SEPTEMBER 25, 2002

Chairman McElhaney called the meeting to order at 6:37 P.M. on Wednesday, September 25, 2002. All members were present. The Pledge of Allegiance was recited.

CONSENT AGENDA 09-25-02
Johnson made a motion to approve the following Consent Agenda:

- Approve request from the City of Eudora to close Main Street (County Route 1061) from 7th Street to 10th Street on October 5, 2002 from 7:00 A.M. until 7:00 P.M. to celebrate the Annual Eudora Fest.

Jones seconded and the motion carried unanimously.

PUBLIC WORKS 09-25-02
The Board discussed activities for "Put the Brakes on Fatalities Day," to be held on October 10, 2002. Keith Browning, Director of Public Works/County Engineer, was present for the discussion. This will be the second annual "Put the Brakes on Fatalities Day" across the nation. It has been established to focus national attention on reducing traffic fatalities in the United States. The day is being coordinated by a coalition of more than forty national safety organizations, government organizations, and private companies. Last year the Commission proclaimed October 10, 2001 to be "Put the Brakes on Fatalities Day" (PBF) in Douglas County. The Traffic Safety Advisory Committee (TSAC) requests that the Commission sign a similar proclamation this year. In addition, the TSAC would like to place an ad in the newspaper to notify the public of PBF Day. Last year, the Commission funded the cost of two ads placed in the *Journal-World* at a cost of $482 per ad. This year, the projected cost would be $511 per ad. Browning noted that he thought that one ad would be sufficient. Browning also suggested that a Commissioner do a Public Service Announcement and/or write an op-ed piece for the newspaper. Johnson stated he thought those were good ideas which should be handled by the Chairman. Jones made a motion that the promotional activities around "Put the Brakes on Fatalities Day" be approved in an amount not to exceed $600 for advertisements. Motion was seconded by Johnson and carried unanimously.

BYPASS 09-25-02
Mike Rees, Chief Counsel of the Kansas Department of Transportation (KDOT) presented an agreement between KDOT, Baker University, and Douglas County, Kansas. This agreement is made in connection with KDOT Project for the construction of Highway K-10 east from the completed work at Highway K-10 and Highway 59 to a connection with Highway K-10 east of the City of Lawrence. A full transcript of the discussion of this item is on file in the office of the County Administrator. A motion was made by Johnson to approve the Interlocal

Douglas County

Department of Public Works

Keith A. Browning, P.E.
Director of Public Works/County Engineer

MEMORANDUM

To : Board of County Commissioners

From : Keith A. Browning, P.E., Director of Public Works/County Engineer KB

Date : October 2, 2002

Re: Recognition of Exceptional Work by Public Works Bridge Maintenance Crew

This department's bridge maintenance crew has completed extensive deck repairs on the Route 438 (Kasold Drive) bridge over the Kansas Turnpike, and it is anticipated that the bridge will be opened to traffic Friday afternoon, October 4th. The work was anticipated to take four weeks to complete. Opening the bridge this Friday means that the work was completed in two weeks.

The deck repairs involved removing a large portion of the deck to partial depth (below the top mat of reinforcing steel), and replacing with high early strength concrete. In addition, an approximate 80 square feet area of deck was removed full depth and replaced. This required closing down one lane of the turnpike and forming from below on scaffolding set up on a lane and shoulder of the turnpike.

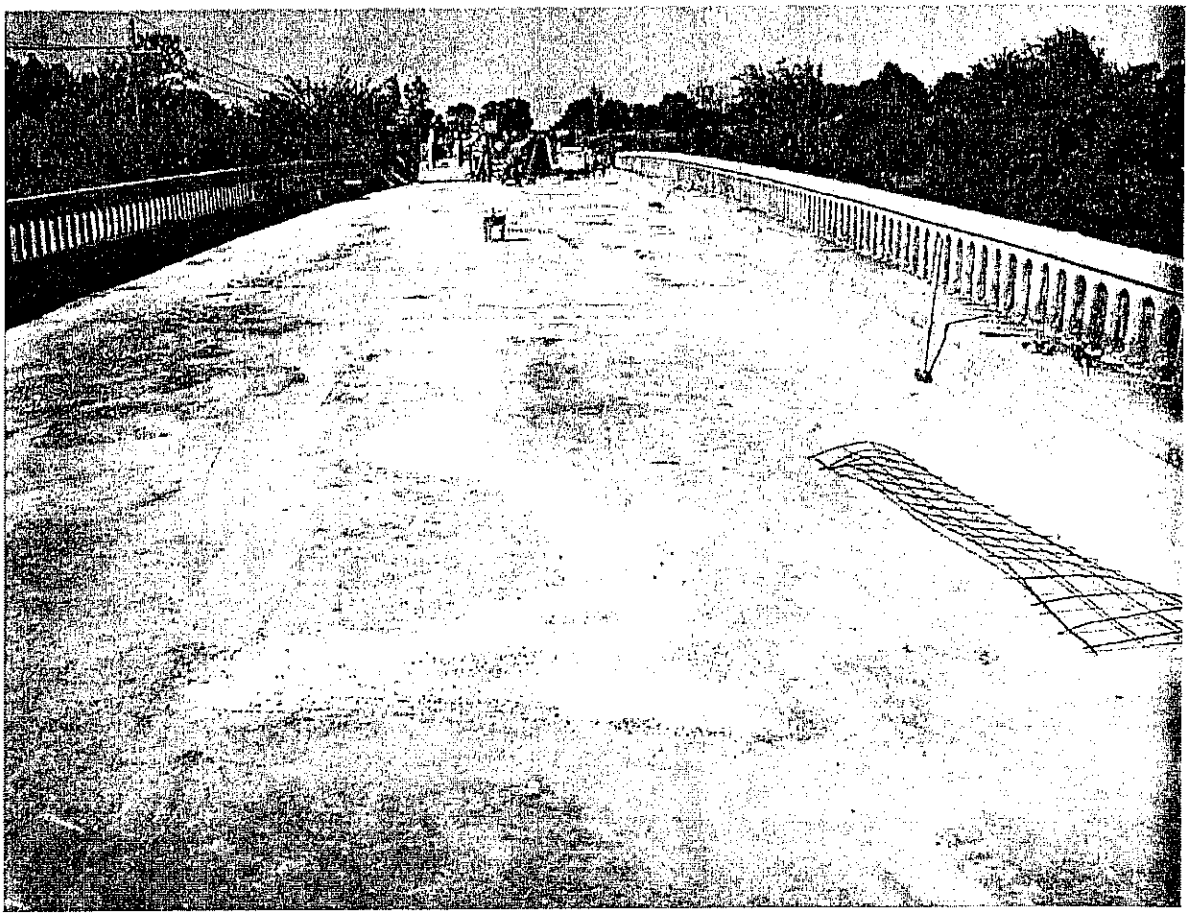
The repairs are to keep this bridge in service until it can be replaced. The City of Lawrence currently has the replacement of this bridge scheduled for 2006 on its Five Year Plan for federally funded projects. Replacing this bridge will require a cooperative funding arrangement between the City of Lawrence, Douglas County, and the Kansas Turnpike Authority. The 10 Ton posted load limit will remain for this bridge until it can be replaced.

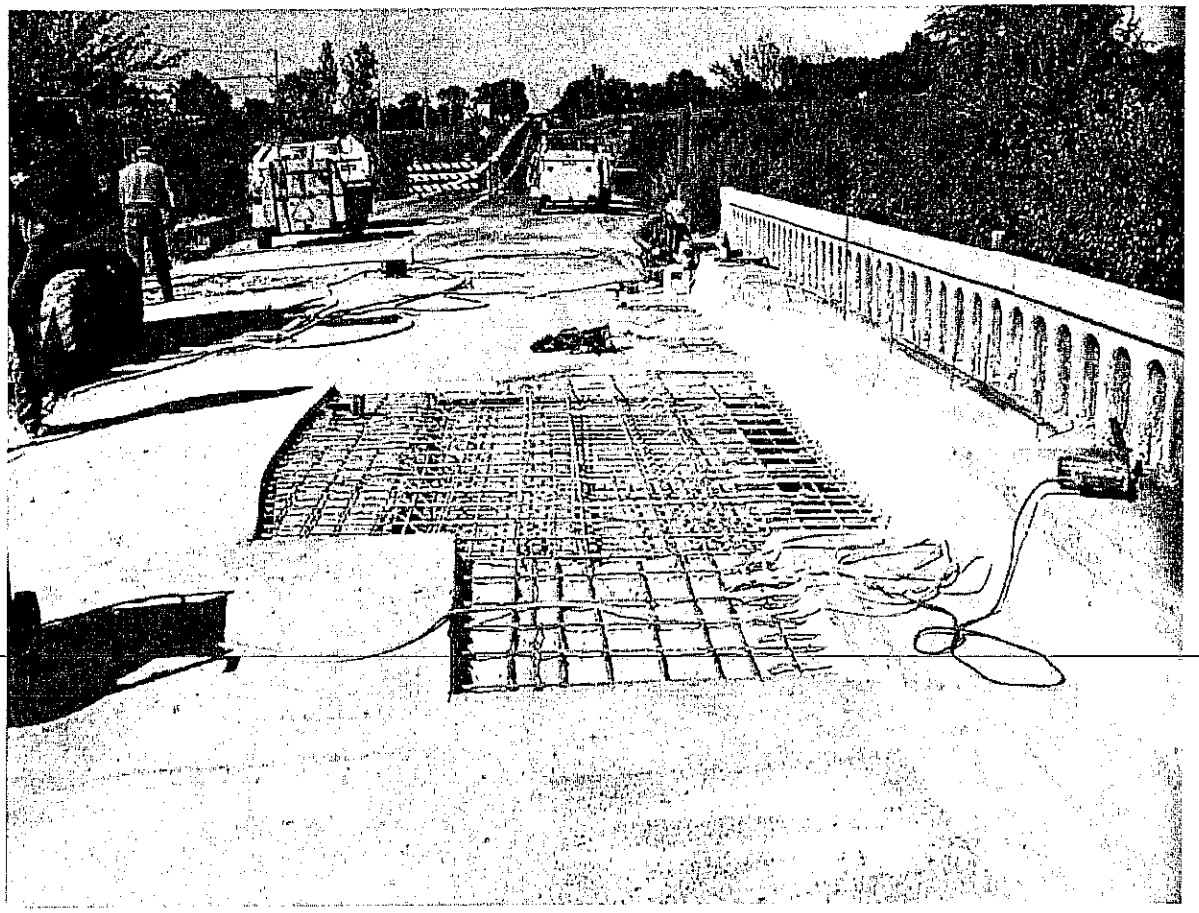
Our crew worked alongside a crew from the Kansas Turnpike Authority. Completing the repairs in a two week period required exceptional planning, effort and coordination on the part of both crews.

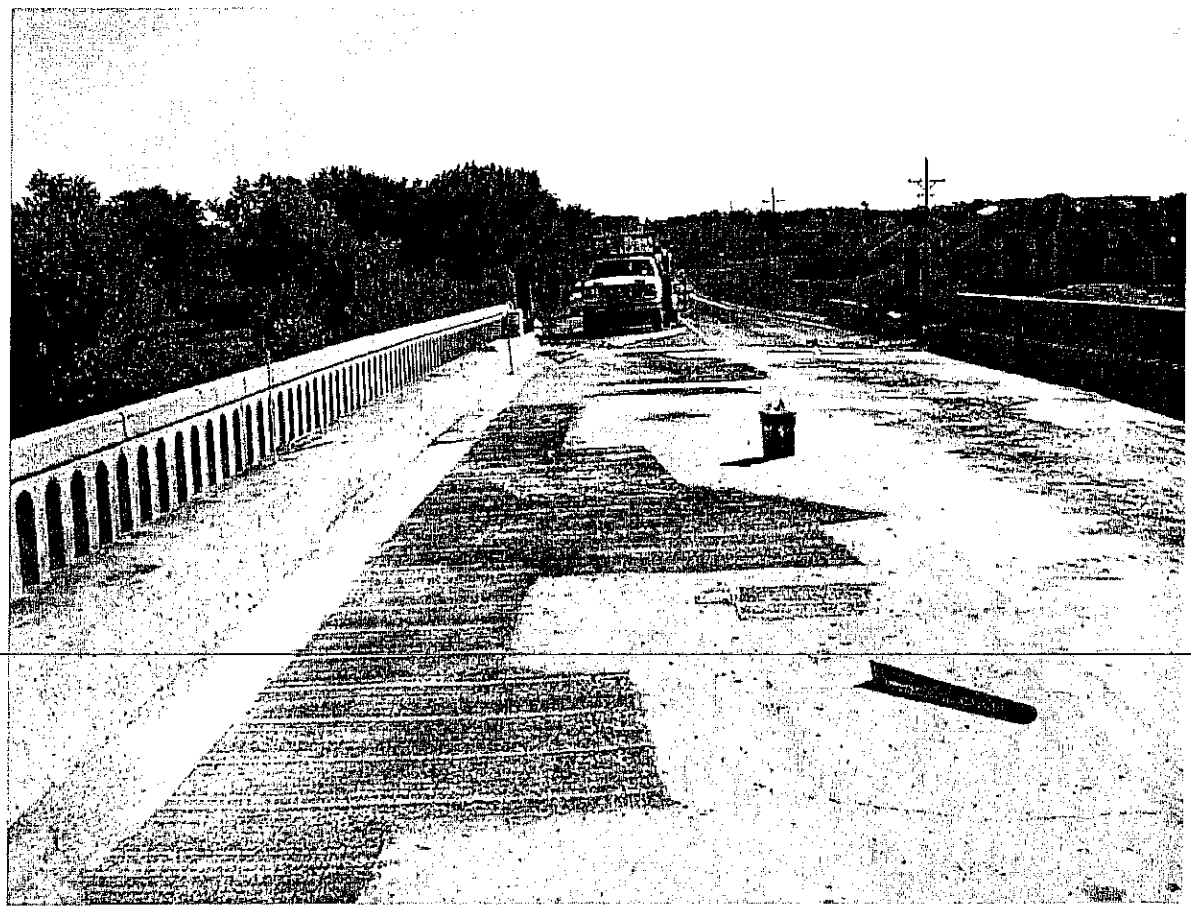
I am extremely proud of our bridge crew and the effort they put forth to open this important roadway in a shorter than expected amount of time. Thanks go to Bridge Superintendent Larry Wilson and his crew of Bob Schirmer, John Warhurst, Byron Coates, Dusty Northrop, and Tony Hadley for outstanding work. Thanks also go to Marv Oller, our traffic control installer, and Howard Hemphill, Superintendent, for expediting the installation of detour signs and construction traffic control devices for this repair project.

Action Required: Recognition of outstanding effort by Public Works operations personnel in repairing the deck to the Kasold Drive (Route 438) bridge over the Kansas Turnpike.

1242 Massachusetts Street, Lawrence, Kansas 66044-3350 / Fax No. (785) 841-0943
Telephone No. (785) 832-5293 / E-Mail dgcopubw@douglas-county.com







Douglas County

Department of Public Works

Keith A. Browning, P.E.
Director of Public Works/County Engineer

MEMORANDUM

To : Board of County Commissioners

From : Keith A. Browning, P.E., Director of Public Works/County Engineer

Date : October 2, 2002

Re : Proclaim October 10th "Put the Brakes on Fatalities Day" in Douglas County

"Put the Brakes on Fatalities Day" is scheduled for October 10, 2002, and has been established to focus national attention on reducing traffic fatalities in the United States. The day is being coordinated by a coalition of more than forty national safety organizations, government organizations, and private companies.

The Douglas County Traffic Safety Advisory Committee (TSAC) feels this is a worthy event. Highway safety has three primary components: (1) human behavior, (2) vehicle equipment, and (3) roadway features. The TSAC feels that this event will help motorists, cyclists, and pedestrians focus on at least the first component, and hopefully the other components as well.

The TSAC urges the BOCC to proclaim Thursday, October 10, 2002 "Put the Brakes on Fatalities Day" in Douglas County.

Action Required: Read and sign the attached proclamation.

1242 Massachusetts Street, Lawrence, Kansas 66044-3350 / Fax No. (785) 841-0943
Telephone No. (785) 832-5293 / E-Mail dgcopubw@douglas-county.com

PROCLAMATION

A PROCLAMATION BY THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS TO DECLARE THURSDAY, OCTOBER 10, 2002 AS "PUT THE BRAKES ON FATALITIES DAY" IN THE COUNTY OF DOUGLAS, KANSAS.

WHEREAS, each year more than 40,000 Americans are killed on our Nation's roadways; and,

WHEREAS, all roadway users – whether a pedestrian, cyclist, passenger or driver – contribute to the safety of America's roadways; and,

WHEREAS, the focus of the "Put the Brakes on Fatalities Day" campaign is to increase the awareness of roadway users own individual behaviors and encourage safe driving behaviors to save lives on America's roadways; and,

WHEREAS, the United States Congress has declared Thursday, October 10, 2002 as "Put the Brakes on Fatalities Day"; and,

WHEREAS, the Douglas County Traffic Safety Advisory Committee has requested the Douglas County Commission proclaim Thursday, October 10, 2002 as "Put the Brakes on Fatalities Day"; and,

WHEREAS, the Board of County Commissioners finds and declares that proclaiming Thursday, October 10, 2002 as "Put the Brakes on Fatalities Day" will increase public focus on roadway safety, reduce crashes and contribute to the national campaign to save lives on America's roadways.

NOW, THEREFORE, BE IT PROCLAIMED BY THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS, that Thursday, October 10, 2002 be recognized as "Put the Brakes on Fatalities Day" in Douglas County, Kansas; and,

BE IT FURTHER PROCLAIMED that the citizens of Douglas County are encouraged to help save lives on America's roadways by promoting safe driving behaviors.

ADOPTED this 7th day of October, 2002.

BOARD OF COUNTY COMMISSIONERS
OF DOUGLAS COUNTY, KANSAS

_____
Jere McElhaney, Chairman

_____
Bob Johnson, Member

_____
Charles Jones, Member

PROCLAMATION

National Disability Employment Awareness Month -- October 2002
National Javits-Wagner-O'Day Week -- October 12-20, 2002

WHEREAS, In 1945, Congress designated the first week in October each year as "National Employ the Physically Handicapped Week." The word "physically" was removed from the name in 1962 to acknowledge the employment needs of all Americans with disabilities. In 1988, Congress expanded the week to a month and changed its name to "National Disability Employment Awareness Month"; and

WHEREAS, The Javits-Wagner-O'Day Program provides nearly 40,000 Americans who are blind or who have other severe disabilities with rehabilitation, training and job coaching necessary to receive good wages and benefits and gain greater independence and quality of life; and

WHEREAS, The Javits-Wagner-O'Day Program empowers people with disabilities who traditionally face an unemployment rate of 70 percent and rely heavily on social support programs; and

WHEREAS, Through the Javits-Wagner-O'Day Program, community-based nonprofit organizations such as Cottonwood, Inc. provide employment opportunities to people with disabilities, while providing quality, on-time goods and services to the federal government at a competitive price; and

WHEREAS, By employing people who are blind or who have other severe disabilities, the Javits-Wagner-O'Day Program is able to help these individuals enjoy full participation in their community, market their JWOD skills into other public/private sector jobs and create and sustain employment opportunities; and

WHEREAS, Cottonwood provides employment opportunities and training for more than 200 people who have developmental disabilities, enabling them to lead more productive and meaningful lives and develop skills necessary for long-term employment; and

WHEREAS, Douglas County recognizes the important contributions of Cottonwood to the County and its citizens.

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS, does hereby proclaim the month of October 2002 as:

NATIONAL DISABILITY EMPLOYMENT AWARENESS MONTH

and the week of October 12-20, 2002 as:

NATIONAL JAVITS-WAGNER-O'DAY WEEK

ADOPTED this 7th day of October, 2002.

BOARD OF COUNTY COMMISSIONERS
OF DOUGLAS COUNTY, KANSAS

_____
Jere McElhaney, Chairman

_____
Bob Johnson, Member

_____
Charles Jones, Member

Douglas County, KS

2002 Junior College Out-District Tuition Bills

Wednesday, September 25, 2002

To: County Commission
Craig Weinaug

From: Debbie Sparkes
Budget Specialist

Please review these bills and approve for payment.

Butler County Community College	2002 Summer	$108.00
Cloud County Community College	2002 Summer	$42.00
Coffeyville Community College	2002 Summer	$108.00
Colby Community College	2002 Summer	$60.00
Cowley County Community College	2002 Summer	$132.00
Fort Scott Community College	2002 Summer	$132.00
Garden City Community College	2002 Summer	$36.00
Independence Community College	2002 Summer	$84.00
Johnson County Community College	2002 Summer	$3,636.00
Johnson County Community College	2002 Summer	$20,280.00
Kansas City Kansas Community Colle	2002 Summer	$156.00
Kansas City Kansas Community Colle	2002 Summer	$3,012.00
Kansas City Kansas Community Colle	2002 Spring-Mini	$1,464.00
Labette Community College	2002 Summer	$48.00
Labette Community College	2002 Summer	$6.00
Pratt Community College	2002 Summer	$60.00
Washburn University	2002 Summer	$1,272.00
	Total	$30,636.00

HOME RULE RESOLUTION NO. _____

A RESOLUTION FOR THE UNINCORPORATED TERRITORY OF DOUGLAS COUNTY, KANSAS, AMENDING THE 1997 EDITION OF THE UNIFORM BUILDING CODE, AS ADOPTED BY HOME RULE RESOLUTION N0. 99-6-2. ALL RESOLUTIONS OR PARTS OF THE RESOLUTION IN CONFLICT THEREWITH ARE HEREBY REPEALED.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS:

SECTION 7 of Home Rule Resolution No. 99-6-2 is hereby amended to read as follows:

SECTION 7. FEES

(A) Effective on and after January 1, 2003, building permit fees shall be as follows:

TABLE NO. 1-A BUILDING PERMIT FEES

TOTAL VALUATION	FEE
$1 to $500	$12.78
$501 to $2,000	$14.39 for the first $500 plus $1.91 for each additional $100 or faction thereof, to and including $2,000.
$2,000 to $25,000	$43.17 for the first $2,000 plus $8.57 for each additional $1,000 or fraction thereof, to and including $25,000.
$25,001 to $50,000	$241.73 for the first $25,000 plus $6.22 for each additional $1,000 or fraction thereof, to and including $50,000.
$50,001 to $100,000	$396.49 for the first $50,000 plus $4.32 for each additional $1,000 or fraction thereof, to and including $100,000.
$100,001 to $500,000	$613.92 for the first $100,000 plus $3.30 for each additional $1,000 or fraction thereof, to and including $500,000.
$500,001 to $1,000,000	$1,956.87 for the first $500,000 plus $2.86 for each additional $1,000 or fraction thereof, to and including $1,000,000.
$1,000,001 to $5,000,000	$3,395.75 for the first $1,000,000 plus $1.91 for each additional $1,000 or fraction thereof, to and including $5,000,000.

$5,000,001 to $15,000,000	$11,069.75 for the first $5,000,000 plus $0.95 for each additional $1,000 or fraction thereof, to and including $15,000,000.
$15,000,001 and above	$20,662.25 for the first $15,000,000 plus $0.50 for each additional $1,000 or fraction thereof.

Other Inspection and Fees:

1. Inspections outside of normal business hours (minimum charges – two hours) - $28.75 per hour. *
2. Reinspection fees assessed under provisions of Section 108.8 - $28.75 per hour. *
3. Inspections for which no fee is specifically indicated (minimum charge – one-half hour) - $28.75 per hour. *
4. Additional plan review required by changes, additions or revisions to approved plans (minimum charge – one-half hour) - $28.75 per hour. *

*Or the total hourly cost to the jurisdiction whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

(B) Effective on and after January 1, 2004, building permit fees shall be as follows:

Table 1-A is hereby amended to read as follows:

TABLE NO. 1-A BUILDING PERMIT FEES

TOTAL VALUATION	FEE
$1 to $500	$16.33
$501 to $2,000	$18.40 for the first $500 plus $2.42 for each additional $100 or faction thereof, to and including $2,000.
$2,000 to $25,000	$55.21 for the first $2,000 plus $10.89 for each additional $1,000 or fraction thereof, to and including $25,000.
$25,001 to $50,000	$309.17 for the first $25,000 plus $7.90 for each additional $1,000 or fraction thereof, to and including $50,000.
$50,001 to $100,000	$507.11 for the first $50,000 plus $5.48 for each additional $1,000 or fraction thereof, to and including $100,000.

$100,001 to $500,000	$785.20 for the first $100,000 plus $4.19 for each additional $1,000 or fraction thereof, to and including $500,000.
$500,001 to $1,000,000	$2,502.84 for the first $500,000 plus $3.63 for each additional $1,000 or fraction thereof, to and including $1,000,000.
$1,000,001 to $5,000,000	$4,343.16 for the first $1,000,000 plus $2.42 for each additional $1,000 or fraction thereof, to and including $5,000,000.
$5,000,001 to $15,000,000	$14,158.20 for the first $5,000,000 plus $1.21 for each additional $1,000 or fraction thereof, to and including $15,000,000.
$15,000,001 and above	$26,427.01 for the first $15,000,000 plus $0.81 for each additional $1,000 or fraction thereof.

Other Inspection and Fees:

1. Inspections outside of normal business hours (minimum charges – two hours) - $36.75 per hour. *
2. Reinspection fees assessed under provisions of Section 108.8 - $36.75 per hour. *
3. Inspections for which no fee is specifically indicated (minimum charge – one-half hour) - $36.75 per hour. *
4. Additional plan review required by changes, additions or revisions to approved plans (minimum charge – one-half hour) - $36.75 per hour. *

*Or the total hourly cost to the jurisdiction whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

(C) Effective on and after January 1, 2005, building permit fees shall be as follows:

Table 1-A is hereby amended to read as follows:

TABLE NO. 1-A BUILDING PERMIT FEES

TOTAL VALUATION	FEE
$1 to $500	$23.50
$501 to $2,000	$23.50 for the first $500 plus $3.05 for each additional $100 or faction thereof, to and including $2,000.

$2,000 to $25,000	$69.25 for the first $2,000 plus $10.89 for each additional $1,000 or fraction thereof, to and including $25,000.
$25,001 to $50,000	$391.25 for the first $25,000 plus $10.10 for each additional $1,000 or fraction thereof, to and including $50,000.
$50,001 to $100,000	$643.75 for the first $50,000 plus $7.00 for each additional $1,000 or fraction thereof, to and including $100,000.
$100,001 to $500,000	$993.75 for the first $100,000 plus $5.60 for each additional $1,000 or fraction thereof, to and including $500,000.
$500,001 to $1,000,000	$3,233.75 for the first $500,000 plus $4.75 for each additional $1,000 or fraction thereof, to and including $1,000,000.
$1,000,001 to $5,000,000	$5,608.75 for the first $1,000,000 plus $3.15 for each additional $1,000 or fraction thereof, to and including $5,000,000.
$5,000,001 to $15,000,000	$17,980.92 for the first $5,000,000 plus $1.54 for each additional $1,000 or fraction thereof, to and including $15,000,000.
$15,000,001 and above	$33,562.30 for the first $15,000,000 plus $1.02 for each additional $1,000 or fraction thereof.

Other Inspection and Fees:

1. Inspections outside of normal business hours (minimum charges – two hours) - $47.00 per hour. *
2. Reinspection fees assessed under provisions of Section 108.8 - $47.00 per hour. *
3. Inspections for which no fee is specifically indicated (minimum charge – one-half hour) - $47.00 per hour. *
4. Additional plan review required by changes, additions or revisions to approved plans (minimum charge – one-half hour) - $47.00 per hour. *

*Or the total hourly cost to the jurisdiction whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

SECTION 8 That if any section, subsection, sentence, clause or phrase of this resolution is, for any reason, held to be unconstitutional such decision shall not affect the validity of the remaining portions of this resolution. The Board of County Commissioners of Douglas County, Kansas, hereby declares that it would have passed this resolution, each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

.SECTION 9 That this resolution adopted hereby shall take effect and be in full force from and after its adoption by the Board of County Commissioners and publication once in the official County newspaper.

ADOPTED this _____ day of _____, 2002.

BOARD OF COUNTY COMMISSIONERS
OF DOUGLAS COUNTY, KANSAS

_____
Jere McElhaney, Chairman

ATTEST:

_____
Bob Johnson, Member

_____
County Clerk

_____
Charles Jones, Member

Lawrence Douglas-County Metropolitan Planning Office

TO: **County Commissioners**
FROM: **Linda M. Finger, Planning Director**
DATE: **September 20, 2002**
RE: **Resolution for implementation procedures for tower co-location requests**

Issue: Processing an application for a Co-location request on an existing tower in the County Zoning Regulations.
Specific notification requirements are also not addressed. A co-location request does not modify the approved tower height, location, or setback. It does not usually alter the compound or enclosure area but often includes an additional building for the ground-mounted equipment for the co-location.

Code Requirements: The County Zoning Regulations provide minimum standards and requirements for new communication towers (structures). Towers are special uses that require a public hearing as a Conditional Use Permit. A Conditional Use Permit requires public notice and an additional notification of property owners within 1-mile of the proposed structure by the applicant. A site plan is also required per section 19-4 (31).
The code specifically requires that each tower constructed be capable of accommodating additional carriers. It does not specify the approval process for these additional carriers. The code also does not specify notification procedures for requests for co-location.
The Board of County Commissioners has considered several co-location requests in the past two years as amendments to the site plan portion of an approved Conditional Use Permit. Generally these requests have included a building at ground level that must be evaluated for setback compliance, screening and access. Staff has notified property owners within the regular public hearing boundary (1000') for any co-location requests.
All notices are based on the "parent parcel" and not on the "lease area" of the tower location. Notification within the 1,000' boundary provides for notice to near-by property owners that may see construction activity. Co-locations that we handle in this manner do not alter the view perspective and or height of the tower. They are considered a minor site plan revision. If a co-location requires additional height be added to a tower, the CUP would go back to the Planning Commission for a new public hearing and the additional one-mile notice would be sent to surrounding property owners.
The County Zoning Regulations do not provide for language for a "minor revisions" procedure to Conditional Use Permits. Staff has adopted as informal policy the above-described procedure for handling requests for co-location on an approved CUP tower site. If the County wants to codify this as an administrative procedure (as discussed on 9-23-02) to allow co-location requests on existing towers they could do so through adoption of a Policy Resolution.

DOUGLAS COUNTY ZONING & CODES DEPARTMENT
2108 W. 27th Street – Suite I
Lawrence, Kansas 66047

MEMORANDUM

TO : Board of County Commissioners
Craig Weinaug, Douglas County Administrator

FROM: Keith R. Dabney, Director, Zoning & Codes Department K.R.D.

DATE : September 30, 2002

RE : Subdivision Resolutions

Please find enclosed resolutions for the following:

1. Maple Grove North No. 2 Subdivision
2. Oak Grove Estates Subdivision

The attached resolutions rezoning Maple Grove North No. 2 and Oak Grove Estates Subdivision were previously approved by the Commission, however, records indicated that no formal resolutions were prepared.

KEITH R. DABNEY, DIRECTOR
TELEPHONE: (785) 331-1343
FACSIMILE: (785) 331-1347

RESOLUTION NO._____

A RESOLUTION RELATING TO AND AMENDING A REGULATED PLANNING AND ZONING CLASSIFICATION WITHIN THE UNINCORPORATED TERRITORY OF DOUGLAS COUNTY, KANSAS.

WHEREAS, the Lawrence-Douglas County Planning Commission, created under the authority of K.S.A. 12-757 through K.S.A. 12-721, after holding a public hearing as required by Section 24-3 of the "Zoning Regulations for the Unincorporated Territory of Douglas County, Kansas," has recommended that the Board of County Commissioners change a certain zoning classification, the nature and description of such change being fully set forth below;

A TRACT OF LAND SITUATED IN THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 25, TOWNSHIP 13 SOUTH, RANGE 19 EAST OF THE SIXTH PRINCIPAL MERIDIAN IN DOUGLAS COUNTY, KANSAS MORE PARTICULARLY DESCRIBED AS FOLLOW:

COMMENCING AT THE NORTHWEST CORNER OF SAID SOUTHWEST ¼; THENCE ALONG THE NORTH LINE OF SAID QUARTER ON AN ASSUMED BEARING NORTH 88°01'45" EAST, 164.7 FEET TO THE POINT OF BEGINNING, SAID POINT BEING ON THE EAST RIGHT-OF-WAY OF US-59; THENCE CONTINUING ALONG THE NORTH LINE SAID QUARTER NORTH 88°01'45" EAST 1805.12 FEET TO A POINT IN THE CENTER-LINE OF CREEK; THENCE FOLLOWING THE CENTER-LINE OF SAID CREEK ON THE FOLLOWING COURSES: SOUTH 03°15'18" WEST, 23.05 FEET; THENCE SOUTH 08°11'40" WEST 112.95 FEET; THENCE SOUTH 04°08'20" EAST 49.6 FEET; THENCE SOUTH 63°27 '24" EAST, 35.84 FEET; THENCE SOUTH 22°09'27" EAST, 2.15 FEET; THENCE NORTH 83°23'06" EAST, 60.77 FEET; THENCE NORTH 62°19'34" EAST 81.12 FEET; THENCE SOUTH 15°31'23" WEST, 88.51 FEET; THENCE SOUTH 57°14'38" EAST, 61.04 FEET; THENCE SOUTH 25°47'E 63.3 FEET; THENCE SOUTH 21°45'31" WEST, 52.03 FEET; THENCE SOUTH 81°11'18" WEST, 73.72 FEET; THENCE SOUTH 52°19'19" WEST, 33.82 FEET; THENCE SOUTH 17°30' E 30.89 FEET; THENCE SOUTH 60°38'54" EAST, 53.7 FEET; THENCE SOUTH 34°59'25" EAST, 75.84 FEET; THENCE SOUTH 35°22'05" WEST, 50.55 FEET; THENCE SOUTH 67°47'41" WEST, 65.91 FEET; THENCE SOUTH 15°05'55"W 26.2 FEET; THENCE SOUTH 65°22'43" EAST, 86.03 FEET; THENCE SOUTH 00°21'59" WEST, 30.31 FEET; THENCE SOUTH 62°55'50" WEST, 74.13 FEET; THENCE NORTH 80°40'21" WEST, 48.96 FEET; THENCE SOUTH 51°20'2 4" WEST, 118.51 FEET; THENCE SOUTH 18°41'11" EAST, 26.53 FEET; THENCE NORTH 86°48'28" EAST, 67.0 3 FEET; THENCE SOUTH 28°40'39" EAST, 28.84 FEET; THENCE SOUTH 04°45'16" WEST, 38.78 FEET; THENCE SOUTH 51°49'19" EAST, 45.35 FEET; THENCE NORTH 80°38'31" EAST, 78.28 FEET; THENCE SOUTH 32°49'44" EAST, 28.01 FEET; THENCE SOUTH 11°22'44" WEST, 109.69 FEET; THENCE SOUTH 17°26'32" EAST, 79.81 FEET; THENCE SOUTH 68°31'52" WEST, 76.76 FEET; THENCE SOUTH 28°55'39" WEST, 48.12 FEET; THENCE SOUTH 73°29'13" EAST, 39.54 FEET; THENCE NORTH 84°11'27" EAST, 70.04 FEET; THENCE SOUTH 48°01'35" EAST, 35.12 FEET; THENCE SOUTH 38°47'36" WEST, 99.74 FEET; THENCE SOUTH 38°48'05" EAST, 56.11 FEET; THENCE SOUTH 03°30'36" WEST, 3.46 FEET; TO SOUTH LINE OF THE NORTH HALF OF THE SOUTHWEST

QUARTER SECTION 25 THENCE ALONG SAID SOUTH LINE SOUTH 88°02'51" WEST, 1672.42 FEET TO A POINT ON THE EAST RIGHT-OF-WAY OF US-59; THENCE ALONG SAID RIGHT-OF-WAY NORTH 05°47'49" WEST 644.59 FEET; THENCE CONTINUING ON SAID RIGHT-OF-WAY NORTH 20°52'15" WEST 720 FEET TO THE POINT OF BEGINNING. WW35 (NEW LEGAL DESC 2001)

THE ABOVE DESCRIBED TRACT CONTAINS 52.063 ACRES MORE OR LESS AND IS SUBJECT TO ANY RIGHT-OF-WAYS, RESTRICTIONS, EASEMENTS AND COVENANTS OF RECORDS IF ANY

WHEREAS, on January 3, 2001, the Board of County Commissioners found that, for the purpose of promoting and protecting values throughout Douglas County, Kansas, or for any one or more such purposes, the "Zoning Regulations for the Unincorporated Territory of Douglas County, Kansas" should be amended as recommended by the Lawrence-Douglas County Planning Commission by changing the zoning classification set forth below; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS, that pursuant to the "Zoning Regulations for the Unincorporated Territory of Douglas County, Kansas," the following change in zoning classification shall be made: The zoning classification is changed from "A" (Agricultural District) to "A-1" (Suburban Home Residential District) on property described as follows;

Oak Grove Estates

This resolution shall take effect and be in full force from and after its adoption by the Board of County Commissioners and published once in the official County newspaper.

ADOPTED this _____ day of _____, 2002.

BOARD OF COUNTY COMMISSIONERS
OF DOUGLAS COUNTY, KANSAS

_____
Jere McElhaney, Chairman

ATTEST:

COPY

_____
Bob Johnson, Member

_____
County Clerk

_____
Charles Jones, Member

RESOLUTION NO._____

A RESOLUTION RELATING TO AND AMENDING A REGULATED PLANNING AND ZONING CLASSIFICATION WITHIN THE UNINCORPORATED TERRITORY OF DOUGLAS COUNTY, KANSAS.

WHEREAS, the Lawrence-Douglas County Planning Commission, created under the authority of K.S.A. 12-716 through K.S.A. 12-721, after holding a public hearing as required by Section 24-3 of the "Zoning Regulations for the Unincorporated Territory of Douglas County, Kansas," has recommended that the Board of County Commissioners change a certain zoning classification, the nature and description of such change being fully set forth below;

A TRACT OF LAND IN THE SOUTHEAST QUARTER OF SECTION 18, TOWNSHIP 12 SOUTH, RANGE 20 EAST OF THE SIXTH PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF MAPLE GROVE NORTH, A SUBDIVISION IN DOUGLAS COUNTY, KANSAS; THENCE, SOUTH 89°20'36" EAST 762.11 FEET TO THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID QUARTER SECTION; THENCE SOUTH 00°01'27" WEST, ALONG THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID QUARTER SECTION, 571.74 FEET TO THE SOUTHEAST CORNER OF THE NORTH ½ OF THE SOUTHWEST QUARTER OF SAID QUARTER SECTION; THENCE NORTH 89°20'07" WEST, ALONG THE SOUTH LINE OF SAID NORTH ½, 761.87 FEET TO THE SOUTHEAST CORNER OF SAID MAPLE GROVE NORTH ADDITION; THENCE NORTH 00°00'00" EAST, ALONG THE EAST LINE OF SAID MAPLE GROVE, 571.63 FEET TO THE POINT OF BEGINNING. THE ABOVE CONTAINS 10.000 ACRES, MORE OR LESS, ALL IN DOUGLAS COUNTY, KANSAS. (hereinafter "Maple Grove North No. 2")

WHEREAS, on April 4, 2000, the Board of County Commissioners found that, for the purpose of promoting and protecting values throughout Douglas County, Kansas, or for any one or more such purposes, the "Zoning Regulations for the Unincorporated Territory of Douglas County, Kansas" should be amended as recommended by the Lawrence-Douglas County Planning Commission by changing the zoning classification set forth below; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS, that pursuant to the "Zoning Regulations for the Unincorporated Territory of Douglas County, Kansas," the following change in zoning classification shall be made: The zoning classification is changed from "A" (Agricultural District) to "I-2" (Light Industrial District) for the property described as follows:

Maple Grove North No. 2

This resolution shall take effect and be in full force from and after its adoption by the Board of County Commissioners and published once in the official County newspaper.

ADOPTED this 7th day of October, 2002.

BOARD OF COUNTY COMMISSIONERS
OF DOUGLAS COUNTY, KANSAS

Jere McElhaney, Chairman

ATTEST:

COPY

Bob Johnson, Member

County Clerk

Charles Jones, Member

Douglas County

Department of Public Works

Keith A. Browning, P.E.
Director of Public Works/County Engineer

MEMORANDUM

TO : Douglas County Commission

FROM : Keith A. Browning, P.E., Director of Public Works/County Engineer KB
Michael D. Kelly, L.S., County Surveyor MK

DATE : October 3, 2002

RE : Consent Agenda Request -- Acquisition of Appraisal Services
Proj. No. 23C-3688-01; County Route 1029: from Route 438 to Lecompton

As you are aware a road improvement project has been approved for the portion of County Route 1029 (E. 600 Road) located between County Route 438 (N. 1800 Road a/k/a Farmer's Turnpike) and the City of Lecompton (intersection with N. 2050 Road).

The project will utilize federal funding and, as such, requires any necessary construction easement be acquired using federally mandated acquisition guidelines. To that end an independent appraiser must be hired to ascertain appropriate offers for the required easement. We solicited proposals from eleven (11) appraisal firms and received three (3).

The purchasing policy requires Board approval of professional service contracts for amounts greater than $10,000.00. All three proposals are in excess of that amount.

After review of the proposals it has been determined the submittal by Keller and Associates should be accepted. Justification for this choice includes the firm's experience with similar projects for other counties, recent experience appraising the Stull Road project, and the lowest submitted proposed fee (approximately 75% of the next closest proposed fee). There have been identified 37 ownership tracts included in this project which would make the proposed total services fee $11,100.00. That amount does not include any other additional fees that may be incurred such as a tree appraisal specialist.

ACTION REQUIRED: Consent Agenda authorization for the Director of Public Works to negotiate and execute a contract for appraisal services with Keller and Associates.

1242 Massachusetts Street, Lawrence, Kansas 66044-3350 / Fax No. (785) 841-0943
Telephone No. (785) 832-5293 / E-Mail dgcopubw@douglas-county.com

September 24, 2002

Mr. Keith Browning, PE
Director of Public Works/County Engineer
1242 Massachusetts Street
Lawrence, KS 66044

RE: *Appraisals* – 23C-3688-01, County Route 1029

Dear Keith:

Please accept this as our proposal to perform *appraisals for right of way purposes* on the above-mentioned properties.

The cost for the preparation of this appraisal will be billed based on a fee of $300 per tract.

The above-mentioned fees do not include third party fees, which may result from the project. Any and all third party fees will be pre-approved with you department.

Our appraisal reports will be prepared in conformity with and subject to the Uniform Standards of Professional Appraisal Practice and the Standards of Professional Practice. Additionally it will comply with the appraisal standards established by the Kansas Department of Transportation

The purpose of this appraisal assignment is to develop an independent conclusion concerning the real property; thus, our contract for services is in no way contingent upon reporting a predetermined analysis or opinion.

The fee is due and payable upon delivery of the reports.

KELLER & ASSOCIATES
REAL ESTATE APPRAISERS AND CONSULTANTS

123 W. EIGHTH ST., SUITE 303
LAWRENCE, KANSAS 66044
PHONE (785) 841-0110
FAX (785) 841-0148

Mr. Keith Browning, PE
Director of Public Works/County Engineer

We will make every effort to complete this appraisal assignment by the end of November of 2002. Our completion date could be impacted by events outside of our control. These may include delays in inspecting the properties or receipt of all necessary information from third party contractors. We will make every effort to minimize any possible delays.

In order to complete the project we will require:

- Legal description of all proposed easements & right of ways;
- Construction plans with elevations;
- Proposed easement documents and
- Ownership and encumbrance policy.

As will be shown herein our firm has extensive experience in similar projects. Within the last 12 months we have worked on three projects ranging in size from roughly 30 tracts to over 100 tracts. One of these projects was for your department.

If you should have any questions, please do not hesitate to contact me.

If this proposal is acceptable, please acknowledge by signing and returning this engagement letter to us.

Very truly yours,

Timothy J. Keller, MAI

_____

Accepted by Date

Enclosures:

Work Experience

Keller & Associates is a regional real estate appraisal and consulting firm with appraisal experience in the following states: Nebraska, Kansas, Iowa, Missouri, Illinois, and Oklahoma. Keller & Associates meets the qualifications established for a small business.

Previous eminent domain experience includes:

PARTIAL LIST OF ASSIGNMENTS

Client	*Appraisal*	*Review*	*Other*
KDOT-Reno County	X		
KDOT-Douglas County	X	X	
KDOT-Saline County	X		
KDOT-Marshall County	X		
KDOT-Chase/Marion Counties	X		
KDOT-Thayer County	X		
KDOT-Brown County	X		
City of Olpe	X		
City of White City	X		
City of Winchester		X	
City of Lawrence-Various	X	X	
City of Hartford		X	
City of Eudora	X		
City of Perry	X		
City of Nortonville		X	
City of Auburn		X	
City of Lancaster	X		
City of White City	X		
City of Maple Hill		X	
Douglas County	X		
Franklin County	X		
Miami County	X		
Jefferson County	X		
Douglas County	X		
US Postal Service	X		X

Key Staffing

Timothy J. Keller

Experience/Education

- Commercial Real Estate Appraiser since 1989
- Founder and President of Keller & Associates since 1996
- Developer and manager of several commercial properties
- Expert witness in several court cases
- Court appointed appraiser

Designations

- MAI
- Certified General Real Property Appraiser, Kansas (G-911); Missouri (RA 002814);

Education

- Fort Hays State University, BS in Accounting
- University of Notre Dame, MBA

Career Highlights

- Performed appraisals of over 30 regional malls in over 10 states
- Developer of Eagle Valley Subdivision/Eagle Valley Townhomes
- Developer of Franklin Business Center
- Managing member of Legacy Properties, LLC
- Performed TIF Feasibility Analyses for several proposed projects
- Lead appraiser in various KDOT highway projects

Brett Blanchfield

Experience

- Associate Appraiser since 2001
- Agronomist & Appraiser May of 1998- December 2000
- Lead appraiser on Brown County KDOT project

Designations

- Currently completing state appraisal classes

Education

- Master of Science in Agronomy, Iowa State University
- BS of Agricultural Economics, University of Nebraska

Jeff Allen

Experience

- Associate Real Estate Appraiser
- Commercial real estate underwriter with Midland Loan Services, KCMO – 1994-2000
- Banking Industry – 1983-1994

Designations

- Currently completing state appraisal classes

Education

- Bachelor of Science degree in Business Administration and a Bachelor of Arts in Economics from the University of Kansas.

Brian Mills

Experience

- Associate Real Estate Appraiser
- Banking and Insurance industry – 1983-2001

Designations

- Provisionally licensed appraiser
-

Education

- Bachelor of Science degree in Business Administration from Baker University

Rhonda Gillespie

Experience

- Market Research Analyst - conducts market surveys and market research for various projects and analyzes and quantifies supply and demand.
- Office Manager and Bookkeeper
- Merchandise and Distribution Planner for Payless Shoesource - 1994-1999

Education

- Bachelor of Science degree in Marketing from Kansas State University.

All personnel at Keller & Associates have their own computers, 24-hour voice mail access, and individual e-mail. Keller & Associates has the capability to provide paperless reports if necessary through the use of technology such as digital cameras, fiber optic cable internet connection, and scanning. Through the internet, we have access to demographic services and other informational tools.

Contractors List

Forester:

Gary Naughton, Foresters, Inc, Manhattan, KS

Fencing:

Jere McElhaney, Lawrence, KS
Hold'em Fence Company, Fostoria, KS

Septic Tank/Excavation:

Breason Excavating, Perry, KS
Dunbar Trucking & Excavating, Lawrence, KS

DOUGLAS COUNTY ZONING & CODES DEPARTMENT
2108 W. 27th Street – Suite I
Lawrence, Kansas 66047

MEMORANDUM

TO : Douglas County Board of County Commissioners
Craig Weinaug, Douglas County Administrator

FROM: Keith R. Dabney, Director, Zoning & Codes Department K.R.D.

DATE : October 7, 2002

RE : Temporary Business Use Permit - Donna Wingert Retail Sale of Dried Fruit & Nuts

Donna Wade Wingert has made application for a Temporary Business Use Permit for the operation of a Flea Market to allow the retail sale of dried fruit and nuts from her residence at 693 E 1250 Road, Lawrence, Kansas 66047.

The proposed hours of operation will be from 7:30 A.M. to 6:30 P.M., from October 15st through November 30th, 2001.

The proposed location of the temporary business permit would be in Mrs. Wingert's accessory building, located at her residence. It is anticipated the parking area would be sufficient for approximately 20 parking spaces and space available for 200 plus vehicles on a gravel surface.

The following have been notified with regard to this request, Douglas County Sheriff's Department, Douglas County Health Department, Willow Springs Township and adjoining property owners within 1,000 feet.

STAFF RECOMMENDATION: APPROVAL, subject to any additional requirements received from Health Department, Willow Springs Township and Sheriff's Department.

KEITH R. DABNEY, DIRECTOR
TELEPHONE: (785) 331-1343
FACSIMILE: (785) 331-1347

DOUGLAS COUNTY ZONING & CODES DEPARTMENT
2108 W. 27th Street – Suite I
Lawrence, Kansas 66047

PUBLIC NOTICE

TO : All property owners within 1,000 feet of a Temporary Business Permit
Situs Address: Donna Wingert - 693 E 1250 Road, Lawrence, Kansas 66047

FROM: Keith R. Dabney, Director of Zoning & Codes Department K.R.D.

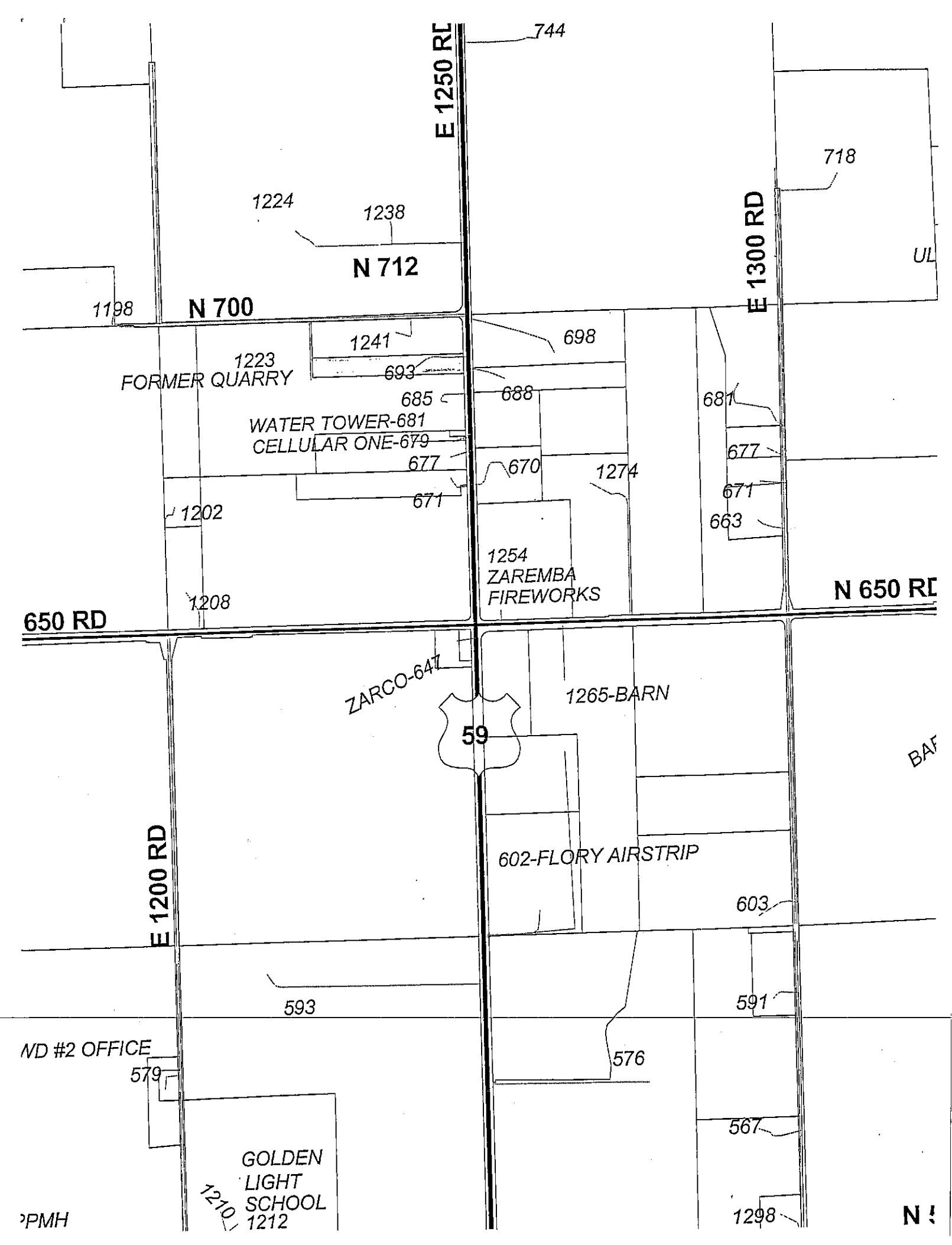
RE : Temporary Business Use Permit – Retail Sale of Dried Fruits and Nuts

DATE : September 26, 2002

This letter shall serve to inform you that this office has received an application from Donna Wingert for a Temporary Business Permit. The purpose of the Temporary Business Permit would be for a Flea Market to allow the retail sale of dried fruits and nuts, during the time period of October 15, 2002 through November 30, 2002. Location of the proposed temporary business is 693 E 1250 Road, Lawrence, Kansas 66047.

For your information, this item will be on the Douglas County Board of County Commissioner's Agenda on October 7th, 2002. The time of this meeting will be 9:00 A.M., on the 2nd floor of the Douglas County Courthouse, 1100 Massachusetts Street, Lawrence, Kansas 66044.

KEITH R. DABNEY, DIRECTOR
TELEPHONE: (785) 331-1343
FACSIMILE: (785) 331-1347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PMH

DONNA WADE
CALIFORNIA DRIED FRUITS AND NUTS
693 E 1250 RD
LAWRENCE, KS 66047

DETACH FROM SALES TAX CERTIFICATE OF REGISTRATION PRIOR TO DISPLAYING

KANSAS DEPARTMENT OF REVENUE

Division of Taxation

SALES TAX REGISTRATION CERTIFICATE

This Registration Certificate is valid until revoked or canceled and is not transferable.

10160511 001 X NOVEMBER 2, 1990

CALIFORNIA DRIED FRUITS AND NUTS
693 E 1250 RD
LAWRENCE, KS 66047

BT/rg-6 (REV. 8/91)

DISPLAY CONSPICUOUSLY AT THE PLACE OF BUSINESS FOR WHICH ISSUED.

Douglas County

Department of Public Works

Keith A. Browning, P.E.
Director of Public Works/County Engineer

MEMORANDUM

To : Board of County Commissioners

From : Keith A. Browning, P.E., Director of Public Works/County Engineer

Date : October 3, 2002

Re : Consider Approval of FEMA LOMA Application for Amarr Property in East Hills Business Park

Attached is information provided by Landplan Engineering concerning the Amarr (Garage Door Group) property in East Hills Business Park. Landplan requests that the County, as owners of the property leased to Amarr, sign a Letter of Map Amendment (LOMA) application to remove a portion of the property from the Special Flood Hazard Area (SFHA).

The basis of the application is that detailed survey data reveals that a portion of the property is currently above the base flood elevation (100-year floodplain), and therefore should not have been included in the SFHA. The topographic does indeed show that a portion of the property is above the base flood elevation of approximately Elevation 816.

John Selk from Landplan will be on hand to address questions.

Action Required: Consider approving an application to FEMA for a Letter of Map Amendment (LOMA) for a portion of property in East Hills Business Park owned by Douglas County and leased to Amarr.

1242 Massachusetts Street, Lawrence, Kansas 66044-3350 / Fax No. (785) 841-0943
Telephone No. (785) 832-5293 / E-Mail dgcopubw@douglas-county.com

Civil Engineering
Landscape Architecture
Community Planning
Surveying

Landplan Engineering, P.A.

1310 Wakarusa Drive
Lawrence, Kansas 66049

tele 785.843.7530
fax 785.843.2410
email info@landplan-pa.com

September 25, 2002

Keith Browning, P.E.
Director of Public Works
Douglas County
1242 Massachusetts
Lawrence, Kansas 66044

Re: Amarr Garage Doors - LOMA

Dear Keith,

Per our conversation on September 24th, please find enclosed an original and a copy of the LOMA application for the area covering the Amarr (Garage Door Group) property. This is based upon a topographic survey which we recently completed and it is obvious from this topographic survey that FEMA has classified a portion of this property as floodplain when it, in fact, is not in the floodplain. Since Douglas County is the current owner of this property, (which is leased to Amarr), the County must sign as the applicant. I anticipate that you would need to put this on the County Commission agenda so that they can approve, sign, and forward this to FEMA for their consideration.

Please advise as to when the meeting might occur and I will be present to answer any questions that may come up. Again, this is simply an application to correct a situation that is in error on the current floodplain maps. It is not based upon any fill to remove property from floodplain.

If you have any questions, please advise.

Very truly yours,

John E. Selk, P.E., P.L.S.

GARAGE DOOR GROUP (AMARR) LOMA

A PORTION OF LOTS 1 AND 2, BLOCK ONE, EAST HILLS BUSINESS PARK NO. 2, A SUBDIVISION IN THE CITY OF LAWRENCE, DOUGLAS COUNTY, KANSAS, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 2; THENCE NORTH 00°19'36" WEST, ALONG THE WEST LINE OF SAID LOT 2, 40.00 FEET; THENCE NORTH 04°47'19" EAST, 87.14 FEET; THENCE NORTH 01°23'21" EAST, 352.23 FEET; THENCE NORTH 49°35'56" EAST, 113.08 FEET; THENCE SOUTH 89°04'07" EAST, 479.28 FEET; THENCE SOUTH 84°10'17" EAST, 167.48 FEET; THENCE SOUTH 87°29'28" EAST, 212.52 FEET; THENCE SOUTH 84°57'45" EAST, 235.39 FEET; THENCE SOUTH 80°17'13" EAST, 154.80 FEET; THENCE SOUTH 00°19'36" EAST, 751.39 FEET; THENCE NORTH 88°06'07" WEST, 118.25 FEET; THENCE NORTH 74°01'15" WEST, 209.03 FEET; THENCE NORTH 04°09'32" WEST, 155.74 FEET; THENCE NORTH 70°30'35" WEST, 32.93 FEET; THENCE NORTH 03°34'41" WEST, 322.89 FEET; THENCE NORTH 74°12'34" WEST, 143.31 FEET; THENCE SOUTH 89°37'58" WEST, 282.05 FEET; THENCE SOUTH 00°20'32" EAST, 251.84 FEET; THENCE SOUTH 78°49'54" EAST, 87.13 FEET; THENCE SOUTH 10°19'57" EAST, 118.54 FEET; THENCE SOUTH 45°01'00" EAST, 42.64 FEET; THENCE SOUTH 07°16'45" EAST, 74.64 FEET TO THE SOUTH LINE OF SAID LOT 2; THENCE NORTH 75°21'10" WEST, ALONG SAID SOUTH LINE, 720.92 FEET TO THE POINT OF BEGINNING. CONTAINS 16.626 ACRES, MORE OR LESS.

FEDERAL EMERGENCY MANAGEMENT AGENCY

PROPERTY INFORMATION

O.M.B. No. 3067-0147
Expires April 30, 2001

PAPERWORK REDUCTION ACT

Public reporting burden for this form is estimated to average 1.63 hours per response. The burden estimate includes the time for reviewing instructions, searching existing data sources, gathering and maintaining the needed data, and completing and reviewing the form. You are not required to respond to this collection of information unless a valid OMB control number appears in the upper right corner of this form. Send comments regarding the accuracy of the burden estimate and any suggestions for reducing this burden to: Information Collections Management, Federal Emergency Management Agency, 500 C Street, S.W., Washington, DC 20472, Paperwork Reduction Project (3067-0147).

This form may be completed by the property owner, registered land surveyor, or registered professional engineer.

1. Community Name of NFIP map panel on which the property is located: Lawrence

   County Douglas State: Kansas

   Map/Panel Number: 20045C0039 C

   Effective Date: Nov. 7, 2001

2. Street Address of the Property: _____

3. Legal description of Property, Lot and Block *(if a street address cannot be provided):*

   Lots 1 & 2, Block 1, East Hills Business Park No. 2

4. Are you requesting that the SFHA designation be removed from (a) all of the land within the bounds of the property, (b) a portion of land within the bounds of the property *(a certified metes and bounds description and map of the area to be removed are required)*, or (c) the structure(s) on the property? (Answer "a," "b," or "c") (b)

5. Is this request for (a) a single structure, (b) a single lot, (c) multiple structures, (d) multiple lots? (Answer "a," "b," "c," or "d") (d)

6. What is the type of construction? (a) crawl space; (b) slab on grade; (c) basement; (d) other (explain). (Answer "a" "b," "c" or "d") (b)

7. Is this request prior to the transfer of ownership of the property in question from a developer to an individual property owner?

   ☒ Yes ☐ No

8. Is this request for (a) existing conditions, or (b) proposed project? *(Answer "a" or "b")* (a)

9. Has fill been placed on the property to elevate the ground elevations on the property, to elevate a structure(s), or to elevate the ground elevations around a structure(s)? no If yes, when? _____

10. For proposed projects, will fill be placed to elevate this land or structure(s)? N/A

11. If known, list the case number and/or the street address of previous request(s) that have been submitted to FEMA for this property or adjacent properties? N/A

12. One of the following documents is required for all cases:

    I have enclosed the following documents in support of this request:

    ☒ a. Copy of the subdivision Plat Map *(with recordation data and stamp of the Recorder's Office)*

    OR

    ☒ b. Copy of the property Deed *(with recordation data and stamp of the Recorder's Office)*, accompanied by a tax assessor's map or other suitable map showing the surveyed location of the property with respect to local streets and watercourses. *(If the plat map and property deed are available, then both should be submitted.)*

    (For these maps a map scale must be provided and they should not be reduced or enlarged)

PLEASE REFER TO THE INSTRUCTIONS FOR THE APPROPRIATE MAILING ADDRESS

In addition, the following documents should be enclosed as applicable:

☒ c. Copy of the effective FIRM panel on which the property location has been accurately plotted, including a copy of the FIRM Title Block (if the request is for more than one lot/structure, this location must be certified by a licensed land surveyor or registered professional engineer).

☒ d. A map showing the location of any structures existing or proposed for the property *(certified by a licensed land surveyor or registered professional engineer).*

☒ e. Metes and bounds description and accompanying map of the portion of the property to be removed from SFHA, certified by a licensed land surveyor or registered professional engineer (only if the request is for a portion of land within the bounds of the property, not the entire lot or the structure(s) only).

☐ f. Form 2 Elevation Information Form or a FEMA NFIP Elevation Certificate may be submitted in lieu of the Elevation Information Form *(for structures/property located in Zone AO see instructions for further guidance).*

☐ g. Form 4 Community Acknowledgment of Request Involving Fill Form (*only if fill has been or will be placed)*

☐ h. Form 3 Certification of Fill Placement Form (*only if fill has been or will be placed and the request is not for an existing single residential structure).*

☐ i. Additional information: _____
(please specify)

13. ☐ PAYMENT ENCLOSED

Processing fee (see instructions for processing fees and exemptions)

_____ $ _____
(Type of request) *(amount enclosed)*

Check or money order only. Make check or money order payable to: National Flood Insurance Program. If paying by Visa or Mastercard, please refer to the Credit Card Information form which follows this form.

14. All documents submitted in support of this request are correct to the best of my knowledge. I understand that any false statement may be punishable by fine or imprisonment under Title 18 of the United States Code, Section 1001.

Applicant's Name: Douglas County Company: _____
(please print or type)

Mailing Address: Douglas County Courthouse; 1100 Massachusetts; Lawrence, KS 66044

_____
(please print or type)

Daytime Telephone Number: 785-832-5268 Fax Number: 785-838-2480

_____ _____
Date Signature of Applicant *(required)*
by Jere McElhaney, Chairman, Doug.Co. Commission

FEDERAL EMERGENCY MANAGEMENT AGENCY

ELEVATION INFORMATION

O.M.B. No. 3067-0147
Expires April 30, 2001

PAPERWORK REDUCTION ACT

Public reporting burden for this form is estimated to average 0.63 hours per response. The burden estimate includes the time for reviewing instructions, searching existing data sources, gathering and maintaining the needed data, and completing and reviewing the form. You are not required to respond to this collection of information unless a valid OMB control number appears in the upper right corner of this form. Send comments regarding the accuracy of the burden estimate and any suggestions for reducing this burden to: Information Collections Management, Federal Emergency Management Agency, 500 C Street, S.W., Washington, DC 20472, Paperwork Reduction Project (3067-0147).

This form must be completed by a registered professional engineer or licensed land surveyor. This form should not be used for requests involving channelization, bridges/culverts, or Fill in the FEMA-Designated (regulatory) Floodway; forms entitled Revisions to National Flood Insurance Program Maps (MT-2) should be used instead. The Elevation Information Form must be included for all requests, unless the request is for a determination in which the FIRM already shows the property to be CLEARLY outside the SFHA. Cases in which the determination for the property or structure is uncertain will require the submittal of elevation data to provide a definitive determination. If an Elevation Certificate has been completed for the subject property, it may be submitted in lieu of this form.

(See instructions for details)

1. Community Name: Lawrence

2. Legal Description of Property: Lots 1 & 2, Block 1, East Hills Business Park #2

3. Flooding Source: Kansas River

4. Based on the FIRM, this property is located in Zone(s): AE

5. Is any portion of this property located in the regulatory floodway? ☐ Yes ☒ No

   Are any structures (existing or proposed) located in the regulatory floodway? ☐ Yes ☒ No

6. Is this area subject to land subsidence or uplift? ☐ Yes ☒ No

   If Yes, what is the date of the current releveling? N/A

For items 7-11, multiple lots/structures, complete the appropriate column(s) of the Summary of Elevations - Individual Lot Breakdown Form (MT-1 Form 5), identifying the elevations for each lot/structure. To support items 9, 10 and 11, please note: a map (certified by a licensed surveyor or registered professional engineer) may be required to relate the ground elevations and locations of structures or lots to the SFHA. The map should indicate whether it reflects "as built" or "proposed" conditions.

7. What is the BFE for this property? *(Provide elevation to nearest tenth of a foot and datum)* Please refer to the seperately published Flood Insurance Study (FIS).
   814.0–816.0 Elevation NAVD 1988 Datum (NGVD 1929, NAVD 1988 or other)

8. How was the BFE determined? (Attach a copy of the Flood Profile or Summary of Elevations Table from the FIS report, if appropriate, a copy of a letter from a State agency establishing a BFE, or other necessary supporting information including Forms 3 and 4 from forms entitled, "Revisions to National Flood Insurance Program Maps" (MT-2).)

   F.I.R.M. (See attached copies)

9. If this request is to remove the SFHA designation from a parcel of land or lot(s), what is the existing or proposed elevation of the lowest grade; that is, the lowest ground on the property or within the metes and bounds description of the portion being removed? (Provide elevation to nearest tenth of a foot and datum)

   *_____ Elevation _____ Datum *See attached topographic survey by John E. Selk

PLEASE REFER TO THE INSTRUCTIONS FOR THE APPROPRIATE MAILING ADDRESS

10. If this request is to remove the SFHA designation from a structure(s), what is the elevation of the existing or proposed lowest adjacent grade; that is, the lowest ground touching the structure, including any attached decks or garages? (Provide elevation to nearest tenth of a foot and datum)_____ Elevation _____ Datum

11. If fill has been/will be placed to elevate the structure(s) on this property, what is the existing or proposed elevation of the lowest floor, including basement, crawl space and/or attached garage? (Provide elevation to nearest tenth of a foot and datum) _____ Elevation _____ Datum

12. Are the measurements in items 9-11 based on (a) proposed or (b) existing conditions? (b)

13. If any of the above elevations were computed based on a datum different than the effective FIS, what is the conversion factor? FIS Datum = Local Datum +/- _____ feet

14. Has a Summary of Elevations-Individual Lot Breakdown Form been completed for this request? ☐ Yes ☒ No

15. All information submitted in support of this request is correct to the best of my knowledge. I understand that any false statement may be punishable by fine or imprisonment under Title 18 of the United States Code, Section 1001.

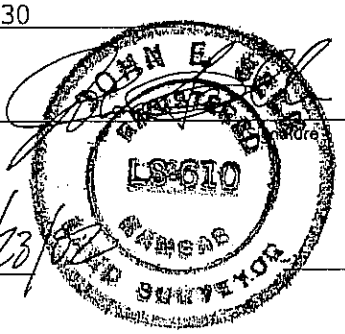
Name *(please print or type)*: John E. Selk

Title *(please print or type)*: Senior Vice President

Registration No.: PLS #610 Expiration Date: 3/31/03

State: Kansas

Telephone Number: 785-843-7530



9/23/02
Date

Seal *(Optional)*

FLOODING SOURCE		FLOODWAY			BASE FLOOD WATER-SURFACE ELEVATION			
CROSS SECTION	DISTANCE[1]	WIDTH (FEET)	SECTION AREA (SQUARE FEET)	MEAN VELOCITY (FEET PER SECOND)	REGULATORY	WITHOUT FLOODWAY	WITH FLOODWAY	INCREASE
					(FEET NAVD)			
Kansas River								
A	200,640	6,100	39,411	5.9	797.6	797.6	798.6	1.0
B	208,490	8,500	27,667	8.4	801.0	801.0	801.4	0.4
C	224,540	8,585	65,867	3.5	807.3	807.3	808.1	0.8
D	224,570	8,585	66,983	3.5	807.5	807.5	808.2	0.7
E	232,250	3,600	44,793	5.2	808.6	808.6	809.4	0.8
F	241,630	3,200	45,299	5.1	810.0	810.0	810.8	0.8
G	244,335	3,300	34,242	6.8	810.7	810.7	811.5	0.8
H	257,745	3,470	26,621	8.7	815.8	815.8	816.5	0.7
I	260,975	1,040	24,897	9.3	816.8	816.8	817.8	1.0
J	264,550	1,580	25,677	9.3	818.3	818.3	819.1	0.8
K	267,710	1,650	33,725	7.1	820.5	820.5	821.3	0.8
L	270,540	1,220	22,290	10.8	822.9	822.9	823.0	0.1
M	272,370	590	17,802	13.5	823.9	823.9	824.1	0.2
N	273,430	870	25,356	9.5	825.5	825.5	826.2	0.7
O	274,150	1,118	26,993	8.9	827.4	827.4	827.8	0.4
P	274,310	1,118	27,203	8.8	827.6	827.6	828.0	0.4
Q	275,460	950	22,548	10.6	827.7	827.7	828.1	0.4
R	277,055	1,160	24,769	9.7	828.2	828.2	828.4	0.2
S	278,000	1,530	36,059	6.7	830.5	830.5	830.7	0.2
T	278,950	1,510	36,041	6.7	831.0	831.0	831.3	0.3
U	280,620	2,650	44,605	5.4	831.7	831.7	832.7	1.0
V	280,700	2,650	44,789	5.4	831.8	831.8	832.7	0.9
W	282,425	2,990	50,548	4.7	832.1	832.1	832.9	0.8
X	284,745	3,400	58,844	4.1	833.4	833.4	834.2	0.8
Y	288,595	1,840	36,882	6.5	833.4	833.4	834.4	1.0
Z	291,400	2,500	44,291	5.4	835.1	835.1	835.9	0.8

[1]Feet above mouth

TABLE 4

FEDERAL EMERGENCY MANAGEMENT AGENCY

DOUGLAS COUNTY, KS
AND INCORPORATED AREAS

FLOODWAY DATA

KANSAS RIVER

FLOODING SOURCE		FLOODWAY			BASE FLOOD WATER-SURFACE ELEVATION			
CROSS SECTION	DISTANCE[1]	WIDTH (FEET)	SECTION AREA (SQUARE FEET)	MEAN VELOCITY (FEET PER SECOND)	REGULATORY	WITHOUT FLOODWAY	WITH FLOODWAY	INCREASE
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W	282,425	2,990	50,548	4.7	832.1	832.1	832.9	0.8
X	284,745	3,400	58,844	4.1	833.4	833.4	834.2	0.8
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[1]Feet above mouth

TABLE 4

FEDERAL EMERGENCY MANAGEMENT AGENCY

DOUGLAS COUNTY, KS
AND INCORPORATED AREAS

FLOODWAY DATA

KANSAS RIVER

Douglas County

Department of Public Works

Keith A. Browning, P.E.
Director of Public Works/County Engineer

MEMORANDUM

To: Board of County Commissioners

From: Keith A. Browning, P.E., Director of Public Works/County Engineer
George Williams, P.E., Special Projects Engineer

CC: Project File/Kasold Extension

Date: 10/02/02

Re: Discussion on Kasold Extension

History: In 1998 the county commission retained the firm Larkin Associates Consulting Engineers to make a study to:

(1) Select a preferred alignment, to extend Kasold Drive from 31st Street to the bridge over the Wakarusa River on E. 1150 Road. (The study identified four different alignments.)
(2) Recommend improvements for the intersection of Kasold Drive and 31st Street and at the intersection of Kasold Drive and the SLT.

In the study, Larkin chose alternate C as the preferred alignment (see map.) Several factors were considered in rating each alignment – cost; environmental impact; floodplain impacts; utility impacts; bike/hike trail impacts and traffic projections. The 1998 costs range from $1.5 million for Alternate A to a little less than $1.0 million for Alternate D, with Alternate C, the preferred alternate, being $1.1 million. The county commission chose Alternate C as the preferred alternate in 1999.

In February of 2001, permission to solicit consulting service for the design and construction drawings for the Kasold extension, Alternate C, was requested from the County Commission. The present commission decided to review all the alternates and decide on the preferred alignment.

Present Conditions: There have been some significant changes since 1998 that will affect this project, the most significant being new floodplain maps. The regulations governing construction in the floodway and floodplain requires the construction of longer bridges than were anticipated in the 1998 Larkin Study. The exact limits of the floodway and floodplain as well as information on how the floodway and floodplain elevations are affected by bridges for each alternate is needed in order to generate accurate cost estimates.

1242 Massachusetts Street, Lawrence, Kansas 66044-3350 / Fax No. (785) 841-0943
Telephone No. (785) 832-5293 / E-Mail dgcopubw@douglas-county.com

A fifth alternative would be to improve the existing roadway on the same general alignment and profile, and replace the bridge with a wider bridge or box culvert. We have discussed this approach with the Division of Water Resources and they would have no problem approving this alternative. The design work on the roadway and box culvert could be done "in house"; however, the construction would be bid.

Action Required: Discuss alternatives and advise Director of Public Works on how to proceed.

Office of the Undersheriff

Douglas County
Sheriff's Office

Memo

To: Craig Weinaug, County Administrator
From: Major Shepard
CC: Sheriff Trapp, Jackie Waggoner
Date: 09-20-2002
Re: Car purchases

Mr. Weinaug: This memo is a request to have added to the agenda for the Monday, September 23, 2002 or Wednesday September 25, 2002 commission meeting, the permission to add three additional patrol sedans to the Sheriff's Office fleet. We would trade in 6 of our high mileage cars and purchase 9.

One of the additional units will be assigned to the K-9 officer. We have received several calls from Douglas County citizens offering money to purchase and train another drug dog. After meeting with these citizens, it was determined that we could receive these funds in the form of a grant. The amount the citizens will donate is $10,000. The $10,000 will purchase the dog and cover expenses to train the deputy and the dog; however other items are still needed, one of them being a vehicle. This vehicle will remain with the K-9 Officer due to this officer being subject to call at all hours of the day and night. The vehicle is equipped with a dog cage, and other equipment used in canine operations.

One of the additional units will be assigned to the warrant/civil process section. With the growth of Douglas County, there is a need for more warrant and civil process service. At any given time there are approximately 3000 outstanding misdemeanor and felony warrants, this not including county traffic warrants. In 2001 the Sheriff's office process section served 21,839 process papers, with an average of 1819 per month. This service is conducted throughout the whole county, and at times requires more than one

visit to a residence to insure proper service. Accumulative, this requires more work hours and usage time of our current vehicles. We currently have three personnel assigned to the warrant/civil process section who are responsible to serve the warrants and process and only one vehicle assigned. The one vehicle proves sufficient for one day shift person and one evening shift person; however, the warrant officer has to search for a unit that is not assigned to officers on either day or night shift. Also, in some instances it would assist the warrant officer if he/she had an unmarked unit available instead of a marked unit. On occasion when the civil process car is out of service for mechanical, transport or other reasons, it is difficult finding a spare unmarked unit for process to use. (The process server is not a commissioned officer and needs to be in an unmarked unit.) Two unmarked units assigned to the warrant/civil process section would alleviate all of the above mentioned situations.

The third additional unit will be assigned to the jail/training division. With the jail now located a distance from the Law Enforcement center, transportation is needed for the daily administrative run, supplies, work release surveillance, transports to and from courts, transports to and from medical offices, transports to and from various rehab program interviews, transports to treatment facilities, as well as transports to state correctional facilities. The one transport vehicle that is located at the jail can not always be counted on due to the amount of usage needed. On several occasions the transport vehicle has been out of town on transports when there is a need for a secure vehicle to take inmates to the doctor's office or to the dentist. When the jail was located at the Law Enforcement center, secure transportation was not as much of a problem due to the fleet being here. The training unit will also use this vehicle. There has been several times in the past year that a patrol unit was removed from patrol in order to send people to training. This in turn created problems when other units went down for maintenance and special activities were going on. Having a unit available to the training unit would help alleviate this situation.

Budget considerations:

There is currently $179,380 in the vehicle budget.

Last year the units cost $20,280 each and we received an average of $5,500 each for the trade in. Going with those figures, that would still leave $30,860

in the vehicle budget after all of the vehicles have been purchased and traded or auctioned off.

Douglas County

MEMO TO: The Board of County Commissioners
Craig Weinaug, County Administrator

FROM: Jackie Waggoner, Purchasing Agent
Division of Purchasing

SUBJECT: Consider Error in Bid Submission

DATE: September 25, 2002

Three bids (Capital City Oil, Fuelman of Mid America, and Zaroco) were received in response to our request for unleaded and diesel fuel. Bidders were asked to submit (by completing a form) costs for freight, applicable taxes, and their per gallon rate over these costs. Additionally, they were required to provide a copy of the Oil Producer Index Survey (OPIS) average price for a specific date from their rack. For your review I have attached the bid form from each bidder.

Rather than just listing their per gallon rate on the form, Zaroco added their per gallon rate to the OPIS average to complete the form. Therefore, their bid amount is substantially higher (by the average OPIS cost) than the other two bidders. Only the Board of County Commissioners has the authority to allow this type of correction to a bid.

The Board may consider the following options with respect to the fuel bid:

- Approve changes to be made to Zaroco's bid.
- Reject Zaroco's bid.
- Rebid the fuel contract.

I am seeking the Board's direction in evaluating the fuel bids. I will be at the meeting to discuss your options.

Douglas County, Kansas
Div. of Purchasing
1100 Massachusetts
Lawrence, KS 66044

Request for Bid No. 02015
Unleaded & Diesel Fuel
Bid Sheet

BID SHEET

The County shall pay the awarded contractor for all gasoline and/or diesel fuel purchased under the terms of the agreement a **sum per gallon equal to the Oil Price Index Survey (OPIS) average price, plus the following additional costs:**

DESCRIPTION OPTION #1 PRICING	COST			
	REGULAR UNLEADED	OFF ROAD DIESEL	#2 DIESEL	BLENDED
Per gallon local freight	.015	.015	.015	.015
Per gallon state gasoline tax	.23	.000	.25	.25
Per gallon Super Fund tax (if applicable)	.0003	.0003	.0003	.0003
Per gallon Kansas Underground Tank Fund (if applicable)	.01	.01	.01	.01
Any other applicable/mandated taxes	n/a	n/a	n/a	n/a
Per gallon rate over the above costs	.12	.14	.14	.14
TOTAL COST PER GALLON	1.216	1.025	1.269	1.269
OPIS USED	.8414	.8545	.8545	.8545

KC. OPIS

Bidders are required to provide a copy of the OPIS average price for each type of fuel from their rack for the date of September 6, 2002.

DO 9/16/02

NO OTHER CHARGES WILL NOT BE ALLOWED OR INCURRED IN CONJUNCTION WITH THIS BID.

Price accurate for KC, Wichita, SE KS

OPTION #2 PRICING	UNL	OFF ROAD	#2 DSL	BLENDED
	1.195	.955	1.205	1.205

To calculate Option #2 Pricing we use the regional Price set for week of 9-2-02 through 9-9-02. I did not included any volume discount.

FOR COMPLETE EXPLANATION OF PRICING OPTIONS PLEASE REFER TO PAGE 3 OF THE FUELMAN FLEET MANAGEMENT SERVICE AGREEMENT.

The Regional Price is Divided in 4 Regions

In KS: Wichita
SE KS
SW KS
KANSAS CITY

Douglas County, Kansas
Div. of Purchasing
1100 Massachusetts
Lawrence, KS 66044

BID SHEET

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DESCRIPTION	COST			
	REGULAR UNLEADED	OFF ROAD DIESEL	#2 DIESEL	BLENDED
Per gallon local freight	.0160	.0188	.0188	.0188
Per gallon state gasoline tax	.2300	.2500	.2500	.2500
Per gallon Super Fund tax (if applicable)				
Per gallon Kansas Underground Tank Fund (if applicable)	.0100	.0100	.0100	.0100
Any other applicable/mandated taxes	.0003	.0003	.0003	.0003
Per gallon rate over the above costs	.8764	.8984	.8984	.8984
TOTAL COST PER GALLON	1.1327	1.1775	1.1775	1.1775

Bidders are required to provide a copy of the OPIS average price for each type of fuel from their rack for the date of September 6, 2002.

NO OTHER CHARGES WILL NOT BE ALLOWED OR INCURRED IN CONJUNCTION WITH THIS BID.

Zaroco

9/16/02

Douglas County, Kansas
Div. of Purchasing
1100 Massachusetts
Lawrence, KS 66044

Request for Bid No. 02015
Unleaded & Diesel Fuel
Bid Sheet

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The County shall pay the awarded contractor for all gasoline and/or diesel fuel purchased under the terms of the agreement a **sum per gallon equal to the Oil Price Index Survey (OPIS) average price, plus the following additional costs:**

DESCRIPTION	COST			
	REGULAR UNLEADED	OFF ROAD DIESEL	#2 DIESEL	BLENDED
Per gallon local freight	.0168	.0194	.0194	.0194
Per gallon state gasoline tax	.23	-0-	.25	.25
Per gallon Super Fund tax (if applicable)	-0-	-0-	-0-	-0-
Per gallon Kansas Underground Tank Fund (if applicable)	.01	.01	.01	.01
Any other applicable/mandated taxes	-0-	-0-	-0-	-0-
Per gallon rate over the above costs	.05	.05	.05	.10
TOTAL COST PER GALLON *	.3068	.0794	.3294	.3794

SEE ATTACHED SHEET FOR JUSTIFIED SAVINGS PER GALLON OF .035 ¢ PER GALLON

Bidders are required to provide a copy of the OPIS average price for each type of fuel from their rack for the date of September 6, 2002.

NO OTHER CHARGES WILL NOT BE ALLOWED OR INCURRED IN CONJUNCTION WITH THIS BID.

9/16/02

CAPITAL CITY OIL, INC.

Chevron & Valvoline Lubricants
Tank Wagon Deliveries
24 Hour Cardlocks/CFN
Propane

KYLE McNORTON
kyle@cco-ks.com

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