

WAR MEMORIAL STADIUM COMMISSION

Enabling Laws

Act 1833 of 2005
A.C.A. § 22-3-1001

History and Organization

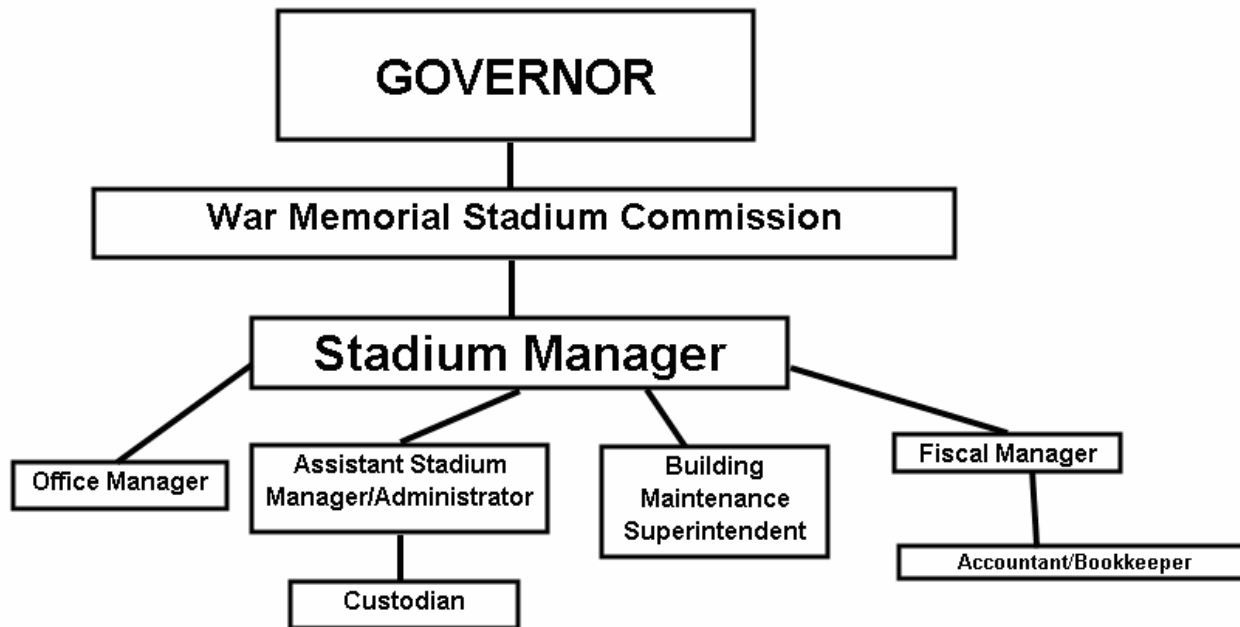
War Memorial Stadium's mission is to provide safe and adequate facilities for open-air events for schools, colleges, and universities of the State of Arkansas. In addition, the Stadium is available for use by other institutional and commercial organizations for various activities requiring a large open-air facility. The Stadium also allows various non-profit organizations to utilize the facilities for fund raising events as a community service. Beginning in Fiscal Year 2006, funding for the operation and upkeep of the Stadium came from stabilized General Revenue in the Miscellaneous Agencies Fund so that cash revenue could be used to do some much needed and long over do major renovations to the Stadium. The War Memorial Stadium Commission wishes to continue to receive general revenue funding for Fiscal Year 2007 as well as for Fiscal Years 2008 and 2009 and so on. The cash revenues are generated by the use of the Stadium through rentals and profits from concession/novelty sales and are being used for operations not covered by general revenue and for major ongoing renovations to the Stadium.

The Stadium Commission consists of eight (8) members appointed by the Governor with the advice and consent of the Senate. Each Congressional District in the State is represented by membership on this commission along with four (4) members from the State at large. This commission has exclusive jurisdiction over the operation of War Memorial Stadium.

Since its inception, the Stadium Commission has overseen a steady increase in the use of the Stadium. In the last biennium the Stadium was used over 50 times; 4 times by the University of Arkansas at Fayetteville, 2 times by Arkansas State University in Jonesboro, 2 times by the University of Central Arkansas in Conway, 2 times by the University of Arkansas in Pine Bluff, several special events including 2 Burlsworth football camps, 2 Life Champs football camps, 2 high school marching band competitions, 2 Get Wild in Arkansas watch parties and wild game cook-offs. In addition, 15-20 additional high school football games are played in the stadium including 7-8 games for Little Rock Catholic High School, the State Championship games for all divisions of high school football, Hooten Classic games, & Bank Bowl games. It is estimated that during the last biennium over 500,000 citizens of the State of Arkansas and guests from other states have used the facility during these events. The Stadium Commission and its staff will continue to seek events to maximize the use of the facility. During the past year, we have had approximately 10 inquires regarding the use of the Stadium for football events and events other than football. Beginning in the 2008 Fiscal Year, the Stadium will host yearly the Arkansas Baptist College home football games.

Current renovations to the Stadium include new concession stands and restrooms in the south concourse and end zone, two new scoreboards, new field turf, and new stadium field lights. War Memorial Stadium Commission is hoping the upgrade of the facility will continue in the upcoming years. The stadium has at least 3 more major renovation projects in the works to have a fully

updated facility for the citizens of Arkansas to be proud of and have the convenience they need and require at the Stadium that has served our State so well for over 50 years.



Agency Commentary

Act 282 of 1967 amended Sections 1, 2, and 5 of Act 249 of 1947 to create a Stadium Commission consisting of eight (8) members appointed by the Governor with the advice and consent of the Senate. Each Congressional District in the State is represented by membership of this Commission along with four (4) members from the State at large. This Commission has exclusive jurisdiction over the operation of War Memorial Stadium. The Stadium facilities are available for use by schools, colleges and universities of the State. In addition it is available for use by other institutional and commercial organizations for various activities requiring a large open-air facility. The Stadium also allows the use of its facilities to non-profit organizations for fund raising events. Funding for the operation and upkeep of the Stadium is from stabilized General Revenue in the Miscellaneous Agencies Fund and cash revenues that are generated by the use of the Stadium through rentals and profits from concession/novelty sales.

The 2007 - 2009 Biennial Budget Request seeks to provide for the maintenance and operations of the Stadium funded by general revenue, and for the cost of providing concessions and novelties for the events held at the Stadium funded by cash generated by the Stadium. In the cash appropriation, War Memorial Stadium Commission requests to restore Capital Outlay to the FY07 Authorized level of \$30,000 for major equipment purchases to maintain the Stadium. War Memorial Stadium Commission requests an increase in Salaries & Personal Services Matching, as well as general revenue funding, to provide for a custodial position filled in FY2006 that was desperately needed during the year due to an increase in clean up activities for additional events.

Also, War Memorial Stadium Commission requests an increase in appropriation and general revenue funding for Operating Expenses for both years of the biennium to provide for an increase in yearly

maintenance items. Some of the increase is to better reflect spending in maintenance items that were paid for with cash funds in FY2006. The additional increases in maintenance are for anticipated increases in electric & gas bills, plumbing work, additional maintenance items that the Stadium desperately needs, electrical maintenance, and yearly re-sealing of the concrete, yearly maintenance on air units (30 units), yearly painting on field walls, bleacher steps, dressing rooms, waterproofing concrete areas, and additional maintenance and upkeep of parking lots to name a few.

Audit Findings

DIVISION OF LEGISLATIVE AUDIT
 AUDIT OF :
 ARKANSAS WAR MEMORIAL STADIUM COMMISSION
 FOR THE YEAR ENDED JUNE 30, 2004

Findings	Recommendations
None	None

Employment Summary

	Male	Female	Total	%
White Employees	3	2	5	83 %
Black Employees	1	0	1	17 %
Other Racial Minorities	0	0	0	0 %
Total Minorities			1	17%
Total Employees			6	100 %

Cash Fund Balance Description as of June 30, 2006

Fund Account	Balance	Type	Location
3260000	\$1,285,110	Checking, CD	Bank of America

Statutory/Other Restrictions on use:

A.C.A. § 22-3-1007 Collateral/Payment of Bonds/Interest

Statutory Provisions for Fees, Fines, Penalties:

A.C.A. § 22-3-1002(6) Fix the amount of admissions, fees, commissions, concessions, rents, and other charges to be collected by the commission for the use of the stadium for athletic or other events

Revenue Receipts Cycle:

Revenue is deposited per event. Excess cash is invested in CD's. Interest is deposited monthly.

Fund Balance Utilization:

Used for operations, investment purposes, change for concession stands for football games and other events.

Publications

A.C.A 25-1-204

Name	Statutory Authorization	Required for		# Of Copies	Reason (s) for Continued Publication and Distribution
		Governor	General Assembly		
None	N/A	N	N	0	N/A

Department Appropriation

Historical Data

Agency Request and Executive Recommendation

Appropriation	2005-2006		2006-2007		2006-2007		2007-2008				2008-2009			
	Actual	Pos	Budget	Pos	Authorized	Pos	Agency	Pos	Executive	Pos	Agency	Pos	Executive	Pos
2VZ State Operations	702,948	6	698,300	5	755,638	5	843,099	6	843,099	6	893,099	6	893,099	6
A24 War Memorial Operations	654,662	1	5,427,878	2	5,785,986	2	5,395,427	1	5,395,427	1	5,395,427	1	5,395,427	1
Total	1,357,610	7	6,126,178	7	6,541,624	7	6,238,526	7	6,238,526	7	6,288,526	7	6,288,526	7

Funding Sources		%		%		%		%		%		%	
Fund Balance	4000005	1,036,822	39.2	1,285,110	18.4	857,232	12.7	857,232	12.7	511,805	7.9	511,805	7.9
General Revenue	4000010	699,999	26.5	698,300	10.0	843,099	12.5	843,099	12.5	893,099	13.7	893,099	13.7
Cash Fund	4000045	902,950	34.2	1,000,000	14.3	1,050,000	15.6	1,050,000	15.6	1,100,000	16.9	1,100,000	16.9
Merit Adjustment Fund	4000055	2,949	0.1	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Contribution / Bonds	4000165	0	0.0	4,000,000	57.3	4,000,000	59.2	4,000,000	59.2	4,000,000	61.5	4,000,000	61.5
Total Funds		2,642,720	100.0	6,983,410	100.0	6,750,331	100.0	6,750,331	100.0	6,504,904	100.0	6,504,904	100.0
Excess Appropriation/(Funding)		(1,285,110)		(857,232)		(511,805)		(511,805)		(216,378)		(216,378)	
Grand Total		1,357,610		6,126,178		6,238,526		6,238,526		6,288,526		6,288,526	

Agency Position Usage Report

FY2004-2005						FY2005-2006						FY2006-2007					
Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused
	Filled	Unfilled	Total	Total			Filled	Unfilled	Total	Total			Filled	Unfilled	Total	Total	
7	6	1	7	0	14.29%	7	6	0	6	1	14.29%	7	6	1	7	0	14.29%

Analysis of Budget Request

Appropriation: 2VZ - State Operations

Funding Sources: HUA - Miscellaneous Agencies Fund

The State Operations appropriation was created as a supplemental appropriation for FY2005 and continued in the 2005-2007 biennium to provide general revenue funding for operations and maintenance of War Memorial Stadium. This appropriation was created in part to replace the general revenue the Stadium had been receiving through the City and County Tourist Meeting and Entertainment Facilities Assistance Law, A.C.A. § 14-171-215, from fiscal years 1996 to 2004.

A cost of living increase is not incorporated in Base Level pending the outcome of the Classification and Compensation Study. FY07 salary levels have been held flat each year for all incumbents. Personal Services Matching may reflect increases in the Base Level due to the Social Security Tax maximum income limit and certain increases in Worker's Compensation and Unemployment Tax rates. Personal Services Matching includes a \$30 increase in the monthly contribution for State employee's health insurance for a total State match per budgeted employee of \$350 per month.

The Stadium is requesting to transfer one base level position from their cash appropriation (A24) to the general revenue appropriation (2VZ) resulting in a Change Level request for Regular Salaries and Personal Services Matching of \$33,251 each fiscal year. Due to the increased clean up activities associated with the additional events, the Commission felt it necessary to have a full-time Custodian instead of using Extra Help.

The Stadium is also requesting additional appropriation and general revenue funding for Operating Expenses of \$109,682 for FY08 and \$159,682 for FY09. Of this amount, \$8,360 covers a contract with MEMS for ambulance services at games/events as well as payment to the Department of Information Services (DIS) for internet and email services. The remaining request of \$101,322 for FY08 and \$151,322 for FY09 would cover routine annual maintenance of the Stadium including waterproofing and re-sealing the concrete, painting of field walls, bleacher steps and dressing rooms, service for 30 air units and upkeep of the parking lots.

The Executive Recommendation provides for the Agency Request.

Appropriation

Appropriation: 2VZ State Operations
Funding Sources: HUA - Miscellaneous Agencies Fund

Historical Data

Agency Request and Executive Recommendation

Commitment Item	2005-2006	2006-2007	2006-2007	2007-2008			2008-2009		
	Actual	Budget	Authorized	Base Level	Agency	Executive	Base Level	Agency	Executive
Regular Salaries 5010000	305,185	286,038	286,038	286,038	310,199	310,199	286,038	310,199	310,199
#Positions	6	5	5	5	6	6	5	6	6
Extra Help 5010001	38,087	40,000	40,000	40,000	40,000	40,000	40,000	40,000	40,000
#Extra Help	17	112	112	112	112	112	112	112	112
Personal Services Matching 5010003	73,157	80,444	78,100	82,310	91,400	91,400	82,310	91,400	91,400
Overtime 5010006	1,299	1,500	1,500	1,500	1,500	1,500	1,500	1,500	1,500
Operating Expenses 5020002	285,220	290,318	350,000	290,318	400,000	400,000	290,318	450,000	450,000
Conference & Travel Expenses 5050009	0	0	0	0	0	0	0	0	0
Professional Fees 5060010	0	0	0	0	0	0	0	0	0
Data Processing 5090012	0	0	0	0	0	0	0	0	0
Capital Outlay 5120011	0	0	0	0	0	0	0	0	0
Total	702,948	698,300	755,638	700,166	843,099	843,099	700,166	893,099	893,099
Funding Sources									
General Revenue 4000010	699,999	698,300		700,166	843,099	843,099	700,166	893,099	893,099
Merit Adjustment Fund 4000055	2,949	0		0	0	0	0	0	0
Total Funding	702,948	698,300		700,166	843,099	843,099	700,166	893,099	893,099
Excess Appropriation/(Funding)	0	0		0	0	0	0	0	0
Grand Total	702,948	698,300		700,166	843,099	843,099	700,166	893,099	893,099

FY07 Budgeted amount in Personal Services Matching exceeds authorized due to matching rate adjustments during the 2005-2007 biennium.

Change Level by Appropriation

Appropriation: 2VZ-State Operations
Funding Sources: HUA - Miscellaneous Agencies Fund

Agency Request

Change Level		2007-2008	Pos	Cumulative	% of BL	2008-2009	Pos	Cumulative	% of BL
BL	Base Level	700,166	5	700,166	100.0	700,166	5	700,166	100.0
C01	Existing Program	109,682	0	809,848	115.6	159,682	0	859,848	122.8
C07	Agency Transfer	33,251	1	843,099	120.4	33,251	1	893,099	127.5

Executive Recommendation

Change Level		2007-2008	Pos	Cumulative	% of BL	2008-2009	Pos	Cumulative	% of BL
BL	Base Level	700,166	5	700,166	100.0	700,166	5	700,166	100.0
C01	Existing Program	109,682	0	809,848	115.6	159,682	0	859,848	122.8
C07	Agency Transfer	33,251	1	843,099	120.4	33,251	1	893,099	127.5

Justification

C01	A change level request of \$8,360 in Operating Expenses each fiscal year is requested to contract with MEMS for Ambulance Service at events and for payment of services for internet and email through DIS. The remaining change level request of \$101,322 for FY08 and \$151,322 for FY09 for Building and Grounds Maintenance will cover the necessary annual processes for re-sealing and waterproofing the concrete, painting field walls, bleacher steps and dressing rooms, additional maintenance and upkeep of parking lots, annual service for 30 air units and electrical or plumbing problems.
C07	Prior to September 2005, the custodial duties for the Stadium were handled through Extra Help salaries. The number of events being held at the Stadium increased significantly resulting in the need to fill the full-time authorized Custodian position. In FY06, the position was paid part of the year from general revenue and part from cash. This request would transfer the Custodian position to general revenue thus leaving the cash funds generated by events to be used to fund the cost of providing concessions and novelties for Stadium events.

Analysis of Budget Request

Appropriation: A24 - War Memorial Operations

Funding Sources: 326 - War Memorial Stadium - Cash

Created by Act 232 of 1967, the War Memorial Stadium Commission strives to keep the facility in the best possible condition for athletics, entertainment, events and community service events, which are all for the enjoyment of the citizens and visitors of our State. Funding for the cash operations of the Stadium is generated from rental of the Stadium and profits from concession/novelty sales charged pursuant to Arkansas Code Annotated § 22-3-1002.

A cost of living increase is not incorporated in Base Level pending the outcome of the Classification and Compensation Study. FY07 salary levels have been held flat each year for all incumbents. Personal Services Matching may reflect increases in the Base Level due to the Social Security Tax maximum income limit and certain increases in Worker's Compensation and Unemployment Tax rates. Personal Services Matching includes a \$30 increase in the monthly contribution for State employee's health insurance for a total State match per budgeted employee of \$350 per month.

The Stadium is requesting to transfer one base level position from their cash appropriation (A24) to the general revenue appropriation (2VZ) resulting in a reduction in Base Level for Regular Salaries and Personal Services Matching of \$33,251 each fiscal year. Due to the increased clean up activities associated with the additional events, the Commission felt it necessary to have a full-time Custodian instead of using Extra Help. The Stadium is also requesting to restore Capital Outlay to the FY07 authorized amount of \$30,000 for major maintenance purchases to maintain the facility.

The Executive Recommendation provides for the Agency Request.

Appropriation

Appropriation: A24 War Memorial Operations
Funding Sources: 326 - War Memorial Stadium - Cash

Historical Data

Agency Request and Executive Recommendation

Commitment Item		2005-2006	2006-2007	2006-2007	2007-2008			2008-2009		
		Actual	Budget	Authorized	Base Level	Agency	Executive	Base Level	Agency	Executive
Regular Salaries	5010000	8,951	61,017	347,055	61,017	36,856	36,856	61,017	36,856	36,856
#Positions		1	2	2	2	1	1	2	1	1
Extra Help	5010001	10,086	65,000	65,000	65,000	65,000	65,000	65,000	65,000	65,000
#Extra Help		4	38	38	38	38	38	38	38	38
Personal Services Matching	5010003	2,655	26,385	98,455	27,185	18,095	18,095	27,185	18,095	18,095
Overtime	5010006	607	7,000	7,000	7,000	7,000	7,000	7,000	7,000	7,000
Operating Expenses	5020002	128,886	572,555	572,555	572,555	572,555	572,555	572,555	572,555	572,555
Conference & Travel Expenses	5050009	0	2,000	2,000	2,000	2,000	2,000	2,000	2,000	2,000
Professional Fees	5060010	23,986	54,538	54,538	54,538	54,538	54,538	54,538	54,538	54,538
Construction	5090005	0	4,000,000	4,000,000	4,000,000	4,000,000	4,000,000	4,000,000	4,000,000	4,000,000
Data Processing	5090012	0	0	0	0	0	0	0	0	0
Resale (COGS)	5090017	432,122	449,383	449,383	449,383	449,383	449,383	449,383	449,383	449,383
Refunds/Reimbursements	5110014	47,369	130,000	130,000	130,000	130,000	130,000	130,000	130,000	130,000
Capital Outlay	5120011	0	30,000	30,000	0	30,000	30,000	0	30,000	30,000
Contingency	5130018	0	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000
Total		654,662	5,427,878	5,785,986	5,398,678	5,395,427	5,395,427	5,398,678	5,395,427	5,395,427
Funding Sources										
Fund Balance	4000005	1,036,822	1,285,110		857,232	857,232	857,232	511,805	511,805	511,805
Cash Fund	4000045	902,950	1,000,000		1,053,251	1,050,000	1,050,000	1,103,251	1,100,000	1,100,000
Contribution / Bonds	4000165	0	4,000,000		4,000,000	4,000,000	4,000,000	4,000,000	4,000,000	4,000,000
Total Funding		1,939,772	6,285,110		5,910,483	5,907,232	5,907,232	5,615,056	5,611,805	5,611,805
Excess Appropriation/(Funding)		(1,285,110)	(857,232)		(511,805)	(511,805)	(511,805)	(216,378)	(216,378)	(216,378)
Grand Total		654,662	5,427,878		5,398,678	5,395,427	5,395,427	5,398,678	5,395,427	5,395,427

Change Level by Appropriation

Appropriation: A24-War Memorial Operations
Funding Sources: 326 - War Memorial Stadium - Cash

Agency Request

Change Level		2007-2008	Pos	Cumulative	% of BL	2008-2009	Pos	Cumulative	% of BL
BL	Base Level	5,398,678	2	5,398,678	100.0	5,398,678	2	5,398,678	100.0
C01	Existing Program	30,000	0	5,428,678	100.5	30,000	0	5,428,678	100.5
C07	Agency Transfer	(33,251)	(1)	5,395,427	99.9	(33,251)	(1)	5,395,427	99.9

Executive Recommendation

Change Level		2007-2008	Pos	Cumulative	% of BL	2008-2009	Pos	Cumulative	% of BL
BL	Base Level	5,398,678	2	5,398,678	100.0	5,398,678	2	5,398,678	100.0
C01	Existing Program	30,000	0	5,428,678	100.5	30,000	0	5,428,678	100.5
C07	Agency Transfer	(33,251)	(1)	5,395,427	99.9	(33,251)	(1)	5,395,427	99.9

Justification

C01	Request to restore Capital Outlay back to the FY07 Authorized level of \$30,000 for major equipment purchases to maintain the Stadium.
C07	Prior to September 2005, the custodial duties for the Stadium were handled through Extra Help salaries. The number of events being held at the Stadium increased significantly resulting in the need to fill the full-time authorized Custodian position. In FY06, the position was paid part of the year from general revenue and part from cash. This request would transfer the Custodian position to general revenue thus leaving the cash funds generated by events to be used to fund the cost of providing concessions and novelties for Stadium events.