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# Manhattan Free Press



VOLUME 25, NUMBER 32

An Award Winning Weekly Newspaper

Thursday, January 12, 2017

## What's Another \$40 Million Of Debt To The City

City of  
Manhattan is  
in debt  
\$283,700,000

Editorial  
By Jon A. Brake

If you are the City of Manhattan and you are in debt \$283,700,000.00 what would you do? Most citizens would think that in their own lives they could not keep living like that. The Manhattan City Staff and the very Liberal City Commission will look at the Debt and figure out a way of adding another \$40,000,000.00.

The City wants to build three "Neighborhood Recreation Centers". Sounds good, But, one, two or three of these "Neighborhood Recreation Centers will not be open to the public.

The City did the same thing when they build Anneberg Park on the West side of Manhattan. They put on a big push to build more baseball fields because Manhattan did not have enough ballfields.

And what did the do? If you go to Anneberg Park today and you can not get over the 6 foot high fence or get through the locked gates. The baseball fields are not open to the public.

Here is why we feel the Recreation Centers will be the same:

In the Memo on pages 2 and 5, the City makes this statement talking about the Class A Baseball Tournament: "These 220 additional teams represent approximately 2,640 participants and over the course of the weekend play contribute \$311 per person to the Manhattan economy as reported by the Randal Travel Marketing study to the City Commission, April 2016, which is an \$821,040 economic benefit to the community."

They want to do the same thing with the Recreation Centers. They will be used by traveling teams and not the local citizens but we will pay the \$40 million.

### Proposed Revenue Sources (2017-2027)

REVENUE SOURCES	PROJECTED REVENUES	NOTES
¼ cent renewal \$27.5M	\$ 27,500,000	Revenue estimate is conservative and anticipate excess funds could be realized from the 1/4 cent renewal, based on the current sales tax performance history.
CDBG Section 108 \$3.3M (Pending Application)	3,300,000	Received approval from Regional HUD Office 12/29. Final national approval pending.
SP&R Debt Financing \$3.6M (Committed)	3,600,000	Debt service for Anneberg Park Synthetic Turf & Lighting.
SP&R Fund 2018-2027 (Avg \$170K per year)	1,700,000	Projected revenue, less funds committed to debt service.
SP&R Fund balance \$1.5M	1,500,000	Cash balance in fund directed to future projects.
Asia Exhibit Donations \$1.5M	1,500,000	\$1M currently pledged. Actual donations may vary.
Excess sales tax balance \$1.25M (Q4 2017)	1,250,000	Excess sales tax balance could vary based on when the current tax is called.
Special Sunset Zoo Fund \$475K	475,000	Debt service capacity available after Gibbons Exhibit is paid off in 2022.
<b>TOTAL REVENUE \$40,825,000</b>		

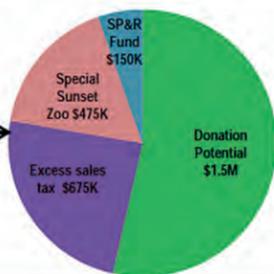
### Proposed Expenses (2017-2027)

PRIORITY	PROJECT	ESTIMATED EXPENSES
1	Eisenhower Middle School Gymnasium Addition	\$ 8,500,000
	Anthony Middle School Gymnasium Addition	8,500,000
	Southeast Neighborhood Recreation Center, \$3.3M	3,300,000
	<b>1 Total</b>	<b>\$ 20,300,000</b>
2	Anneberg Park Softball and Soccer Turf	\$ 3,600,000
	CiCo Park Baseball/Softball and Tennis Improvements	7,400,000
	Sportsfield Improvements (City, Griffith, Eisenhower & Northeast)	1,500,000
	<b>2 Total</b>	<b>\$ 12,500,000</b>
3	CiCo Park - Site Improvements & Trails	\$ 1,100,000
	Trail improvements	2,000,000
	Neighborhood Park Improvements	1,550,000
	<b>3 Total</b>	<b>\$ 4,650,000</b>
Sunset Zoo	Exhibition Asia Exhibit, \$2.8M	\$ 2,800,000
	Zoo Parking Lot	575,000
		<b>Sunset Zoo Total \$ 3,375,000</b>
<b>TOTAL EXPENSES \$40,825,000</b>		

**PRIORITY 4**  
Indoor Aquatics Center  
Potential Funding Strategies  
City-USD 383 - K-State Partnership  
2027 Sales Tax Renewal  
Bond Issue (City or USD 383)

Combined  
Concept  
Estimates  
for CiCo

- ¼ cent renewal
- CDBG Section 108
- SP&R Debt Financing
- SP&R Fund 2018-2027
- SP&R Fund balance
- Asia Exhibit Donations
- Excess sales tax balance
- Special Sunset Zoo Fund



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**City Commission Memo On Spending \$40 Million**

## Read This Memo Fast And Don't Think, I Will Hurt

**CITY COMMISSION  
AGENDA MEMO  
January 3, 2017  
FROM: Eddie Eastes,  
CPRP, Director of Parks  
and Recreation  
MEETING: January 10,  
2017  
SUBJECT: Parks and  
Recreation Facility Feasibil-  
ity Study  
PRESENTER: Eddie  
Eastes, CPRP, Director  
of Parks and Recreation**

**BACKGROUND**  
At the December 15, 2015, City Commission meeting, the Commission approved the recommendation of the Parks and Recreation Advisory Board and authorized City Administration to negotiate a scope of services and contract with Bruce McMillan AIA Architects, P.A. (Consultant), of Manhattan, Kansas, for architectural design and park planning services.

A scope of work was developed by City Administration that builds upon the four (4) priorities identified in the Strategic Facility Improvement Plan (SFIP) which are:

Creation of indoor space geographically located to meet unmet needs of the community

Improvement to safety and playability of existing field playing surfaces

Improve availability and condition of community parks, trails, and neighborhood parks

Development of new indoor aquatic facilities

Steering Committee meetings were held February 24, 2016; March 30, 2016, July 6, 2016, and November 16, 2016, to reaffirm community priorities as identified in the Strategic Facility Improvement Plan (SFIP).

*(Editor's Note... The City of Manhattan likes to appoint Steering Committees or Board to give the City what they want. The Free Press would like to see a "steering committee" come back to the City Commission and say "Don't do it, it cost too much.")*

**PRIORITY 1:** Neighborhood Recreation Center Feasibility Study

The consultant has developed preliminary building programs, prepared conceptual facility and site layouts, established preliminary capital cost requirements, and set preliminary facility operational cost recovery for each identified neighborhood facil-

ity. A detailed analysis of revenues, expenditures, fees, attendance projections and cost recovery scenarios for each facility will be included in Phase II.

*(Editor's Note... Phase II is where they come back and tell everyone that the Fees will bring in more than enough to pay for the expenditures. You remember the Downtown Attraction (Flint Hills Discovery Center). The Fees there were going to pay for the expenditures but each year they take more than \$200,000 out of the Motel Bed tax to pay for the Discovery Center.)*

Three (3) locations the consultant evaluated were: USD 383 Susan B. Anthony Middle School located at 2501 Browning; USD 383 Dwight D. Eisenhower Middle School located at 800 Walters Drive; and Douglass Park located at 900 Yuma Street, near the City's existing Douglass Community Recreation Center.

*(Editor's Note... We'll make a bet... the consultants were told were to make the evaluations because that is were the City wants them.)*

The two (2) middle school locations offer partnership opportunities while providing needed indoor space to the benefit of the school district, the City's Parks and Recreation programs and the overall community.

City staff identified the Douglass Park site based on its eligibility to utilize Community Development Block Grant (CDBG) funds.

At the July 19, 2016, City Commission meeting, the Commission recommended design Option three for the Southeast Neighborhood Recreation Center in order to stay within the \$3.3 million CDBG Fund balance.

At the November 15, 2016, City Commission meeting, the Commission conducted a public hearing on the Substantial Amendments to the 2015-2019 CDBG Consolidated Plan and the 2016 CDBG Annual Plan and Section 108 Loan Guarantee Program application and approved the Substantial Amendments and Resolution No. 111516-C and related documents, authorizing submission of an application to the U.S. Department of Housing and Urban Development (HUD) through Section 108 of the

Housing and Community Development Act. The application is requesting a \$3,304,000 Loan Guarantee from HUD for the construction of the Southeast Neighborhood Recreation Center to be located at the Douglass Park. Following approval of the Section 108 Application, project design could begin the fourth quarter of 2017.

**PRIORITY 2:** Improvements to safety and playability of existing field playing surfaces.

For Priority 2, based on SFIP findings, the Steering Committee recommended eight tennis courts for CiCo Park and a Master Plan for CiCo Park to help further determine tennis court locations and playing surface improvements for the existing ballfields. Detailed schematics of the tennis court and ballfield improvements with detailed cost projections will be included in Phase II.

*(Editor's Note... "Improvements for the existing ballfields?" THEY ARE GOING TO TAKE OUT THE EXISTING BALLFIELDS!)*

**PRIORITY 3:** Improve availability and condition of community parks, trails, and neighborhood parks.

Connectivity to existing facilities and bicycle and pedestrian connectivity to various facilities was the primary focus for the community, neighborhood and parks aspect of the Facility Feasibility Study. *(Editor's Note... What did they say? "Connectivity" do they mean they want to put in a sidewalk?)* The Parks and Recreation Facility Feasibility Study focus was the potential connectivity of these systems to the various sites specifically evaluated within this Study. Recommendations are included within the Parks and Recreation Facility Feasibility Study Phase I document.

**Priority 3-type** facilities in many cases can be accomplished with a variety of funding sources and the Parks and Recreation Department has incrementally completed improvements to neighborhood parks, community parks, and trails.

*(Editor's Note... In other words the City told the voters they needed more money than than what they spend so the City has some cash to spend here.)*

A master plan for City Park is currently being conducted. A master plan of City Park will address several issues including improvements to the baseball/softball fields and tennis courts. Passive-use amenities like trails, picnic areas, and playgrounds, and support facilities such as parking and restroom facilities will be considered, addressing several Priority 2/3 improvements.

Connectivity to existing facilities and bicycle and pedestrian connectivity to various facilities was the primary focus for the community, neighborhood and parks aspect of the Facility Feasibility Study. *(Editor's Note... As we said when you made this statement before: What did they say? "Connectivity" do they mean they want to put in a sidewalk?)* The Parks and Recreation Facility Feasibility Study focus was the potential connectivity of these systems to the various sites specifically evaluated within this Study. Recommendations are included within the Parks and Recreation Facility Feasibility Study document.

Community and Neighborhood Park Improvements in the 2016 Capital Improvements Program (CIP) (or projects to be completed) include sidewalk improvements at Colorado Park (Municipal Court), and Fre-

**See page 5**

**King Crossword**  
Answers  
Solution time: 21 mins.

B	A	B	E	S	A	D	S	P	A	T
B	A	R	N	A	C	L	E	A	R	C
C	H	A	R	C	O	A	L	V	I	N
W	E	D	G	E	S	C	A	N		
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"Were it left to me to decide whether we should have a government without newspapers or newspapers without a government, I should not hesitate a moment to prefer the latter."  
- Thomas Jefferson, 1787



# Free Press Second Front

VOLUME 25, NUMBER 32

An Award Winning Weekly Newspaper

Thursday, January 12, 2017

## What's Another \$40 Million Of Debt To The City

### Priority 1: Creation of Indoor Space Geographically Located to Meet Unmet Needs in the Community

As described in the Priority 1 discussion, partnering with USD 383 Manhattan/Ogden School District, with its own needs for more court space for school and public functions at Anthony and Eisenhower Middle Schools, provides an opportunity to meet community-wide facility needs for school and community court requirements. Court availability for basketball, volleyball, and other court sports is extremely limited and providing space to be used by the School District as well as the City allows for the best use of available resources. The study completed for the Neighborhood Multipurpose Facility at Douglass Park proceeded separately to provide necessary information for a Community Development Block Grant application. Priority 1 will be further addressed and information compiled in the forthcoming final report in April, 2017.

### Priority 2: Improvements to the Safety & Playability of Existing Field Playing Surfaces

This section acknowledged that City staff continued to work with City Park and Anenberg Park improvements. CiCo Park, however, is a needed focus for master planning. Improvement and realignment/relocation of ball fields and tennis courts is addressed herein as well as suitability of playing surfaces for these venues.

### Priority 3: Improve Availability and Conditions of Community Parks, Trails, & Neighborhood Parks

This section continues to address trail improvements and connectivity as it applies specifically to CiCo Park noted in this study.

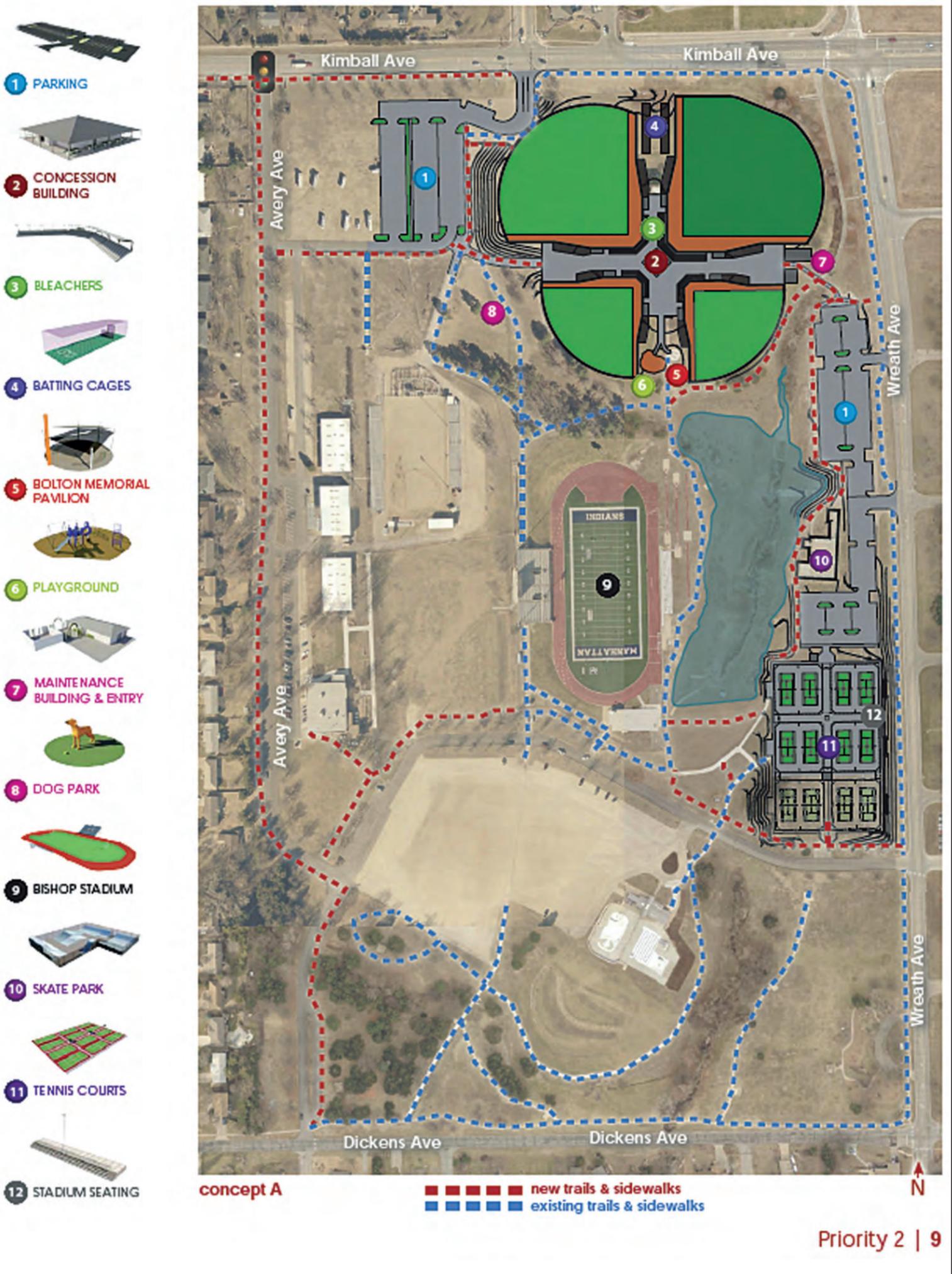
### Priority 4: Development of New Indoor Aquatic Facilities

Although the community at large has expressed a need for indoor aquatics that affords year-round access to competitive and leisure activities for several years, the Steering Committee has addressed this need with a recommendation to postpone further analysis.

Specific information regarding recommendations for Priorities 2 & 3 are included in this initial study component and allows for deeper analysis, conclusions, and direction from the Manhattan City Commission on further action by City staff and the design team.

The interest and support of this process by the City of Manhattan is appreciated. We look forward to discussing recommendations for further action in pursuit of facility implementation for long-term community benefit.

## Take out what the City of Manhattan has spent years and millions putting in and replace the ballfields - \$8.25 Million



## New Legislation Could Open Up Health Care Options After an Obamacare Repeal

### Heritage Foundation

Rep. Dave Brat, R-Va., has introduced a bill in the House that, if passed, will allow individuals to decide how they want their health care funds to be spent, without the influence of the government or health insurance providers.

Brat said that the health savings account legislation is a way for lawmakers to prove to the American people that they have a plan to replace Obamacare after repealing it.

"First and foremost, we are putting through one of the biggest public policy initiatives of the decade with an Obamacare repeal," Brat told The Daily Signal in a phone interview. "And so that has become very important to people, what you are going to replace it with. People want assurances that they are going to be better off."

Labeled the Health Savings Account Expansion Act, or H.R. 247, "this bill equalizes the tax treatment for health insurance and care between different ways of paying for it," according to a statement from Brat.

Mia Heck, the director of the health and human services task force at the American Legislative Exchange Council, or ALEC, told The Daily Signal that health savings accounts help individuals plan for their future.

"A health savings account (HSA) is a pre-tax medical savings account available for taxpayers who are enrolled in a high-deductible health plan," Heck said in a statement pro-

vided to The Daily Signal. "The high-deductible health plan serves as catastrophic coverage, while encouraging individuals and families to save money to use toward future medical expenses. Funds deposited into an HSA are not subject to federal income tax."

According to Brat, health insurance accounts enable consumers to shop around for plans that best suit their needs.

"Instead of having to get coverage approved from the government, an employer, or an insurance company, people will be able to use their [health savings account] funds directly for the products and services that they value," Brat said.

Sen. Jeff Flake, R-Ariz., has reintroduced a companion bill in the Senate.

Flake said that the Health Savings Account Expansion Act puts individuals in charge of their health care decisions without penalty from the government or their insurance provider.

"[Health savings accounts] give consumers greater control over their health care dollars by providing them with a tax-advantaged savings option for their medical expenses," Flake said in a speech Wednesday on the Senate floor. "This means that the dollars they work so hard to save can grow over time, tax-free, and be withdrawn, tax-free, for qualified medical expenses."

The Health Savings Account Expansion Act includes several reforms, according to Brat's website.

First, it enlarges contribution limits to \$9,000 to \$18,000 per year for people who file single or jointly.

Second, it removes restrictions imposed by Obamacare for items that are purchased over the counter.

Third, it permits users to allocate health savings account funds to pay their health insurance premiums and other health care costs, such as doctor visits.

Fourth, it simplifies regulations "by eliminating the high-deductible health plan mandate."

This legislation, according to Brat, is a free-market solution to the health care crisis.

"People are going to be very rational when it comes to allocating your own dollars that the doctor or whatever service you are going for," Brat told The Daily Signal.

Brat sees his proposed legislation as a way to plan for the future and address the problems Obamacare has created.

"The reason Obamacare policy is so important is because it is right in the middle of Social Security and the Medicare crisis," Brat said. "Both of those programs are insolvent in 12 years. And the kids won't get any of those programs if we don't do something about this."

The campaign of President-elect Donald Trump has also spoken favorably of health savings accounts.

His presidential campaign website stated that they would be of "great benefit" to individuals.



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## What's Another \$40 Million Of Debt To The City from page 2

way that will impact community trails include planning efforts for Warner Park to begin in 2017; the park at Lee Mill Heights master plan that will include trail planning (possible that planning may go beyond the boundaries of the park to improve neighborhood connectivity). The Kansas Department of Transportation (KDOT) Transportation Alternative program application includes two trails projects and two projects with pedestrian/bicycle improvements. Of particular note is the "Marlatt-Denison Linear Trail Extension. This corridor is identified in the Linear Trail Phase 2 plan as an important bicycle route to connect Linear Trail back into the city street/sidewalk network. The Safe Routes to Schools, Phase 1, report identifies new sidewalk connections to better serve existing schools, some of which will help improve neighborhood access to existing parks and trails. Five of these projects are included in the KDOT Transportation Alternative application.

The Hartford Hill Master Plan, recently adopted by the City Commission as an amendment to the Comprehensive Plan, includes approximately 48 acres of parks and open space that will feature hiking and biking trails.

The Parks and Recreation Department will continue to make incremental improvements to neighborhood parks and trails with operational budgets and promoting Capital Improvement Program projects to address community needs.

### PRIORITY 4: Indoor Aquatics Feasibility Study

For Priority 4, the Steering Committee recommended that City Park Pool not be considered as a viable solution to indoor aquatics. As an alternative, they recommended a separate indoor aquatic facility be considered for CiCo Park.

The consultant has evaluated the feasibility of covering City Park Pool as well as a new facility located in CiCo Park and developed conceptual facility and site layouts, capital cost requirements and preliminary facility operational costs which are included in Phase I of the Parks and Recreation Facility Feasibility Study.

The future of the Kansas State University (KSU) Natatorium, including improvements, maintenance, operations and usage will be addressed as a part of a KSU Campus Wellness Master Plan that is hoped to be finalized by the end of the 2017 Spring Semester.

Manhattan - Ogden USD 383 is currently utilizing professional planning services to assist with a USD 383 long-term facility master plan that is anticipated to be completed in July

2017.

Kansas State University and USD 383 need to clarify their current and future needs for indoor aquatics which will be critical information for future planning efforts regarding community indoor aquatics.

At the July 19, 2016, City Commission meeting, City Administration recommended City Staff continue to work with community partners, KSU, and USD 383 for opportunities to provide indoor aquatics to the community rather than task Bruce McMillan Architects, to develop detailed schematics and detailed construction and operational cost for indoor aquatics.

### DISCUSSION

This Parks and Recreation Facility Feasibility Study is about getting detailed schematics to the City Commission for approval to move this effort in providing indoor space and outdoor facility improvements to the community for a vote on a funding method to implement new facility construction and facility improvements as outlined in the Parks and Recreation Facility Feasibility Study.

At the July 19, 2016, City Commission meeting, the Commission executed a contract with Bruce McMillan AIA Architects, P.A., to develop detailed schematics for indoor spaces at Anthony Middle School and Eisenhower Middle School as well as detailed schematics of CiCo Park improvements to include ballfield improvements and tennis court improvements.

City Administration and Bruce McMillan's design team collected information from various user groups that have been applied to both Concept A (shown on pages 8-9 of enclosure), and Concept B (shown on pages 10-11 of enclosure), of CiCo Park improvements.

On September 13, 2016, a joint meeting was held with the Parks and Recreation Advisory Board and the Riley County Park Advisory Board where Bruce McMillan and his team received input from both boards regarding CiCo Park. Further, City Administration and Bruce McMillan attended the December 13, 2016, Riley County Park Advisory Board to present Concept A and Concept B of CiCo Park improvements.

On November 16, 2016, Bruce McMillan and his design team presented CiCo Park improvement concepts to the Parks and Recreation Facility Feasibility Study Steering Committee and to the Parks and Recreation Advisory Board on December 5, 2016.

City Administration and Bruce McMillan met on November 29, 2016, with USD 383 coaches and administration and with USD 383 Board of Ed-



existing CiCo Park Green Field backstop & scorer's box

Why destroy everything that has been built over the years? Millions has been spent on parks and ballfields and now the City wants to destroy them.

ucation members on December 21, 2016, to discuss CiCo Park improvements.

On December 1, 2016, 12 community members attended a public meeting held at Pottorf Hall in CiCo Park. City Administration, which included Public Works and Parks and Recreation staff, and Bruce McMillan design team members interacted with community members regarding CiCo Park improvements. Concerns were discussed regarding stormwater detention. Current CiCo Park Concepts A and B indicate and increase in the stormwater detention ability of CiCo Park.

CiCo Park improvement concepts show playing surface improvements and size reconfiguration of the ballfields in CiCo Park as well as additional tennis courts located in the vicinity of the current tennis courts. Trail connections and additional pedestrian trails are indicated in both concepts. Both concepts remove the Pluto ballfield.

City Administration is requesting input on a preferred concept for CiCo Park improvements for the consultant to focus efforts as a Final Parks and Recreation Facility Feasibility Study report is anticipated to be presented to the Commission in April 2017. Funding the improvements identified in the study can be accomplished, in part, by renewing the existing \$.25 Quality of Life Sales (QOL) Tax. If the Commission desires, City Administration can develop a draft sales tax question for the Commission to consider in the future.

It is anticipated this Facility Feasibility Study will be completed by April 2017 which will allow six months of community education towards sun-

setting the current Quality of Life Sales Tax and asking the community, at the November 2017 general election, to support a renewal of a similar Quality of Life Sales Tax to complete new facility construction and facility improvements as outlined in the Facility Feasibility Study.

### FINANCING

The current \$0.25 Quality of Life Sales Tax expires in 2019, but could be called in late 2017. The tax generates approximately \$2.5 million annually, \$25 million over a 10 year period. December 2016 sales tax numbers indicate a future \$0.25 cent sales tax should generate \$2.75 million annually and \$27.5 million over a 10 year period.

The recently completed \$3 million Frank Anneberg Park Sports Field and Lighting Improvement project has an annual weekend tournament economic impact of \$3.7 million in the community. Similar returns could be realized with the improvements outlined in the Facility Feasibility Study.

*(Editor's Note.. You remember the Frank Anneberg Park development. The City wanted the Citizens to vote to pay for a new Park on the West side of Manhattan. It was going to have baseball fields, a man made lake, soccer fields, it would be great. The voters passed the question to pay for the new park and it was built. Soon after, the Free Press received a call from a father who live across the street. He said he had just taken his six-year-old son over to the new baseball field to hit some grounders to him. He was kicked off the field. The baseball fields were not for locals to play on. The City had ideas (which they did not tell the citizens before the vote) to hold tournaments on*

the fields. Take your son or grandson out to Anneberg Park and take a look. A six-foot-high-fence completely surrounds the baseball fields. There are tall gates, locked.

*This same thing will happen to part of the \$40 million park improvements. The biggest and best will be fenced and locked to locals.)*

The 2016 tournaments held at Twin Oaks saw 220 additional teams participate in weekend tournaments than in years past. The improved playability of the artificial turf contributed to the increase from an assurance of play and avoiding rainouts. An example was the Kansas State High School 3A state softball tournament held at the Twin Oaks complex. Most of the state experienced rain the weekend of state baseball/soft-

ball tournaments and the 3A softball tournament at Manhattan was one of the few state tournaments able to continue playing in the wet conditions because of the artificial turf in-fields.

These 220 additional teams represent approximately 2,640 participants and over the course of the weekend play contribute \$311 per person to the Manhattan economy as reported by the Randal Travel Marketing study to the City Commission, April 2016, which is an \$821,040 economic benefit to the community.

*(Editor's Note.. This is what we mean. The City already has plans to hold tournaments at the new facilities. The new sports complexes will not be for Manhattan, they will be for tournament play.)*



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# K-State uses hot first half to upend Oklahoma 75-64

MANHATTAN, Kan. (AP) — Kansas State came close to upsetting in-state rival Kansas earlier this week. That anger and frustration of not pulling off the upset was used as fuel to push the Wildcats into Saturday's matchup with Oklahoma.

Wesley Iwundu led a balanced attack with 16 points and Kansas State used a strong first half to defeat the Sooners 75-64.

Barry Brown added 14 points, Kamau Stokes 13, Dean Wade 12 and D.J. Johnson 10 for the Wildcats (13-2, 2-1 Big 12).

"I thought they were great," Kansas State coach Bruce Weber said. "I told them to come out angry, I said guard the heck out of them, push and share the ball."

Kansas State started out fast, opening a 14-3 lead and building it to 43-27 at the half on 54 percent shooting (15 of 28) as Stokes scored 13 and Wade 10. The pair combined to go 5 of 6 on 3-pointers.

"I thought Kansas State opened the ballgame well, they obviously played sharp and set the tone," Oklahoma coach Lon Kruger, a former player at coach at K-State, said.

The Sooners, who shot 38 percent in the first half, shot 68 percent (15 of 22) in the second, got within six midway through

the half but could get no closer.

"We just tried to fight, compete and come back. We tried to do whatever it takes to do that," Oklahoma's Rashard Odomes said.

Kameron McGusty came off the bench to score 20 points for Oklahoma (6-8, 0-3), which lost its sixth straight.

Although the Sooners are in the middle of a lengthy losing streak, they remain optimistic about breaking through and getting that elusive conference win.

"Each game we come out confident," Odomes said. "I feel like we have confident players that are working to try and get it done. Game after game we try to improve."

### BIG PICTURE

Oklahoma: The loss is the fifth-straight in Manhattan, dating back to 2012.

Kansas State: The win was the 250th in Bramlage Coliseum.

### STAT OF THE NIGHT

Oklahoma's turnovers quickly became Kansas State points as the Wildcats scored 18 points off of Oklahoma miscues. Oklahoma also turned Kansas State points into double digit scores as they cashed in 13 points off of Kansas State turnovers.



Kansas State Dean Wade (32) gets two of his 12 points against Oklahoma.



D.J. Johnson (4) picks up an easy two with a slam.



K-State's Wesley Iwundu (25) flots to the basket for two points.



Kansas State's Kamau Stokes (3), a Sophomore Guard takes the ball to he hoop from the side.



Freshman Forward Xzvier Sneed (20) fights for the rebound.



D.J. Johnson takes the ball under the basket and lays it in on the other side.



Sophomore Guard Barry Brown hits from the corner. He ended with 14 points.



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Basketball

# Baylor is No. 1 in AP poll for 1st time

Rank	Team	Record	PV Rank	Points
1	Baylor (55) Big 12 Record: 15-0		2	1,608
2	Kansas (8) Big 12 Record: 14-1		3	1,517
3	Villanova (1) Big East Record: 15-1		1	1,499
4	UCLA (1) Pac-12 Record: 16-1		4	1,433
5	Gonzaga West Coast Record: 15-0		5	1,366
6	Kentucky SEC Record: 13-2		6	1,327
7	Duke ACC Record: 14-2		8	1,173
8	Creighton Big East Record: 15-1		10	1,111
9	Florida State ACC Record: 15-1		12	1,071
10	West Virginia Big 12 Record: 13-2		7	972
11	North Carolina ACC Record: 14-3		14	902
12	Butler Big East Record: 14-2		18	880
13	Oregon Pac-12 Record: 15-2		15	869
14	Louisville ACC Record: 13-3		9	744
15	Xavier Big East Record: 13-2		16	651
16	Arizona Pac-12 Record: 15-2		17	634
17	Purdue Big Ten Record: 14-3		20	584
18	Wisconsin Big Ten Record: 13-3		13	581
19	Virginia ACC Record: 12-3		11	580
20	Notre Dame ACC Record: 14-2		23	468
23	Florida SEC Record: 12-3		24	252
24	Minnesota Big Ten Record: 15-2		-	167
25	Southern California Pac-12 Record: 15-2		25	20
25	Kansas State Big 12 Record: 13-2		-	20

**Associated Press - Baylor is No. 1 in The Associated Press men's basketball poll for the first time.**

The Bears (15-0) have made a meteoric rise in the poll, going from a team that didn't receive a vote in the preseason poll to one that received 55 first-place votes from the 65-member national media panel on Monday.

Baylor is the 59th school to be ranked No. 1 since the poll started in the 1948-49 season. The Bears will be tested on top right away, playing at West Virginia on Tuesday and at Kansas State on Saturday.

Villanova, which received one first-place vote, had been No. 1 for the last five weeks,

but the Wildcats (15-1) dropped to third after losing at Butler last week.

Kansas (14-1), which was No. 1 on eight ballots, moved up from third to second, giving the Big 12 the top two teams in the poll.

UCLA (16-1), which got the other first-place vote, stayed fourth.

Gonzaga (15-0), the only other unbeaten Division I school, and Kentucky remained fifth and sixth, while Duke, Creighton, Florida State and West Virginia rounded out the top 10.

North Carolina was 11th followed by Butler, Oregon, Louisville, Xavier, Arizona,

Purdue, Wisconsin, Virginia and Notre Dame.

The last ranked teams are Saint Mary's, Cincinnati, Florida and Minnesota, with Kansas State and Southern California tied for 25th.

Minnesota moved into the rankings for the first time since 2012-13, when the Gophers were in the poll for 11 weeks, reaching as high as No. 9. Min-

nesota's arrival means there's a father-son duo in the Top 25 with Kentucky coach Rick Pitino and Minnesota coach Richard Pitino.

Kansas State was last ranked for two weeks in 2013-14.

Virginia Tech (12-3) dropped out from 21st after losses to North Carolina State and Florida State. The Hokies had been ranked for just one week.

Indiana (11-5) was ranked 11th in the preseason poll and had reached as high as No. 3. But the Hoosiers' loss to Wisconsin last week was their third straight.

There are nine games this week between ranked teams. In addition to Baylor at West Vir-

ginia, the other game between top 10 teams is Duke at Florida State on Tuesday.

The Atlantic Coast Conference leads the way with six ranked teams while the Big 12, Big East and Pac-12 have four each.

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# Free Press Big 12 Sports

## Mason, Graham lead No. 3 Kansas

LAWRENCE, Kan. (AP) — Kansas coach Bill Self spent this week bemoaning his team's defense after shootout wins over TCU and Kansas State, even calling it the worst he's seen since he arrived in Lawrence.

That was precisely what Chris Beard didn't want to hear.

"I would have much rather Kansas played better," the first-year Texas Tech coach said, "but I know Coach Self and I could just imagine what their practices have been like the past week."

The No. 3 Jayhawks answered Self's challenge by shutting down the Red Raiders. Frank Mason III poured in 26 points and Devonte Graham added 20 as Kansas cruised to an 85-68 victory Saturday night.

"We did a little better defensively, being active," Graham said. "There was a little sense of urgency. We've been watching film of our last two games and seeing how we weren't giving as much effort as we should have been giving. That's what we've been working on in practice."



KU's Frank Mason III looks for help against TCU. (Photo by KU Sports Information)

Josh Jackson had 17 points and Mason sparked a 12-0 run that turned a five-point game into a rout, allowing the Jayhawks to remain perfect in 17 tries against Texas Tech at

home. Kansas (14-1, 3-0 Big 12) also pushed its home winning streak to a nation-leading 51 games.

"The key defensively, you

can talk about whatever your philosophy is or whatnot — it makes no difference in the big picture. You can't give up easy baskets," Self explained. "That's what we have to get to;

we can't give up layups."

Aaron Ross and Zach Smith had 17 points each for the Red Raiders (12-3, 1-2), who lost their 15th straight to the Jayhawks overall. Keenan Evans scored 16.

"Once they got on their run," Evans said, "there was no looking back."

Still, Texas Tech gave Kansas a tussle until a frustrating final minute of the first half.

It was 30-27 and the Red Raiders had the ball when Jackson picked off a pass and took it coast-to-coast for a dunk. Then, Mason intercepted a pass and went the other way, only to get fouled on the way to the rim. A pushing match ensued and Anthony Livingston was called for a technical foul.

By the time Mason made three of four foul shots, and Landen Lucas scored at the buzzer, a five-point trip down the floor had given the Jayhawks a 37-27 advantage at the break.

Texas Tech, one of the best perimeter shooting teams in the league, tried to fight its way back by hitting just about everything from beyond the arc

in the second half.

Kansas countered with a parade of free throws.

It was two foul shots by Mason with the Jayhawks leading 60-55 and eight minutes to go that started the game-deciding 12-0 run. Mason added another basket and a 3-pointer, and Lucas flushed an alley-oop dunk, as the Jayhawks coasted from there to program win No. 2,200.

"A lot of teams come into this building and you play with them for 32 minutes and they run you off the floor for eight minutes, and you get on the bus and get a sandwich," Beard said. "Again, not necessarily what we did bad, but give a good team with a great coach credit."

WHAT A RUSH

Three-time All-Big 12 guard Brandon Rush will have his jersey retired by the Jayhawks at halftime of their game against TCU on Feb. 22. Rush led the program to three league titles and the 2008 national championship before embarking on an NBA career that included the 2015 crown with Golden State.

## Big 12 Basketball Standings and Schedule

### Big 12 Standings

School	Big 12	Overall
Baylor	3 - 0	15 - 0 1.000
Kansas	3 - 0	14 - 1 .933
Kansas State	2 - 1	13 - 2 .867
West Virginia	2 - 1	13 - 2 .867
Iowa State	2 - 1	10 - 4 .714
TCU	1 - 2	12 - 3 .800
Texas Tech	1 - 2	12 - 3 .800
Texas	1 - 2	7 - 8 .467
Okla State	0 - 3	10 - 5 .667
Oklahoma	0 - 3	6 - 8 .429

### Kansas State Schedule

Fri, Nov 11 vs Western Illinois	W 82-55	1-0 (0-0)
Tue, Nov 15 vs Omaha	W 81-68	2-0 (0-0)
Sun, Nov 20 vs Hampton	W 89-67	3-0 (0-0)
Tue, Nov 22 vs Robert Morris	W 61-40	4-0 (0-0)
Fri, Nov 25 vs Boston College*	W 72-54	5-0 (0-0)
Sat, Nov 26 vs Maryland*	L 69-68	5-1 (0-0)
Wed, Nov 30 vs Green Bay	W 80-61	6-1 (0-0)
Sat, Dec 3 @ Saint Louis	W 84-53	7-1 (0-0)
Tue, Dec 6 vs Prairie View A&M	W 74-55	8-1 (0-0)
Sat, Dec 10 vs Washington State*	W 70-56	9-1
Sat, Dec 17 vs Colorado State*	W 89-70	10-1
Wed, Dec 21 vs Gardner-Webb	W 67-54	11-1
Fri, Dec 30 vs Texas	W 65-62	12-1
Tue, Jan 3 @ #3 Kansas	L 88 - 90	12-2
Sat, Jan 7 vs Oklahoma	W 75 - 64	12-2
Tue, Jan 10 @ Texas Tech	9:15 PM ET ESPNNews	
Sat, Jan 14 vs #4 Baylor	4:30 PM ET	
Wed, Jan 18 @ Oklahoma State	9:00 PM ET	

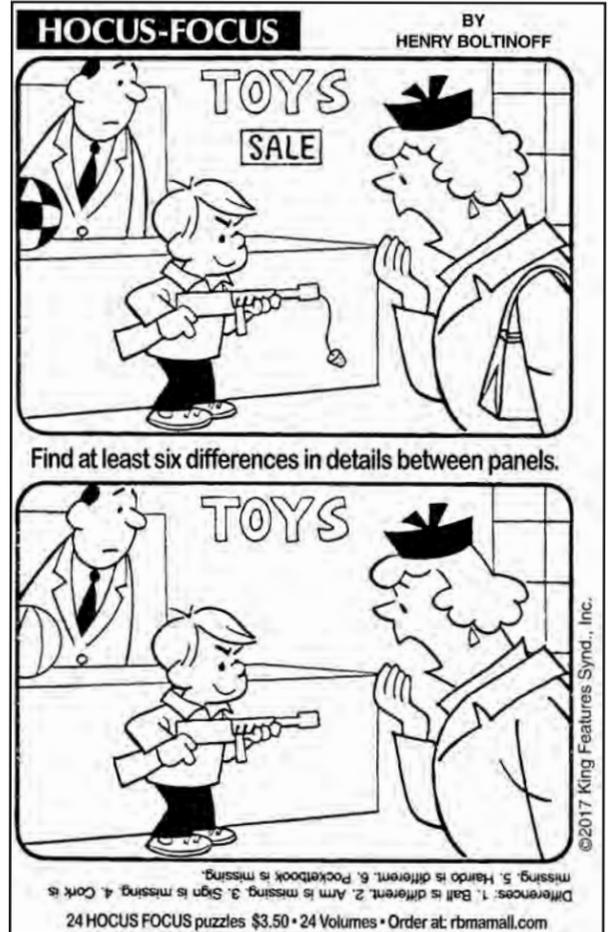
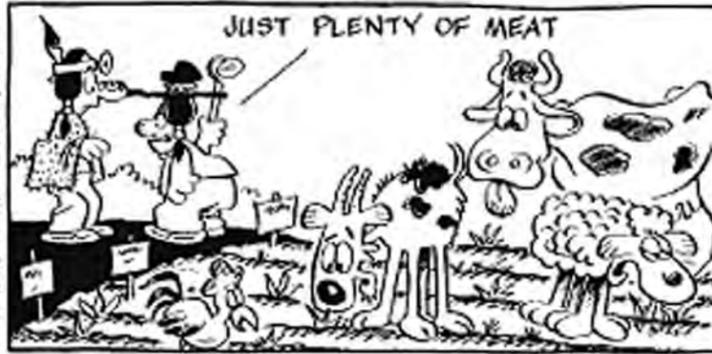
### Kansas Schedule

Date	Opponent	Time/ TV
11/11/2016	Indiana	L 99-103 0-1
11/12/2016	Duke	W 77-75 1-1
11/18/2016	Siena	W 85-65 2-1
11/21/2016	UAB	W 83-63 3-1
11/22/2016	Georgia	W 65-54 4-1
11/25/2016	UNC	W 95-57 5-1
11/29/2016	Long Beach State	W 91-61 6-1
12/3/2016	Stanford	W 89-74 7-1
12/6/2016	UMKC	W 105-62 8-1
12/10/2016	Nebraska	W 89-72 9-1
12/17/2016	Davidson	W 89-71 10-1
12/22/2016	UNLV	W 71-53 11-1
12/30/2016	TCU	W 86-80 12-1.
1/3/2017	Kansas State	W 90-88 13-1
1/7/2017	Texas Tech	W 85-68 14-1
1/10/2017	Oklahoma Norman, Okla.	8 p.m.
1/14/2017	Oklahoma State Lawrence, Kan.	1 p.m.

## Big 12 Men Basketball Schedule

Date	Home Team	Away Team	Location	Time (CT)	Media
* Wed, Jan 11	Texas	TCU	Austin, Texas	7:00 p.m.	Longhorn
* Wed, Jan 11	Oklahoma State	Iowa State	Stillwater, Okla.	8:00 p.m.	
* Sat, Jan 14	Kansas	Oklahoma State	Lawrence, Kan.	1:00 p.m.	ESPN
* Sat, Jan 14	Texas	West Virginia	Austin, Texas	3:00 p.m.	ESPN
* Sat, Jan 14	Kansas State	Baylor	Manhattan, Kan.	3:30 p.m.	ESPNU
* Sat, Jan 14	TCU	Iowa State	Fort Worth, Texas	4:30 p.m.	FSSW
* Sat, Jan 14	Oklahoma	Texas Tech	Norman, Okla.	7:30 p.m.	ESPNU
* Mon, Jan 16	Iowa State	Kansas	Ames, Iowa	8:00 p.m.	ESPN
* Tue, Jan 17	Baylor	Texas	Waco, Texas	6:00 p.m.	ESPN2
* Wed, Jan 18	West Virginia	Oklahoma	Morgantown, WV	6:00 p.m.	ESPN2
* Wed, Jan 18	Texas Tech	TCU	Lubbock, Texas	6:30 p.m.	FSSW
* Wed, Jan 18	Oklahoma State	Kansas State	Stillwater, Okla.	8:00 p.m.	ESPNU
* Sat, Jan 21	Oklahoma	Iowa State	Norman, Okla.	1:00 p.m.	ESPN
* Sat, Jan 21	Texas Tech	Oklahoma State	Lubbock, Texas	1:00 p.m.	ESPNU

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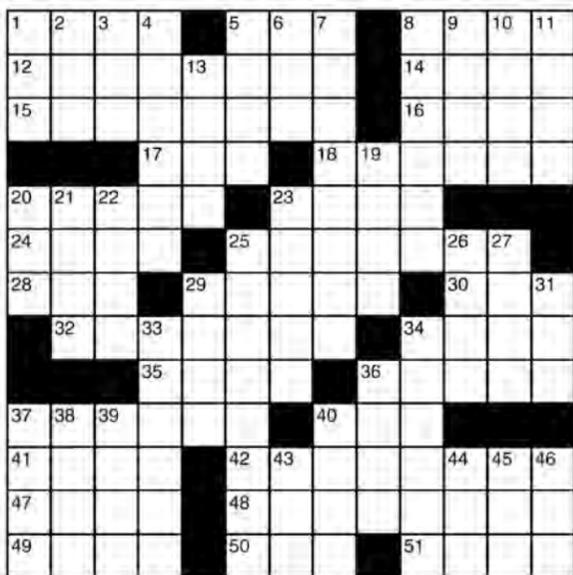
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## King Crossword

- ACROSS**
- 1 Innocent one
  - 5 Unhappy
  - 8 Lovers' quarrel
  - 12 Nautical hanger-on
  - 14 Not pizzicato
  - 15 Barbecue fuel
  - 16 Tarzan's transportation
  - 17 Qty.
  - 18 Pictures
  - 20 Chunk of cheese
  - 23 Read bar codes
  - 24 A Great Lake
  - 25 Hire, as a boat
  - 28 "— the season to be jolly"
  - 29 Word with mouth or training
  - 30 Solemn promise
  - 32 Brown or Sheen
  - 34 Darling
  - 35 Swindle
- DOWN**
- 1 Eng. channel
  - 2 "That feels so good!"
  - 3 Lingerie item
  - 4 Anger
  - 5 Highlander
  - 6 — carte
  - 7 Fragile
  - 8 Learned one
  - 9 Overly proper one
  - 10 Dermatolo-
  - 11 "Piggies"
  - 13 Pinnacle
  - 19 Little lamb's owner
  - 20 Sopping
  - 21 Guitarist
  - 22 Clapton
  - 23 Comic bit (Var.)
  - 25 Gathers
  - 26 Divisible by two
  - 27 Highway
  - 29 — and proper
  - 31 Kind of wit
  - 33 Mistreats
  - 34 Unnerve
  - 36 Apple invader
  - 37 Duel tool
  - 38 MRI forerunner
  - 39 Firetruck necessity
  - 40 James of "Brian's Song"
  - 43 Hasten
  - 44 Rage
  - 45 Zero
  - 46 Space



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Answers page 2

## Amber Waves

by Dave T. Phipps



## R.F.D.

by Mike Marland



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# Will Trump rein in Education Department overreach?

## Watchdog

In the final weeks of his administration, President Barack Obama has made several key appointments that threaten the civil rights of college students accused of crimes.

In December, Obama appointed Catherine Lhamon to a six-year term on the U.S. Commission on Civil Rights. Previously, Lhamon had co-authored a "Dear Colleague" letter for the Education Department's Office for Civil Rights, an agency that, despite its name, has actively sought to reduce the civil rights of college men accused of sexual assault. Lhamon's letter was instrumental in the erosion of due-process rights for accused students (at least one female student was caught up in the agency's agenda as well).

Now another person who seemingly has been against due process rights for accused students will assume a position at OCR, although it's not clear whether Obama made the appointment. In early January, Harvard University announced that its first Title IX coordinator, Mia Karvonides, would be leaving the university for OCR on Jan. 18 — two days before Donald Trump is inaugurated.

Karvonides had previously worked for OCR before accepting a position at Harvard. She will be returning to the agency as the enforcement director, where she will "advise top officials at OCR headquarters and work with regional directors around the country on other areas of civil rights law in addition to Title IX," according to the Harvard Crimson, which first reported her departure. In addition to college and universities, Karvonides will also advise K-12 schools.

Karvonides' appointment is another blow to the incoming Trump administration, which may want to rein in OCR's overreach and restore common sense and due process on college campuses. While at Harvard, Karvonides implemented policies that resulted in 28 Har-



**Kansas State and The University of Kansas have reduced the Civil Rights of college men accused of sexual assault. Men are not allowed to have an attorney as guaranteed by the U.S. Constitution.**

vard Law professors penning a letter in the Boston Globe saying the new approach was "stacked against the accused."

The letter was not written by right-wing crackpots, either. Seven of the signatories were women.

Alan Dershowitz, who until late last year was a self-described liberal, signed the letter. Charles Ogletree, who mentored Barack and Michelle Obama when they were at Harvard, signed the letter. Nancy Gertner, a famed feminist former judge, also signed.

Nor was this a one-off thing. Many of the professors who signed the letter have continued writing on the subject. In fact, most of the signers who still advocate for due process rights are the women.

Two of those women, Jeanne Suk and Janet Halley, have since noted that the policies that have led to an erosion of due process rights have adversely affected minorities.

"And if we have learned from the public reckoning with the racial impact of over-crimi-

nalization, mass incarceration, and law enforcement bias, we should heed our legacy of bias against black men in rape accusations," the two wrote. "The dynamics of racially disproportionate impact affect minority men in the pattern of campus sexual-misconduct accusations, which schools, conveniently, do not track, despite all the campus-climate surveys."

Now Karvonides will be at OCR unless the Trump administration fires her. Trump has not made statements about

what he would do to reign in OCR overreach, but shortly after Karvonides was named to OCR, Politico reported that Trump's pick for education secretary, Betsy DeVos, has been talking about doing just that.

DeVos has apparently had several phone conversations with Sen. James Lankford, R-Okla., who has criticized OCR in the past. Lankford sent a letter to Education Secretary John B. King, Jr. in January 2016, requesting statutory or regulatory justification for the department's moves to erode due process for students accused of sexual assault and harassment.

Lankford especially took aim at the fact that the 2011 "Dear Colleague" letter, which set off the increased focus on the issue, did not go through the proper notice-and-comment period as required by the Administrative Procedure Act. Lankford said the 2011 letter required a notice-and-comment period because its contents amount to "substantive and binding regulatory policies that are effectively regulations."

Lankford also suggested that OCR avoided notice-and-comment on this particular letter because officials knew the substance of the letter would be contested by interested parties. He noted the Harvard Law and Penn State professors who criticized the new policies, as well as the American Civil Liberties Union, which also denounced the agency's rules.

Lankford noted in his letter to OCR that the adoption of the "preponderance of evidence" standard had no legal justification and amounted to a new regulation. When OCR responded back to Lankford, it claimed the agency was merely clarifying past guidance letters, which had gone through the proper notice-and-comment period. On the question of the preponderance standard, OCR justified its position by claiming most schools were already using it as the standard for adjudicating sexual assault.

Naturally, this did not convince Lankford, as forcing a particular standard on all schools because some schools use it is not a statutory or regulatory justification.

Politico reported that Lankford didn't want to abolish OCR altogether, but believes the agency needs serious reform. Appointments like Karvonides won't help the situation, as she has previously failed to adequately explain the policies adopted by Harvard.

At a town hall in March 2016, Karvonides could only explain "unwelcome conduct" through hypothetical situations, and that physical welcomeness couldn't be assumed between partners just because someone didn't say "no," or wore revealing clothing or was of a particular sexual orientation. Her explanation confused Harvard students. One student, Amelia Goldberg, said Karvonides' concept of unwelcome conduct might be confusing to undergraduates.

Karvonides again tried to clarify the school's policy in a Frequently Asked Questions document, but the language was clearly written by a lawyer and not something undergraduates would be able to understand. Another Harvard student, Jessica Fournier, told the Harvard Crimson that the document didn't adequately distinguish between a person being intoxicated (a state of drunkenness in which the person, according to Harvard, could consent to sexual activity) and incapacitation (a state in which the person could not consent). The document also used terms like "subjective" and "objective" to describe the welcomeness of sexual activity, which was also confusing.

Now Karvonides is back at OCR and in a position to continue foisting a confusing and ever-changing definition of consent on young college students. Any chance Trump and Lankford had to reform OCR just got even more difficult.

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