeler	Police	12/10/16	Patrolman II
Rachael Yearsley	Police	12/10/16	Patrolman II

Section VII - Reclassifications

Name	Department/Division	Eff. Date	Former Job Title	New Job Title
Michael P Tobin	PW	11/18/16	Interim Director	Deputy Director
Vacant	Sheriff/Admin	12/1/16	Manager	Info Sys Coord

Action: Received and filed. Copy previously forwarded to Payroll.

3. CLAIMS FOR DAMAGES:

Kenneth Madison, 1527 N 64th Dr., alleging damage to car from hitting pothole.

Action: Received and filed. Copies previously forwarded to Legal.

4. TRAVEL REQUESTS:

Bridgette D. Cobbins, UG Clerk, travel to Overland Park, KS, November 15 – November 17, 2016, to attend the Kansas Association of Counties, Employee Training and Travel.

Edwin Birch, County Administration/Public Relations, travel to UMKC November 30, 2016, to attend Bloch Executive Education Conference, Employee Training and Travel.

Kathy Briney, travel to Topeka, KS, January 5, 2016, to attend the Grain Elevator Appraisal Guide Workshop, Employee Training and Travel.

Action: Approved by County Administrator's Office and received and filed.

5. CANCELLATION NOTICES:

Electrical Contractor's Bonds:

All-State Electric, LLC

Pro-Electric, L. C.

Superior Electric Services

TC Electrical, LLC

Mechanical Contractor's Bonds:

Preston Refrigeration Company, Inc.

Mechanical/HVAC Bonds:

C.M.W, Inc.

Miscellaneous Bond:

West Heating and Cooling, Inc.

Plumber's Bonds:

JP Plumbing LLC

C.M.W, Inc.

Sign Hanger's Bonds:

Royal Signs & Graphics, Inc.

Action: Referred to License.



Unified Government Clerk's Office

Bridgette D. Cobbins

Unified Government Clerk

701 North 7th Street, Suite 323
Kansas City, Kansas 66101-3070

Phone: 913-573-5260
Fax: 913-573-5299
<http://www.wycokck.org>

Memorandum

To: Doug Bach
County Administrator

From: Bridgette Cobbins
UG Clerk

Date: December 8, 2016

Re: Weekly Business Material

Attached is a listing of weekly business items presented to the Unified Government of Wyandotte County/Kansas City, Kansas, for informational purposes.

In addition to the listing of the items, we have indicated the action taken by the Unified Government Clerk.

tpl

Attachment

Weekly Business Material for December 8, 2016

1. PETITION:

Petition for the exclusion of land from the boundaries of the Unified Government of Wyandotte County and Kansas City, Kansas Pursuant to K.S.A. 12-504, ET SEQ.

Action: Received and filed.

2. PUBLIC NOTICE:

Alandon Tow, 6224 Kansas Ave., held a public auto auction on December 6, 2016.

Action: Received and filed.

3. COMMUNICATION:

Bridgette Cobbins, UG Clerk, listing bids received on December 7, 2016, for 2016 Storm Sewer R & R Contract #1, 2016 Storm Sewer R & R Contract #2 and Grandview Blvd. Sanitary Improvements.

Action: Received and filed. Copies previously forwarded to the County Administrator, Emma Scovil, Legislative Auditor, and Public Works.

4. COMMUNICATIONS:

Richard Mikesic, Accounting Manager, regarding warrant cancellations:

Warrant #	Issue Date	Amount	Fund	Reason	Vendor	Reissue Date
775207	9/25/2015	\$17,497.16	790	Stale Dated	Vitran KS LLC	12/9/2016
796228	7/29/2016	\$500.00	160	Lost Warrant	Shaw Miss	12/9/2016
797293	8/12/2016	\$20.00	790	Stale Dated	Med	12/9/2016
		\$25.00	160		Grinter	12/9/2016
801424	10/21/2016	\$558,221.52	110	Lost Warrant	Deffenbaugh	12/9/2016
801762	10/28/2016	\$562.50	110	Wrong Vendor	Dunn	12/9/2016
802654	11/18/2016	\$286.50	750	Lost Warrant	Carvin	12/9/2016
792666	6/3/2016	\$22.00	241	Not Needed	KS Dept of Rev	
802227	11/4/2016	\$50.00	160	Issued in Error	Ritchey	
803212	12/2/2016	\$12,339.91	229	Not Needed	Friends of Yates	

Action: Received and filed.

5. PERSONNEL ACTION COMMUNICATION, DATED DECEMBER 6, 2016:

Section I - Appointment

Name	Department/Division	Eff. Date	Job Title
Karl R Dombrowski	PW/Parking	12/1/16	School Crossing Guard

Section II - Transfers

Name	Department/Division	Eff. Date	Former Job Title	New Job Title
Nicholas R Higbee	Pw/WPC	12/1/16	Sewer Maint Worker I	Sewer MainT Worker II
Kimberly Ingham	Urban Planning	12/1/16	Project Engineer	Engineering Prog Sup
Morgan B Schmalz	PW/WPC	12/1/16	Engineering Tech II	Engineering Specialist
Michael D Simmons	Sheriff/Admin	12/1/16	Deputy	Investigator
Stevin B Summers Jr.	Pw/WPC	12/1/16	Sewer Maint Worker I	Construction Worker I

Section IV - Leaves of Absence

Name	Department/Division	Lv. Beg	Lv. Ends	Leave/Pay
Jonathan D Bond	Sheriff/Detention	11/17/16	12/16/16	unpaid
Darren L Koberlein	Police	10/1/16	12/31/16	unpaid

Section V - Increases per Memorandum of Understanding

Name	Department/Division	Eff. Date	Job Title
Frederick E Bohndorf	Fire	12/4/16	Master Driver
Jeffery M Brown	Fire	12/1/16	Sr Fire Captain
Joey D Chowning	Fire	12/1/16	Sr Driver
Jason R Conner	Fire	12/1/16	Sr Fire Captain
Timothy R Cottrell	Fire	12/1/16	Sr Fire Captain
Phillip M Ely	Fire	12/1/16	Sr Driver
Gary S Grable	Fire	12/1/16	Sr Fire Captain
Thomas E Gripp	Fire	12/1/16	Sr Fire Captain
Benjamin R Hall	Fire	12/1/16	Sr Driver
Mark T Heath	Fire	12/1/16	Sr Fire Captain
Ryan M Heim	Fire	12/1/16	Sr Driver
Jennifer L Jewett	Fire	12/1/16	Sr Fire Captain
Paul J Joy	Fire	12/1/16	Sr Driver
Thad A Lauritzen	Fire	12/4/16	Master Fire Captain
G David Matz	Fire	12/1/16	Sr Fire Captain
Brett A McCoy	Fire	12/1/16	Sr Fire Captain
Shawn W McLaughlin	Fire	12/1/16	Sr Fire Captain

Steve G Miller	Fire	12/1/16	Sr Fire Captain
Carlos Pacheco	Fire	12/4/16	Master Fire Captain
David S Patrykont	Fire	12/1/16	Sr Driver
Steve K Pope	Fire	12/1/16	Sr Fire Captain
Steven P Salazar	Fire	11/29/16	Fire Inspector I
Jason A Saragusa	Fire	12/1/16	St Fire Captain
Scott A Schaunaman	Fire	12/1/16	Sr Driver
Eric H Scruggs	Fire	12/1/16	Sr Driver
Brent M Smith	Fire	12/1/16	Sr Fire Captain
James P Sparks	Fire	12/1/16	Sr Fire Captain
Clinton D Wheeler	Fire	12/1/16	Sr Driver

Section VIII - Other Requests

Name	Department/Division	Action Requested and Explanation
Brandon E Grover	PW/Engineering	Amend PAC 3/17/16 to reflect change in rg/stp effective 3/24/16
Calvin Johnson	Comm Corr	ACD code change effective 12/1/16
Ashley E Tayler	Sheriff	Amend PAC 11/29/16 to reflect change in sick leave effective 11/17/16
Michael Tobin	PW	Amend PAC 12/1/16 to reflect change in position and oc code from Deputy Director to Director effective 11/17/16

Action: Received and filed. Copy previously forwarded to Payroll.

6. PERSONNEL ACTION COMMUNICATION, DATED DECEMBER 8, 2016:

Section II - Transfer

Name	Department/Division	Eff. Date	Former Job Title	New Job Title
Michael E. Boley	PWWPC	11/1/16	General Maint. Worker	Plant Operator I

Section V - Increase per Memorandum of Understanding

Name	Department/Division	Eff. Date	Job Title
Mayra Koenig	Appraiser	12/16/16	Admin Supt Asst

Section VIII - Other Requests

Name	Department/Division	Action Requested and Explanation
Charles D Adams	Sheriff/Detention	Class title change from Juvenile Lieutenant oc code to Juvenile Care Worker II oc code; range/step effective 12/1/16
Elmer L Asberry Jr	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Sarah LA Bachmann	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Katheryn E Blankenship	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Jasmine A Calloway	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Jelani J Coppage	Sheriff/Juv	Class title change from Juvenile Lieutenant oc code to Juvenile Care Worker II oc code; range/step effective 12/1/16
Kelsey L Davis	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16

Emmanuel Ezekew	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Philip A Estigoy	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Robbie L Fennix	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Joseph F Forbes	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Jesse D Galvan	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Angela M Garcia	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Marcia E Griffin	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Shonetta M Hall	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Kathy Harrington	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Sarapheena A Henry	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Peair C Howard	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Marla S Jackson	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Tamara D Jordan	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Elizabeth G Lamb	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Travis W Lanter	Sheriff/Juv	Class title change from Juvenile Lieutenant oc code to Juvenile Care Worker II oc code; range/step effective 12/1/16
Jorge A Navarro	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Lisa A Osborne	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Jaya M Paden	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Shaun A Richards	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
James P Schroeder	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Ryan J Schuler	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Keith A Slowter	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Heather M Stuart	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Rodney K Watson	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16
Rayshunda M White	Sheriff/Juv	Class title change from Juvenile Lieutenant oc code to Juvenile Care Worker II oc code effective 12/1/16
Bernard A William	Sheriff/Juv	Class title change from Juvenile Lieutenant oc code to Juvenile Care Worker II oc code effective 12/1/16
Florinda L Zamora	Sheriff/Juv	Class title change from Juvenile Detention Officer oc code to Juvenile Care Worker I oc code effective 12/1/16

Action: Received and filed. Copy previously forwarded to Payroll.

7. CLAIMS FOR DAMAGES:

MarKesa Brantley, 13101 Nebraska Ct., alleging damage to tire from hitting pothole while construction was going on.

Marvin Evans, 7461 Oakland Ave., alleging damages to basement due to sewer backup caused by a blocked sewage line.

Action: Received and filed. Copies previously forwarded to Legal Department.

8. TRAVEL REQUESTS:

Jeffrey Fewell, Linda Hendrix, Kimberley Holm, Michael Kroening, Michele Nicholson and Charles Patrick, Sheriff's Department, travel to Orlando, FL, April 7 – 12, 2017, to attend 2017 American Jail Association Conference, SCAAP.

Wesley McKain, Health/Healthy Communities, travel to New Orleans, LA, December 8 – 9, 2016, to attend National Resource Network Peer Convening, National Resource Network.

Rance Quinn, Police/Services/Communications, travel to Kansas City, MO, December 12 – 16, 2016, to attend Mental Health First Aid Trainer.

Action: Approved by Administrator's Office and received and filed.

9. CERTIFICATES OF INSURANCE:

Allied Universal Topco, LLC/Allied Barton Security (2)
Champion National Security, Inc.
G4S Secure Solutions (USA), Inc.
K C Arborist, Inc.
Kansas City Ultimate Security, Inc.
Loomis Armored US, LLC
Metropolitan Public Safety, LLC
Midwest Sign Company, LLC
R & R Enterprises of KC, LLC
Whelan Security Co.

Action: Referred to License.

10. BUSINESS BONDS:

Electrical Contractor's Bonds:

Earl Bagg
B A Barnes Electric Inc.
The Ceiling Fan Man Electrical Service, LLC
Electrical Associates, LLC
Richard A. Davey DBA Lesser Electric
F5 Construction
Kal Electric, Inc.
McGuire Electric
Premier Electric & Lighting Design, Inc.
Psalm Electric Inc.
Phaze One Electric, LLC
Reach Electric, LLC
Shavers Electric, LLC
Staco Electric Construction Company, Inc.
SunSmart Technologies, LLC
Synergy Concepts, Inc.
TSI Global Companies, LLC
Trails West Electric, LLC

Tri-Services MEP, LLC

Mechanical Contractor's Bonds:

Reddi Services, Inc. DBA Reddi Root'r (2)

Mechanical/HVAC Contractor's Bonds:

Gatza Heating & Air Conditioning ,Inc.

PM Contracting, Inc. (2)

Pinnacle Mechanical

Shawnee Heating & Cooling, Inc.

T C Heating & Cooling, Inc.

United Heating & Cooling, Inc.

Plumber's Bonds:

C Scott Plumbing & Gas, LLC

Hamden Abdalla Abdalla Plumbing

Bob Hamilton Plumbing, Heating & Cooling

Integrity Plumbing

NPL Construction Co.

Reddi Services, Inc. DBA Reddi Root'r

Bruce Roberts DBA Waterford Plumbing Company

PlumCo, LLC

Scott's Square Deal, LLC

Plumbing and Residential Construction Bond:

DW Watson Construction, Inc.

Septic Contractor's Bond:

Complete Septic

Sign Installation & Service Contractor's Bond:

Sign Craft, Inc.

Action: Referred to License.

11. CONTINUATION CERTIFICATES:

Electrical Contractor's Bonds

Jackson County Electrical Services, Inc.

Michael E. McDonald DBA McDonald Electric Company

MAG-Tronics Industrial, Inc.

CM Mose & Son

Par Electrical Contractors, Inc.

William Powell, III

Gerald Reinhold

Rodina Company, Inc.

Vincent T. Rodina

HVAC Contractor's Bonds:

Patriot Heating & A/C

Pro Air, Inc.

Mechanical Contractor's Bonds:

Donaldson Mechanical
Even Temp, LLC
Heartland Mechanical Services, Inc.
Patriot Heating & A/C
Rodina Company, Inc.
Sanders Management, Inc. (2)
Total Comfort Heating & Cooling, Inc.
Town & Country Heating and Air Conditioning Company, LLC

Miscellaneous Bond:

Sanders Management, Inc.

Plumber's Bonds

Allen's Mechanical, LLC
Daniel Anderson c/o Sit Rite
Kenneth Crosby DBA Plumber Time
CM Mose & Son
Plumbing Plus Incorporated
Rodina Company, Inc.
Santa Fe Trails Plumbing Inc.
Site Rite Construction Company
The Total Home Co., Inc.

Action: Referred to License.

12. APPLICATIONS FOR CMB LICENSE (PKG):

7Eleven Sales Corporation/Craig Johnson DBA 7-Eleven, 4431 Shawnee Dr.
Felipe Barillas/Felipe Barrillas DBA Panaderia Guatamalea, 1519 Minnesota Ave.
Four B Corp/Marvin Custer DBA Sunfresh, 241 S. 18th St.
Four B Corp/Marvin Custer DBA Price Chopper, 7600 State Ave.
Four B Corp/Marvin Custer DBA Hen House, 8120 Parallel Pkwy.
Hafiz and Son, Inc./Thomas Rehorn DBA Short Stop 103, 308 N. 18th St.
Harlom Corporation/David Alberico DBA 7-Eleven, 10950 Parallel Pkwy.
KCK Food Mart, LLC/Thomas Rehorn DBA KCK Food Mart, 51 N. 7th St.
M and H Mart, Inc./Wandal Gibbs DBA Quick Mart, 2406 S. 51st St.
Midwest Fuels, LLC/William Hutton DBA Quickstop BP, 300 N. 78th St.
Taisha Nichols/Mark Robinson DBA April's Firelight Lounge, 2046 N. 18th St.
Prabhit Corporation/Bachiter Singh DBA 7-Eleven, 2924 S. 47th St. (2)
RG Asian Store/Rhythm Anmol Nepal DBA RG Asian Store, 1015 S. 18th St.
Speedy's Convenience, Inc./William Hutton/DBA Speedy's #9, 141 S. 18th St.
Walmart Stores, Inc./Keith Pappert DBA Walmart 6172, 2300 Metropolitan
Walmart Stores, Inc./Keith Pappert DBA Walmart 4870, 10510 Parallel Pkwy.
Walmart Stores, Inc./Keith Pappert DBA Walmart 1151, 10824 Parallel Pkwy.
Yuvraj, LLC/Binay Sharma DBA Phillips 66, 2701 Fairfax Trfwy.
Yuvraj, LLC/Binay Sharma DBA CONOCO, 616 S. 7th St.

Action: Referred to License.

13. APPLICATIONS FOR CMB LICENSE (OP):

The Big Q Inc./Mark Quick DBA Big Q, 2117 S. 34th
HOA Kansas Restaurant Holder, LLC/David Alberico DBA Hooters, 1712 Village West Pkwy.
Richard Morrissey DBA St. Patrick's Green Club, 1066 N. 94th St.
Smilja Pavlovic/Gloria Oliver DBA St. Archangel Michael Serbian Church, 310 N. 72nd St.
Jose Saenz/William Zimmerman DBA El Pirata, 1031 Central Ave.
Jeff Stehney/Dennis Browne DBA Joe's Kansas City BBQ, 3002 W. 47th Ave.

Action: Referred to License.

14. APPLICATIONS FOR DRINKING ESTABLISHMENT:

7th St. Casino/Randy Culp DBA 7th St. Casino
Granite City of Kansas LTD/William Hutton DBA Granite City Food and Brewery, 1701 Village West Pkwy.
Barbara Watson/Tiffany Green DBA Stanford and Sons, 1867 Village West Pkwy.

Action: Referred to License.

15. APPLICATIONS FOR CATERER/DRINKING ESTABLISHMENT:

Terry Mitchell DBA Coach Lite Club, 2103 S. 34th St.
Robert Borberg/June Broderson DBA Borberg Pizza, 1713 Village West Pkwy.
Connie Padgett DBA Dotlanders, 1705 Central Ave.

Action: Referred to License.

16. APPLICATION FOR PRIVATE CLUB CLASS A:

James Befort DBA Loyal Order of the Moose, 621 Turner Dr.

Action: Referred to License.

17. APPLICATION FOR PRIVATE CLUB CLASS B:

Pauline Wyrick DBA Ray's Coach Club, 1102 Osage Ave.

Action: Referred to License.

18. APPLICATION FOR PRIVATE SECURITY BUSINESS:

Thomas Protective Services, Inc./National Registered Agent, Inc. DBA., Thomas Protective Services, Inc., 8475 CR 156, Kauffman, TX

Action: Referred to License.

19. APPLICATION FOR MASSAGE THERAPY BUSINESS LICENSE:

Kimberly Madl/with Do or Dye, 2100 Hutton Rd. Suite 104

Action: Referred to License.

20. REINSTATEMENT NOTICES:

Electrical Contractor's Bond:
The Islas Fam

Mechanical Contractor's Bond:
The Islas Fam

Plumber's Bond:
The Islas Fam

Action: Referred to License.

21. RIDERS:

Mechanical Contractor's Bond:
Gold Star Services, LLC

Plumber's Bond:
Gold Star Services, LLC

Action: Referred to License.



Staff Request for Commission Action

Tracking No. 16925

Full Commission Meeting Date: 12/15/16

Committee: Full Commission

Date of Standing Committee Action: NA
(If none, please explain):

Publication Required: No

<u>Date:</u>	<u>Contact Name:</u>	<u>Contact Phone:</u>	<u>Contact Email:</u>	<u>Department/Division:</u>
12/12/2016	Doug Bach	x5027	dbach@wycokck.org	Economic Development

Item Description:

Information regarding the community benefits from the retirement of the Village West STAR bonds.

For information only.

Action Requested:

Budget Impact: (if applicable)

Amount:

Source:

Included In Budget:

Other (explain):

Attachments List:



Staff Request for Commission Action

Tracking No. 16923

Full Commission Meeting Date: 12/15/16

Committee: Full Commission

Date of Standing Committee Action: 11/14/16

(If none, please explain):

Publication Required: Yes 12/22/2016

<u>Date:</u> 12/09/2016	<u>Contact Name:</u> George Brajkovic	<u>Contact Phone:</u> x5749	<u>Contact Email:</u> gbrajkovic@wycokck.org	<u>Department/Division:</u> Economic Development
<u>Item Description:</u> On 10/27/2016, the Board of Commissioners adopted R-78-16 which set 12/15/2016 as a public hearing date to consider creating a STAR Bond District associated with the American Royal proposal. The proposed District includes approximately 373 ac of undeveloped ground, bound by Parallel on the North, 110th St on the East, State Ave on the South, and generally 118th St on the West. The proposed District also contemplates an "overlay" area , which encompasses existing Developments including Piper Plaza and Plaza at the Speedway. The American Royal proposal is expected to encompass approximately 65-100 acres of the undeveloped ground.				
<u>Action Requested:</u> Conduct Public Hearing to consider creating a STAR Bond District. Pass Ordinance establishing STAR Bond District.				
<u>Budget Impact: (if applicable)</u> Amount: Source: Included In Budget: Other (explain):				
<u>Attachments List:</u> Ordinance				

(Published in *The Wyandotte Echo* on December ____, 2016)

ORDINANCE NO. _____

AN ORDINANCE OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS ESTABLISHING A STAR BOND PROJECT DISTRICT AND MAKING CERTAIN FINDINGS IN CONJUNCTION THEREWITH (NORTHWEST SPEEDWAY STAR BOND DISTRICT)

WHEREAS, the Unified Government of Wyandotte County/Kansas City, Kansas (the “Unified Government”) desires to promote, stimulate and develop the general and economic welfare of the Unified Government and the state of Kansas (the “State”) and to assist in the development and redevelopment of eligible areas within the Unified Government, thereby promoting the general welfare of the citizens of the State and the Unified Government, by authorizing cities and counties to acquire certain property and to issue sales tax and revenue (STAR) bonds for the financing of STAR bond projects pursuant to the provisions of K.S.A. 12-17,160 *et seq.*, as amended (the “Act”); and

WHEREAS, pursuant to the Act the Unified Government is authorized to establish STAR bond project districts within eligible areas of the Unified Government, as said terms are defined in the Act, to approve STAR bond project district plans for the completion of STAR bond projects within such STAR bond project district, and to finance all or a portion of STAR bond project costs from state and local sales revenues derived from the STAR bond project district, other revenues described in the Act, or a combination thereof or from the proceeds of special obligation tax increment bonds of the Unified Government payable from such described revenues; and

WHEREAS, prior to the creation of any STAR bond project district the governing body of the Unified Government must adopt a resolution stating that the Unified Government is considering the establishing of a STAR bond project district, which resolution shall: (1) Give notice that a public hearing will be held to consider the establishment of a STAR bond project district and fix the date, hour and place of such public hearing, which public hearing shall be held not less than 30 nor more than 70 days following adoption of such resolution, (2) describe the proposed boundaries of the STAR bond project district, (3) describe the proposed STAR bond project district plan, (4) state that a description and map of the proposed STAR bond project district are available for inspection at a time and place designated, and (5) state that the governing body will consider findings necessary for the establishment of a STAR bond project district; and

WHEREAS, notice of such public hearing shall be given by mailing a copy of the resolution calling the public hearing via certified mail return, receipt requested, to the board of county commissioners of the county, the board of education of any school district levying taxes on property within the proposed STAR bond project district, and to each owner and occupant of land within the proposed STAR bond project district not more than 10 days following the date of the adoption of such resolution and by publishing a copy of such resolution once in the official Unified Government newspaper not less than one week or more than two weeks preceding the date fixed for the public hearing, which publication shall include a sketch clearly delineating the area in sufficient detail to advise the reader of the particular land proposed to be included within the STAR bond project area and

WHEREAS, upon the conclusion of such public hearing and a finding by the Secretary of Commerce that the STAR bond project district is an “eligible area” under the Act, the governing body

may pass an ordinance which shall: (1) make findings that the STAR bond project district proposed to be developed is a STAR bond project under the Act, (2) contain the STAR bond project district plan as approved, (3) contain the legal description of the STAR bond project district, and (4) may establish the STAR bond project district; and

WHEREAS, no privately owned property subject to ad valorem taxes shall be acquired and redeveloped under the provisions of the Act, if the board of county commissioners or the board of education levying taxes on such property determines by resolution adopted within 30 days following the conclusion of the hearing for the establishment of the STAR bond project district that the proposed STAR bond project district will have an adverse effect on such county or school district; and

WHEREAS, upon the creation of a STAR bond project district pursuant to the Act, the Unified Government may propose to undertake one or more STAR bond projects and shall prepare a STAR bond project plan, which may be implemented in separate development stages, in consultation with the Unified Government's planning commission; and

WHEREAS, the governing body has heretofore adopted Resolution No. 78-16 on October 27, 2016, which made a finding that the Unified Government is considering the establishment of a STAR bond project district pursuant to the Act, set forth the boundaries of the proposed STAR bond project district, provided a summary of the proposed STAR bond project district plan, called a public hearing concerning the establishment of a STAR bond project district for December 15, 2016 and provided for notice of such public hearing as provided in the Act; and

WHEREAS, on December [____], 2016, the Secretary of Commerce made a finding that the proposed STAR bond project district is an "eligible area" under the Act; and

WHEREAS, a public hearing was held this date, after due published, delivered and mailed notice in accordance with the provisions of the Act; and

WHEREAS, upon and considering the information and public comments received at the public hearing conducted this date, the governing body hereby deems it advisable to make certain findings and to create the STAR bond project district.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS, AS FOLLOWS:

Section 1. Findings. The governing body hereby finds that due notice of the public hearing conducted this date was made in accordance with the provisions of the Act. The governing body further finds that the proposed STAR bond project district is a STAR bond project as defined in the Act.

Section 2. Creation of STAR bond project district. A STAR bond project district is hereby created within Kansas City, Kansas, in accordance with the provisions of the Act (the "STAR Bond Project District").

A map depicting the boundaries of the STAR Bond Project District is attached hereto as *Exhibit A*, which is incorporated herein by reference and legally described on *Exhibit B*. The boundaries of the STAR Bond Project District do not contain any property not referenced in Resolution No. 78-16, which provided notice of the public hearing on the creation of the STAR Bond Project District.

Section 3. STAR Bond Project District Plan. The district plan for the STAR Bond Project District (the "District Plan") is hereby approved. The buildings and facilities to be constructed or improved in the STAR Bond Project District may be described in a general manner as follows:

The buildings and facilities to be constructed or improved in the STAR bond project district may be described in a general manner as a mixed-use development consisting of some or all of the following uses: livestock expo arena and other equestrian-related uses, education and conference center, entertainment complexes, other retail, restaurant, hotel, office and commercial uses, other sporting and recreational uses, any other uses allowable under the Act, and including acquiring real property rights and constructing any associated public and private infrastructure.

Section 4. Approval of Other Governmental Units. No privately owned property subject to ad valorem taxation within the STAR Bond Project District shall be acquired and redeveloped pursuant to the Act, if the Board of County Commissioners of Wyandotte County, Kansas or the Boards of Education of Unified School Districts No. 203 or 204 determines by resolution adopted within thirty days following the public hearing held this date, that the STAR Bond Project District will have an adverse effect on Wyandotte County or Unified School District No. 203 or 204, respectively. As of this date, the Unified Government has not received a copy of any such resolution and is not aware of the adoption of any such resolution by the governing body of Wyandotte County or Unified School District No. 203 or 204.

Section 5. Reimbursement. The Act authorizes the Unified Government to issue special obligation bonds (the "Bonds") to finance all or a portion of the costs of implementing the District Plan. The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of passage of this Ordinance, pursuant to Treasury Regulation §1.150-2. The maximum principal amount of Bonds that would be issued to reimburse for expenditures made prior to the issuance of the Bonds is limited to \$ 00,000.

Section 6. Further Action. The Mayor/CEO, County Administrator, Unified Government Clerk and other officials and employees of the Unified Government, including the County Attorney, Unified Government consultants, and Gilmore & Bell, P.C., Bond Counsel, are hereby further authorized and directed to take such other actions as may be appropriate or desirable to accomplish the purposes of this Ordinance.

Section 7. Effective Date. This Ordinance shall be effective upon its passage by the governing body and publication one time in the official Unified Government newspaper.

PASSED by the Board of Commissioners of the Unified Government of Wyandotte County/Kansas City, Kansas this 15th day of December, 2016.

Mayor/CEO of the Unified Government of
Wyandotte County/Kansas City, Kansas

(Seal)

ATTEST:

Unified Government Clerk

EXHIBIT A

MAP OF STAR BOND PROJECT DISTRICT

[NEED NEW MAP WITHOUT TARGET AND JC PENNYS]

EXHIBIT B

LEGAL DESCRIPTION OF STAR BOND PROJECT DISTRICT

All that part of the Northeast Quarter and Southeast Quarter of Section 4, and all that part of Section 3, and all that part of the north half of Section 2, all in Township 11 South, Range 23 East, all that part of Lot 1, PIPER PLAZA, all that part of Lots 1, 2, 3, 4, and 5 of PIPER PLAZA SECOND PLAT, all that part of Lots 1 and 2 SECURITY BANK, all that part of Lots 14, 24, 25 and C of PLAZA AT THE SPEEDWAY, and all that part of Lots D and 53, PLAZA AT THE SPEEDWAY SECOND PLAT, and all that part of Lots 38, 39, 40, 41, and 42, PLAZA AT THE SPEEDWAY THIRD PLAT, and all that part of Lots 43, 44, 45, 46, 47, 48, 49, 50, 51, and 52, PLAZA AT THE SPEEDWAY FOURTH PLAT, and all that part of Lots 53, 54, and 55, PLAZA AT THE SPEEDWAY FIFTH PLAT, and all that part of Lots 56, 57, Tract E1, and Tract E2, PLAZA AT THE SPEEDWAY SIXTH PLAT, and all that part of the Southeast Quarter and Southwest Quarter of Section 34, and all that part of the Southeast Quarter of Section 33, both in Township 10 South, Range 23 East, all being in the City of Kansas City, Wyandotte County, Kansas being generally described as follows: Beginning at the intersection of the south right-of-way line of Parallel Parkway and the west right-of-way line of N. 118th Street, thence southerly, with the west right-of-way line of N. 118th Street to the north line of Parcel 953101; thence westerly with the north line of parcel 953101, to the northwest corner of said Parcel 953101; thence southerly, with the west line of Parcel 953101, and with the west line of Parcels 953103 and 953104 to the north right-of-way line of State Avenue; thence easterly, with the north right-of-way line of State Avenue to the east right-of-way line of N. 110th Street; thence northerly, with the east right-of-way line of N. 110th Street, to the south right-of-way line of Parallel Parkway; thence easterly, with the south right-of-way line of Parallel Parkway, to the west right-of-way line of Village West Parkway; thence northerly, with the west right-of-way line of Village West Parkway, to the north right-of-way line of Parallel Parkway; thence easterly, with the north right-of-way line of Parallel Parkway, to the easterly line of PLAZA AT THE SPEEDWAY SIXTH PLAT; thence northerly, with the east line of PLAZA AT THE SPEEDWAY SIXTH PLAT to the northeast corner thereof; thence westerly, with the north line of PLAZA AT THE SPEEDWAY SIXTH PLAT, to the northwest corner thereof, said point also being on the easterly line of PLAZA AT THE SPEEDWAY FIFTH PLAT; thence westerly and northerly, with the easterly line of PLAZA AT THE SPEEDWAY FIFTH PLAT, to the northeast corner thereof; thence westerly, with the north line of PLAZA AT THE SPEEDWAY FIFTH PLAT, and with the north line of PLAZA AT THE SPEEDWAY, to the northwest corner thereof, said point being on the east right-of-way line of Hutton Road; thence southwestly, with the easterly right-of-way line of Hutton Road to the north right-of-way line of Parallel Parkway; thence westerly, with the north right-of-way line of Parallel Parkway, to the intersection of the north right-of-way line Parallel Parkway and the northerly prolongation of the west right-of-way line of N. 118th Street; thence southerly, with the northerly prolongation of the west right-of-way line of N. 118th Street, to the point of beginning.

Except all of Lot 1, LEGENDS APARTMENTS, and except all of Lot 1, VILLAGE WEST APARTMENTS, and except all of Parcel 949201.

The above described tract contains approximately 550 acres, more or less.



Staff Request for Commission Action

Tracking No. 16917

Full Commission Meeting Date: 12/15/16

Committee: Economic Development & Finance

Date of Standing Committee Action:

(If none, please explain):

Publication Required: No

<u>Date:</u>	<u>Contact Name:</u>	<u>Contact Phone:</u>	<u>Contact Email:</u>	<u>Department/Division:</u>
12/09/2016	George Brajkovic	x5749	gbrajkovic@wycokck.org	Economic Development

Item Description:

The Board of Commissioners adopted R-26-15 on 04/09/2015, approving the First Amendment to the Multi-Sport Stadium Specific Venture Agreement and also the US Soccer National Training Center Development Agreement. Subsequently, the Board also adopted R-40-16 on 04/14/2016, which showed the UG's intent to issue \$83.225M in IRBs for the project, but only for a Project Exemption Certificate for sales tax.

However, the Development Agreement acknowledged that the new facilities would be exempt. The exemption would occur as a result of a BOTA approved exemption for an eligible ownership entity, or thru an abatement via IRBs. The Developer has elected to pursue the abatement via IRBs, and thus a new Resolution of Intent for up to \$90M is submitted for consideration. Per our Tax abatement policy, the base taxes may not be abated, and therefore an annual \$50k PILOT is proposed. This action will require a Public Hearing on 12/15/2016.

The Youth Tournament Fields currently have a BOTA exemption order.

Action Requested:

Conduct Public Hearing regarding tax Abatement/PILOT.

Adopt Resolution of Intent for \$90M in IRBs.

Pass Ordinance authorizing the issuance of IRBs.

Budget Impact: (if applicable)

Amount:

Source:

Included In Budget:

Other (explain):

Attachments List:

Reso of Intent, Ordinance US Soccer IRB

RESOLUTION DETERMINING THE INTENT OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS, TO ISSUE ITS INDUSTRIAL REVENUE BONDS IN THE AMOUNT OF NOT TO EXCEED \$90,000,000 TO FINANCE THE COSTS OF ACQUIRING, CONSTRUCTING, IMPROVING AND EQUIPPING RECREATIONAL AND COMMERCIAL FACILITIES FOR THE BENEFIT OF KANSAS TRAINING DEVELOPMENT, LLC)

WHEREAS, the Unified Government of Wyandotte County/Kansas City, Kansas (the “Unified Government”), desires to promote, stimulate and develop the general welfare and economic prosperity of Wyandotte County/Kansas City, Kansas and their inhabitants and thereby to further promote, stimulate and develop the general welfare and economic prosperity of the State of Kansas; and

WHEREAS, the Unified Government is authorized and empowered under the provisions of K.S.A. 12-1740 to 12-1749d, inclusive (the “Act”), to issue revenue bonds to pay the cost of certain facilities (as defined in the Act) for the purposes set forth in the Act and to lease such facilities to private persons, firms or corporations; and

WHEREAS, Kansas Training Development, LLC, a Kansas limited liability company or a related entity (the “Company”), has submitted to the Unified Government an Application for the Issuance of Industrial Revenue Bonds (the “Application”) requesting that the Unified Government finance the cost of acquiring, constructing, improving and equipping certain recreational and commercial facilities consisting of the US Soccer National Training Center and ancillary improvements and infrastructure as more fully described in the Application generally located at the northwest corner of Parallel Parkway and 94th Street (collectively, the “Project”) through the issuance of its revenue bonds in one or more series in an amount not to exceed \$90,000,000, and to lease the Project to the Company or its successors and assigns in accordance with the Act;

WHEREAS, it is hereby found and determined to be advisable and in the interest and for the welfare of Wyandotte County/Kansas City, Kansas and their inhabitants that the Unified Government finance the costs of the Project by the issuance of revenue bonds under the Act in a principal amount of not to exceed \$90,000,000, said bonds to be payable solely out of rentals, revenues and receipts derived from the lease of the Project by the Unified Government to the Company;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS, AS FOLLOWS:

Section 1. Approval of Project. The Governing Body of the Unified Government hereby finds and determines that the acquiring, constructing, improving and equipping of the Project will promote the general welfare and economic prosperity of Wyandotte County/Kansas City, Kansas, and the issuance of the Unified Government's revenue bonds to pay such costs will be in furtherance of the public purposes set forth in the Act.

Section 2. Intent to Issue Bonds. The Governing Body of the Unified Government hereby determines and declares the intent of the Unified Government to acquire, construct, improve and equip the Project out of the proceeds of revenue bonds of the Unified Government in a principal amount of not to exceed \$90,000,000 to be issued pursuant to the Act.

Section 3. Provision for the Bonds. Subject to the conditions of this Resolution, the Unified Government will (i) issue its revenue bonds to pay the costs of acquiring, constructing, improving and equipping the Project, with such maturities, interest rates, redemption terms and other provisions as may be determined by ordinance of the Unified Government; (ii) provide for the lease (with an option to purchase) of the Project to the Company; and (iii) to effect the foregoing, adopt such resolutions and ordinances and authorize the execution and delivery of such instruments and the taking of such action as may be necessary or advisable for the authorization and issuance of said bonds by the Unified Government and take or cause to be taken such other action as may be required to implement the aforesaid.

Section 4. Conditions to Issuance. The issuance of said bonds and the execution and delivery of any documents related to the Bonds are subject to (i) obtaining any necessary governmental approvals; (ii) agreement by the Unified Government, the Company and the purchaser of the bonds upon (a) mutually acceptable terms for the bonds and for the sale and delivery thereof and (b) mutually acceptable terms and conditions of any documents related to the issuance of the bonds and the Project; (iii) the Company's compliance with the Unified Government's policies relating to the issuance of revenue.

Section 5. Sale of the Bonds. The sale of the bonds shall be the responsibility of the Company.

Section 6. Ad Valorem Tax Abatement. In consideration of the Company's decision to acquire, construct, improve and equip the Project, the Unified Government hereby agrees to take all appropriate action to request the Kansas Board of Tax Appeals to approve a 100% ad valorem property tax abatement (not including special assessments) for all real property financed with the proceeds of the Bonds.

The Unified Government and the Company shall enter into a Performance Agreement in substantially the form approved by the Governing Body for the Project. The Project financed with the proceeds of the Bonds shall be entitled to a 10-year tax abatement, with the first year of the abatement being the year beginning on the January 1 following the year the Bonds are issued by the Unified Government. The abatement is subject to adjustment in accordance with the Performance Agreement and the Development Agreements as defined in Section 10 hereof.

In consideration of the Unified Government's agreement to request 100% ad valorem property tax abatement, the Company will agree to make an annual fixed payment in lieu of tax to the Unified Government during the term of the abatement for the Project equal to the amounts set forth below:

Year	PILOT
1	\$50,000
2	\$50,000
3	\$50,000
4	\$50,000
5	\$50,000
6	\$50,000
7	\$50,000
8	\$50,000
9	\$50,000

Section 7. Limited Obligations of the Unified Government. The bonds and the interest thereon shall be special, limited obligations of the Unified Government payable solely out of the amounts derived by the Unified Government under the Lease Agreement and as provided herein and are secured by a transfer, pledge and assignment of and a grant of a security interest in the Trust Estate to the Trustee and in favor of the Owners of the bonds, as provided in the Indenture. The Bonds shall not constitute a general obligation of the Unified Government, the State or of any other political subdivision thereof within the meaning of any State constitutional provision or statutory limitation and shall not constitute a pledge of the full faith and credit of the Unified Government, the State or of any other political subdivision thereof and shall not be payable in any manner by taxation, but shall be payable solely from the funds provided for as provided in the Indenture. The issuance of the bonds shall not, directly, indirectly or contingently, obligate the Unified Government, the State or any other political subdivision thereof to levy any form of taxation therefor or to make any appropriation for their payment.

Section 8. Required Disclosure. Any disclosure document prepared in connection with the offering of the bonds shall contain the following disclaimer:

NONE OF THE INFORMATION IN THIS OFFICIAL STATEMENT, OTHER THAN WITH RESPECT TO INFORMATION CONCERNING THE UNIFIED GOVERNMENT CONTAINED UNDER THE CAPTIONS "THE UNIFIED GOVERNMENT" AND "LITIGATION -- THE UNIFIED GOVERNMENT" HEREIN, HAS BEEN SUPPLIED OR VERIFIED BY THE UNIFIED GOVERNMENT, AND THE UNIFIED GOVERNMENT MAKES NO REPRESENTATION OR WARRANTY, EXPRESS OR IMPLIED, AS TO THE ACCURACY OR COMPLETENESS OF SUCH INFORMATION.

Section 9. Further Action. Counsel to the Unified Government and Gilmore & Bell, P.C., Bond Counsel for the Unified Government, together with the officers and employees of the Unified Government, are hereby authorized to work with the purchaser of the bonds, the Company, their respective counsel and others, to prepare for submission to and final action by the Unified Government all documents necessary to effect the authorization, issuance and sale of the bonds and other actions contemplated hereunder.

Section 10. Effective Date. This Resolution shall take effect and be in full force immediately after its adoption by the Governing Body of the Unified Government.

ADOPTED BY THE COMMISSION OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS ON DECEMBER 15, 2016.

By: _____

Mayor/CEO of the Unified
Government of Wyandotte County/
Kansas City, Kansas

(Seal)

Attest:

By: _____

Unified Government Clerk

ORDINANCE NO. O-___16

AN ORDINANCE AUTHORIZING THE ISSUANCE BY THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS OF NOT TO EXCEED \$90,000,000 AGGREGATE PRINCIPAL AMOUNT OF TAXABLE INDUSTRIAL REVENUE BONDS (US SOCCER NATIONAL TRAINING CENTER PROJECT), SERIES 2016, TO PROVIDE FUNDS TO ACQUIRE, CONSTRUCT AND EQUIP A PROJECT FOR KANSAS TRAINING DEVELOPMENT, LLC AND AUTHORIZING AND APPROVING CERTAIN DOCUMENTS AND ACTIONS IN CONNECTION WITH THE ISSUANCE OF SAID BONDS.

WHEREAS, the Unified Government of Wyandotte County/Kansas City, Kansas (the “Issuer”) is a municipal corporation and political subdivision duly organized and validly existing under the laws of the State of Kansas as a consolidated city-county having all the powers, functions and duties of a county and a city of the first class; and

WHEREAS, the Issuer is authorized by K.S.A. 12-1740 to 12-1749d, inclusive, as amended (collectively, the “Act”), to issue revenue bonds, the proceeds of which shall be used for the purpose of paying all or part of the cost of purchasing, acquiring, constructing, reconstructing, improving, equipping, furnishing, repairing, enlarging or remodeling facilities for agricultural, commercial, hospital, industrial, natural resources, recreational development and manufacturing purposes; and

WHEREAS, pursuant to the Act, the Issuer proposes to issue its Taxable Industrial Revenue Bonds (US Soccer National Training Center Project), Series 2016 (the “Bonds”), in an aggregate principal amount not to exceed \$90,000,000, for the purpose of (a) acquiring, constructing and equipping a recreational and commercial project located at the northwest corner of Parallel Parkway and 94th Street (the “Project”) for Kansas Training Development, LLC, a Kansas limited liability company or a related entity (collectively, the “Company”), and (b) paying certain costs of issuance, all as further described in the hereinafter referred to Bond Indenture and Lease Agreement; and

WHEREAS, the Bonds will be issued under a Bond Trust Indenture dated as of the date set forth therein (the “Bond Indenture”), by and between the Issuer and Security Bank of Kansas City, as Bond Trustee (the “Bond Trustee”); and

WHEREAS, the Company will lease the Project to the Issuer pursuant to the Base Lease Agreement of even date herewith (the “Base Lease”) between the Company and the Issuer; and

WHEREAS, simultaneously with the execution and delivery of the Bond Indenture, the Issuer will enter into a Lease Agreement dated as of the date set forth therein (the “Lease Agreement”), by and between the Issuer, as lessor, and the Company, as lessee, pursuant to which the Project (as defined in the Bond Indenture) will be acquired, constructed and equipped and pursuant to which the Issuer will lease the Project to the Company, and the Company will agree to pay Lease Payments (as defined in the Bond Indenture) sufficient to pay the principal of and premium, if any, and interest on, the Bonds; and

WHEREAS, the Issuer further finds and determines that it is necessary and desirable in connection with the issuance of the Bonds that the Issuer execute and deliver certain documents and that the Issuer take certain other actions as herein provided;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS, AS FOLLOWS:

Section 1. Findings and Determinations. The Issuer hereby makes the following findings and determinations with respect to the Company and the Bonds to be issued by the Issuer, based upon representations made to the Issuer:

- (a) The Company has properly requested the Issuer's assistance in financing the costs of the Project;
- (b) The issuance of the Bonds for the purpose of providing funds to finance the costs of the Project is in furtherance of the public purposes set forth in the Act; and
- (c) The Bonds are being issued for a valid purpose under and in accordance with the provisions of the Act.

Section 2. Authorization of the Bonds. The Issuer is hereby authorized to issue the Bonds in the aggregate principal amount of not to exceed \$90,000,000, which shall be issued under and secured by and shall have the terms and provisions set forth in the Bond Indenture. The Bonds shall bear interest at an interest rate not to exceed 2.00% per annum, and shall mature not later than the year 2026, and shall have such redemption provisions, including premiums, and other terms as set forth in the Bond Indenture. The final terms of the Bonds shall be specified in the Bond Indenture, and the signatures of the officers of the Issuer executing such Bond Indenture shall constitute conclusive evidence of their approval and the Issuer's approval thereof.

Section 3. Limited Obligations. The Bonds shall be limited obligations of the Issuer, payable solely from the sources and in the manner as provided in the Bond Indenture, and shall be secured by a transfer, pledge and assignment of and a grant of a security interest in the Trust Estate (as defined in the Bond Indenture) to the Bond Trustee and in favor of the owners of the Bonds, as provided in the Bond Indenture. The Bonds and interest thereon shall not be deemed to constitute a debt or liability of the Issuer, the State of Kansas (the "State") or of any political subdivision thereof within the meaning of any State constitutional provision or statutory limitation and shall not constitute a pledge of the full faith and credit of the Issuer, the State or of any political subdivision thereof, but shall be payable solely from the funds provided for in the Lease Agreement and the Bond Indenture. The issuance of the Bonds shall not, directly, indirectly or contingently, obligate the Issuer, the State or any political subdivision thereof to levy any form of taxation therefor or to make any appropriation for their payment. No breach by the Issuer of any such pledge, mortgage, obligation or agreement may impose any liability, pecuniary or otherwise, upon the Issuer or any charge upon its general credit or against its taxing power.

Section 4. Authorization and Approval of Documents. The following documents are hereby approved in substantially the forms presented to and reviewed by the Issuer (copies of which documents, upon execution thereof, shall be filed in the office of the City Clerk), and the Issuer is hereby authorized to execute and deliver each of such documents (the "Issuer Documents") with such changes therein (including the dated date thereof) as shall be approved by the officials of the Issuer executing such documents, such officials' signatures thereon being conclusive evidence of their approval and the Issuer's approval thereof:

- (a) Bond Indenture;
- (b) Base Lease Agreement;

- (c) Lease Agreement;
- (d) Bond Purchase Agreement; and
- (e) Performance Agreement.

Section 5. Execution of Bonds and Documents. The Mayor/CEO of the Issuer is hereby authorized and directed to execute the Bonds by manual or facsimile signature and to deliver the Bonds to the Bond Trustee for authentication for and on behalf of and as the act and deed of the Issuer in the manner provided in the Bond Indenture. The Mayor/CEO of the Issuer is hereby authorized and directed to execute and deliver the Issuer Documents for and on behalf of and as the act and deed of the Issuer. The Unified Government Clerk of the Issuer is hereby authorized and directed to attest, by manual or facsimile signature, to the Bonds, the Issuer Documents and such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance.

Section 6. Further Authority. The Issuer shall, and the officials, agents and employees of the Issuer are hereby authorized and directed to, take such further action, and execute such other documents, certificates and instruments, including, without limitation, any credit enhancement and security documents, arbitrage certificate, redemption notices, closing certificates and tax forms, as may be necessary or desirable to carry out and comply with the intent of this Ordinance, and to carry out, comply with and perform the duties of the Issuer with respect to the Bonds and the Issuer Documents.

Section 7. Effective Date. This Ordinance shall take effect and be in full force immediately after its adoption by the Governing Body of the Issuer and publication in the official newspaper of the Issuer.

PASSED by the Board of Commissioners of the Unified Government of Wyandotte County/Kansas City, Kansas this 15th day of December, 2016.

Mayor/CEO of the Unified Government of
Wyandotte County/Kansas City, Kansas

(Seal)

ATTEST:

Unified Government Clerk

[SUMMARY ORDINANCE FOR PUBLICATION]

(PUBLISHED IN *THE WYANDOTTE ECHO* ON DECEMBER 22, 2016)

SUMMARY OF ORDINANCE NO. O-__-16

On December 15, 2016, the governing body of the Unified Government of Wyandotte County/Kansas City, Kansas passed an ordinance entitled:

AN ORDINANCE AUTHORIZING THE ISSUANCE BY THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS OF NOT TO EXCEED \$90,000,000 AGGREGATE PRINCIPAL AMOUNT OF TAXABLE INDUSTRIAL REVENUE BONDS (KANSAS TRAINING DEVELOPMENT, LLC PROJECT), SERIES 2016, TO PROVIDE FUNDS TO ACQUIRE, CONSTRUCT AND EQUIP A PROJECT FOR KANSAS TRAINING DEVELOPMENT, LLC AND AUTHORIZING AND APPROVING CERTAIN DOCUMENTS AND ACTIONS IN CONNECTION WITH THE ISSUANCE OF SAID BONDS.

The bonds approved by the Ordinance are being issued in an aggregate principal amount not to exceed \$12,000,000 for the purpose of acquiring, constructing, improving and equipping a recreational and commercial project located approximately at the northwest corner of Parallel Parkway and 94th Street in Kansas City, Kansas and paying certain costs of issuance of the bonds. The bonds shall be limited obligations of the Unified Government payable from lease payments to be made by Kansas Training Development, LLC, a Kansas limited liability company or a related entity, in amounts sufficient to pay the principal of and premium, if any, and interest on the bonds. The bonds and interest thereon shall not be deemed to constitute a debt or liability of the Unified Government, the State of Kansas (the "State") or of any political subdivision thereof within the meaning of any State constitutional provision or statutory limitation and shall not constitute a pledge of the full faith and credit of the Unified Government, the State or of any political subdivision thereof, but shall be payable solely from the funds provided for in the Lease Agreement and the Bond Indenture. The issuance of the bonds shall not, directly, indirectly or contingently, obligate the Unified Government, the State or any political subdivision thereof to levy any form of taxation therefor or to make any appropriation for their payment. A complete text of the Ordinance may be obtained or viewed free of charge at the office of the Unified Government Clerk, 701 North 7th Street. A reproduction of the Ordinance is available for not less than 7 days following the publication date of this Summary at www.wycokck.org.

This Summary is hereby certified to be legally accurate and sufficient pursuant to the laws of the State of Kansas.

DATED: December __, 2016.

Kenneth J. Moore
Unified Government Chief Counsel