



# Manhattan Free Press

Vol. 18 Number 36

Thursday, February 4, 2010

## Squeeze Put On Nuisance Properties

By Adam Reichenberger

The Riley County Police Department will be able to more efficiently and effectively carry out their duties in the next coming months. On Tuesday the City Commission heard revisions to current city ordinance that will allow the RCPD to sooner take more severe action for recurring complaints.

Assistant City Manager, Lauren Palmer reported to the commission that in 2008 alone, "over 700 complaints relating to nuisance activities on private property... [resulted] from occupant criminal activities or social gatherings... Similarly, the Code Services Division sent more than 1,500 nuisance notices (not including [marijuana] notices)... and sent 943 notices through October 2009."

Currently the City Code is insufficient on such a large scale. Palmer explained, "Representatives of RCPD have told City Administration that the City Code does not provide the effective tools for resolving the high volume of complaints about residences with recurring problems."

On December 10, 2009 the Commission convened to discuss five possible ordinance changes to help the RCPD. From that meeting two changes were recommended.

The first change Palmer presented was an amendment to the Unlawful Assembly Ordinance: "The Unlawful Assembly Ordinance currently restricts a gathering in which five or more people's actions constitute disorderly conduct, a riot, or a loud, disturbing noise. City Administration recommends... the City Code be modified to



Cops will be able to shut down a "party" hours.

expand the definition of "unlawful assembly" to include gatherings in which other criminal acts occur. This change will increase the circumstances in which RCPD can disperse a party to immediately end the problems affecting the neighbors."

The second modification came to the previously existing Disorderly House Nuisance Ordinance: "The proposed changes make clear that the underlying "violation" occurs when the act is committed, rather than only after a conviction or diversion is obtained. Further, the changes make it clear that a dwelling becomes a disorderly house in two circumstances: (1) when at least two offenses have occurred at the property, arising out of events on two separate dates; or (2) when at least three offenses have occurred at the property at a single event. This second circumstance allows RCPD to pursue a disorderly house offense after a single, egregious event. The changes also expand the offenses that are committed on the property to include all misdemeanors and felonies, except traffic and smoking violations."

While these changes appear minimal their outcome should prove great. No longer will the RCPD have to wait around for the inevitable repeat offence. Instead they will now be able to take shut down "party" houses after just one deserving complaint.

A third change modeled after the Nuisance Party Ordinance in Columbia, Missouri, was recommended and will be further looked into this coming April. Palmer told of its possible advantages: "This new ordinance, and the Disorderly House Nuisance Ordinance, could then be cross-referenced to the Residential Rental Licensing and Inspection Program. If a rental residence had violations under the Nuisance Party or Disorder House ordinance(s), or if it had recurring nuisance violations, the Building Official could increase the inspection schedule or deny, revoke or suspend a rental license in certain circumstances."

## City Liquor On Sunday Law Violates State Statutes

By Adam Reichenberger

The controversial ordinance allowing the sale of alcoholic liquor and cereal malt beverages at retail liquor stores on Sundays is presently in violation of state law. The ordinance, which passed last September and went into effect on November 27, 2009, permits sales on every Sunday and holiday, except Easter Sunday.

However, in a presentation to the City Commission on February 2, Assistant to the City Manager, Brian Williams, explained, "Following [the Ordinance's] passage, the Kansas Division of Alcoholic Beverage Control notified the City that the Ordinance did not comply with state law because it failed to specifically prohibit such sales on Thanksgiving Day and Christmas Day."

Two state statutes are in place to govern any ordinances cities wish to pass in order to expand liquor sales. While fully complying with one statute (Sundays but not Easter) the city's ordinance seemingly over-



No sales on Christmas or Thanksgiving.

looked the other which plainly prohibits "such sales... on Easter Sunday as well as Christmas Day and Thanksgiving Day."

Williams provided a modified

ordinance with the correct changes made to ensure it will be in compliance with state law. The City Administration recommended the first reading of this ordinance.

## City Sees Problems With K-18 Plans

By Adam Reichenberger

The Kansas Department of Transportation is looking to come to terms with both the City of Manhattan and the City of Ogden on the reconstruction of K-18 connecting the two cities. Director of Public Works, Dale Houdeshell, PE, explained, "The City of Manhattan recognizes the significant investment in the region and supports the upgrade to K-18, as it is a vital connection to the Airport and between Manhattan and Ft. Riley."

In Houdeshell's presentation to the City Commission on Tuesday he went on to stress the importance of haste in the matter. "In order to help KDOT meet the timelines that have been set forth by the Federal Government for stimulus spending, the City of Manhattan needs to approve the City-State agreement so that KDOT can proceed forward with its award of the project and begin construction in 2010."

However, in the City-State agreement there are several obligations the City of Manhattan would be responsible for completing; a few of which Houdeshell listed:

- To prohibit parking of vehicles on the city connecting link and on the acceleration and deceleration lanes of all connecting streets and highways and on additional portions of the connecting streets and highways the Secretary may deem necessary to permit free flowing traffic throughout the length of the improvement covered by this Agreement.

- To maintain the control of access rights and to prohibit the construction or use of any entrance or access points along the Project other than those shown on the Project plans. The City agrees any exceptions therefrom must be approved by the Secretary.

- The City agrees that the Secretary shall have the right to utilize any land owned or controlled

by the City, lying inside or outside the limits of the City as shown on the final design plans, for the purpose of constructing the highway Project. The City shall execute the appropriate deeds and easements transferring its property rights to the Secretary. Further, the City acknowledges the execution and transferring of the deeds and easements by the City to the Secretary is an obligation of the City for this Agreement and construction of the Project."

The biggest concern seems to be in latter obligation of the city, which has resulted in several meetings between the City, KDOT and the FAA, as the Manhattan Municipal Airport is included in this area.

Houdeshell explained further, "The area near the Airport has a long history of stormwater challenges due to the undersized Eureka Tributary outlets under the existing K-18 Highway and the Union Pacific Railroad. The Director of Public Works, Airport Director, KDOT, and the FAA have diligently worked out details on the plans to resolve those problems and not hamper future growth plans with the Airport."

Even with standard traffic delays due to reconstruction, Houdeshell reassured, "The final form of the agreement will not have a negative impact on the operations of the Airport and will allow it to continue to function as intended."

Funding for the project comes from several parties. The City of Manhattan will be responsible for all costs associated with relocating public utilities within the right-of-way of K-18. Houdeshell stated, "The relocation for City sewer infrastructure along this corridor will be funded through the low interest loan secured through KDHE for the WWTP Upgrade and Expansion."

## City To Study CiCo Drainage Problems

By Adam Reichenberger

On Tuesday, City Engineer, Robert K. Ott, P.E. presented before the City Commission his Request for Proposals in regards to the CiCo Park Stormwater Drainage Study.

Ott explained, "Severe erosion in the area near CiCo Park was identified in the 1995 Stormwater Management Master Plan. The proposed drainage study will analyze the watershed contributing to the CiCo Park area to determine the most viable options for reducing the downstream erosion effects in the natural channel between Dickens Avenue and Claflin Road.

"City Administration is requesting approval to solicit proposals for professional services from registered engineering firms with experience with hydrology studies including hydrologic and hydraulic modeling.

In general, the project includes assembling a concept plan for the watershed at CiCo Park and [provides] options for the best method to control the runoff and resulting erosion effects through CiCo Park and properties downstream south of Dickens Avenue.

For the project to move forward at this time, the City needs to select a consultant for the design of the project..."

The total cost of the project has been estimated at \$50,000. The whole of this figure will be funded from the Stormwater Fund.

It was recommended "the City Commission authorize the City Administration to solicit proposals for the design of [the project] and appoint a City Commissioner to the Selection Committee."

# Obituaries

## Ruth Ehlers

Ruth V. Ehlers, 95, Manhattan, KS passed away Sunday, January 31, 2010 at the Meadowlark Hills/Bramlage House, Manhattan.

She was born January 15, 1915 at Omaha, NE, the daughter of Daniel Elias Ehlers and Nellie Jeanette Kopman Ehlers. She grew up in Bellevue, NE, where she attended the local schools and was a 1932 graduate of the Bellevue High School. She later was a graduate of the Boyles Business College, Omaha.

Miss Ehlers worked at the Union Pacific Railroad headquar-

ters in Omaha for over 33 years, retiring in 1975 as a supervisor in the accounting department. She had been a Manhattan resident since 1979. She was an active member of the First Baptist Church, Manhattan and had served as a deaconess and was the financial secretary for two terms.

She was preceded in death by her parents; a sister, Doris Ehlers; and four brothers, Daniel Peter Ehlers, Harold Ellsworth Ehlers, Leonard Leroy Ehlers and Earl Robert Ehlers.

Survivors include three nieces, Janet Johnson, Grants Pass, OR, Lennie Sortino, Omaha, NE and Joan Caruso, Huson, MT; and a

nephew, Daniel Ehlers, Buena Vista, CO.

Cremation is planned. Memorial services will be at 3:00 p.m., Friday, February 5, 2010 in the Community Room at Meadowlark Hills with Pastor Rick Neubauer officiating. Inurnment will be at a later date in the Forest Lawn Cemetery, Omaha.

Memorial contributions can be made to the First Baptist Church, Manhattan and left in care of the Irvin-Parkview Funeral Home, 1317 Poyntz Ave., Manhattan. Online condolences can be sent to [www.irvinparkview.com](http://www.irvinparkview.com).

## Thinking Of Cutting Up Your Credit Cards? Expert Discusses Benefits

Getting a new financial start in the new year may mean ditching credit cards in favor of cash.

Although living without credit cards has financial benefits, a Kansas State University expert said there are a few things to consider before taking scissors to your plastic.

"Living card-free takes away a lot of the spending temptations and generally results in increased savings capability," said Jodi

Kaus, who directs K-State's Powercat Financial Counseling.

The center, which had its grand opening Jan. 27, improves the financial literacy of K-State students and provides professional counseling experience for students studying personal finance at K-State.

"By paying with cash, you will be paying closer attention to your finances, as you'll need to know exactly how much you have to spend before spending it," Kaus said.

She said studies have found that paying for purchases with plastic changes behaviors and makes consumers less price-sensitive and more extravagant. Paying with cash, Kaus said, you're more likely to keep spending to a minimum.

"Living without a credit card is possible, although a little more effort may be required," Kaus said. "Lifestyle choices regarding spending habits, travel habits and the like have an impact on whether living without credit is practical."

Rather than relying on credit for emergencies, Kaus said everyone should have an emergency fund for any unexpected events.

"If you're stranded with little cash and need a tow service, for instance, your debit card should work," she said.

Those who travel may find it more difficult to book a hotel room or airline reservation without a credit card, but it's not impossible. Kaus said that with some effort, travelers may be able to find hotels and airlines that accept reservation prepayment through alternative methods.

Debit cards may work, but depending on the hotel policy, they may require a hold on the account for a certain amount.

Kaus said that for late arrival at a hotel -- usually after 6 p.m. -- a credit reservation generally is required.

Kaus also said that closing credit accounts can drop your credit score, because it factors in your ratio of debt to available credit.

"For example, if you have three credit cards with a \$500 credit limit and \$100 of debt on each, your total available credit is \$1,500 and your total debt is \$300," she said. "If you close one of those accounts, your debt is still \$300, but now your available credit is down to \$1,000. So the ratio of debt to credit went from 20 percent up to 30 percent."

Kaus said that this may not have a big effect on people who already have a high credit score or who are not applying for a loan any time soon.

"Otherwise, you may want to simply put the card away in a safe place where you are not tempted to use it, making a small charge on it occasionally to keep the account open," she said.

Kaus said young people should be credit card-free until they learn basic financial management skills. They can start with an ATM card then a checking account and debit card.

"I think there are benefits to living without credit cards until basic skills of budgeting and timely bill payment are practiced and understood," she said.

Powercat Financial Counseling provides free information and education to K-State students who are seeking help with financial issues. For more information or to schedule a financial counseling appointment with Powercat Financial Counseling, visit the Web site at <http://www.k-state.edu/pfc/>

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Community House (4th & Humboldt)  
Saturday, February 6, 2010  
7:00 am to 1:30 pm

## Students Participate In Community Service Trip

By: Nellie Ryan  
KSU News Service

Six Kansas State University students spent a part of their winter break helping those in need through K-State's Alternative Breaks program, offered through the School of Leadership Studies.

The students were in St. Louis, Mo., from Jan. 3-8 to volunteer for Saint Louis University's Campus Kitchen. The national Campus Kitchens Project empowers students to recycle food from their cafeterias, turn the donations into nourishing meals and deliver those meals to those in need. On-campus kitchens are also used to teach culinary skills to unemployed men and women.

The following K-State students, all from Manhattan, participated in the trip:

Serine Alfaress, graduate student in entomology; Jennifer Dawson, junior in sociology; Akiko Haruta, senior in dietetics and biology; Yuming Li, freshman in pre-professional business administration; Samantha Smith, senior in life sciences; and Guanqiu Zhang, junior in mechanical engineering.

Opportunities to participate in K-State's spring alternative break community service trips, March 14-19, are still available. The six community service destinations being offered include: Save the Family Foundation, Mesa, Ariz.; Boys & Girls Club, Chicago, Ill.; Rebuilding Together, New Orleans, La.; Cumberland Trail Conference, La Follette, Tenn.; AIDS Service of Dallas, Dallas, Texas; and One Mission Galveston, Galveston, Texas.

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# Travel & Tourism Division Announces Tourism Funding

The Travel & Tourism Division of the Kansas Department of Commerce will provide a combined \$100,000 in Attraction Development Grant funding to four Kansas organizations to develop tourism projects.

The four recipients are the Rock Creek Valley Historical Society, Coffeyville Historical Society, Kansas Cosmosphere and Space Center, and Freedom's Frontier National Heritage Area. The recipients will match Commerce's investment with a combined \$267,675 in leveraged funds, bringing the total value of the projects to \$367,675.

The Attraction Development Grant Program assists the development of authentic experiences that encourage travelers to visit Kansas. Grants may be used for various activities necessary to expand the tourism product base or develop new attractions. The grant funds up to 40 percent of a project, with the community or business funding the remaining 60 percent.

"These are four exciting tourism projects that will help promote Kansas tourism," said Becky Blake, Director of the Department's Travel & Tourism Division. "As travelers seek new adventures, it's critical that we do everything we can to assist the tourism industry and market Kansas as a destination. The Attraction Development Grant Program is a great tool to help

tourism destinations maximize their potential."

Funding for the Attraction Development Grant Program is provided by the Economic Development Initiatives Fund, which is derived from state lottery proceeds. Grant guidelines and applications are available at [www.TravelKS.com](http://www.TravelKS.com) under the Tourism Industry link.

For more information, contact Joe Monaco, Public Information Officer with the Kansas Department of Commerce, at (785) 296-3760 or [jmonaco@kansasccommerce.com](mailto:jmonaco@kansasccommerce.com).

Project descriptions are as follows:

### Rock Creek Valley Historical Society

Attraction Development Grant: \$10,500

Total Leveraged: \$16,305  
Total Project Value: \$26,805

Funding will assist the refurbishment of the Wiziard Circus building. The barn is located in Westmorland, the winter home of the Wiziard family. The family used the barn to practice their tight-rope circus act. Jack Wiziard Jr. later became Wizzo the clown, the host of a popular children's TV show that ran from 1954-87

### Coffeyville Historical Society

Attraction Development Grant: \$16,900

Total Leveraged: \$25,350  
Total Project Value: \$42,250  
Grant funding will assist with the re-glazing and refinishing of the wood windows on the Brown Mansion. The Brown Mansion was completed in 1906. In 2008, the National Park Service designated the Brown Mansion an American Treasure. The mansion is on the National Register of Historic Places.

### Kansas Cosmosphere and Space Center

Attraction Development Grant: \$60,600

Total Leveraged: \$208,020  
Total Project Value: \$268,620  
Grant funding will assist with the development of the Center's new interactive exhibit, "Investigate Space." The exhibit will take audience from the past through the present and into the future of space exploration.

### Freedom's Frontier National Heritage Area

Attraction Development Grant: \$12,000

Total Leveraged: \$18,000  
Total Project: \$30,000  
Grant funding will assist with the development of the FFNHA Web site. The FFNHA Web site will link the 41-county region, tell the interrelating stories of each site and assist visitors in planning their trip to the heritage area.

# Public Hearing For Bond Issue

By Adam Reichenberger

On Tuesday, Director of Finance, Bernie Hayden brought to the City Commission's attention the need to begin levying funds for several projects included in the May 2010 bond issue.

"On May 18, 2010," Hayden stated, "the City will sell bonds to finance the benefit district portion as well as the City-at-large portion of the fourteen (14) public improvement districts. The preliminary costs of the projects, which includes the cost of construction, change orders, engineering fees, short-term financing fees, a City administrative fee, and a 2.00% bond and discount fee, amount to \$3,850,449. Of these costs, \$3,264,119 is attributable to the benefit districts. The benefit district portion will be paid from special assessments over 20 years."

The 14 projects of discussion are separately partitioned into the Lee Mill Heights Addition, Unit Four, Phase One (4); Northwing Addition, Unit One (4); Silo Townhomes (4);

and one project each for the Stone Pointe Pedestrian Bridge and the Gary Avenue and Treesmill Drive Drainage, Phase Two.

"Of the total project costs, \$586,330 is attributable to the City-at-large," Hayden explained. "Below is a listing of the City-at-large portion of the projects, their respective costs, and the source of financing:

- Lee Mill Heights, Unit Four, Phase One - Street (ST0710) - \$173,894; which will be paid from the Bond and Interest Fund over 10 years.
- Lee Mill Heights, Unit Four, Phase One - Water (WA0706) - \$59,109; which will be paid from the Water Fund.
- Northwing Addition, Unit One - Water (WA0807) - \$12,324; which will be paid from the Water Fund.
- Stone Pointe Pedestrian Bridge - Pedestrian Bridge (SP0701) - \$313,492; which will be paid from the Bond and Interest Fund over 10 years; and
- Gary Avenue and Treesmill

Drive (Effingham) Drainage, Phase Two -

Stormwater (SM0807) - \$27,511; which will be paid from the Stormwater Fund."

Hayden called on the commission to set the date, February 16, 2010, "as the date to hold the public hearing levying special assessments against the benefiting property in the fourteen (14) public improvement districts.

"On February 5, 2010, the City will publish a notice of the public hearing in the official city newspaper. In addition, each property owner in the district will receive a letter notifying him or her about the public hearing and the proposed amount of their special assessments."

According to Hayden, the City Administration is ready to proceed with the necessary levees and recommended that the commission follow as suggested and set the public hearing for the February 16th.

# Commission Minutes

from page 11

meet the City of Manhattan's requirements?

Fehr was not sure. Strawn asked, what does it cost to provide inspections?

Murphy said the loss was \$53,224.00.

Murphy said the City collects approximately \$28,000.00 in fees.

Fehr said the issues are ordinances requiring inspections, but no funds to carry them out.

McCulloh said the food training classes are important in our community with as much transitional workers as we see here.

Fehr stated the Health Board is

going to discuss the restaurant and hotel inspections at their next meeting.

Morris-Hardeman said she is concerned about the elimination of the hotel inspections.

Murphy said the food service and hotel inspections belong in the Department of Health and Environment.

Fehr said he does not believe we have the legislative ability to provide hotel inspections.

Fehr stated staff will look further into the inspections and bring back a recommendation.

Kearns stated we need to contact our legislators and tell them

they need to look into the matter. Kearns said what is being done is not acceptable.

Sherow said he has a serious concern that we have no leverage on the matter.

Snead discussed the need to study the importance of the matter to our community and how we will provide the service.

Strawn asked for an update on the status of childcare inspections for Riley County.

Cox stated we are in the process of scheduling a public hearing on the matter in the next 2-3 weeks.

4:55 Adjourned.

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# Thoughts From The Prairie

## Taussig Honored at Kansas Day

Kansas Day 2010 was an order of magnitude more positive than Kansas Day 2009. This year there was an aura of grassroots, patriotic determination radiating up through the rank and file with a renewed devotion to the American founding culture. It was common to meet a friend and have them greet you with a handshake while retrieving a pocket version of the U.S. Constitution! With the Virginia, New Jersey and Massachusetts victories in mind, candidates were expounding their conservatism!

The Kansas Day Club began in 1891 with the first official meeting in 1892. According to the Kansas Day Club web site, "The first meeting was attended by 105 young Republicans...In his address to the second annual meeting in 1893, Mr. Harry Frost said the mission of the Kansas Day Club was, 'To promote Republicans, and to call together in a social way, upon the anniversaries of Kansas' admission into the union, the Republicans of the State.'" So, every year, except in 1945 because of WWII, Republicans from the furthest corners of the Kansas Prairie meet at the Capitol to renew friendships, tell stories about life on the Prairie and engage in debating who is the best candidate.

There were lots of banquet options on Kansas Day 2010. When Jenny and I learned that previous Manhattan Mayor Mark Taussig was to be a recipient of an award at the Kansas Republican Assembly Gala Banquet, the choice was a no-brainer. Mark received the Stan Clark Principled Perseverance Award. The citation read in part, "Our Founder George Washington described men like Mark Taussig when he wrote, 'To the distinguished character of patriot, it should be our highest glory to add the more distinguished character of Christian.'

"Mark Taussig was a conservative when being conservative wasn't prevalent. He started serving his country in the 1970's and has maintained his love of God and country to this day. He was one of a handful of conservative Precinct Committeemen in Riley County in 1992. He has been challenged at election time, but never defeated.

"Mark was elected to the Manhattan City Commission in 2001. Because he received the most votes in the election, he was next in line to be the Manhattan Mayor. At the first City



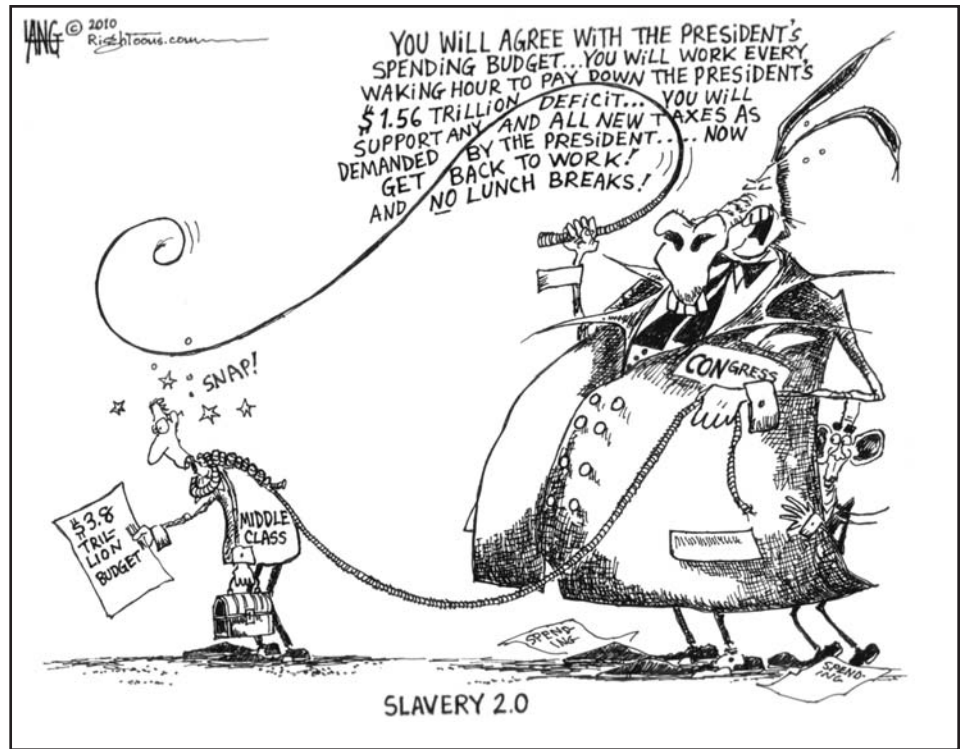
Dick Miller

Commission meeting as Mayor, Mr. Taussig sought guidance from the Almighty, with his father present to lay hands upon him and asked for wisdom to govern and for God's blessing on those he served. This First Amendment act drew sharp criticism from a vocal minority and from that day to the end of his term he took stripes for his belief, a belief that never wavered — that the U.S. Constitution guarantees the right to acknowledge the Almighty in public settings.

"Mr. Taussig was one of the leaders in Manhattan to stand up for the sanctity of marriage. He did this through a proclamation, which drew vicious attacks from certain quarters, and through leadership in the local and regional efforts to maintain the legal definition of marriage as between one man and one woman.

"Mark's most impressive legacy is through his own personal example and that of his family. He practices and lives the conservative principles of social and fiscal values he espouses and is cherished for his tenacity and perseverance in the face of opposition."

Congratulations, Mark! You are a blessing to our community and your unwavering commitment to Truth casts a challenge to aspire the use the same plumb line as the standard for living. Your devotion to duty reflects great credit upon yourself, your family, this community, the great State of Kansas and the Almighty you serve!



# "Conscience of Kansas"

## Stone Soup: What Liberals Are Cooking Up for 2010

Most of us have heard the fairy tale Stone Soup. This children's story in its many versions gives an account of a hungry traveler in a time of economic hardship who enters a village with nothing more than a cooking pot and a stone. Through creative manipulation, the villagers are made to believe that a simple stone can produce a wonderful soup. Little by little, the villagers add vegetables and other tasty tidbits to the stone soup until finally, and almost magically, they have a bountiful, scrumptious pot of soup to eat.

Now, many that tell this story attempt to dig up a positive moral to what transpired around the bubbling pot. Some say that the people came together and shared resources and that this story shows that by ourselves, we may be able to nibble on a single vegetable, but working together, we can enjoy tasty soup. However, the truth is much darker and speaks of manipulation and trickery.

Think about it for a moment. If we are to find a fundamental truth in the story Stone Soup, it is that there is a sucker born every day. Yes, the people of the village were tricked, duped, hoodwinked, bamboozled. Taking this story to its truthful conclusion, the shyster of this story was probably wanted in several counties for soup fraud and conspiracy to market false condiments. The deeper lesson from this story is that deception has almost no limits, or places that it cannot flourish, if it is crafted well.

Liberal democrats are about to hit some very hard political times. I have a feeling that votes are going to be about as hard to find in many political races as food was in this story. So, as was the case with the trickster that worked to fill a pot with the labors and fruits of others, the American people are going to be offered bowl after bowl of good liberal cooking all the way to the mid-term elections in 2010.

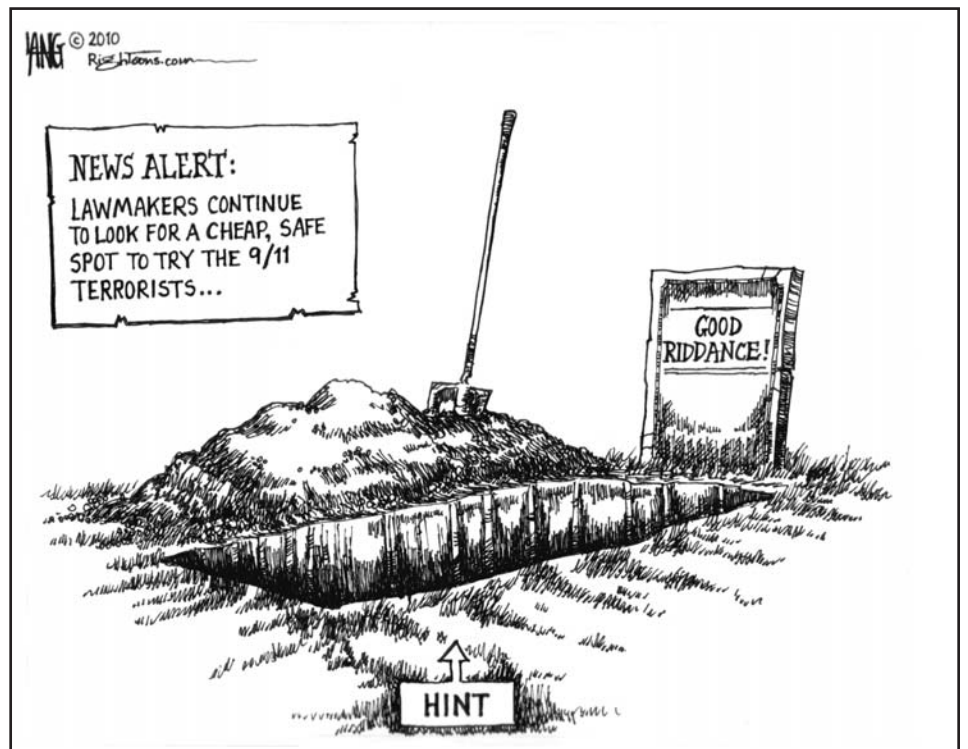
This dish starts with the rejection of the current reality that democrats will most certainly lose their majority in the House and many seats



Paul A. Ibbetson

in the Senate. From USA Today on down the line, liberals are attempting to slice and dice the historic loss of Ted Kennedy's seat in Massachusetts by saying that Scott Brown has a liberal aroma which mitigates the national implications of the democrats' defeat in one of the bluest of the blue states. This crushing defeat becomes part of a series of losses including elections in New Jersey and Virginia that democrats said were nothing more than local discontent. I can hear the falsehoods clanking at the bottom of the pot, and soon you will be asked to submit your contribution.

The largest of these salt-covered lies will be that Americans have given the President a mandate to do whatever he wants with this country and will not hold him or supporting members of congress accountable at the polls for the atrocious actions that have been heaped upon this nation from Washington. The President's State of the Union address in all its arrogance and condescension has more than filled the nostrils of the nation with the truth of the distasteful dishes this president still wishes



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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

See Conscience on page 10

**Men's Basketball - 2009-10 18-4**

**Schedule/Results Season**

Date	Opponent	Opp Rank	Location	Time (CST)	Results	Media
Sun, Nov 08	Pittsburg State (Exh.)	-	Manhattan	3 p.m.	89 - 53 (W)	
Fri, Nov 13	Loyola Chicago	-	Manhattan	7 p.m.	92 - 54 (W)	
Sun, Nov 15	Western Illinois	-	Manhattan	3 p.m.	82 - 50 (W)	
<b>O'Reilly Auto Parts Puerto Rico Tipoff</b>						
Thu, Nov 19	Boston University	-	at San Juan, Puerto Rico	6:30 p.m.	80 - 70 (W)	
Fri, Nov 20	Ole Miss	-	at San Juan, Puerto Rico	7:30 p.m.	74 - 86 (L)	
Sun, Nov 22	Dayton 18/21	-	at San Juan, Puerto Rico	4:30 p.m.	83 - 75 (W)	
<b>K-State Holiday Classic</b>						
Sat, Nov 28	IUPUI	-	Kansas City, Mo. (Sprint Center)	3 p.m.	70 - 57 (W)	
Tue, Dec 01	Fort Hays State	-	Manhattan	7 p.m.	83 - 76 (W)	
<b>Big 12 / Pac-10 Hardwood Series</b>						
Sat, Dec 05	Washington State	-	Manhattan	8 p.m.	86 - 69 (W)	
Tue, Dec 08	Xavier	-	Manhattan	8 p.m.	71 - 56 (W)	
Sat, Dec 12	UNLV	-	at Las Vegas, Nev. (Orleans Arena)	6 p.m.	95 - 80 (W)	
<b>Coors Classic</b>						
Sat, Dec 19	Alabama	-	at Mobile, Ala. (Mitchell Center)	8 p.m.	87 - 74 (W)	
Mon, Dec 21	Arkansas-Pine Bluff	-	Manhattan	7 p.m.	90 - 76 (W)	
Tue, Dec 29	Cleveland State	-	Manhattan	7 p.m.	85 - 56 (W)	
Sun, Jan 03	South Dakota	-	Manhattan	12 p.m.	91 - 69 (W)	
Sat, Jan 09	Missouri *	-	at Columbia, Mo.	1 p.m.	68 - 74 (L)	
Tue, Jan 12	Texas A&M *	-	Manhattan	6 p.m.	88 - 64 (W)	
Sat, Jan 16	Colorado *	-	at Boulder, Colo.	3 p.m.	87 - 81 (W)	
Mon, Jan 18	Texas *	-	Manhattan	8 p.m.	81 - 62 (W)	
Sat, Jan 23	Oklahoma State *	-	Manhattan	3 p.m.	69 - 73 (L)	
Tue, Jan 26	Baylor *	-	at Waco, Texas	7 p.m.	76 - 74 (W)	
Sat, Jan 30	Kansas *	-	Manhattan	6 p.m.	79 - 81 (L)	
Tue, Feb 02	Nebraska *	-	at Lincoln, Neb.	7 p.m.	76 - 57 (W)	
Sat, Feb 06	Iowa State *	-	at Ames, Iowa	1 p.m.	ESPN2	
Sat, Feb 13	Colorado *	-	Manhattan	5 p.m.	Big 12 Network	
Wed, Feb 17	Nebraska *	-	Manhattan	6 p.m.	FOX Sports Kansas City	
Sat, Feb 20	Oklahoma *	-	at Norman, Okla.	5 p.m.	ESPNU	
Tue, Feb 23	Texas Tech *	-	at Lubbock, Texas	7 p.m.	Big 12 Network	
Sat, Feb 27	Missouri *	-	Manhattan	7 p.m.	ESPNU	
Wed, Mar 03	Kansas *	-	at Lawrence, Kan.	7 p.m.	Big 12 Network	
Sat, Mar 06	Iowa State *	-	Manhattan	5 p.m.	Big 12 Network	
<b>Phillips 66 Big 12 Championship</b>						
Wed, Mar 10	TBA	-	at Kansas City, Mo. (Sprint Center)	TBA		

\* Conference Games



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# Free Press Sports

MANHATTAN FREE PRESS - Thursday, February 4, 2010

6A

## Cats Fall in Overtime Thriller, 81-79

### KSU Sports Information

A made bucket by Kansas' Sherron Collins and two late free throws sealed No. 11 Kansas State's fate as the second-ranked Jayhawks topped K-State, 81-79, in overtime Saturday evening at Bramlage Coliseum.

The game, which featured 20 lead changes and 14 ties, went into overtime for just the 14th time in the 268 meetings between the two in-state rivals. With the Jayhawks holding a one-point advantage with less than 10 seconds remaining, Collins made a jumper and was fouled to give KU a three-point lead. Collins would miss the free throw, but Kansas' Cole Aldrich pulled in his game-high 11th rebound at the worst time for the Cats, which all but put the game away.

Senior guard Jacob Pullen led all scorers with 22 on 8-of-18

shooting. Pullen was a true floor general, dishing out five assists along the way while only turning the ball over once. Aldrich led the Jayhawks with 18 points.

Freshman forward Wally Judge provided a much-needed spark off of the bench, falling just one rebound short of recording his first career double-double as he notched 10 points and a career-high nine rebounds.

Both teams started slow offensively as Kansas held a slim 6-4 lead five minutes into the game. K-State took its first lead of the contest when Denis Clemente hit a three to put the Wildcats up 9-8 with 13:32 left in the half. The lead was exchanged four more times in the half, and KU's Tyshawn Taylor hit a pair of free throws at the 3:41 mark to open up a five-point lead for the Jayhawks, their largest of the

half. But K-State battled back, cutting the lead to just one going into the intermission, 31-30.

Kansas came out hot in the second half, going on a 9-2 run in the first 2:30, which was capped by a Morningstar 3-pointer. K-State battled back to cut the lead to three at the 12:46 mark following a 15-footer from Jamar Samuels, bringing the score to 43-40.

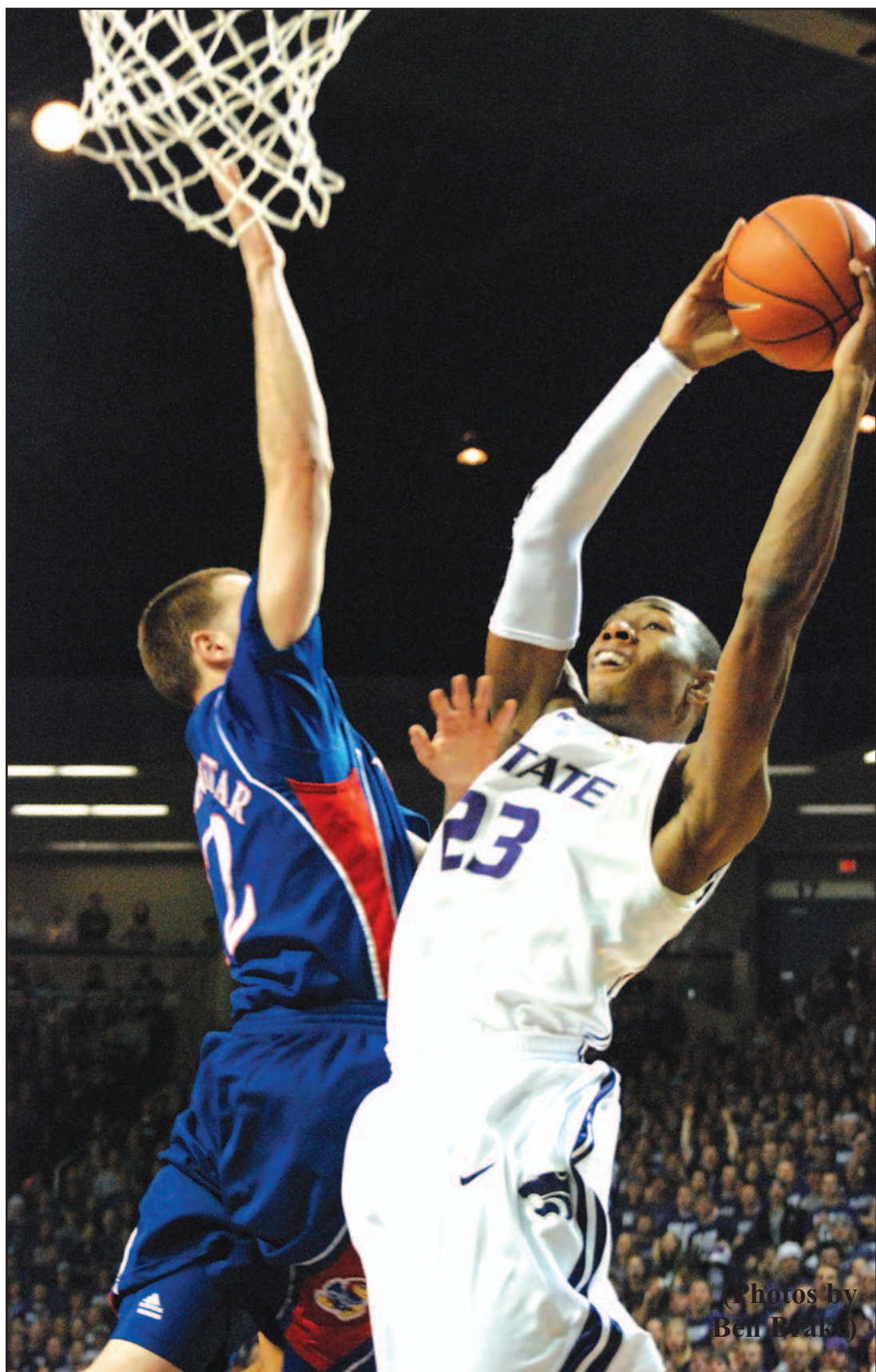
K-State took its first lead since the 9:46 mark of the first half, when Curtis Kelly stole an errant KU pass and pushed it ahead to Pullen for the go-ahead a layup at 46-45. Kansas reclaimed a one-point advantage at 50-49 two minutes later on a Collins layup. K-State would reclaim the lead on a slam dunk by Samuels at the 5:55 mark, to give the Wildcats a 57-55 lead.

The next two minutes saw both squads trade shots as Morningstar

hit a three to give the Jayhawks a two-point advantage going into the final media timeout. Rodney McGruder converted a crucial three-point play to tie up the score at 69 with only 34 seconds to play, and following a Collins turnover with four seconds left, the game was sent to overtime.

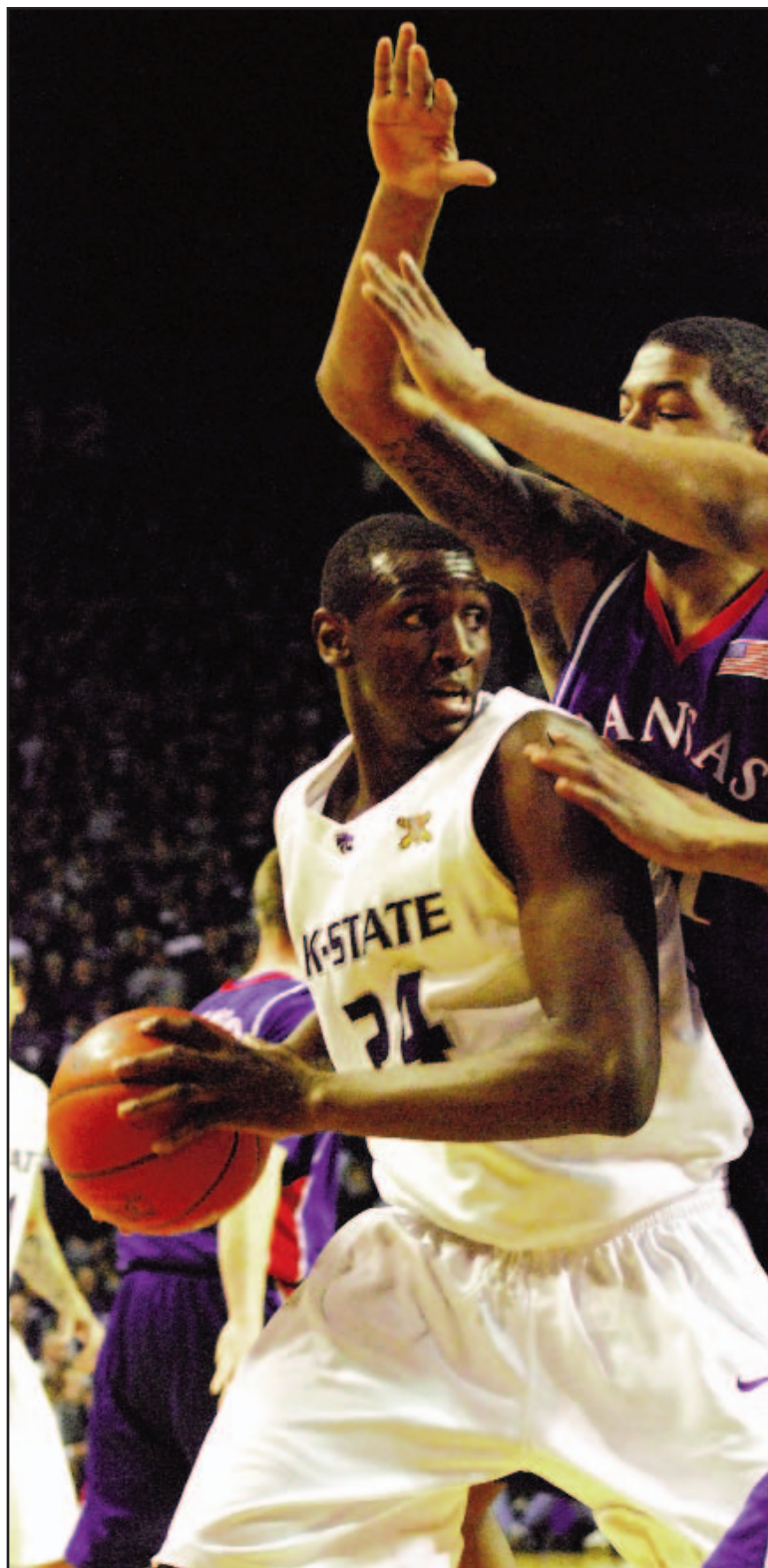
K-State controlled the opening tip of the extra period and took

advantage with a Sutton lay-in to go up by two. The Jayhawks regained the lead with a jumper from Taylor with 3:24 to play. The Wildcats took their final lead of the game on a pair of free throws at the 2:22 mark, but KU answered right back with its six points over the final minutes of the contest.



Dominique Sutton (23) takes it to the rim.

(Photos by Ben Braka)



Jamar Samuels (34) looks for help.

### Record Crowd Witnesses College GameDay

MANHATTAN, Kan. - Kansas State fans sent a message to the entire nation Saturday as the 8,159 in attendance Saturday morning in Bramlage Coliseum set a new record for ESPN's College GameDay show.

The previous record was 6,700, set just last week when Clemson hosted the show prior to its contest with Duke. The appearance in Manhattan was the first for the basketball edition of College GameDay, and K-State is now one of 15 schools to host the program for both football and bas-

ketball. ESPN's College GameDay was hosted Saturday by Rece Davis, Digger Phelps, Hubert Davis and Jay Bilas and featured an in-depth look at the day's college basketball action. Head coach Frank Martin was also interviewed on the broadcast, while the Wildcat band, cheerleaders and Willie Wildcat also took part in the morning's activities.

Bilas was impressed with Wildcat Nation on Saturday in his first visit to the Little Apple.

# Kansas State Wildcats Blow Past Iowa State 78-67

**KSU Sports Information**

A second-half surge by Ashley Sweat and a strong defensive effort helped Kansas State to a 73-67 victory over No. 22/18 Iowa State on Sunday afternoon.

With the win, the Wildcats moved to 11-9 on the season and 3-3 in Big 12 play, while snapping Iowa State's four-game win streak and handing them only their fourth loss of the season. The victory marks the second against a top-25 team this season and the first at home since K-State knocked off archrival No. 24 Kansas on January 9.

Despite an opening half that featured seven deadlocked scores where neither team could take a commanding lead, the Wildcats went into the break ahead, 29-27. After the break, the Wildcats came out firing from all cylinders and managed to protect their lead from the Cyclones down to the final buzzer.

The Cyclones could not find an

answer for Wildcat senior forward Ashley Sweat, who led all players in scoring with 31 points. She was 9-of-14 from the field, including 3-of-4 from 3-point range. She was strong from the stripe nailing 10-of-12 free throws, including 8-of-10 in the last five minutes of the game to help the Wildcats seal the win.

Freshman guards Brittany Chambers and Taelor Karr helped keep the Wildcats on top. Chambers scored 14 points and led the team in rebounds and assists with seven in each category. Karr added 12 points while pulling down five rebounds.

The Wildcats return to action in Bramlage Coliseum on Wednesday for a battle with No. 14/16 Baylor. The game, which is scheduled for a 7 p.m. tip-off, can be heard over the radio on the K-State Sports Network.

**Kansas State Player Quotes**  
 Senior Forward Ashley Sweat  
 On being prepared for Iowa

State...

"We worked a lot on our offensive execution this week. When they switched to the zone, I had flashbacks to Oklahoma State and how we did not execute, but we watched film so we knew where the gaps would be in the Iowa State zone and how we could penetrate it. We were able to work the ball well inside and outside. We played really well together, and we played smart and that was one of the first times that we have played smart like that this year."

On hitting shots...

"The way the rolls were falling for us tonight, we kind of got the feeling that when we got it up to the rim it was just going to go in. Sometimes we were a little surprised by the bounces that we did get, and I am just so proud of our team to bounce back from those early conference losses."

Freshman Guard Taelor Karr

On the team's cohesiveness...

"Our shots were going in and our defense had a good game plan this week, and the coaches got us all ready for it. Kari (Kincaid) did a great job guarding (Alison) Lacey, letting her get only 13 points for the game. We relied big time on Kari and she came through and played great defense."

Sunday afternoon's matchup between the Wildcats and the Cyclones was the 71st in the history of the series... K-State leads the series, 45-26 (.633) including a record of 24-9 (.727) in Manhattan... The 'Cats have won five out of the last seven meetings in the Little Apple... Head coach Deb Patterson is now 13-16 versus the Cyclones and is 9-5 against ISU in Bramlage Coliseum... K-State is now 117-97 (.546) all-time in Big 12 play... Attendance was 4,925.

**Photos by  
 Tonya Ricklefs  
 and Ben Brake**



Taelor Karr (12) and Ashley Sweat goes after the ball.

## Notes from the game:

# Ashley Sweat finished the game with 31 points to lead KSU in scoring...It was the 12th time this season Sweat has led the Wildcats in scoring... Her scoring outburst today marked her highest point total since she scored 26 points against Missouri State on December 5th... Sweat extended her consecutive games scoring streak to 119 games, the second longest consecutive scoring streak in school history... She reached double figures for the tenth consecutive game and the 17th game this season... She has scored in double-figures 90 times in her career... Today's effort marked the second time this season and third time in the her career that Sweat has scored 30 or more points... Sweat continues to climb the school's all-time blocks list, passing Kristie Bahner for eighth, with 66 career blocks... She also climbed a rung higher on the all-time rebounds list, tying Nadira Hazim for 18th place with 554 career rebounds... Sweat came into the con-

test hitting on nine of her last nine free throw attempts and continued that streak by hitting her first six free throws of the game... She finished an impressive 10-of-12 (.833) from the foul line... Sweat moved past Angie Bonner into fourth place on the all-time free throws attempted list, with 473 attempts for her career

# Freshman guard Brittany Chambers scored in double figures, finishing with 14 points... She has scored in double-figures in 14 out of 20 games this season...

She added a team-high seven assists and a team-high seven rebounds... Chambers has lead the team in rebounds five times so far this season

# Freshman guard Taelor Karr was the third Wildcat that scored in double-figures, finishing with 12 points... Today marked the 10th time this season that she has scored in double-digits... Karr also added five rebounds... She also drew her first charge of the season



Sometimes Ashley Sweat just puts up a wall to keep the opposing player from going to the basket.

## Conscience of Kansas \_\_\_\_\_ from page 4

to place on our plates. Only the "Stone Soupers" fail to smell what the "Barack" is cooking at this stage of the game. The question is whether people are going to order something better for this country or simply lie back and leave it to the cooks that are currently in the kitchen. If voters decide to go with the latter, they had better be prepared to relinquish everything they hold precious into the bottomless bubbling pot of a new American reality.

Paul A. Ibbetson is a former Chief of Police of Cherryvale, Kansas, and member of the Montgomery County Drug Task Force. Paul received his Bachelor's and Master's degree in

Criminal Justice at Wichita State University, and is currently completing his PhD. in sociology at Kansas State University. Paul is the author of the books Living Under The Patriot Act: Educating A Society and Feeding Lions: Sharing The Conservative Philosophy In A Politically Hostile World. Paul is also the radio host of the Kansas Broadcasting Association's 2008 and 2009 Entertainment Program of the Year, Conscience of Kansas airing on KSDB Manhattan 91.9 f.m. www.ibbetsonusa.com. For interviews or questions, please contact ibbetson91.9@gmail.com

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## K-State Women's Basketball - 11 - 9 2009-10 Schedule/Results Season

Date	Opponent	Location	Time (CST)	Results	Media
Tue, Nov 03	Fort Hays State (Ex)	Manhattan, Kan.	7 p.m.	81 - 68 (W)	
Mon, Nov 09	Pittsburg State (Ex)	Manhattan, Kan.	7 p.m.	89 - 61 (W)	
Sat, Nov 14	Indiana State	Manhattan, Kan.	5 p.m.	73 - 77 (L)	
Mon, Nov 16	Arkansas State	Manhattan, Kan.	7 p.m.	79 - 80 (L) OT	
Fri, Nov 20	Washington State	Manhattan, Kan.	7 p.m.	70 - 63 (W)	
Mon, Nov 23	Creighton	at Omaha, Neb.	7:05 p.m.	54 - 63 (L)	
Fri, Nov 27	BYU	at Provo, Utah	4:30 p.m. (CT)	65 - 62 (W)	
Wed, Dec 02	Arkansas	at Fayetteville, Ark.	7 p.m.	58 - 60 (L)	
<b>Commerce Bank Wildcat Classic</b>					
Fri, Dec 04	Missouri State vs. UTEP	at Manhattan, Kan.	4 p.m.		
Fri, Dec 04	Grambling State	Manhattan, Kan.	6 p.m.	64-60 (W)	
Sat, Dec 05	Consolation Game	at Manhattan, Kan.	1 p.m.		
Sat, Dec 05	Championship Game	at Manhattan, Kan.	3 p.m.	87-62 (W)	
Sun, Dec 13	Northwestern	Manhattan, Kan.	2 p.m.	50-53 (L)	
<b>Duel in the Desert</b>					
Sat, Dec 19	Hawaii	at Las Vegas, Nev.	9:30 p.m. (CT)	61-71 (L)	
Sun, Dec 20	VCU	at Las Vegas, Nev.	4:30 p.m./9:30 p.m.	73-67 (W)	
Mon, Dec 21	TBA	at Las Vegas, Nev.	TBA	59-55 (W)	
Tue, Dec 29	UC Davis	at Davis, Calif.	9 p.m. (CT)	73-59 (W)	
Sat, Jan 02	Yale	Manhattan, Kan.	2 p.m.	78-59 (W)	
Sat, Jan 09	Kansas *	Manhattan, Kan.	11 a.m.	59 - 35 (W)	
Wed, Jan 13	Missouri *	at Columbia, Mo.	6 p.m.	65 - 50 (W)	
Sat, Jan 16	Oklahoma State *	at Stillwater, Okla.	7 p.m.	56 - 66 (L)	
Wed, Jan 20	Colorado *	Manhattan, Kan.	7 p.m.	57 - 63 (L)	
Sat, Jan 23	Nebraska *	at Lincoln, Neb.	11 a.m.	56 - 71 (L)	
Sun, Jan 31	Iowa State *	Manhattan, Kan.	2 p.m.	73 - 67 (W)	
Wed, Feb 03	Baylor *	Manhattan, Kan.	7 p.m.		K-State Sports Network
Sun, Feb 07	Kansas *	at Lawrence, Kan.	1 p.m.		MetroSports K-State Sports Network
Wed, Feb 10	Missouri *	Manhattan, Kan.	7 p.m.		FSN Kansas City K-State Sports Network
Sat, Feb 13	Texas A&M *	at College Station, Texas	7 p.m.		K-State Sports Network
Wed, Feb 17	Texas *	at Austin, Texas	7 p.m.		K-State Sports Network
Sun, Feb 21	Oklahoma *	Manhattan, Kan.	2 p.m.		FSN K-State Sports Network
Wed, Feb 24	Texas Tech *	Manhattan, Kan.	7 p.m.		FSN Kansas City K-State Sports Network
Sat, Feb 27	Iowa State *	at Ames, Iowa	7 p.m.		K-State Sports Network
Wed, Mar 03	Colorado *	at Boulder, Colo.	8 p.m. (CT)		K-State Sports Network
Sat, Mar 06	Nebraska *	Manhattan, Kan.	12 p.m.		K-State Sports Network
<b>2010 Phillips 66 Big 12 Championships</b>					
Thu, Mar 11 -					
Sun, Mar 14	TBA	at Kansas City, Mo.	TBA		

\* Conference Games



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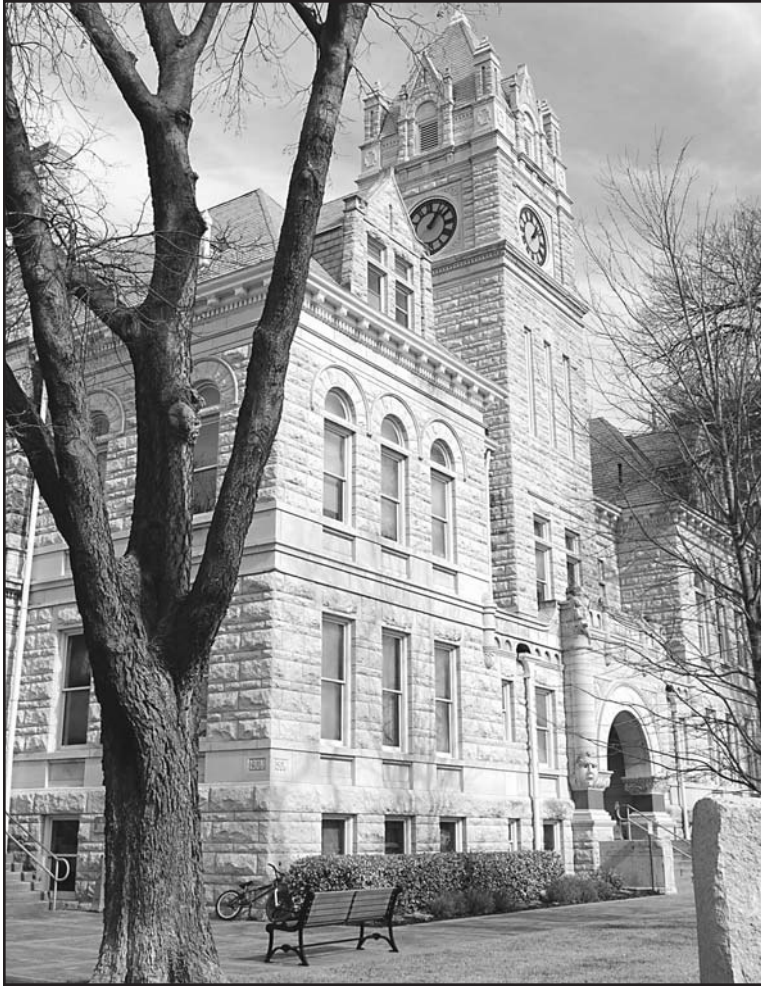
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## The Board of County Commissioners Minutes

### The Board of County Commissioners Of Riley County, Kansas

The Special meeting of the Board of County Commissioners met at the Riley County Plaza East Building January 20, 2010 with the following members present: Mike Kearns, Chairman; Karen McCulloh, Vice Chair; and Rich Vargo, County Clerk. Alvan Johnson, Member, was absent.

8:30 a.m. Executive session to discuss confidential legal advice regarding pending litigation issues

Consider Proposed Settlement Agreement Concerning Eddie James Lowery, et al., v. The County of Riley, et al., currently pending in the United States District Court for the District of Kansas.

Clancy Holeman, Counselor/Director of Administrative Services; David Cooper; and Bill Felber, Manhattan Mercury, attended.

8:30 Kearns moved that the County Commission recess into executive session on pending litigation for the purpose of consultation with an attorney for the commission, which would be deemed privileged in the attorney-client relationship, an exception to the Kansas Open Meetings Act, the open meeting to resume in the County Commission Chambers at 8:42 a.m. McCulloh seconded. Carried 2-0.

8:42 McCulloh moved to go out of executive session. Kearns seconded. Carried 2-0.

No binding action was taken during the executive session.

McCulloh moved that the Board of County Commissioners authorize the Chairman to execute the settlement agreement, with such modifications as are approved by attorneys for the County. Kearns seconded. Carried 2-0.

McCulloh moved that the Board of County Commissioners pass a resolution authorizing the issuance of general obligation bonds in the amount of up to \$356,000, plus necessary costs in issuing the bonds, in order to provide funds to satisfy the County's obligations. Kearns seconded. Carried 2-0.

McCulloh moved that the Board of County Commissioners authorize the attorneys for the County to pursue the collection of funds; including attorney fees, from Farmer's Alliance Insurance Company, in the event that insurer does not participate in the settlement. Kearns seconded. Carried 2-0.

Kearns presented the following statement by the Riley County Board of County Commissioners.

The Riley County Board of County Commissioners voted to approve a settlement agreement in a civil rights case Eddie James Lowery v. Riley County, et al., a case which has been pending since 2004.

Eddie Lowery confessed to the rape of an elderly Ogden woman in 1981. He later

recanted. A jury convicted him of multiple crimes. Lowery spent 10 years in prison and was released on parole. Nearly ten years after his release from prison, DNA tests of physical evidence of the crime excluded Lowery as the perpetrator of the rape.

Lowery sued the Riley County Police Department and several of its officers, along with various local units of government, including Riley County, the City of Manhattan and the City of Ogden claiming wrongful arrest, conviction and incarceration.

The Riley County Police Department is an independent law enforcement agency created by Kansas statute to provide law enforcement protection within Riley County, including the Cities of Ogden and Manhattan. The RCPD is funded, however, by the City of Manhattan and Riley County. The City of Manhattan and Riley County are allowed seats on the Law Board, and the Law Board oversees the operation of the RCPD. Neither the city nor the county have, or have ever had, any control over the operation of the RCPD.

Under the settlement agreement, Lowery will receive \$7.5 million in exchange for dismissing the lawsuit. The \$7.5 million total settlement amount will be shared by the City of Manhattan, Riley County, and their insurance companies. The insurers will pay more than \$5.8 million. The insurance companies will not pay the entire settlement because they all dispute that they have coverage and one of the companies has since gone out of business.

The City of Manhattan and Riley County will pay the balance according to an 80/20 split.

This was the funding ratio for the RCPD in 1981 when these events occurred. At that time, the City of Manhattan provided 80% of the funding for RCPD, and Riley County provided 20% of the funding.

Thus, under the settlement agreement, the City of Manhattan will pay \$1,344,000.00. Riley County will pay up to \$356,000.00. The County's share will be funded by the issuance of bonds.

Lowery's total claims in the lawsuit exceed \$41 million plus substantial attorney fees. The settlement will bring to a close nearly seven years of litigation in the federal courts, avoiding the risk and uncertainty of a trial for a fraction of the cost of the potential verdict. The County and other defendants do not admit liability under the agreement, but enter it simply to bring the matter to a resolution.

8:44 McCulloh moved to adjourn. Kearns seconded. Carried 2-0.

The Regular meeting of the Board of County Commissioners met at the Riley County Plaza East Building January 21, 2010 with the following members present: Mike Kearns, Chairman; Karen McCulloh, Vice Chair; and Rich Vargo, County Clerk. Alvan Johnson, Member, was absent.

8:30 Public Comment & Business Meeting

Clancy Holeman, Counselor/Director of Administrative Services; Johnette Shepek, Budget and Finance Officer; Leon Hobson, Public Works Director/County Engineer; Julie Merklin, League of Women Voters; and Joyce Mermis, KMAN, attended.

Kearns discussed SB368 regarding extended sentencing of fourth time DUT's impacting county jails.

Holeman asked for a consensus from the Board to ask our local legislators to look out for SB368.

The Board asked for more information on SB368 and the local impact.

McCulloh moved to accept Louis Hargrave's resignation as Jackson Township Treasurer. Kearns seconded. Carried 2-0.

McCulloh moved to appoint Gary Hargrave as Jackson Township Treasurer. Kearns seconded. Carried 2-0.

McCulloh moved to appoint Patty Parker to the Hunter's Island Water District Advisory Board, term expiration December 31, 2012. Kearns seconded. Carried 2-0.

McCulloh moved to approve "Resolution No. 012110-04, A Resolution appointing a representative to the Hunter's Island Water District Advisory Board" -Patty Parker. Kearns seconded. Carried 2-0.

Kearns moved to sign the Real Estate Tax Roll Correction for Mark H. Semon Et Ux (203-06-2-80-01-002.17-0) for tax year 2009. This results in a decrease in tax dollars of \$95.14. McCulloh seconded. Carried 2-0.

Kearns moved to sign the Real Estate Tax Roll Correction for John T. Pence Et Ux (204-18-2-70-05-002.00-0) for tax year 2009. This results in a decrease in tax dollars of \$625.12. McCulloh seconded. Carried 2-0.

Kearns moved to sign the Real Estate Tax Roll Correction for Corefirst Bank & Trust (215-22-0-10-01-002.00-0) for tax year 2009. This results in a decrease in tax dollars of \$126.16. McCulloh seconded. Carried 2-0.

Kearns moved to sign the Real Estate Tax Roll Correction for Teresa D. Adams (216-13-0-40-03-016.00-0) for tax year 2009. This results in a decrease in tax dollars of \$123.80. McCulloh seconded.

See Commission page 10

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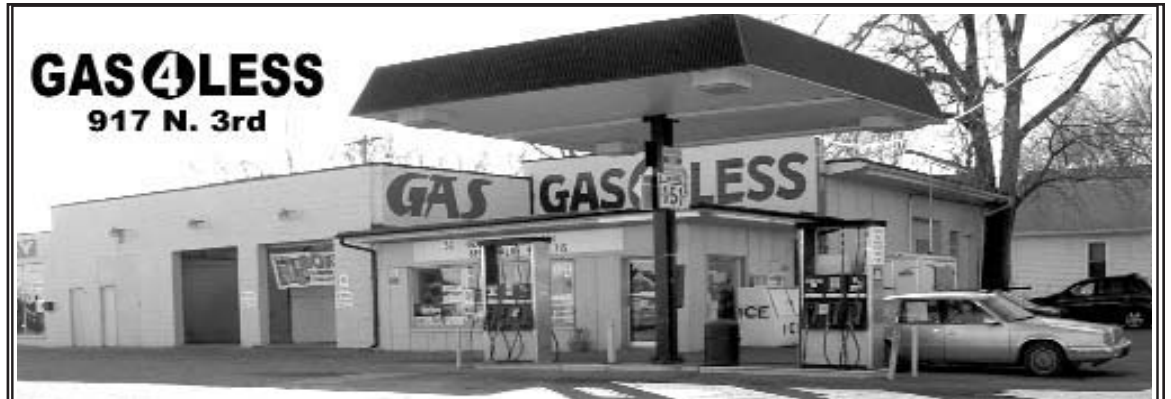
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# Commission Minutes

Carried 2-0.

Kearns moved to sign the Real Estate Tax Roll Correction for Corefirst Bank & Trust (216-14-0-00-00-006.00-0) for tax year 2009. This results in a decrease in tax dollars of \$255.10. McCulloh seconded. Carried 2-0.

Kearns moved to sign the Real Estate Tax Roll Correction for Sharon E. Campbell (151-01-0-20-07-008-0) for tax year 2009. This results in a decrease in tax dollars of \$245.86. McCulloh seconded. Carried 2-0.

Kearns moved to sign the Real Estate Tax Roll Correction for Dorothy M. Martin (189-31-0-30-02-002.00-0) for tax year 2009. This results in a decrease in tax dollars of \$14.80. McCulloh seconded. Carried 2-0.

Kearns moved to sign the Real Estate Tax Roll Correction for Bart D. Plummer Et Ux (189-31-0-30-03-001.00-0) for tax year 2009. This results in a decrease in tax dollars of \$178.78. McCulloh seconded. Carried 2-0.

Kearns moved to sign the Real Estate Tax Roll Correction for Monica Wernette (176-23-0-10-01-001.00-0) for tax year 2009. This results in a decrease in tax dollars of \$84.16. McCulloh seconded. Carried 2-0.

Kearns moved to sign the Real Estate Tax Roll Correction for Calvin J. R. Dishman Et Ux (176-23-0-40-01-009.00-0) for tax year 2009. This results in a decrease in tax dollars of \$439.58. McCulloh seconded. Carried 2-0.

Kearns moved to sign the Real Estate Tax Roll Correction for BGR, LLC (215-15-0-20-05-001.00-0) for tax year 2009. This results in a decrease in tax dollars of \$259.74. McCulloh seconded. Carried 2-0.

Kearns moved to sign the Real Estate Tax Roll Correction for BGR, LLC (215-15-0-20-05-011.00-0) for tax year 2009. This results in a decrease in tax dollars of \$259.64. McCulloh seconded. Carried 2-0.

Kearns moved to sign the Real Estate Tax Roll Correction for BGR, LLC (215-15-0-20-05-011.00-0) for tax year 2009. This results in a decrease in tax dollars of \$259.64. McCulloh seconded. Carried 2-0.

Tax Roll Correction for BGR, LLC (215-15-0-20-05-012.00-0) for tax year 2009. This results in a decrease in tax dollars of \$259.64. McCulloh seconded. Carried 2-0.

Kearns moved to sign the Real Estate Tax Roll Correction for BGR, LLC (215-15-0-20-05-013.00-0) for tax year 2009. This results in a decrease in tax dollars of \$259.64. McCulloh seconded. Carried 2-0.

Kearns moved to sign the Real Estate Tax Roll Correction for BGR, LLC (215-15-0-20-05-014.00-0) for tax year 2009. This results in a decrease in tax dollars of \$259.74. McCulloh seconded. Carried 2-0.

9:00 Pat Collins, Emergency Management Director

Clancy Holeman, Counselor/Director of Administrative Services; Johnette Shepek, Budget and Finance Officer; Julie Merklin, League of Women Voters; and Joyce Mermis, KMAN, attended.

P. Collins reported all three rural fire buildings being constructed are boxed in. P. Collins stated the three stations are located at May Day, Swede Creek, and Blue River Hills.

P. Collins discussed bidding the design of the training room at the Randolph Station. P. Collins said he would prefer that a recommendation come to the Fire District Board of Directors from the Rural Fire Advisory Board as to whether to build the training room and if recommended to do so what priority it should have.

P. Collins said the Tatarax station is a high priority for the Rural Fire Advisory Board.

The Board of County Commissioners, by consensus, agreed that the Rural Fire District #1 Advisory Board should make a recommendation for a training room to the Fire Station at Randolph per standard procedure.

P. Collins discussed the current 911 legislation.

Kearns moved to recess as the Board of County Commissioners and convene as the Rural Fire Board of Directors. McCulloh seconded. Carried 2-0.

The Rural Fire District #1 Board of Directors, by consensus, requested Rural Fire Advisory Board to consider the

Randolph Fire Station training room project and make a recommendation to the Board of Directors.

Kearns moved to recess as the Rural Fire Board of Directors and reconvene as the Board of County Commissioners. McCulloh seconded. Carried 2-0.

9:15 Debbie Register, Register of Deeds

Clancy Holeman, Counselor/Director of Administrative Services; Johnette Shepek, Budget and Finance Officer; Will Klusener, Manhattan Mercury; Julie Merklin, League of Women Voters; and Joyce Mermis, KMAN, attended.

Register reported the Register of Deeds' Office collected \$1,023,447.48 in revenues for 2009. Register stated the 2009 budgeted revenue was \$1,065,000.00.

9:22 Clancy Holeman, Counselor/Director of Administrative Services

Administrative Work Session

Johnette Shepek, Budget and Finance Officer; Julie Merklin, League of Women Voters; and Joyce Mermis, KMAN, attended.

9:22 Kearns moved that the County Commission recess into executive session pursuant to the non-elected personnel matters exception to the Kansas Open Meetings Act in order to discuss a performance matter involving a county employee and to protect the privacy of the employee, the open meeting to resume in the County Commission Chambers at 9:30 a.m. McCulloh seconded. Carried 2-0.

9:28 Kearns moved to go out of executive session. McCulloh seconded. Carried 2-0.

No binding action was taken during the executive session.

9:30 Holeman stated he will review the Randolph ambulance agreement and present it to the Randolph City Council.

Holeman stated Sharon Schwartz's version of the military encroachment bill has been introduced as presented by the working group.

Holeman said another military encroachment bill has been introduced by Tom Hawk, but is missing one section as approved by the working group. Holeman said he will send Representative Hawk the version of the bill as recommended by the

from page 9

working group to see if it can be introduced.

10:00 Dawn Shoffner, Assistant Information Technology Director

Joyce Mermis, KMAN; Clancy Holeman, Counselor/Director of Administrative Services; Leon Hobson, Public Works Director/County Engineer; Julie Merklin, League of Women Voters; Cory Meyer, Network Administrator; Julie Winter, Public Works Office Manager; Julie Akers, Records Assistant II; Lisa Ruthstrom, Administrative Assistant; Pat Collins, Emergency Management Director; and Will Klusener, Manhattan Mercury, attended.

Shoffner presented the revisions to the website design.

The Board of County Commissioners agreed the revisions are acceptable and thanked the committee for their efforts.

McCulloh moved to approve the final design of the Riley County website home page design 4. Kearns seconded. Carried 2-0.

10:15 Brad Schoen, Riley County Police Department Director

Clancy Holeman, Counselor/Director of Administrative Services; Shelly Williams, Community Corrections Director; Johnette Shepek, Budget and Finance Officer; Leon Hobson, Public Works Director/County Engineer; Julie Merklin, League of Women Voters; Will Klusener, Manhattan Mercury; Will Klusener, Manhattan Mercury; Shelly Williams, Community Corrections Director; and Joyce Mermis, KMAN,

attended.

Schoen discussed the Riley County Police Department's 2009 goals and accomplishments and 2010 goals. Schoen

**See Commission page 11**

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## Public Hearing for Bond Issue

By Adam Reichenberger

On Tuesday, Director of Finance, Bernie Hayden brought to the City Commission's attention the need to begin levying funds for several projects included in the May 2010 bond issue.

"On May 18, 2010," Hayden stated, "the City will sell bonds to finance the benefit district portion as well as the City-at-large portion of the fourteen (14) public improvement districts. The preliminary costs of the projects, which includes the cost of construction, change orders, engineering fees, short-term financing fees, a City administrative fee, and a 2.00% bond and discount fee, amount to \$3,850,449. Of these costs, \$3,264,119 is attributable to the benefit districts. The benefit district portion will be paid from special assessments over 20 years."

The 14 projects of discussion are separately partitioned into the Lee Mill Heights Addition, Unit Four, Phase One (4); Northwing Addition, Unit One (4); Silo Townhomes (4);

and one project each for the Stone Pointe Pedestrian Bridge and the Gary Avenue and Treemill Drive Drainage, Phase Two.

"Of the total project costs, \$586,330 is attributable to the City-at-large," Hayden explained. "Below is a listing of the City-at-large portion of the projects, their respective costs, and the source of financing:

Lee Mill Heights, Unit Four, Phase One - Street (ST0710) - \$173,894; which will be paid from the Bond and Interest Fund over 10 years.

Lee Mill Heights, Unit Four, Phase One - Water (WA0706) - \$59,109; which will be paid from the Water Fund.

Northwing Addition, Unit One - Water (WA0807) - \$12,324; which will be paid from the Water Fund.

Stone Pointe Pedestrian Bridge - Pedestrian Bridge (SP0701) - \$313,492; which will be paid from the Bond and Interest Fund over 10 years; and

Gary Avenue and Treemill Drive (Effingham) Drainage, Phase Two -

Stormwater (SM0807) - \$27,511; which will be paid from the Stormwater Fund."

Hayden called on the commission to set the date, February 16, 2010, "as the date to hold the public hearing levying special assessments against the benefiting property in the fourteen (14) public improvement districts.

"On February 5, 2010, the City will publish a notice of the public hearing in the official city newspaper. In addition, each property owner in the district will receive a letter notifying him or her about the public hearing and the proposed amount of their special assessments."

## Martini Night Opens at Columbian

Wamego, KS—The Columbian Theatre presents Martini Night showing four nights only February 12 & 13 and February 19 & 20. Doors open at 7:00pm for a social with drinks and heavy hors d'oeuvres, shows start at 7:30pm. Tickets are \$35 per person or \$60 per couple. Tickets include hors d'oeuvres, cash bar available, adults 21 years or older suggested.

The talent of Martini Night is sure to entertain. Martini Night is directed by Drew Horton, a familiar face and voice on the Columbian stage, with leading roles in South Pacific, Hoo Haw, Wizard of OZ and Greater Tuna. Another familiar face is Jeff Zerr, who was in Seven Brides for Seven Brothers, Oklahoma and

Grease. Mark Portell is back again for the third year in a row serenading with his impeccable Dean Martin role. Saturday night audience members will get a special treat with local Troy Hemphill joining the pack to induce side-splitting laughter, reminiscent of his role in the Columbian original Hoo Haw. New to the Columbian stage is Luke Johnson, who played the leading role this year in K-State's musical Guys and Dolls.

Reservations preferred, call the Columbian Theatre box office at 800-899-1893 or 785-456-2029, or purchase tickets online and view upcoming events at www.columbiantheatre.com

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## Commission Minutes from page 10

discussed municipal court and RCPD sharing the same software to save data entry. Schoen discussed implementing an electronic ticketing system.

Schoen discussed the need to hire eleven new staff to run the LEC addition in the last quarter of 2010.

Schoen discussed reality based training of sworn officers.

Schoen stated they will be reorganizing and getting rid of the old evidence filing system.

McCulloh stated she sees a lot of people running red lights.

Schoen stated he sees the same thing and it upsets him.

Schoen said they are starting to see the need of having a Traffic Enforcement unit.

Kearns stated this has been brought up at Law Board and it will require staffing and cost a lot.

10:32 Johnette Shepek, Budget and Finance Officer

Clancy Holeman, Counselor/Director of Administrative Services; Leon Hobson, Public Works Director/County Engineer; Julie Merklin, League of Women Voters; Brad Schoen, Riley County Police Department Director; and Joyce Mermis, KMAN, attended.

Shepek presented information on the financial impact of a consolidated dispatch center at the LEC. Shepek said the financial impact of the three Alternatives #2, #3, and #5 presented from the recent Law Board discussed is \$221,555.00.

Shepek stated for three years, Alternative #3 is the least expensive option for Riley County. Three year costs are: Alternative #2 - \$398,799.00; Alternative #3 - \$132,933.00; and Alternative #5 - \$230,417.00.

Schoen suggested we work our way into funding it on the 80/20 split.

10:45 Johnette Shepek, Budget and Finance Officer

Clancy Holeman, Counselor/Director of Administrative Services; Leon Hobson, Public Works Director/County Engineer; Julie Merklin, League of Women Voters; Dennis Peterson, Noxious Weed Director; Eileen King, Treasurer; Rod Meredith, Assistant Public Works Director/Parks Director; Will Klusener, Manhattan Mercury; Pat Collins, Emergency Management Director; and Joyce Mermis, KMAN, attended. Shepek discussed the 2010 CIP fund cash balance of \$2.3 million. Shepek stated the current cash not committed is \$360,551.00.

Shepek said based on the 2009 estimated ending cash balance in the General

fund, the Budget and Planning Committee recommends holding off on transferring the \$250,000 from the CIP fund to the General fund. This would provide an emergency reserve of \$500,000 or an additional \$250,000 that could be used to activate additional non-funded CIP projects. The Budget and Planning Committee also recommend activating the top priority non-funded CIP projects. The attached list of imperative, non-funded projects illustrates the recommended projects to be activated and is highlighted in yellow. The total estimated cost of these projects is \$397,000.00. Since this is more than the current cash available, only engineering and pre-work on the Standby Power for the IT Department would begin now. When cash is available it could go to bid or an encumbered project could be put on hold to move forward.

Cash Available:	\$360,551
LESS	
Motor Grader	\$ 40,000
Motor Grader	\$ 40,000
12 yard Tandem Axle Dump Truck	\$155,000
HHW Collection Trailer	\$ 12,000
Roadside Mower	\$ 75,000
Standby Power for IT Department	\$ 75,000
Total Project Estimates	\$397,000
Shortage	\$ 36,449

McCulloh said it is important that we start funding some CIP projects.

McCulloh moved to restore the CIP emergency reserve level back to \$500,000.00 by not transferring \$250,000.00 into the General Fund. Kearns seconded. Carried 2-0.

McCulloh moved to activate the two motor graders at \$80,000.00, a 12 yard tandem axle dump truck at \$155,000.00, HHW collection trailer at \$12,000.00, roadside mower at \$75,000.00, and standby power for the IT department at \$75,000.00 in the CIP fund. Kearns seconded. Carried 2-0.

11:13 Recessed.

11:15 Kearns moved to adjourn after the City/County Meeting. McCulloh seconded. Carried 2-0.

4:00 City/County Meeting (at City Offices)

Representing the City of Manhattan were Bruce Snead, Jayme Morris-Hardeman, Loren Pepperd, Bob Strawn, and Jim Sherow - City Commissioners; Gary Fees, City Clerk; Dale Houdeshell,

City Public Works Director; Rob Ott, City Engineer; and Ron Fehr, City Manager. Representing the County were Karen McCulloh and Mike Kearns - County Commissioners; Rich Vargo, County Clerk; Craig Cox, Assistant County Counselor; Leon Hobson, Public Works Director/County Engineer; Clancy Holeman, Counselor/Director of Administrative Services; Monty Wedel, Planning/Special Projects Director; Johnette Shepek, Budget and Finance Officer. Susie Kufahl, Riley County-Manhattan Health Department; Brian Johnson; Greg Fief; and Joyce Mermis, KMAN, attended.

Ott discussed the K-18 sewer relocation.

Fief discussed the scope of the K-18 sewer relocation to the airport. Fief said Riley County's right-of-way will need to be acquired.

Ott stated the sewer capacity will be built to 900 gallon per minute capacity with the ultimate capacity in the future to be 1,400 gallon per minute.

Fief estimated the project cost to be \$5.4 million.

Houdeshell stated they have applied for a waste water loan for the project.

Fehr discussed the State eliminating funding for hotel inspections and the State now taking the responsibility for restaurant inspections.

Murphy said there are 315 restaurant facilities, 158 are City permitted in Manhattan. Murphy said the State will provide two inspectors for Manhattan inspections.

Strawn asked, do the State inspections meet the City of Manhattan's requirements?

Fehr was not sure.

Strawn asked, what does it cost to pro-

**See Commission page 3**

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Twenty-seven Battle of the Bulge veterans met in Manhattan.

## Stories Bring Battle Closer To Home

By Gloria Freeland

The winter of 1944-1945 was a bitterly cold one in Europe. The Battle of the Bulge was fought during the worst part of it along an 85-mile stretch of the Ardennes Forest of Belgium and Luxembourg. It began in mid-December when German troops, thought to be in disarray, advanced into Allied lines, creating a "bulge." Many of the American soldiers had spent the previous six months fighting their way across France. Others were fresh out of training, rushed to the front to replace those who had died. By the time it ended in late January, more than 76,000 Americans were killed, wounded or captured. Many of those young men who survived experienced

severe frostbite.

Last Friday, more than two dozen veterans of the Battle of the Bulge attended a reunion at Manhattan's American Legion. The more than 150 others present included other World War II veterans, Vietnam War veterans, family members, widows of veterans and just ordinary people interested in history.

One by one, they came forward to share their stories.

Horace, the youngest of 15 children, had gone to war because he felt it was his duty to serve his country.

"It was cold in the foxholes and cold out," he said. "My feet, legs and hands were frozen."

Dick, a messenger and machine

gunner, said it was difficult to keep up with his fellow soldiers while carrying a 52-pound tripod, a 42-pound gun, and two 20-pound boxes of ammunition.

"You're scared as hell and they're scared as hell," he said, describing his fellow soldiers and the enemy.

Art was a driver for George Patton for a short time.

"Patton was a good general," he said. "Not everyone liked him, but I thought he was OK."

He said Patton walked around with a partially-zipped briefcase under his arm, which meant that papers inevitably fell out.

"I earned my Bronze Star by retrieving some of those papers that he lost in enemy territory," he

said, laughing.

Wally, part of a five-man radio crew, had landed on Normandy Beach the day after the D-Day invasion.

Bill was taken prisoner on Dec. 19.

Jim Sharp, chairman of the group that organized the reunion, said the purpose was to become better acquainted with fellow veterans, to remember the ones who didn't return and to inform those interested of some of the events that occurred. He was a Battle of the Bulge veteran himself and had stayed in Europe after the war to serve as a guard at the Nuremberg War Crimes Trials.

Even after the nearly three-hour lunch and program, people continued to talk and to examine memorabilia. There was a Nazi flag autographed by Sharp's fellow soldiers. He had removed it from Wilnsdorf, Germany, one of the cities captured by his company. A shadow box contained autographs of Nazis on trial. Another had "sweetheart jewelry," including Gold Star pins provided to mothers who lost sons in the war.

Eula Mae was there hoping to connect with someone who had known her late husband Walter, also a Battle of the Bulge veteran. She brought along four telegrams. The first – received in

January – reported that Walter had been missing in action since Dec. 18, the second that he had been taken prisoner by the Germans, the third that he was released and was being treated for his injuries and the last – received in June – that he was being sent home.

Representatives of Luxembourg and Belgium thanked the veterans for liberating their nations.

Robert Schaeffer, honorary consul general of Luxembourg, was only 14 when the battle started.

"Thank you from the heart," he said. "Thank you from my people . . . As I look at your faces, I can see that you still have the same spirit you needed when you fought the battle."

David Barber, honorary consul of Belgium, said Belgium was in chaos with food shortages and hundreds of thousands of people homeless.

He said, "The passage of time has not caused us to forget what you did."

And the stories those old soldiers shared brought the experience closer to home.

(This column is reprinted from the Jan. 22, 2010 Riley Countian)

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