BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS

MONDAY, JUNE 23, 2003

1:00 P.M.

-Convene
-Pledge of Allegiance
-Consider approval of minutes of March 24, April 23, and June 9, 2003

CONSENT AGENDA

(1) (a) Consider approval of Commission Orders

REGULAR AGENDA

(2) Consider recommendation of contract award for long distance (Jackie Waggoner)

(3) Budget Hearings:
- Presentation of Budget Overview (Craig Weinaug)
- Partnership for Youth (Jody Johnson)
- Independence, Inc. (Sidney Hargrave)
- Bert Nash (Dave Johnson)
- Douglas County Extension Service (Trudy Rice)
- Visiting Nurses Association (Jan Jenkins)
- Fire Rescue (Chief McSwain)
- Public Works (Keith Browning)
- Sheriff's (Sheriff Trapp)
- Emergency Communications (Jim Denney)
- Court Services (Linda Koester-Vogelsang)
- Community Corrections (Ron Stegall)
- Watkins Museum (tentative)(Rebecca Phipps)
- Various administrative issues including:
  - Upcoming software and hardware needs to meet future state and federal mandates for CAMA (Appraiser), new automated voting requirements (Clerk), and the District Attorney's Office
  - COLA
  - Equipment Reserve Funds

(4) Other Business
- (a) Consider approval of Accounts Payable (if necessary)
- (b) Appointments
- (c) Miscellaneous
- (d) Public Comment

(5) Adjourn

TUESDAY, JUNE 24, 2003

9:00 A.M.

-Convene

-Pledge of Allegiance

CONSENT AGENDA

(1) (a) Consider approval of Commission Orders

REGULAR AGENDA

(2) Budget Hearings

- Discussion of items continued from Monday
- Discussion of additional items requested by Commissioners
- Directions to County Administrator on revisions to budget

(3) Other Business

(a) Consider approval of Accounts Payable (if necessary)

(b) Appointments

(c) Miscellaneous

(d) Public Comment

(4) Adjourn

WEDNESDAY, JUNE 25, 2003

6:35 P.M.

-Convene

-Discussion of Vicious Dog Issues (Charles Jones)

MONDAY, JUNE 30, 2003

8:30 A.M.

-Convene

-Budget Hearings

TUESDAY, JULY 1, 2003

8:30 A.M.

-Convene

-Budget Hearings

WEDNESDAY, JULY 2, 2003

6:35 P.M.

-Convene

MONDAY, JULY 7, 2003

8:30 A.M.

-Convene

-Budget Hearings (if necessary)

TUESDAY, JULY 8, 2003
8:30 A.M.
-Convene
-Budget Hearings (if necessary)

WEDNESDAY, JULY 9, 2003
8:30 A.M.
-Convene
-Budget Hearings (if necessary)

6:35 P.M.
-Recognition of volunteers who contributed to May 8th tornado response and recovery (Paula Phillips)
-Public hearing regarding Petition for Attachment of Land to Rural Water District #4
-Presentation of new marketing brochures, update on Economic Development Strategic Plan, and update on Economic Development activities (Lynn Parman)

MONDAY, JULY 14, 2003
-Light agenda
-Consider approval of Douglas County Community Corrections FY04 Budget (Ron Stegall)

WEDNESDAY, JULY 16, 2003
-Light agenda or no meeting

MONDAY, JULY 21, 2003
-No Commission Meeting

WEDNESDAY, JULY 23, 2003
-No Commission Meeting

MONDAY, JULY 28, 2003
-Light agenda
-Consider approval of publication of 2004 budget

WEDNESDAY, JULY 30, 2003
-Light agenda or no meeting

MONDAY, AUGUST 4, 2003
-Light agenda or no meeting

WEDNESDAY, AUGUST 13, 2003
6:35 P.M.
-Public hearing on 2004 budget

MARCH 24, 2003

Chairman Johnson called the meeting to order at 9:03 A.M. on Monday, March 24, 2003. All members were present. The Pledge of Allegiance was recited.

PROCLAMATION 03-24-03
Johnson read a proclamation proclaiming the month of April as "Fair Housing Month." Jones made a motion to adopt the proclamation as read; McElhaney seconded and the motion carried unanimously.

PROCLAMATION 03-24-03
Gary Miller, Bert Nash, presented a proclamation proclaiming the week of November 11-15 ad Hunger and Homelessness Awareness Week. The Board recommended various changes to the proclamation which will be presented at a later date.

CONSENT AGENDA 03-24-03
Jones moved approval of the following Consent Agenda:

- Approve Commissioners Order Nos. 5126, 5127 and 5128. Orders are on file in the office of the County Clerk;
- Approve Resolution No. 03-09 concerning the reimbursement of county employees for the use of their personal motor vehicles for county business changing the reimbursement to 36.5¢/mile;
- Note receipt of the County Engineer's Annual Report for 2002;
- Waive the Douglas County Purchasing Policy and authorize a contract not to exceed $23,00 for the installation of the door entry system for the Judicial and Law Enforcement Center from CI^3 Integrators; and
- Approve the Lone Star Lake Skiing dates as follows:

That skiing be allowed from May 26 thru July 19, 2003, from 10:00 A.M. until 9:00 P.M. on Tuesday, Wednesday, and Thursday of each week and also on the following dates:

May 26 (Mon — Memorial Day)	Jun 29 (Sun)
June 1 (Sun)	July 5 (Sat)
June 7 (Sat)	July 13 (Sun)
June 15 (Sun)	July 19 (Sat)
June 21 (Sat)	

That skiing be allowed from 10:00 A.M. until 8:00 P.M. on Tuesday, Wednesday, and Thursday of each week and also on the following dates:

July 27 (Sun)	Aug 24 (Sun)
Aug 2 (Sat)	Aug 30 (Sat
Aug 10 (Sun)	Sept 1 (Mon — Labor Day)
Aug 16 (Sat)	

That skiing be allowed from 10:00 A.M. until 6:00 P.M. on the following dates:

Sept 6 (Sat)	Sept 20 (Sat)
Sept 14 (Sun)	

McElhaney seconded and the motion carried unanimously.

PLANNING 03-24-03
The Board considered Item No. 6 of the minutes of the Lawrence-Douglas County Metropolitan Planning Commission dated February 26, 2003. This item is CUP-10-10-02: Conditional Use Permit request for a Verizon tower location at the corner of E 1450 Road and N 1800 Road. Requested by Verizon Wireless for Emil W. Heck, Jr. and Bette Q Heck, property owners of record. Sandra Day, staff member of the Lawrence-Douglas County Metropolitan Planning Department, presented the item. This item comes before the Board with a unanimous recommendation for approval, based on the following Findings of Fact

Zoning and uses of property nearby. The surrounding properties to the north and west are zoned for agricultural purposes. The property is bounded on the east by the railroad right-of-way and the riverfront area to the south.

Character of the area. The subject property is located within an existing agricultural neighborhood. The area includes scattered rural residences and a bed and breakfast facility to the north. A public park is located to the south of the subject property.

Suitability of subject property for the uses to which it has been restricted. The suitability of the subject property for its current "A (agricultural District)" zoning will not be altered by the approval or denial of a CUP for the construction of a tower. The location of a tower facility in a non-residential area or agricultural district is preferred. Towers are a permitted use in this district subject to the

approval of a CUP.

Extent to which removal of restrictions will detrimentally affect nearby property. No physical detrimental impacts are anticipated by the construction of a communication tower in part because the base zoning will not be altered. The proposed tower height is less than 120' and will not require lighting unless otherwise ordered by the FAA. Individual property owners may perceive a loss or negative impact on the view depending on the proximity to the tower location. The proposed tower is located in a preferred zoning district.

Length of time subject property has remained vacant as zoned. The subject property is currently used for agricultural crop activities and includes an existing rural residence located in the northwest portion of the property. It has been zoned for agricultural purposes since 1966.

Relative gain to the public health, safety and welfare by the destruction of the value of the petitioner's property as compared to the hardship imposed upon the individual landowners. No significant gains to the public health, safety and welfare would result from the approval of this proposed tower. Approval of this tower will result in the improvement of communication service for the private provider making this request. The proposed tower enclosure area is setback 100' from the nearest property line. The center of the tower structure is located approximately 150' from the nearest property line. The county code requires the minimum setback be equal to the height of the tower. The proposed tower includes locations for other equipment to be co-located on this structure.

Conformance with *The Comprehensive Plan.* *Horizon 2020* does not directly address the issue of special or conditional uses. The plan provides basic guidance regarding major infrastructure improvements and urges that such uses be carefully planned and provided. The provision of such services should be focused in existing service areas to address growth. Additionally, placement and visual appearance are a key consideration in creating compatibility.

AND subject to the following conditions:

1. Provision of a revised site plan to include the following:
   a. A note which states: "Any tower that is not in use for a period of three continuous years, or more, shall be removed by the owner at the owner's expense. Failure to remove the tower pursuant to non-use may result in removal and assessment of cost to the property pursuant to K.S.A. 12-6a17."
   b. A note which states: "The tower owner and/or operator shall submit a letter to the Planning Office by July 1st of each year listing the current users and types of antenna located on the approved tower.. (Letter should include reference to the CUP number and legal

description.)

c. Minimal lighting at the base shall be reviewed and approved by staff. Any lighting of the enclosure area shall be directed downward and shielded to prevent glare and light trespass.
d. A sign shall be posted on the tower or the exterior fence around the base of the tower noting the name and telephone number of the tower owner and operator.

2. Provision of a copy of the approved Corps of Engineer's permit prior to the release of the site plan to the Zoning Administrator; and
3. Approval of the driveway entrance by the township board.

Johnson noted for the record that he is a stockholder in Verizon. It was determined this would not constitute a conflict of interest.

Jones questioned the 10 year approval with 5 year review process. Sandra stated that was not typically a condition placed on towers.

Jones made a motion to approve CUP-10-10-02 subject to the above conditions with the additional condition that the Conditional Use Permit is valid for a period of up to 10 years from the date of approval by the Board of County Commissioners with a review after 5 years. McElhaney seconded and the motion carried unanimously.

PARKS — BROKEN ARROW 03-24-03

Fed DeVictor, Director of Parks and Recreation, and Mark Hecker, Park Maintenance Superintendent of the City of Lawrence, conducted a presentation regarding improvements made to Broken Arrow Park resulting from an agreement between Douglas County and the City of Lawrence. No action was taken.

AGREEMENTS AND SHERIFF 03-24-03

Rick Trapp, Sheriff, presented a Communications System Agreement between Motorola, Inc. and Douglas County, Kansas. Trapp explained that approval and execution of this agreement would enable the Sheriff's Department to order the equipment necessary to implement the Mobile Data System. Upon execution of the agreement, the Federal Government is prepared to wire the Sheriff's Office the initial installment of grant funding. Douglas County's total match is $126,153 and the Federal Government's grant is $318,459. Jones made a motion to authorize the Sheriff to execute the contract between Motorola, Inc. and Douglas County, Kansas, and authorized the Sheriff to execute change orders up to $10,000. McElhaney stated he was not comfortable with the change order authority and requested that any use of the authority be reported. McElhaney then seconded the motion which carried unanimously.

PUBLIC WORKS & RESOLUTIONS 03-24-03

The Board considered approval of a resolution establishing a 40 miles per hour

maximum speed limit on a portion of Douglas County Route No. 442 near Stull. Keith Browning, Director of Public Works/County Engineer, was present for the discussion. Browning explained that in anticipation of the completion of the Route 442 improvements, the entire section of Route 442 between Stull and US-40 Highway has been studied to determine appropriate permanent traffic control signing. As part of that study, it has been determined that the existing 40 mph speed zone in the town of Stull should be extended 380 feet to the east. The study concluded that the transition area between the existing 40 mph and 55 mph speed zones coincides with the roadway location where eastbound stopping sight distance is less than adequate for 55 mph. Jones moved approval of Resolution No. 03-10 establishing a 40 miles per hour maximum speed limit on a portion of Douglas County Route 442 near Stull, and rescinding Douglas County Resolution No. 93-43. Motion was seconded by McElhaney and carried unanimously.

PURCHASING 03-24-03

The Board discussed copiers for Douglas County. Jackie Waggoner, Purchasing Agent, was present for the discussion. Waggoner explained that in 1998 the County purchased twenty-five (25) copiers. When the new Jail and Zoning opened in 1999, six (6) additional copiers were purchased. As a result of the recent renovation, an additional six (6) copiers were added on a month to month rental to address immediate needs. She further explained that the maintenance on the County's thirty-one (31) copiers has expired and continue on a month to month basis. Since we became centralized in 1990 the County has purchased and leased copiers. Both types of contracts have included a service agreement which furnishes all supplies except paper. Funds were allocated in 2003 to acquire new copiers for the six (6) copiers added during renovation, as well as copiers that have high volumes and are experiencing increased mechanical problems. Due to recent budget cuts for this expenditure, we have been exploring options to address both equipment needs and the budget shortfall. Logan Business has provided a competitive solution to provide equipment and maintenance of eleven (11) copiers at a cost per copy (CPC) rate of .02 and .024 for a 12-month lease/rental. Savin Corporation and Century United are the two suppliers authorized for sales and service of Savin equipment (our existing copiers). Century United provided the lowest CPC rate (.0096) and is willing to continue servicing our existing copiers. Our estimated annual cost for twelve months would be $38,081 ($24,119 + $13,962). This cost is based on current and estimated volumes. The Law Library and Community Corrections will be utilizing the 12-month rental agreement. Funding for these two copiers would be from another source and are not reflected in the estimated annual cost. Prior to the 12-month rental agreement ending, we intend to solicit proposals for a longer term solution. Jones made a motion to authorize a 12-month rental of eleven (11) copiers (including maintenance) with Logan Business, and maintenance of existing equipment with Century United at a CPC rate of .0096. Motion was seconded by McElhaney and carried unanimously.

ACCOUNTS PAYABLE 03-24-03
Jones moved approval of accounts payable in the amounts of $1,022,764.91 to be paid 3/17/03 and $148,056.29 to be paid 3/24/03; accounts payable manual checks in the amount of $1,123.48; payroll in the amount of $557,617.59; and electronic funds transfers in the amounts of $40,269.71 for FICA and $32,636.25 for KPERS to be paid 3/21/03. McElhaney seconded and the motion carried unanimously.

McElhaney moved for adjournment; Jones seconded and the motion carried unanimously.

Bob Johnson, Chair

Jere McElhaney, Member

ATTEST:

Patty Jaimes, County Clerk

Charles Jones, Member

APRIL 23, 2003

Chairman Johnson called the meeting to order at 6:37 P.M. on Wednesday, April 23, 2003. All members were present. The Pledge of Allegiance was recited.

CONSENT AGENDA 04-23-03
McElhaney moved approval of the following Consent Agenda:

- Approve Commissioners Order No. 5133. Order is on file in the office of the County Clerk;
- Note receipt of fee reports for the month of March 2003;
- Approve Proclamation proclaiming the week of November 11-15, 2003 as "National Hunger & Homelessness Awareness Week"; and
- Approve Resolution No. 03-12 authorizing and approving the extension of maturity of $400,000 principal amount of temporary notes, Series 2002-1, of Douglas County, Kansas; and making certain covenants and agreements in connection therewith.

Motion was seconded by Jones and carried unanimously.

OUT-DISTRICT COLLEGE TUITION STATEMENTS 04-23-03
Johnson moved approval of the twenty-four (24) Out-District College Tuition Statements in the amount of $142,842. Motion was seconded by Jones and carried with Johnson and Jones voting yea and McElhaney voting nay. Johnson then requested that a random audit be conducted on the statements.

ACCOUNTS PAYABLE 04-23-03
Jones moved approval of accounts payable in the amount of $207,933.94 to be paid 3/21/03; accounts payable manual checks in the amount of $766.00; payroll in the amount of $575,683.12; and electronic funds transfers in the amounts of $41,416.93 for FICA and $32,272.50 for KPERS to be paid 4/18/03. Motion was seconded by McElhaney and carried unanimously.

APPOINTMENTS 04-23-03
McElhaney made a motion to appoint Max Sutton, Eudora, KS, to the Douglas County Senior Services Board of Directors, which term shall expire on 12/31/04. Motion was seconded by Jones and carried unanimously. It should be noted that Mr. Sutton is filling the unexpired term of Betty Ryan who recently resigned.

MISCELLANEOUS 04-23-03
At 7:00 P.M. Johnson made a motion that the Board recess to go into executive session for fifteen (15) minutes with Craig Weinaug, County Administrator, to discuss possible land acquisition. Motion was seconded by McElhaney and

carried unanimously. The Board returned to regular session at 7:12 P.M. No action was taken.

Johnson moved for adjournment. McElhaney seconded and the motion carried.

Bob Johnson, Chairman	Jere McElhaney, Member
ATTEST:	
Patty Jaimes, County Clerk	Charles Jones, Member

JUNE 9, 2003

Vice-Chairman McElhaney called the meeting to order at 7:50 A.M. on Monday, June 9, 2003. McElhaney and Jones were present; Johnson was absent. The Pledge of Allegiance was recited.

CONSENT AGENDA 06-09-03
Jones moved approval of the following Consent Agenda:

- Approve Commissioners Order Nos. 5140 and 5141. Orders are on file in the office of the County Clerk; and
- Authorize the execution of Contracts for Highway Purposes for Project No. 23C-3688-01; County Route 1029, E. 600 Road -- Acquisition of Construction Easement.

McElhaney seconded and the motion carried unanimously.

ACCOUNTS PAYABLE 06-09-03
Jones moved approval of accounts payable in the amount of $234,039.73 to be paid 6/9/03 and accounts payable manual checks in the amount of $9,250.00. Motion was seconded by McElhaney and carried.

Jones moved for adjournment. McElhaney seconded and the motion carried.

Jere McElhaney, Vice-Chairman

Charles Jones, Member

ATTEST:

Patty Jaimes, County Clerk

(2)

Douglas County

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

FROM: Jackie Waggoner, Purchasing Agent
Division of Purchasing

SUBJECT: Consider Recommendation of Contract Award for Long Distance

DATE: June 19, 2003

Following an evaluation and negotiation process, the committee has finalized a contract for your consideration. Committee members from the City of Lawrence, Lawrence Public Schools, and Douglas County are: Ron Hall - Information Systems Director (City of Lawrence), Helen Clark - Telecommunications Specialist (City of Lawrence), Alan Landis - Purchasing Agent (City of Lawrence), Hal Hodges - IT Director (Lawrence Public Schools), and Jackie Waggoner (Douglas County).

Due to the length and details of the six proposals (consist of 8 pages) I did not attach the summary; however, if you would like to review it, please let me know and I can e-mail or fax it to you. In May the Board authorized the committee to negotiate with SBC Global Services. Below outlines the negotiated items that will be incorporated in our contract:

ORIGINAL PROPOSAL	NEGOTIATED PROPOSAL
Intrastate Rate: . 07/minute Interstate Rate: .046/minute	Intrastate Rate: .068/minute Interstate Rate: .03/minute
Three entities included in SBC's proposal.	Lawrence Public Schools chose to not participate in the contract at this time.
Annual Commitment of $30,000 (collectively from three entities - Douglas County, City of Lawrence, and Lawrence Public Schools). Receive a $5,000 customer loyalty payment to be shared.	Waive customer loyalty payment to establish lower rates. Based upon participation by Douglas County and the City of Lawrence, would require a minimum annual commitment of $12,000 for both agencies.

In addition to the negotiated items listed above we are developing an addendum to the contract which will allow members of MARC/MACPP (Mid-America Regional Council/Mid-America Council of Public Purchasing) to participate in our contract. Potentially, this increased volume could provide the City of Lawrence and Douglas County the ability to negotiate lower rates in the future.

Based upon the rates of .068/.03 per minute and our current usage, I estimated that the County would save approximately $700 monthly over our current provider.. We believe SBC Global Services provides the most competitive rates and offers a sound business plan for both entities . I will be at the meeting (or before) to discuss our recommendation.

RECOMMENDATION: The Board of Commissioners approve a contract for long distance services with SBC Global Services.