

**PUBLIC WORKS AND SAFETY
STANDING COMMITTEE MINUTES
Monday, September 28, 2015**

The meeting of the Public Works and Safety Standing Committee was held on Monday, September 28, 2015, at 5:04 p.m., in the 5th Floor Conference Room of the Municipal Office Building. The following members were present: Commissioner Bynum, Chairman; Commissioners Johnson, Kane, Markley, Philbrook; and BPU Board Member Jeff Bryant. The following officials were also in attendance: Gordon Criswell, Assistant County Administrator; Ken Moore, Interim Chief Counsel; Terry Zeigler, Chief of Police; Rob Richardson, Director of Urban Planning & Land Use; Chris Cooley, DOTS-GSS; and Wilba Miller, Community Development Director.

Chairman Bynum called the meeting to order. Roll call was taken and all members were present as shown above.

Approval of standing committee minutes for June 22, 2015 and July 20, 2015. **On motion of Commissioner Markley, seconded by BPU Board Member Bryant, the minutes were approved.** Motion carried unanimously.

Committee Agenda:

Item No. 1 – 1582...REQUEST: HONORARY STREET NAME

Synopsis: A communication from members of the Evangelistic Center Church, 1800 Washington Blvd., requesting an honorary street name designation at 6th Street and Quindaro Blvd. in honor of Rev. Willie C. Vaughn, Jr., submitted by Lideana Laboy, Public Works/Traffic. (Sign to read: Rev. W.C. Vaughn, Jr. Ave.)

Chairman Bynum said I have had a request that this item be deferred to our next monthly standing committee meeting. If I could have a motion to defer this item—**Commissioner Philbrook** asked can I ask why? **Chairman Bynum** said we have some concerns. I do not personally, but there have been brought to me some questions and concerns and I don't think it's a big issue. I think it's a matter of answering questions.

Action: **Commissioner Philbrook made a motion, seconded by BPU Board Member Bryant, to defer until next month.** Roll call was taken and there were six “Ayes,” Bryant, Philbrook, Markley, Kane, Johnson, Bynum.

Chairman Bynum said I would like to say if anyone in the audience is present on that item and you would like to make any comments, you would be more than welcome at the podium. You either can or chose not to come back next month. I would invite you to come back next month as well.

Latoria Chinn said I am representing tonight. I have my Evangelistic Center hat on, usually I have my Kansas Speedway hat on but tonight it's Evangelistic Center. This will be the second delay for some reason. If there are any questions that we can answer about renaming the street after our founder, please, you know, feel free to ask me. **Chairman Bynum** said let me just share with you that Commissioner Townsend, it is in her district. She doesn't serve on this committee. She had some questions that she wanted answered and unfortunately I was only made aware of that a day or so ago. She wasn't able to be here and she has made that request and I am going to honor that since it is her district. I apologize for the further delay because I know that last month we bumped you to this month. I would like to hear just a little bit about the documentation that you gave us and the packet maybe for the public to know about the honor that you're trying to bestow on the Reverend. **Ms. Chinn** said sure, in about three minutes, our founding pastor was Superintendent Willie C. Vaughn Jr. This is our church's 50th year anniversary so we are trying to get the founding physical spot where the church was founded, the street named after him.

We are now located at 1800 Washington Blvd. and our founder's son is our pastor, Bishop Jack Vaughn. We have been working on this, I guess since the spring and we had to get formal documentation to you, that we did and then we had to also send out some packages of approval because some of those neighbors were not responding. After we did that and that was accepted, the packages that went out—we've done everything that we can do in order to get this done. We were on the agenda last month. We were bumped to this month and now we're being bumped to next month. I'm just not sure—**Chairman Bynum** said last month's agenda only had your item. **Ms. Chinn** said, right and we understand. Just a few minutes about our founder, 50

years ago he did found the church with maybe ten members. It has now a two-service a Sunday membership with maybe approximately 850 persons here in Kansas City, KS and in the metropolitan area coming as far as from Belton, Lee's Summit and Blue Springs. He had ten children who are all very active, three now are deceased but the remaining seven have PhDs, EDDs, just the whole works. We wanted to honor him and his wife. His wife is still living; she will be 92 on her birthday. We just wanted to let the community know, you and everybody know just how special he was to us and how we want to rename the street. Well, the street is somewhat on some property that we own and there are no houses, there are no buildings, it's just grass right now, the street that we want. I'm not sure of the holdup but we can only wait until another month. **Chairman Bynum** said just a quick question, sorry to keep interrupting. North 6th Street goes north about two or three blocks. Do I have that right before it turns and goes east and becomes, what Greeley or does it continue north? **Ms. Chinn** said it continues north. Actually, where the church was, which is no longer standing, that street has been honored, Rev. Higgs so we could not use that. We went a block east, which is still deemed 6th & Quindaro to name that street, so that's where we are. **Chairman Bynum** said I appreciate you being here. If you are able, we will be in touch with you about next month's agenda. If you are able please come back. **Ms. Chinn** asked do you know what day it will be. **Chairman Bynum** said we can know what day before you leave here today. Today is, I believe the 4th Monday and I'm not sure if that's always the schedule or not. Someone can help me I'm sure. **Ms. Chinn** said we're actually trying to get this done because it is the 50th year. We would love to put this among the items that we did during—because we've been celebrating since January. We want to celebrate until December but—**Commissioner Philbrook** said it looks like we're down for October 19th right now unless that's changed. Well, it probably is changed because we're having the Strategic Planning that day, now that I look at this. **Chairman Bynum** said whatever Monday it falls on, that immediate Thursday; I believe will be the Commission agenda it's on. I believe that will be conducted in one week's time. **Commissioner Philbrook** said they changed it to the 26th. **Chairman Bynum** said the 26th of October, Monday the 26th. It would be full commission, the same Thursday of that week. **Ms. Chinn** said thank you, alrighty.

Commissioner Johnson said I would just add, the current location is in the 4th District and they are certainly an asset. I knew Pastor Willie C. Vaughn personally. This is certainly worthy of

the honor that they want to bestow of him. I hope and I believe that whatever the issues are will be quickly resolved because this is certainly is something that is worthy to happen this year.

Item No. 2 – 1580...RESOLUTION: PUMP STATION 30 FORCE MAIN REPLACEMENT (CMIP 6115)

Synopsis: A resolution declaring the necessity and authorizing a survey of land to be acquired for Pump Station 30 Force Replacement Project (CMIP 6115), located in the 3300 block of N. 85th Place, east to N. 84th Place, and south to Leavenworth Road, submitted by Lori Mundhenke, Engineering.

Bill Heatherman, County Engineer; said this is Lideana Laboy, our city Traffic Engineer, who will be back next month for the street name signing. If Lori wants to come up here—this is basically a standard part of the beginning of all of our projects. It just gives us the authority to undertake the surveys and legal work necessary, if in fact we should need to use condemnation for easements. We have a negotiating period that always precedes that. With regards to this particular project, it's a force main repair. We're just now beginning the design, just now beginning to look at the alternatives. We have done some interim repairs but we know we need to make a permanent improvement. **Commissioner Kane** said just one minor thing. Can we put the address down in close proximity to where these are? I wouldn't know where Pump Station 30 was. **Mr. Heatherman** asked do we have the address of what's closest to Pump Station 30. **Commissioner Kane** said you don't have to have it tonight but the next time we bring one on, let's get a close proximity. **Commissioner Philbrook** said we do have it right there. **Commissioner Kane** said the way you look at things is a little different than the way we look at things. **Mr. Heatherman** said we can do that, Commissioner, no problem. **Ken Moore, Interim Chief Counsel,** said that question came up in agenda review and although it's not on the request for action tonight, the item on the agenda says 3300 N. 85th Place, south of Leavenworth Road. **Commissioner Kane** said okay. I see it.

Action: **Commissioner Kane made a motion, seconded by Commissioner Markley, to approve and forward to full commission.** Roll call was taken and there were six "Ayes," Bryant, Philbrook, Markley, Kane, Johnson, Bynum.

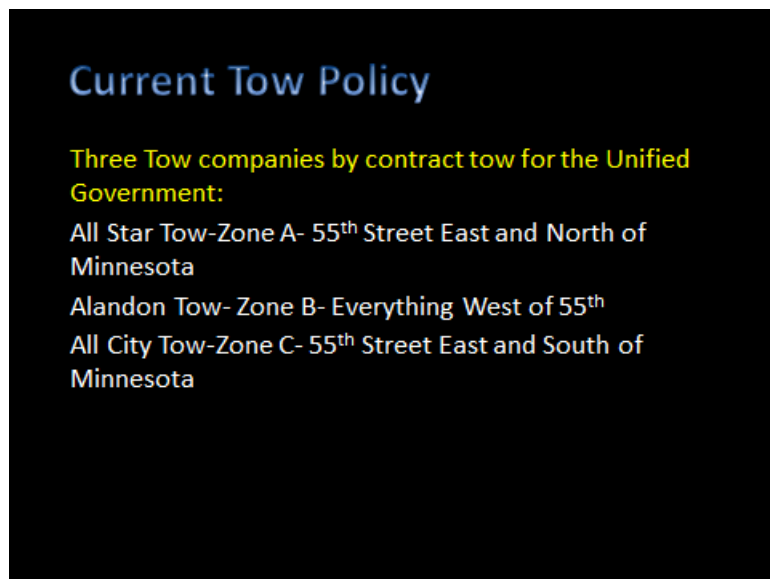
Item No. 3 – 1581...PRESENTATION: TOW LOT ANALYSIS

Synopsis: Presentation by the Kansas City, KS Police Department regarding their research, analysis and recommendation as it relates to tow lots, submitted by Gordon Criswell, Assistant County Administrator.

Chairman Bynum said we have joining us Captain Dungan and Jenny Myers from Legal.

Gordon Criswell, Assistant County Administrator, said I'll just start by introducing these guys, which you've already done. They've got the PowerPoint ready to go.

Captain Dungan, Police Department; said I used to work in the bureau and I was the bureau captain over property that's in charge of the tow lots through the Police Department. Jennifer and I used to meet with the tow companies and several years ago we talked to Sharon, who was also a part of that meeting about this, and then it kind of evolved to this. I was asked to look into it, so that's where we're at now.



This is currently the three tow companies we have and what parts of the city they work; All Star, Alandon and All City. Their contract, what has it been. I think it's about three or four years old, four right?

Number of Tows:

Kansas City, Kansas Police Department:

- 2014- 3,748
- 2015- 2,202 (as of 07/01/2015)

Wyandotte County Sheriff Department

- 2014-1,348
- 2015-543 (as of 08/27/2015)

This is currently the number of tows between us and the Sheriff's Department do per year. We average about 5,000 tows a year.

Current Problems:

Tow companies not complying with current RFP 29-071 and contract requirements:

- Air conditioned, heated and well illuminated for police investigation search of vehicles.
- This space must be well maintained and kept in a clean and sanitary condition, and shall not be used for the repair of any vehicle or the storage of any vehicle or vehicle parts other than those under this agreement.
- Storage space of two (2) acres
- The lot must have a hard based surface
- Towing of more than one (1) vehicle with each wrecker at one time shall be prohibited.
- Provide internet access to tow company vehicle data base and alarm camera system.
- Response Times remain below the 90% compliance

Currently, a lot of problems we're having is that the tow companies don't meet the contract and there are several issues. One, is they're required to have two acres of storage; one of them currently does not, hard based surface, one of them doesn't. The response times, none of them have complied with that. None of them meet that requirement. The towing of one vehicle at a time, none of them do that, several of them have one tow truck pull up and takes two vehicles.

The air conditioning, the heating inside the buildings where we store our cars that we put police holds on when CSI comes down and processes the victim's cars, none of them are truly secure.

Current Problems Misc.

- Not enough Tows for three companies
- The current tow companies have complained that there is not enough tows
- Currently tow trucks from other companies(for insurance companies or customers that require to have their vehicles towed to another location) are being charged a \$50.00 fee to pull onto the lot if they cannot provide proof of Workman's Compensation Insurance.

Some of the complaints that we've had from the tow companies is that they don't have enough tows for it to be profitable for them. Currently, one of the things they do is if you have your car towed by the Police Department and it is on their lot and you want to have that car towed from their lot to your house, they will now charge you \$50 for that tow truck. They'll charge the company to pull in their lot to hook up that car and take it off of their lot if they can't prove Workman's Compensation insurance.

Current Issues:

Theft Of Property out of victims vehicles:

In one incident the victim watched the tow lot employees going through and taking property out of his vehicle. When he was approached by one of the employees they were wearing a necklace taken out of his vehicle. The rest of the stolen property was returned to the bed of his truck after the employees were caught.



This is an incident that happened at one of our tow lots where the victim was down there picking up his vehicle and he's watching through the fence as the employees of the tow lot were riffling through his car and stealing property out of his truck. Once they saw him watching them, they threw a lot of the property back into the truck. One of the employees approached him and he was wearing a necklace that was stolen out of his truck and when he confronted the guy said, well I found it on the ground. We talked to him to see if he wanted to press charges, he refused. He was just happy to get his truck back.

Current Problems:

Customer Service:

- Contractor's employees should be trained to be customer-service oriented and to positively and politely interact with citizens when performing contract services.
- Failure to comply with a Judge's ruling in a timely manner
- Having customers going to two locations before having their vehicle released
- Victims cars that were released from a police hold have already been sold when the victims responded to pick up their vehicles
- Failure of victims to be allowed to remove property from vehicles
- Vehicles that have been sold during the auction that have been stolen out of another jurisdiction

The biggest problem we've had is in the customer service area, where currently if we have a hold on a police vehicle, they have to come to the Police Department or the Sheriff's Department to

get a release before they go to the tow company so they have to go to two different locations. They have to—victim's cars being released on police holds, we've had several that were on police holds that have been sold in the auction before they were released. They do not allow people to go through their vehicles and recover property, like if somebody has pictures of their child or schoolbooks or something like that, they won't let them recover that property.

We've had several vehicles that were either stolen or had a lienholder out of another jurisdiction. Two of the companies currently do a nationwide search to see if they are stolen or have lienholders, one of them does not. A lot of cars that are sold in the auction, when this person goes and gets a tag or something like that it comes up stolen; then Jennifer has to get involved and turn it over to a judge to say, hey he legally bought it but this car was stolen so the car goes back to the tow lot on hold until the judge makes a ruling on who's car it is.

We had one incident where the judge ordered—if you get a tow, you can go through a tow hearing and if a judge rules in your favor, you're reimbursed for the tow. Judge Ryan put out a court order, ordering the tow company to reimburse the party. After several, several months, it took him several months to reimburse the party for his money for his tow.

Current Issues:

Security of Vehicles on Police Holds:

- Currently vehicles that are placed on police holds for processing are kept in a bay at the local tow lots. All employees have access to these vehicles that are on hold for police processing.
- No one runs the driver license or background checks on the employees.

Legal comment: "The contract does not mandate or even discuss the running of the DLs or background checks. However, the police department will run driver's license checks once a year on those employees."

Alandon	All City	All Star
		
		

These are the three tow lots and their instore storage for our police vehicles. Currently, they don't do background checks or driver's license checks on the employees. Alandon's to your left, the truck to your left, the red truck back there, top left picture was a vehicle that was used in the Ward's Car Lot where they were breaking into Ward's Car Lot. The bottom one was this Crown

Victoria that was used in the vehicular homicide at 3rd & James. They run a muffler shop in the same building we have our police vehicles on hold.

Here at All Star, to your right is also an unsecured building. All the employees have access to these vehicles. The green vehicle to your top right, the white SUV in the back, those are the vehicles from the homicide at 19th & Quindaro, their employees have complete access to. It's not secure. That's one of the big issues I've found.

Solution and Benefits:

Unified Government operated Tow Lot:

- This would greatly increase the security of all towed vehicles.
- Vehicles that are on police holds would be secured in a location that only police and Sheriff personnel had access to.
- Background checks are ran on police and sheriff employees
- Two employees that are currently employed by the Unified Government could be moved to the location to take care of releasing the vehicles.
- City or Police operated tow lots are self sufficient
- Property room property being sold at auction

Solutions, if it was a police or city ran tow lot, the vehicles would be secure. All employees for the Police Department in the city have background checks. We run driver's license checks every six months on our employees. Victims will only have to go to one location to pick up their property. One of the problems we have is our auction for the property out of our property room; we send it to an online auctioneer when we could use that when we have the auction that auctions the property at a vehicle, they can do that also.

Two of the employees that we currently have that work for city that we're paying to do the releases on the vehicles can be moved to that location to release the vehicles. We could reduce the fees for victims. All the companies I've talked to that have city ran or police ran tow lots waive fees for victims on most issues. Their vehicles won't be sold at the auctions because we'll know they have holds on them. We'll be able to, most of the companies allow people to come in and remove property out of their cars. The compliance with the judges rules in a timely manner.

Solution and Benefits:

Unified Government ran Tow Lot:

- Reduction of possible tow fees to victims of a crime
- Customers only having to respond to one location to pick up their vehicles.
- Victims cars not being sold at auctions
- Removal of property from vehicles by vehicle owners
- Compliance with a judges orders within a timely manner

Currently reduce the tow companies to two. They would get reimbursed for every vehicle instead of now where they only get paid for so many vehicles, they'll get paid for every tow. If they called out, they get cancelled; they get paid for that. You know, if you're making 5,000 tows per year, that's an average of \$250,000 for each tow company per year.

Benefits to Tow Companies

- Reduce the tow companies to two
- They will not have to worry about long time storage of vehicle being held by the DA (some for over 7 years)
- They will be compensated for every tow and every time they are called to the scene by a police officer
- They will not be required to provide a secure location for storage and processing of police held vehicles
- They will not have to provide internet access to their security cameras to the police department
- They will not be required to provide 2 acres of lot storage

The internet access, they're supposed to have internet access the Police Department has access to, to watch the lots. One of them does not have that currently and has been very reluctant to let us do that.

Cities contacted about current tow policies:



What I did was put a circle around Kansas City and I picked 20 cities in that circle and 50% of them have city ran police tow lots. This is a current list of the ones that did.

Cities with Police Ran Tow Lots

50 % of the cities that were contacted during this study have police or city operated tow lots.

- Kansas City Missouri- Operated by the city
- Omaha Nebraska- Operated by the police department
- Topeka Kansas- Operated by the police department
- Denver Colorado- Operated by Sheriff's Department
- Little Rock Arkansas- Operated by the city
- St. Louis Missouri –Operated by the city
- Colorado Springs Colorado- Operated by the police department
- Fort Worth Texas- Operated by the police department
- Louisville Kentucky- Operated by the police department
- Cheyenne Wyoming- Both the city police and Sheriff's Department have tow lots

I visited three of them. The tow lots are self-supporting, they run themselves.

Commissioner Philbrook asked are you suggesting we have one tow lot or are you suggesting we have a tow lot and two others. I'm kind of confused with that. **Captain Dungan** said my suggestion is a police ran tow lot and then use the tow companies to bring the vehicles to the tow lot. **Commissioner Philbrook** said I was trying to understand exactly where you were going with that. What do you consider the appropriate response time? **Captain Dungan** said currently

our response time is 20 minutes. Most of the ones that I've talked to, it's about 30. Missouri's response time is six minutes. **Commissioner Philbrook** said I've heard that they have a lot of tow trucks running around over there. Their response time is six minutes. I'm not looking for that, thank you very much. You feel that half an hour is definitely way too long or is that in our codes. **Captain Dungan** said well, it's in the contract right now, its 20 minutes. I don't think 30 minutes is too long. That's what most of them are. **Commissioner Philbrook** said the reason I asked that is because we have ran into some situations where we have people that work for tow companies who their bosses are telling them they have to keep their tow trucks at home because they don't have time to run down and grab the tow truck and then get there, so that is a concern, that part of it is a concern so I just thought I would bring that up because of the people that would like to stay in their homes and not move. On the other hand they have to have a job to pay their rent or whatever so I just wanted to bring that forward.

Commissioner Kane asked where are we going to put the cars. **Captain Dungan** said once we get past this, they were talking about looking for locations for that. **Commissioner Kane** said I'm sure we don't do business with the one that was stealing out of the people's car. **Captain Dungan** said that's the one we're talking about not renewing the contract with. **Commissioner Kane** said well, I agree with everything you've said so far, including not using those guys anymore.

BPU Board Member Bryant said you talked about two employees being like the release agents for the vehicles, would there be 24/7 coverage? **Captain Dungan** said for that part of the job it's going to be an 8-5. Now for working behind the tow lot, it'd be full coverage but those two jobs it'd be 8-5. **BPU Board Member Bryant** said so it'd be open, the lot would be available to tow trucks 24/7. **Captain Dungan** said yes.

Commissioner Johnson asked are your suggesting or recommending that we look at doing a city-owned lot as opposed to renewing these contracts that we have right now; so within the next eight months we might be making a transition. Is that what the request is? **Captain Dungan** said the idea—because this is going to take several years to do. This is not something we can do in eight months. What we talked about is keeping the contract because we can extend the contract year per year with the tow companies we have and keep extending it for however they

want, with the two, three or however they want to do it for now and then—**Jenny Myers, Legal**; said their contract that we currently have was a five-year contract. It will expire in May 2016. That's why we're starting to look at this. If the Commission decided for us to look at this, what we are saying is it wouldn't be done. Mr. Bach would have to determine where to move in the next year or so as far as the contract and extending it. This is looking down the road.

Chairman Bynum asked when you renegotiate contracts that would be basically short-term, would that be open to any lot or would you restrict—I guess this would be a question that I would ask for more information on later perhaps. Would that be something that would be open or restricted only to the ones you currently have contracts with? **Ms. Myers** said that would be a conversation with administration to see how they would like to handle what we're going to do in the interim.

Commissioner Philbrook said is there any way that you can include in that the employees who work at these locations be vetted appropriately to do that kind of work? **Ms. Myers** said I think we can add that as a term, yes. **Commissioner Philbrook** said I'd appreciate that.

Commissioner Markley said just one point of clarity because I think this can be confusing and it goes to the point of the contracts. We would have our own tow lot but we wouldn't have our own tow trucks, so no matter what, there would still be contracts with the tow truck to bring them to our lot. Does that make sense? **Captain Dungan** said correct. **Chairman Bynum** said thank you for clarifying. This would only be about the tow lots. One other question, Kansas City, MO is operating their own two lots and do you know for how long they've been doing that and can you tell us is it a successful operation. **Captain Dungan** said they have a lot down there that's huge. They are probably paying right now about \$1.7M on that lot to pay it off and in seven years when it's paid off, Missouri will make about \$2.2M per year off their tow lot.

Commissioner Johnson asked has there been any, and I'm sure the answer is no to this, but I just need to ask it for the record. Has there been any cost analysis done up to this point for this? **Captain Dungan** said no. **Commissioner Johnson** said there are a lot of moving parts that still need to be uncovered, but it sounds like the general direction that you all are recommending is that we would look into having our own tow lot as opposed to the way that it's done right now.

The second question is, as you all have been undergoing these analyses, have you uncovered any cons as to why we would not move away from this current structure. **Captain Dungan** said the biggest benefit that I've seen is—like I said I talked to 20 different companies. Currently if you get your car towed in Independence, MO right now and you're a victim, like your car is stolen and it's recovered over there, no matter what it's going to cost you \$285 to get your tow out. Every tow city that I've talked to that does not have a city ran tow lot, that's what it is. You got to pay Johnson County; you got to pay the tow. There's no waiving of fees. You've got to pay the tow to get your vehicle. I don't think that's right.

Chairman Bynum said, Chief Zeigler, thank you for joining us. Do you have anything you would like to add? **Terry Ziegler, Chief of Police;** said nothing that I can think of. I'm good.

Mark Sales, Midwest Tow Service, said we've been a tow company in Wyandotte County for almost 30 years. We're not currently on the contract. I would just suggest to you guys to take in consideration that do try do it right or do it right, it may takes several years to do what you're wanting to do and companies like us and if you have a few companies that aren't doing it good that, maybe you do a one year or two year contract to let other good companies in there to do it for you. Just keep that in consideration because we've been kind of prepping for—trying to get this, not bid but to be able to put our hat in the bid. Now because of a few tow companies not doing it right spoils it for everybody.

Eleanora Jefferson, Kansas City, KS, said the comment that I have doesn't deal directly with tow lots, but about four years ago I was doing some research and what I discovered was that in the state of Kansas, say for example a tow operator has gained title to a vehicle because the owner did not pay the fine and claim it. The tow company was allowed to sell rightfully and that's how it recouped the money owed.

What happens is that if the amount of money that the purchase price is greater than the costs, then that was a profit for the tow company and that has to do or at least it was not clarified in Kansas State Statute, whereas in Nebraska and Oklahoma they did it differently. It's just a comment then that as far as looking into this, it would be would the Police Department do things differently rather than make a profit off of the owner's vehicle.

Chairman Bynum said thank you for those from the public who shared your comments. This is an information only item. I'm sure we'll hear more as you progress through this project.

Action: For information only.

Item No. 4 – 1588...PRESENTATION: 2015 FIREWORKS REPORT

Synopsis: Presentation by Fire Marshall John Zimbelman on the 2015 Fireworks Report.

John Zimbelman, Fire Marshall, said this is a summary of the 2015 Fireworks Report. This includes six departments throughout the Unified Government. This is just a slight overview. If you have any questions I'd be happy to answer any that I can. This report is from June 29th to July 5th. The Fire Department responded to 21 fireworks related calls. That's approximately 35% down from last year. We have them broke down if you'd like them broke down or I can just give you a final figure on them. The approximated cost to the Fire Department was \$5,623, be in mind this does not include wear and tear on vehicles, point of readiness or manpower cost within those calls. We also are going to include next year the amount of burn injuries that are possibly missed by the EMS service and are usually transported by POV. We've met with KU, Providence and Children's Mercy and that way that will give us a little better figure on true effect of the fireworks in Wyandotte County.

I spoke with the Police Department. The Police Department this year responded to 248 911 calls. 189 of those actually were coded out as fireworks related calls. In these calls they weren't specific on the number of citations that were issued. We're trying to get those figures for next year to make sure it's a little clearer on that.

Public Works, their total cost this year was \$41,931 for those five days, that being again broke down by clean up, street closures and miscellaneous items.

Air Quality was also contacted. The only day that we had any issue with air quality was on the 4th. They showed an excess of 44.5, which is exceeding the 24-hour standards. It only exceeded it for three hours and that was basically the peak time it went from dusk to 1:00 p.m. During that time we only had two areas in the city that was truly affected, that was the downtime area and the southern area. The southern area only lasted for approximately, they thought around about an hour. It was a very short period.

The Sheriff's Department reported no tickets and no fireworks violation this year. They had only six fireworks warnings in the parks.

Code Enforcement reported that we had 49 total stands this year. The license fee was \$54,325. That was up two stands and we're also looking at different ways to increase the fees, hopefully within the next few years to the bigger vendors. That's the conclusion of that report. If you have any questions I'd be happy to answer what I can.

BPU Board Member Bryant said mine is not so much a question. It's just a general comments. When you look at it after you take the amount of dollars, the revenue from it versus the costs, it leaves about \$7,000 left. You figure that you have the Labor and Licensing Department, recordkeeping, Legal, Police Dispatch, 189 calls, the labor there \$7,000 I'm sure doesn't really cover. I'm not really against the idea of fireworks being allowed in our city, but I wouldn't be against the idea that the fees for the stands go up considerably, I mean 25% to 50%; figuring that you're looking at about a little over \$1,000 average for a stand right now. Even at \$1,500, I doubt that would limit the number of stand applications you would get because they are very profitable businesses. **Mr. Zimbelman** said as we speak right now, we're trying to figure out a new scale plan and the scale plan, hopefully, we can get before the Commission sometime at the first of the year to raise the fees because it leaves a large gap and especially the amount of what they make by their end total. Hopefully, we can come up with something that's a scale plan and it will greatly affect everybody for paying what they should pay.

Commissioner Johnson asked do you have any data that shows where in the city where the majority of the stands are and where the majority of the fireworks are, for lack of a better term, popped. **Mr. Zimbelman** said popped is all over. The greatest majority of your stands, if you take 635 and go four miles on each side of it and go a straight strip down the middle of KCK, that's your stands. **Commissioner Johnson** said on both sides of 635. **Mr. Zimbelman** said on both sides. That's going to be a majority of your stands. State Avenue is the highest concentration as you go west. The further you go west, of course the stands decrease, but there is a large number of stands between 38th Street and 78th Street.

Commissioner Kane said I don't know where they buy them, but pop them all over by my house.

Chairman Bynum said thank you very much for the data. It's very much appreciated. I will just note this is an annual report that the Fire Department brings to us every year and we very much appreciate all of your work.

Action: For information only.

Adjourn

Chairman Bynum adjourned the meeting at 5:39 p.m.

tpl