

**PUBLIC WORKS AND SAFETY
STANDING COMMITTEE MINUTES
Monday, January 25, 2021**

The meeting of the Public Works and Safety Standing Committee was held on Monday, January 25, 2021, at 5:00 p.m., remotely via Zoom or on-site. The following members were present: Commissioner Bynum, Chairman; Commissioners Markley, Ramirez, Kane, Philbrook, and BPU Board Member Tom Groneman. The following officials were also in attendance: Doug Bach, County Administrator; Melissa Sieben, Emerick Cross and Alan Howze, Assistant County Administrators; Bridgette Cobbins, Interim Assistant County Administrator; Kathleen VonAchen, Chief Financial Officer; Misty Brown, Deputy Chief Counsel; Crystal Sprague, CARES Act Team Leader; Jeff Fisher, Executive Director of Public Works; Juliann VanLiew, Director of the Health Department; Rocki Mayes, Executive Assistant to County Administrator; Angie Lawson, Deputy Chief Counsel; Patrick Waters, Senior Counsel; Jack Webb, Parks & Recreation Deputy Director; Robbie Anderson, Asset Manager; Angel Obert, Assistant Director of Parks and Recreation; Troy Shaw, County Engineer; and Robbie Anderson, Asset Manager.

Chairman Bynum called the meeting to order. Before I do that, I want to announce that due to COVID-19, some committee members, staff and public are attending remotely by Zoom as well as on-site. All participants joining by phone should mute their phones when not speaking to avoid any background noise. During the meeting, please make sure you announce yourself by name and title when you speak so the public observing knows who is speaking. This is critical given the number of remote participants we have and it's also current guidance from the Kansas Attorney General.

Also, due to COVID-19 requirements, in-person public comment has been suspended unless otherwise required by law. The public is allowed to participate by Zoom or submit comments by email prior to the meeting and those are included in the record of the meeting.

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

Chairman Bynum said there are no revisions for our agenda tonight.

Approval of standing committee minutes from October 26, 2020. **On motion of Commissioner Markley, seconded by Commissioner Kane, the minutes were approved.** Roll call was taken and there were six “Ayes,” Groneman, Philbrook, Kane, Ramirez, Markley, Bynum.

Committee Agenda:

Item No. 1 – 219...RESOLUTION: QUIET ZONE IMPROVEMENTS ON SWINGSTER ROAD

Synopsis: A resolution adopting the intergovernmental agreement with Bonner Springs for the construction of quiet zone improvements and additional improvements on Swingster Road, submitted by Troy Shaw, County Engineer.

Troy Shaw, County Engineer, said what this is, is an agreement with Bonner Springs for the quiet zone project. Overall, the quiet zone project extends from Swingster Road in Bonner Springs to 98th Street in Edwardsville. It relates to all the crossings through that area. This agreement allows the UG access in Bonner Springs to do the work necessary to Swingster to make this a quiet zone.

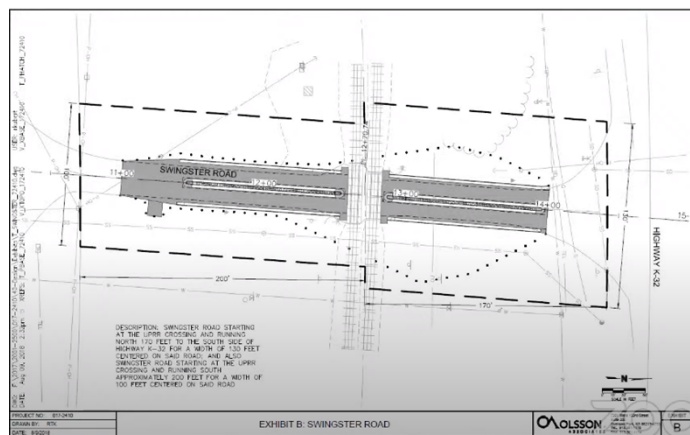
To give a little more information on the project, we are actually planning on bidding the work; bidding the work, but the UG is in charge of this spring and doing construction this summer on the work outside of the railroad tracks. Then the railroad, the Union Pacific, is in the process of creating construction agreements right now that they will send to us for us to approve. Once we approve those, then the UP will schedule their work on the actual tracks.

The timing of the work on the tracks, we don't know yet but it's moving forward and we're hopeful that it will get done about the same time as our construction work on the curbs and the roads outside of the UP right-a-way.

This agreement also includes discussion of maintenance responsibility and specifically it includes future work that the UG will need to do when sidewalks are built to connect across the railroad tracks. Bonner Springs has a plan for a park on the river. If there are sidewalks built on K-32, this would be a natural crossing point. Since that sidewalk is not there now, we don't feel it's in the best interest of anybody and the Union Pacific doesn't want sidewalks built if it doesn't connect to anything. So, the agreement lays out that in the future, the UG will be responsible for

that sidewalk connection across the tracks when those other sidewalks are built. I'm open for any questions or any more information that anybody wants to know about the project.

Commissioner Philbrook asked, Troy, is there any way you can show us the plans for that and explain exactly where we stop if we have to put in a sidewalk?



Mr. Shaw said if I can share my screen, I have one up here. The area we're talking about, it doesn't actually show it on the plans because we're not doing it with the project. The sidewalk connection we're talking about as part of this agreement would be across these tracks. I'm not sure which side it would go on, likely, I mean just guessing, it would be the west side right now, knowing where stuffs at up here. It would basically be a sidewalk connection across the tracks, working with the railroad to get that put in, and then an extension. It's probably, based on the language within the agreement, it's 150 to 200 feet, depending on where the right-of-way lines actually fall from the tracks out. So, basically, we just build that with the railroad crossing.

Commissioner Philbrook said as I heard you say, we're not responsible for putting any of that in until we see the plans, the actual plans go forward for the river park, is that correct? **Mr. Shaw** said correct and that was even a comment from the railroad that they don't want a sidewalk crossing their track to encourage people to be there if there's nothing on either side for them to go to. **Commissioner Philbrook** said right. They don't want a sidewalk to nowhere. I got that. Okay, so I just wanted to make sure.

Then the other thing is, as I was reading the contract, if somebody in the whole group, out of the group, decides we don't want to keep this crossing as a safe, as a quiet zone, what happens? **Mr. Shaw** said I would have to check with the Legal Department on that one. Misty, do you know

or is Patrick on? We could talk about the legal language of that. My understanding, I probably shouldn't speak because I'm an engineer, not a lawyer, but my understanding is, Misty, go ahead. **Misty Brown, Deputy Chief Counsel**, said Patrick is on the call and he did work on this agreement so, if we could give him a chance to speak to it. **Commissioner Philbrook** said thanks, Misty.

Patrick Waters, Senior Counsel, said, yes, Commissioner, the agreement does provide the Unified Government with complete discretion if we no longer want to maintain the quiet zone. If there were to be a safety issue that we found out and it just wasn't working, if it was a funding issue, we do have that ability. **Commissioner Philbrook** said okay. So, not just us, but what happens if the railroad decides that they want to pull their permission for that? **Mr. Waters** said oh sure. If the railroad decides that they don't want to fund this and don't want to do the work, there's really nothing we can do and so it just won't happen. We have indication, as Troy has indicated, we think that they're moving along, but it's really at their discretion. We can't force them to (inaudible).

Commissioner Philbrook said so once it's in though and operating, they have to maintain their part of it. **Mr. Waters** said yes. We actually, we can maintain the work inside, but I think that's going to be a joint agreement between us and Union Pacific. We'll handle the joint maintenance responsibilities with a separate agreement between us and the Union Pacific. **Commissioner Philbrook** said okay, and we don't have that yet. **Mr. Waters** said we don't have that yet. **Commissioner Philbrook** said okay. All right.

Thank you guys. I know I'm being nitpicky, but this is a good chunk of change. So, by the way, about how much is this project going to cost us, Troy? **Mr. Shaw** said the total budget, I looked this up the other day, the total budget for the project when we simply started was about \$1.6M, I believe. I could get the exact number, but it's around there. **Commissioner Philbrook** said well, yes, but that gives everybody an idea of how much money this is going to cost so I appreciate your information. Thank you so much. Sorry for butting in, and I'm through with my questions. Thank you so much, Commissioner and folks.

Commissioner Ramirez said, Troy, for myself, again, I'm new to this and to the public, can you explain what a quiet zone is exactly because I'm going to be honest, I really don't know so I would like to just have more knowledge and what exactly it is. **Mr. Shaw** said sure. Simply put, it's

basically the area between or where the Union Pacific will not blow their horn when crossing. Typically, whenever they go past a street crossing of their tracks, they blow their horn. So, this establishes a zone between Swingster & 98th Street in Edwardsville where they will not blow their horn through this area but doing that requires additional signage, the road to be a certain way and requirements from the railroad so we can get to that point, and that's kind of what we're doing at all four of these crossings. **Commissioner Ramirez** said oh, okay. See, I did not know that. You learn something new every day. Okay, that was the only question I had was just what exactly it was, so thank you very much.

Chairman Bynum asked, Mr. Shaw, when you speak of the 1.6M, is that the total budget for all four of the quiet zone crossings? **Mr. Shaw** said yes, ma'am. It's the budget that will include, I believe, that's 98th Street, 9th Street, 4th Street and Swingster. **Chairman Bynum** said okay. **Mr. Shaw** said so basically the work you see on the drawing here on my screen is similar to what we're doing at all of those four crossings from our standpoint, and then the railroad will have to do work on top of that to their tracks, which is the construction agreement that we'll get from them in the next month or so.

Chairman Bynum asked, what other questions from the committee or comments?

Action: **Commissioner Kane made a motion, seconded by Commissioner Ramirez, to approve.**

Chairman Bynum said okay, thank you very much, Commissioner Kane. One step backward, just to doublecheck with the Clerk, whether we had any comments from the public. **Ms. Portley Lott** said there were none received.

Roll call was taken on the motion and there were six "Ayes," Groneman, Philbrook, Kane, Ramirez, Markley, Bynum.

Item No. 2 – 20633...RESOLUTION: CAPITAL ASSET AND EQUIPMENT INVESTMENT AND MANAGEMENT POLICY REVISION

Synopsis: A resolution approving revisions to the Capital Asset and Equipment Investment and Management Policy, submitted by Kathleen VonAchen, Chief Financial Officer; and Jeff Fisher, Executive Director of Public Works.

Jeff Fisher, Executive Director of Public Works, said we've been, in Public Works, and Finance has been working closely on the CMIP process. We are making suggested changes to this policy as a result to the changes made in the process. I think Robbie Anderson is on the call as well and I'll ask him to add some detail.

Robbie Anderson, Asset Manager, said a year ago, we reached out to the Commission, standing committee, and the Planning Commission for input on our revised process that would involve projects that exceed \$200,000 to undergo a different set of policy criteria to produce a weighted criteria to help us prioritize our queue of unfunded projects, and go forward with the best strategy possible for the community. Once again, I want to thank you all for that input. We had revised that policy document and presented it to you as part of that presentation, and we sought input on the criteria. This would just be the formalization of the acceptance of that policy. I appreciate Kathleen's help in finalizing that policy document. I believe it's a step in the right direction to have a data-driven project queue of capital projects for the community.

Kathleen VonAchen, Chief Financial Officer, said I would like to just add one point.

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Finance

Location:	Chief Financial Officer:	Hours:	Contact:
City Hall 701 N 7th St, Suite 330 Kansas City, KS 66101	Kathleen VonAchen	Monday - Friday 8:00AM - 5:00PM	P: (913) 373-5279 F: (913) 373-5003 E: Email

The Finance Department, under the leadership of the Chief Financial Officer, provides strategic financial advice to the County Administrator, Mayor and Unified Government Board of Commissioners. The Finance Department has six divisions: Budget, Accounting, Treasury, Capital and Economic Development Financing, Research and Payroll. The Finance Department is responsible for the collection and distribution of all revenues, payment of all expenses, the processing of payments to all employees and vendors, administration and management of all debt, preparation of the Comprehensive Annual Financial Report, and the development of the Annual Operating and Capital Budget. The Finance Department is also responsible for the development of the Government's long-term financial planning and financial policies.

The Finance Department, two years ago, we wrote all—we rewrote 13 financial policies, and all

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of these policies are on a dedicated webpage. So here is the UG Finance Department website and under that, over here are the various divisions and Fiscal Accountability Policies are in that section where we're hoping to promote accountability, maintain the public trust, and promote strong internal controls.

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Finance

Location:	Chief Financial Officer:	Hours:	Contact:
City Hall 701 N 7th St., Suite 330 Kansas City, KS 66101	Kathleen VonAchen	Monday - Friday 8:00AM - 5:00PM	P: (913) 573-5270 F: (913) 573-5003 E: Email

Fiscal Accountability Policies

These Fiscal Accountability Policies set parameters for fiscal activities of the Unified Government of Wyandotte County and Kansas City, Kansas. The purpose of the policies is to assist officers and employees in conducting financial activities and in making fiscal decisions.

Goals, Responsibilities, Applicability:

Goals:

- Promote accountability and responsibility for financial activities and assets;
- Ensure legal use of public funds;
- Maintain public trust;
- Promote strong internal controls;
- Establish a framework for financial operations without limiting; management discretion or independence;
- Improve the quality, accuracy, and timeliness of the Unified Government's financial reports in compliance with Generally Accepted Accounting; Principles (GAAP), and the Governmental Accounting Standards Board (GASB); and
- Provide management with financial data that is timely, accurate, and understandable.

Responsibility:

It is the responsibility of the Unified Government administration to ensure compliance with these rules. The Unified Government administration may delegate signature authority for individual transactions, but not the ultimate responsibility for compliance with these rules.

Applicability:

These rules apply to all Unified Government officers and employees.

- [United Government Summary of the Financial Policies \(adopted 7/26/2018\)](#)
- [Operating and Capital Budget Policy \(adopted 7/26/2018\)](#)
- [Revenue and User Fee Policy \(adopted 7/26/2018\)](#)
- [Expenditure Policy \(adopted 7/26/2018\)](#)
- [Capital Asset and Equipment Investment and Management Policy \(adopted 2/11/2021\)](#)
- [Long-Term Financial Planning Policy \(adopted 7/26/2018\)](#)
- [General Fund Operating and Economic Uncertainty/Emergency Reserve Policy \(adopted 7/26/2018\)](#)
- [Special Revenue Funds Operating Reserve Policy \(adopted 7/26/2018\)](#)
- [Enterprise and Internal Service Funds Operating Reserve Policy \(adopted 7/26/2018\)](#)
- [Accounting, Auditing and Financial Reporting Policy \(adopted 7/26/2018\)](#)
- [Debt Policy \(adopted 3/28/2019\)](#)
- [Tax-Exempt Financing Compliance Policy \(adopted 1/19/2012, updated 7/26/2018\)](#)
- [Debt and Securities Continuing Disclosure Matters Compliance Procedure \(adopted 6/5/2014, updated 7/26/2018\)](#)
- [Cash and Investment Policy \(adopted 1/28/2021\)](#)
- [Local Economic Development Policy \(adopted 4/24/2014\)](#)
- [Tax Abatement Policy \(adopted 10/21/2010\)](#)

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16. Risk Management and Internal Controls Policy (adopted 1/23/2014)

17. Procurement and Purchasing Policy (adopted 7/12/2007)

18. Red Flag Policy and Identify Theft Prevention Program (adopted 5/11/2011)

Disclaimer - The policies on this site reflect only those rules that have been adopted by the Unified Government Board of Commissioners. All information contained on this web site is subject to change without prior notice. If there are any questions call the Finance Department at (913) 573-5270 for clarification.

Here is the list of all the policies you all have adopted. The policy that you are entertaining for revision tonight is this fourth one here. So, just so you know. So that's under the Finance Department's website under Fiscal Accountability Policies.

Chairman Bynum said thank you, Kathleen. Mr. Anderson or Mr. Fisher, anything more for us to know before we have comments, questions, and a vote? **Mr. Fisher** said I don't believe so. Thank you.

Chairman Bynum said all right, what comments and questions from the committee members please or a motion?

Action: Commissioner Kane made a motion, seconded by Commissioner Markley, to approve.

Chairman Bynum said we have a motion and a second for approval on the item. Roll call, please. **Commissioner Philbrook** said no, no. Wait a minute. My hand's up. I want to ask a question. **Chairman Bynum** said yes, go ahead. **Commissioner Philbrook** said I have a question. I actually read on Section G that talks about capital project management, there is a line that reads, each department must actively manage their projects and major departments may provide quarterly reports on the status of each project. May is like, if I feel like it, sort of comment, and so is it—did you mean may or do you mean shall? I'm curious. That's page five.

Mr. Fisher asked was that—I don't recall. Kathleen, was that added language or was that previous? **Commissioner Philbrook** said it's not added language I don't think because it's not changed in the—it's all black and white. It's not the colored part.

Ms. VonAchen said yeah, the policy, well, it's encouraging our departments to provide periodic updates of projects. So, the language was added in there in order to encourage that practice. We're still actually looking to develop procedures to do that, but that's why it's may.

Commissioner Philbrook said well, I don't see it in a different color, so I missed it as being added in. Okay, Kathleen. But my comment, it still stands. May is not you shall, and so I guess my question is for the director, Jeff. Does may mean do it, or may mean if they feel like it, or if you tell them to do it? I'm just curious.

Mr. Fisher said no, that's a fair question. I can only wonder after, of course, just Public Works, so— **Commissioner Philbrook** said that's why I'm asking. Is it really going to work or is it not? Is this under your direction? It may be but maybe you decide to retire or go somewhere else or something and then what.

Chairman Bynum asked, Commissioner Philbrook, could you read it to me again, because I— **Commissioner Philbrook** said yes, it's G on page five, capital project management, it says management of capital project is essential to create the best value for Unified Government taxpayers through capital spending. Each department must actively manage their projects and major departments may provide quarterly reports on the status of each project. So, may, for me means I'll give you permission to do it if you feel like it. It doesn't mean I really want you to do it, it's you may do it. So, I guess I'm asking where are we coming from on this? What is our intent?

Chairman Bynum said so, my question, I guess for Jeff is, we're still talking about capital projects within what Commissioner Philbrook is bringing up, and quarterly reports on major projects could be provided, to whom is not answered in that statement. How much are we talking about in terms of providing quarterly reports to? For example, this standing committee or providing them to you, as the director of the department. So, I'm just asking questions of policy statement.

Mr. Fisher said sure. Well, quarterly—I think it's probably best to leave in may because depending on the nature of the project, quarterly may not be appropriate; it may not just fit the scope of the projects. I'd hate to lock every project manager or every project into a quarterly report. I just look at it from a practical sense and to whom, it's a fair question. I don't have a good answer for you on that.

Chairman Bynum said all right. So, given—this is just an opinion, but given that the policy document is providing good overall guidance, I'm really not terribly uncomfortable with the word may provide. I don't know that it's expedient on your staff to be in a continuum of preparing quarterly reports for us, necessarily. I'm okay with the language as it reads.

Commissioner Philbrook, if you have more, please go ahead and speak out. Otherwise, we have a motion and a second. **Commissioner Philbrook** said right. Well, you know after a motion and a second, you're allowed to have conversation. So, my comment back to Jeff is okay, Jeff, I know you're an excellent director for this, okay. I would just kind of like—and we don't have to do it now, but I'd like to get some feedback from you on whether you're expecting these reports, I imagine to you. Then when there's enough information, then you can come before the governing body to give us information. Is that your intent?

Mr. Fisher said yes, and we would provide reports for many different purposes and so we need to be ready for that in any case, but I would like to give that a little thought. **Commissioner Philbrook** said I'm not trying to nail you down. I just want you to understand that I'd just like to know what's going on with major projects. I don't want you to report to everyone or me. I just want to make sure that the intent is that people report to you in a timely manner, then you will report to us as you see that we need to know so we can know about it. Okay? That's all, Jeff. **Mr. Fisher** said okay. Thank you. **Commissioner Philbrook** said thank you, sir. Thanks, Commissioner Bynum.

Chairman Bynum said certainly. What other comments or questions from the team here.? Thank you all. We have a motion and a second so let's have roll call.

Roll call was taken on the motion and there were six “Ayes,” Groneman, Philbrook, Kane, Ramirez, Markley, Bynum.

Item No. 3 – 20659...PRESENTATION/RECOMMENDATION: WYANDOTTE COUNTY LAKE BOAT SLIPS

Synopsis: Presentation and recommendation regarding Wyandotte County Lake boat slips, submitted by Angel Obert, Assistant Director of Parks & Recreation.

Chairman Bynum said we have Angel Obert, our Fabulous 30 Under 30, here to present. Ms. Angel, I would just say before you start, congratulations to you on your honor within the Park system. I'm really proud of you for that. So, with that, I will turn this over to you.

Angel Obert, Assistant Director of Parks & Recreation, said thank you, Commissioner Bynum. I appreciate that and it's an honor to be recognized with other people and also to have recognition for our department here in KCK.

I also have Jack Webb on this presentation as well. Jack's very knowledgeable about the lake and he's put in a lot of time on this presentation. What we have for you tonight is a presentation about dock slips. The way this came about is we had a citizen come to the November Park Board meeting just raising some concerns about non-residents being able to have a slip at Wyandotte County Lake. So, the Park Board directed that person to go to standing and then in return, we were tasked by the Commission to come back to the Park Board and have some discussion around residents/non-residents being able to have a slip at the lake.

So, this presentation was initially presented to the Park Board in December on the 9th and then we returned on January 13th for them to give us a recommendation. So, we'll walk through this brief presentation on the history on kind of how that came about, where we are today, and also the recommendation from the Park Board.



So, a little history, prior to consolidation in 1997, the five-member Park Board made decisions on all issues regarding parks and recreation. So, at the time, the city had no input on issues in the county parks; Wyandotte County Lake being a county park. So, at the time, the decision to allow non-resident boat slips was made by the five-member Park Board during that time. So, moving forward, the docks were made in-house by Park's maintenance staff and pricing was created to recoup the original cost of the materials. Starting in 2012 – 2015, all the docks were replaced and updated with galvanized steel and capsulated foam.

Present

- WYCO Lake has 196 slips
 - Currently 12 are nonresidents
- 321 applicants are currently on the waiting list
 - 50 of those applicants are non-residents



Year	Resident Slip Fee	Non-Resident Slip Fee
1987-1990	\$75	\$150
1991-1992	\$100	\$175
1993-1994	\$125	\$200
1995-1999	\$150	\$225
2000-2001	\$170	\$275
2002-2004	\$200	\$325
2005-2009	\$225	\$350
2010-2011	\$275	\$400
2012-2013	\$325	\$400
2014-2017	\$375	\$500
2018-2019	\$400	\$600
2020	\$600	\$800
2021	\$750	\$1,125

So now we fast forward to present day. Currently, Wyandotte County Lake has 196 slips, and currently 12 of those are non-residents. There are 321 applicants currently on the waiting list and 50 of those applicants are non-residents. The chart to the right is a depiction of resident slip fees versus non-resident slip fees over the years and their increases. As you can see, there's always been a difference between resident and non-resident fees. So, as of this year, 2021, a resident slip fee is \$750, whereas a non-resident slip fee is \$1,125.

Recommendation Considerations

- Option 1: Continue normal operations, make no changes to current process
- Option 2: Only allow WYCO residents to be a slip owner/get on waiting list
 - Discontinue nonresident slip holder opportunity
 - Current nonresident slip holders would be grandfathered in
- Option 3: Increase nonresident slip rates, options shown below

Current 2021 Non-resident slip fee	25% Increase	50% Increase	75%	100%
\$1,125	\$1,406.25 (+281.25)	\$1,682.50 (+562.50)	\$1,968.75 (+843.75)	\$2,250 (+1,125)

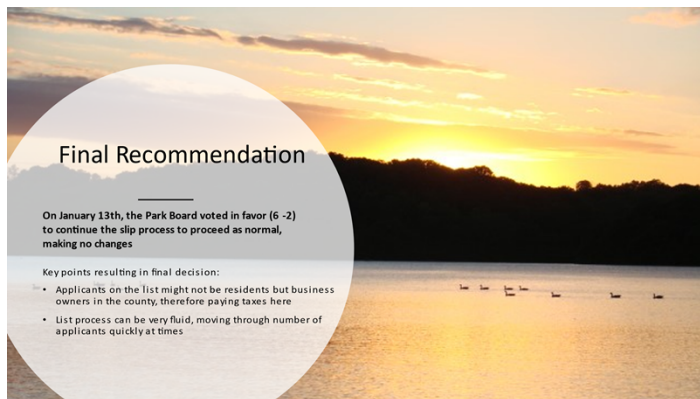


So, in December, the Park Board had some discussion around non-residents being able to have a slip out at the lake and they were really tossing around three options. So, the first option to consider was to continue normal operations, making no changes to the current process. So, again, the current process is anybody's allowed to get on the slip; residents or non-residents. All I've got to do is pick up the phone, make a call to Denny, and Denny gets them on that list.

Option two, that they had some discussion about was to only allow Wyandotte County residents to be a slip owner or to get on the waiting list. They would discontinue the non-resident slip holder opportunity, but the current non-resident slip holders would be grandfathered in. That was option two and some discussion was had around that.

Then option three was to increase non-resident slip rates, and some options were provided below on what that would look like if they wanted to increase the current fee 25% all the way up to 100%.

So again, in December, this presentation was presented and the Park Board had an opportunity to discuss it, and think about it, and come back in January with their recommendation.



So, their final recommendation was made on January 13th. The Park Board voted in favor so a 6-2 vote to continue the slip process to proceed as normal making no changes. So, like it is today, anybody can get on the list.

Then, I did just want to point out a couple of key points resulting in that final decision. A couple of the Park Board members made some strong points about applicants on the list might not be residents but business owners in the county; therefore, they'd be paying taxes here. Then, also the list process can be very fluid and I can—Jack can speak to this if you'd like or if you have any questions, but moving through the number of applicants quickly at times, we can make anywhere from 20 to 30 calls before we get somebody on that list that is able to go and ready to accept that responsibility of being a slip holder.

So, what we're looking for tonight is a vote to continue to keep the slip process as is, making no changes. Like I said, Jack's on the line and I'm here as well and we're ready to take any questions if there are any.

Chairman Bynum said thank you for the effort that you've put into it. I do appreciate it. I think it's a valid question that was spurred by a community member's comment. Jack Webb, I'd really like to hear from you. If you are able to unmute and tell us anything you want to add on the topic based on all your years of service here.

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Jack Webb, Parks & Recreation Deputy Director, said basically, if we need 10 slips, we might go through 50 – 60 people on that list because you must have a boat registered in your name ready to go. So, as the price is going up, we notice the list is going down and the more people it takes to fill a slip. I think that the non-residents—we've already had 2 that turned theirs in. They don't want to pay the higher fee for 2021. It'll probably work out.

Chairman Bynum said let me ask the question for you. What I'm hearing you both say is that when a slip opens, you might make a number of calls before you get to a person in the line, who's ready, willing and able to take the slip? **Mr. Webb** said yes, you have so many days to occupy that slip, with a registered boat, state of Kansas registered to whoever holds that slip. **Chairman Bynum** said, so am I correct, then, that, that you're rapidly thinning the list as that occurs. **Mr. Webb** said that would depend on the year. Sometimes we go through, we need three slips, we'll go through three people maybe, but usually we go about 40 – 45 names off the list. However many slips we need that year. **Chairman Bynum** said okay, I see what you're saying. **Commissioner Kane** said I disagree with that. I think that if you're on—you have a slip right now, that we can't bump you out; but if you're on the list and we've got 300 and some odd people on that list or whatever the number is, that since they live here, they pay taxes here, I think that we should go ahead and say alright, it should be only people that live in Wyandotte County. If you want to add people that work in Wyandotte County or own a business in Wyandotte County—but I don't remember if it took me 8 or 10 years to get that boat slip, and that's a long time. I was way down the list when this got started.

The lake has never been used as much as it was used last summer. Every time I went out there, it was packed. It's nice to see that we have something like that in Wyandotte County that we, Wyandotte Countians, should enjoy. I don't think it's fair if we live in Wyandotte County not to let those folks get a boat slip out there before somebody that lives in Johnson County. I know some people may disagree with that, but it's Wyandotte County. It's ours. We take care of it. We ought to be the ones that enjoy it the most. I disagree with anybody that's on the list now if they're not from Wyandotte County then, in my mind, they shouldn't be there.

Anybody that has a slip now that's not from Wyandotte County that's fine. Leave them there because you don't want to kick them out and make it a grandfather clause. I just think it's bad business when we have something that nice that somebody from another area would get the opportunity to enjoy before those of us that live here. That's my opinion.

Chairman Bynum said thank you very much, Commissioner Kane. I just want to make sure I'm understanding or put forward a restatement maybe of what you've put forward; that if they currently are—live out of county, but have a slip, leave them, don't take the slip away. But if you're on the list, remove them. **Commissioner Kane** said correct. **Chairman Bynum** said with the possibility that we might restructure the language that states if you're a property owner. **Commissioner Kane** said yes. **Chairman Bynum** said if you're a Wyandotte County property owner and that would cover whether you own a business that operates here or your home. **Commissioner Kane** said correct. **Chairman Bynum** said okay.

Commissioner Ramirez said thank you, Angel, congratulations. I would say, I'm trying to find the right words. I agree with Commissioner Kane and I think out of the—Angel, can you go back to the page that had or the slide that had there—thank you.

Recommendation Considerations

- Option 1: Continue normal operations, make no changes to current process
- Option 2: Only allow WYCO residents to be a slip owner/get on waiting list
 - Discontinue nonresident slip holder opportunity
 - Current nonresident slip holders would be grandfathered in
- Option 3: Increase nonresident slip rates, options shown below

Current 2021 Non-resident slip fee	25% Increase	50% Increase	75%	100%
\$1,125	\$1,406.25 (+281.25)	\$1,687.50 (+562.50)	\$1,968.75 (+843.75)	\$2,250 (+1,125)



Option 2 would be the one . I know that's not the one that the Park recommended, but Option 2 would be the one that I would support. I should have started with this, but first, thank you, Angel, Jack, and Emerick, for listening to us when this was brought to us. We asked you guys to go back to the Park's Board so that they have the discussion so thank you for doing that. That means a lot, so thank you.

In closing, I support where Commissioner Kane is. I don't support us continuing normal operations of how we're currently doing it. This was something I have been thinking on long about and racking my brain thinking what's the best way to go forward. I just believe Option 2 would have been the best way. I just—I can't support the current normal operations of where we were going. **Commissioner Kane** said and I should have said Option 2 when I first started talking.

Chairman Bynum asked, other comments from the remaining committee members? **Commissioner Philbrook** said I understand all of this and I definitely understand the issue around us supporting our parks . We've done a mighty fine job and that's a wonderful park, or lake park. I definitely understand how people who have property here would feel like they should have priority. There's no question about that.

What I would—I would support Option 2, but also with an additional increase in the non-resident slip rates next year for those that already have slips. So, I don't only want to eliminate the additional people to be put on there from out of county, but those that are grandfathered and have slips, I would like us to go another 25% up next year. That's where I'm coming from, just to let everybody know. Thank you. **Commissioner Ramirez** said I would support that as well.

Commissioner Markley said one thing that was mentioned in the representation and Commissioner Kane mentioned it again was this idea of business owners or employees that live in the county, potentially having an exception from Option 2. I kind of like the idea of that because I think those people have a relationship with our county and it's an opportunity to sort of expand that relationship. I'm not sure how it would work, so I'll say I think it's kind of a neat idea. I think we would have to kind of finesse that around though, because if a person maybe has a job in Wyandotte County on the date that we call them but then they're no longer an employee here. Do they get to keep the slip forever? I could see where there could be some weirdnesses there, but that might offer a nice opportunity for us to give somebody a possibility of getting a slip that lives outside the county, if they have that sort of relationship with our county through their employer or the business they own or manage or whatever that might look like.

Chairman Bynum said so the way that I was getting that was stating it as property ownership and you're not saying the same thing. So, if not—**Commissioner Markley** said I do think that that solves some of the issues if we do it strictly with property ownership, but then the weirdness is, if it's an LLC that owns the property and not an individual, how does that all figure in. So, I still think, regardless, there's sort of some legal finessing that has to occur because for most businesses, an individual is not going to own it; some leg of a company is going to own it.

Commissioner Kane said I kind of like what Commissioner Philbrook said, so I'd like to make a motion to follow Option 2, adding on that in the next year, there's a 25% increase on those that do not live in Wyandotte County.

Action: **Commissioner Kane made a motion, seconded by Commissioner Ramirez, to approve.**

Chairman Bynum said before we vote, do we have legal on the call? **Ms. Brown** said yes, Commissioner, this is Misty Brown in the Legal Department. My understanding is this item was a presentation for recommendation; that there wasn't really going to be action on it and so that the Commission would, I guess, come to some conclusion and staff would come back with a policy. I guess if we are going to entertain some sort of motion, I'd need some clarification about the property ownership piece for Commissioner Kane's motion.

Commissioner Kane said I didn't add that to the motion. I just said I went along with Option 2 and along with Commissioner Philbrook's change to a 25% increase. **Chairman Bynum** said so, let me stop here. I had confirmed this morning that this would be a voting item. **Ms. Brown** said okay. **Chairman Bynum** said when we speak of a 25% increase, then are we referring to the original 25% that's shown here on the chart or 25 more on top of it? **Commissioner Philbrook** said I'm referring to, in 2022, missing it by 25%. **Commissioner Kane** said that works. **Commissioner Philbrook** said because we've already got that in there. That's what I'm thinking. Mike, did you understand that. **Commissioner Kane** said yes. **Chairman Bynum** said thank you both. I appreciate it. I wanted clarification. So, all right.

Chairman Bynum asked, Madam Clerk, were there comments, or excuse me; any other comments from the committee because we're going with Option 2, to include the proposed 2022 25% increase? (There were none.) Madam Clerk, anything from the public on the item? **Ms. Portley Lott** said there were no comments received from the public, Madam Chair. **Chairman Bynum** said thank you.

Roll call was taken on the motion and there were six "Ayes," Groneman, Philbrook, Kane, Ramirez, Markley, Bynum.

Chairman Bynum said all right. That carries. I believe, let me just double check. That is the last item. Thank you, Park's team and Emerick. I appreciate your work on this.

Adjourn:

Chairman Bynum adjourned the meeting at 5:42 p.m.

tpl