

BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS

WEDNESDAY, JANUARY 24, 2018

6:00 p.m.

-Proclamation for Read Across Lawrence Program with the Lawrence Library (Brad Allen/Kristin Soper)

CONSENT AGENDA:

- (1) (a) Consider approval of Commission Orders;
- (b) Consider approval to solicit bids for supply of Rock Aggregates (Keith Browning);
- (c) Consider approval to solicit bids for Highway De-Icing Salt (Keith Browning); and
- (d) Consider approval to solicit bids for supply of Hot Mix Asphalt (HMA) (Keith Browning);

REGULAR AGENDA:

- (2) Consider ballot question to be submitted to voters for May 15 mail ballot election regarding proposal for a half-cent County-wide sales tax to fund mental health service initiatives and jail improvements.

- (3) (a) Consider approval of Accounts Payable (if necessary)
- (b) Appointments
- (c) **Board of Zoning Appeals (1) positions 10/17**
- (d) **Building Code of Appeals Board (2) positions 12/16**
- (e) **Community Corrections Advisory Board (1) position**
- (f) **Senior Services Board of Directors (3) positions**
- (g) **JAAA Advisory Council (1) position**
- (c) Public Comment
- (d) Miscellaneous

- (4) Adjourn

FRIDAY, JANUARY 26, 2018

-5:30 p.m. – Annual Chamber Dinner at Abe & Jake's Landing, 8 E 6th Street. Two or more Commissioners may be in attendance. No County business will be conducted.

WEDNESDAY, JANUARY 31, 2018

Regular Agenda

-Food Policy Council Annual Report (Helen Schnoes)

-Consider approval of Supplemental Agreement No. 1 to Federal-Aid Fund Exchange Master Agreement No. 129-16 concerning modifications to KDOT's federal funds exchange program (Keith Browning)

WEDNESDAY, FEBRUARY 7, 2018

-TA-16-00510: Consider a Text Amendment to Chapter 12 of the County Code, *Zoning Regulations for the Unincorporated Territory of Douglas County, Kansas* to add 'Landfills' to the enumerated list of Conditional Uses, provide a definition, and establish standards for the use. *Initiated by County Commission on 11/30/16.* Mary Miller is the Planner.

-Code update for Solid Waste Management Chapter 10.

WEDNESDAY, FEBRUARY 14, 2018

Report from executive director of Peaslee Center (Kevin Kelley)

-E-Community update (Jill Jolicoeur)

WEDNESDAY, FEBRUARY 21, 2018

WEDNESDAY, FEBRUARY 21, 2018

-Consider approval of a contract with the Housing Authority to construct 8-10 permanent supportive housing units on the Behavioral Health Campus (Jill Jolicoeur)

***Note:** The Douglas County Commission meets regularly on Wednesdays at 4:00 P.M. for administrative items and/or 6:00 P.M. for public items at the Douglas County Courthouse. Specific regular meeting dates that are not listed above have not been cancelled unless specifically noted on this schedule.*



Office of the County Commission

PROCLAMATION

READ ACROSS LAWRENCE EVENT 2018

WHEREAS, Read Across Lawrence is an annual, community-wide reading event that encourages everyone in Lawrence to read and discuss the same book. Now in its 16th year, it will commence on February 10th and close on March 17th; and

WHEREAS, in 2018, Read Across Lawrence for the first time ever will feature a single book, *Wonder* by RJ Palacio. The themes of kindness, friendship, and acceptance featured in *Wonder* are messages that will resonate with children, teens and adults in our community; and

WHEREAS, together with the University of Kansas Libraries, Lawrence Public Schools, and other community partners, Lawrence Public Library will host book discussions and activities for all ages to explore *Wonder's* important message to always "Choose Kind"; and

WHEREAS, Read Across Lawrence will culminate with a keynote presentation by global motivational speaker, anti-bullying activist, social media personality, and author Lizzie Velasquez. This family-friendly capstone event is scheduled for Sunday, March 11 at 3:30 pm at the Lied Center of Kansas; and

WHEREAS, Lawrence Public Library will encourage everyone in the community to keep track of their acts of kindness throughout the Read Across Lawrence month so that by the conclusion of the program, Lawrence will be an official "Certified-Kind Community."

NOW, THEREFORE, the Board of County Commissioners of Douglas County, Kansas, recognizes the Lawrence Public Library's 2018 Read Across Lawrence program and urges all citizens to choose kindness and challenges it's residents to spread random acts of kindness throughout Douglas County.

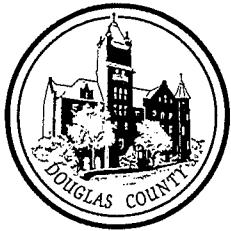
ADOPTED this 24th day of January 2018.

**BOARD OF COUNTY COMMISSIONERS
OF DOUGLAS COUNTY, KANSAS**

Nancy Thellman, Chairman

Michelle Derusseau

Mike Gaughan



DOUGLAS COUNTY PUBLIC WORKS

3755 E. 25th Street
Lawrence, KS 66046
(785) 832-5293 Fax (785) 842-1201
dgcopubw@douglascountyks.org
www.douglascountyks.org

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 */s/*

Date : January 18, 2018

Re : Consent Agenda Approval to Solicit Bids for Supply of Rock Aggregates

The Public Works Department requests approval to solicit bids for the supply of various crushed rock aggregates for the 2018 maintenance season. These materials are used for routine maintenance of county-maintained roads and bridges.

We will structure the bid form similar to that used for asphalt supply bids. We are requesting bids for the following:

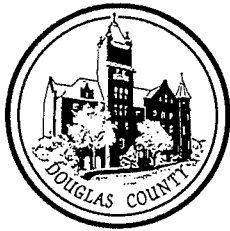
- Shot Rock (Selectable) Quarry Run - Bid Quantity Range of 100–1,500 tons
- AB-3 (Combined Material) – Bid Quantity Ranges of 100-2,000 tons
- Surfacing Material (Road Rock Special) - Bid Quantity Ranges of 1,000–5,000 tons
- Stone for Rip Rap (Light 18") - Bid Quantity Range of 100–1,500 tons
- Stone for Aggregate Ditch Lining D₅₀ (6") – Bid Quantity Range 100-2,000

For each quantity range the supplier will stipulate the quarry's location and can bid different costs depending on the quarry where the aggregate is produced. The bids will be analyzed while taking into account the haul costs from each quarry that submits a bid.

Funds in the amount of \$226,500 were budgeted in Road and Bridge and an additional \$11,700 was budgeted in Parks for this item.

We plan to open bids in March 2018. Contracts will be presented to the BOCC for approval thereafter.

Action Required: Consent Agenda approval to solicit bids for supply of crushed rock aggregates for the 2018 maintenance season.



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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 *KAB*
Laura A. Glass, Administrative Services Manager

Date : January 18, 2018

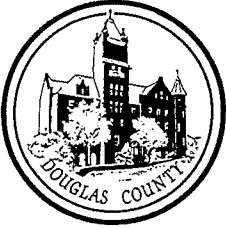
Re : Consent Agenda Approval to Solicit Bids for Highway De-Icing Salt

The Public Works Department requests approval to solicit bids for the supply of 2,500 tons of highway de-icing salt for the 2018/2019 winter storm season. Townships and surrounding cities will be given the opportunity to purchase salt as part of this bid package.

Funds in the amount of \$195,000 were budgeted and approved for this item.

We plan to open bids in April or May 2018. Contracts will be presented to the BOCC for approval thereafter.

Action Required: Consent Agenda approval to solicit bids for supply of highway de-icing salt for the 2018/2019 winter storm season.



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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 *KAB*

Date : January 18, 2018

Re : Consent Agenda Approval to Solicit Bids for Supply of Hot Mix Asphalt (HMA)

The Public Works Department requests approval to solicit bids for the supply of Hot Mix Asphalt for the 2018 maintenance season.

As in the past, this year's supply contract will include a price adjustment factor tied to KDOT's Monthly Asphalt Price Index. The adjustment factor will increase/decrease the price for asphaltic concrete mix by \$0.50/ton for each \$10.00/ton increase/decrease in the Monthly Asphalt Price Index.

Funds in the amount of \$575,000 were budgeted and approved for this item.

We plan to open bids in March 2018. Contracts will be presented to the BOCC for approval thereafter.

Action Required: Consent Agenda approval to solicit bids for supply of Hot Mix Asphalt for the 2018 maintenance season.

**DOUGLAS COUNTY, KANSAS
SAMPLE SALES TAX BALLOT QUESTION
MAY 15, 2018**

Shall the following be adopted?

Shall Douglas County, Kansas (the "County"), be authorized to: (1) impose a one-half percent (1/2%) countywide retailers' sales tax (the "Sales Tax") for the purpose of financing the cost to: (a) construct, furnish and equip mental health and related administrative facilities for the County and pay operating expenses thereof; and (b) construct, furnish and equip additions and improvements to the County's jail and detention facilities and related administrative facilities and pay operating expenses thereof (collectively the "Project"), collection of such Sales Tax to commence on October 1, 2018, or as soon thereafter as permitted by law; and (2) issue sales tax/general obligation bonds (the "Bonds") of the County to pay all or a portion of the capital costs of the Project, related interest costs during construction and issuance costs; provided that the County receive, prior to the issuance of the Bonds, a comprehensive feasibility study that indicates the revenues received from the Sales Tax will be sufficient to retire the Bonds without the necessity of levying any ad valorem taxation; all pursuant to the authority of K.S.A. 12-187 *et seq.*, as amended?

BALLOT CERTIFICATE

STATE OF KANSAS)
) ss:
COUNTY OF DOUGLAS)

I, County Clerk of Douglas County, Kansas, do hereby certify that attached below is a true and correct copy of the ballot label used at the special question election held on May 15, 2018, in Douglas County, Kansas on the proposition set forth in the ballot; and that the judges and clerks duly qualified by taking their respective oaths before assuming their duties at the election.

WITNESS my hand and official seal on May 15, 2018.

(Seal)

Jamie Shew, County Clerk
Douglas County, Kansas

[affix copy of ballot label]

DOUGLAS COUNTY, KANSAS

DISTRIBUTION LIST

ISSUER	BOND COUNSEL
Douglas County, Kansas Douglas County Courthouse 1100 Massachusetts Lawrence, Kansas 66044 Telephone: (785) 832-5329 Fax: (785) 832-5320 Mr. G. Craig Weinaug, County Administrator Extension 5328 E-mail: cweinaug@douglascountyks.org Ms. Sarah Plinsky, Assistant County Administrator E-mail: splinsky@douglascountyks.org Ms. Jill Jolicoeur, Assistant to Co. Administrator Extension 2890 E-mail: jjolicoeur@douglascountyks.org Mr. Jamie Shew, County Clerk Extension 5267 E-mail: jshew@douglascountyks.org Ms. Marni Penrod, Chief Deputy County Clerk Extension 5279 E-mail: mpenrod@douglascountyks.org Ms. Heather Dill, Deputy of Elections E-mail: hdill@douglascountyks.org Ms. Robin Crabtree, Executive Secretary Extension 5268 E-mail: rcrabtree@douglascountyks.org	GILMORE & BELL, P.C. 100 N. Main, Suite 800 Wichita, Kansas 67202 Telephone: (316) 267-2091 Fax: (316) 262-6523 Joe L. Norton, Esq. E-mail: jnorton@gilmorebell.com Garth J. Herrmann, Esq. E-mail: gherrmann@gilmorebell.com Jacob E. Ediger, Esq. E-mail: jediger@gilmorebell.com Ms. Robyn R. Dunlap, Senior Legal Assistant E-mail: rdunlap@gilmorebell.com Ms. Riley D. Babbidge, Legal Assistant E-mail: rbabbidge@gilmorebell.com
ISSUER'S COUNSEL	MUNCIPAL ADVISOR
Stevens & Brand 900 Massachusetts, Suite 500 P.O. Box 189 Lawrence, Kansas 66044-0189 Telephone: (785) 843-0811 Fax: (785) 843-0341 John T. Bullock, Esq. E-mail: jbullock@stevensbrand.com	SPRINGSTED INCORPORATED 380 Jackson Street, Suite 300 St. Paul, Minnesota 55101-2887 Telephone: (651) 223-3000 Fax: (651) 223-3002 Mr. David N. MacGillivray, Chairman of the Board E-mail: dmacgillivray@springsted.com Telephone: (651) 223-3068

**STATE OF KANSAS
OFFICIAL BALLOT**

DOUGLAS COUNTY, KANSAS

MAY 15, 2018

NOTICE

If you tear, deface or make a mistake and wrongfully mark any ballot, you must return it to the election board and receive a new ballot or set of ballots.

TO VOTE IN FAVOR OF ANY QUESTION SUBMITTED UPON THIS BALLOT, DARKEN THE OVAL TO THE LEFT OF THE WORD 'YES.' TO VOTE AGAINST IT, DARKEN THE OVAL TO THE LEFT OF THE WORD 'NO'.

SHALL THE FOLLOWING BE ADOPTED?

SHALL DOUGLAS COUNTY, KANSAS (THE "COUNTY"), BE AUTHORIZED TO: (1) IMPOSE A ONE-HALF PERCENT (1/2%) COUNTYWIDE RETAILERS' SALES TAX (THE "SALES TAX") FOR THE PURPOSE OF FINANCING THE COSTS TO: (A) CONSTRUCT, FURNISH AND EQUIP COUNTY MENTAL HEALTH SUPPORT FACILITIES AND PAY OPERATING, SERVICE AND PROGRAM EXPENSES THEREOF; AND (B) CONSTRUCT, FURNISH AND EQUIP ADDITIONS AND IMPROVEMENTS TO THE COUNTY'S JAIL AND DETENTION FACILITIES AND PAY OPERATING EXPENSES THEREOF (COLLECTIVELY THE "PROJECT"), COLLECTION OF SUCH SALES TAX TO COMMENCE ON OCTOBER 1, 2018, OR AS SOON THEREAFTER AS PERMITTED BY LAW; AND (2) ISSUE SALES TAX/GENERAL OBLIGATION BONDS (THE "BONDS") OF THE COUNTY TO PAY ALL OR A PORTION OF THE CAPITAL COSTS OF THE PROJECT, RELATED INTEREST COSTS DURING CONSTRUCTION AND ISSUANCE COSTS; PROVIDED THAT THE COUNTY RECEIVE, PRIOR TO THE ISSUANCE OF THE BONDS, A COMPREHENSIVE FEASIBILITY STUDY THAT INDICATES THE REVENUES RECEIVED FROM THE SALES TAX WILL BE SUFFICIENT TO RETIRE THE BONDS WITHOUT THE NECESSITY OF LEVYING ANY AD VALOREM TAXATION; ALL PURSUANT TO THE AUTHORITY OF K.S.A. 12-187 *ET SEQ.* AND K.S.A. 25-431 *ET SEQ.*, AS AMENDED?

☐ YES

☐ NO

**STATE OF KANSAS
OFFICIAL BALLOT**

DOUGLAS COUNTY, KANSAS

QUESTION SUBMITTED

SPECIAL QUESTION ELECTION

MAY 15, 2018

DOUGLAS COUNTY, KANSAS

**CERTIFICATE CONCERNING AUTHORIZATION TO CONDUCT
MAIL BALLOT ELECTION**

This is to certify that the undersigned, Kansas Secretary of State, authorizes Douglas County, Kansas, to hold a special question election by mail in accordance with K.S.A. 25-431 *et seq.*

WITNESS my hand and official seal on _____, 2018.

(Seal)

Kris W. Kobach, Secretary of State

CERTIFICATE AS TO MAIL BALLOT ELECTION

This is to certify that the undersigned, County Clerk of Douglas County, Kansas, submitted a written plan to the Kansas Secretary of State, which included a written time table for the conduct of the Mail Ballot Election held by Douglas County, Kansas (the County”), on May 15, 2018. Such written plan was approved by the Secretary of State and is on file in the office of the undersigned.

I further certify that the election held was nonpartisan, with no candidate elected, retained or recalled in the election, and that no other election was held on the same date in which the qualified electors of the County were eligible to cast ballots. I further certify that the election held was a question submitted election in which all of the qualified electors of the County were the only electors eligible to vote.

I further certify that all ballots were addressed to each elector appearing in the registration records, as of thirty (30) days prior to the date of election, and were mailed by first class mail with the required return identification envelope and sufficient instructions between 10 and 20 days before the date of the election. A sample of the envelope and the return identification envelope as well as the instructions given to each voter and a sample ballot are attached hereto, all of which are true and correct copies of those used in the Mail Ballot Election in the County on the proposition set forth on the ballot.

I further certify that replacement ballots were only provided to those voters entitled thereto under the applicable law. Ballots were counted only upon return by the voter in the proper return identification envelope, signed by the elector to whom the ballot was issued, and all voter signatures were verified as provided by law.

I further certify that the judges and clerks duly qualified by taking their respective oaths before assuming their duties at the election.

Witness my hand and official seal on May 15, 2018.

(Seal)

Jamie Shew, County Clerk
Douglas County, Kansas

[Attach Copy of Ballot, Voting Instructions and Envelope]

CERTIFICATION OF CANVASS OF VOTES

STATE OF KANSAS)
) ss:
COUNTY OF DOUGLAS)

I, the undersigned County Clerk of Douglas County, Kansas, do hereby certify that the following are the true and correct results according to the abstract of votes cast at the special question election held on May 15, 2018, in Douglas County, Kansas, on the following proposition:

Shall the following be adopted?

Shall Douglas County, Kansas (the "County"), be authorized to: (1) impose a one-half percent (1/2%) countywide retailers' sales tax (the "Sales Tax") for the purpose of financing the costs to: (a) construct, furnish and equip County mental health support facilities and pay operating, service and program expenses thereof; and (b) construct, furnish and equip additions and improvements to the County's jail and detention facilities and pay operating expenses thereof (collectively the "Project"), collection of such Sales Tax to commence on October 1, 2018, or as soon thereafter as permitted by law; and (2) issue sales tax/general obligation bonds (the "Bonds") of the County to pay all or a portion of the capital costs of the Project, related interest costs during construction and issuance costs; provided that the County receive, prior to the issuance of the Bonds, a comprehensive feasibility study that indicates the revenues received from the Sales Tax will be sufficient to retire the Bonds without the necessity of levying any ad valorem taxation; all pursuant to the authority of K.S.A. 12-187 *et seq.* and K.S.A. 25-431 *et seq.*, as amended?

Such results are shown by the returns of said election which are on file in the Office of the County Clerk and canvassed as provided by law:

Yes -----	_____
No -----	_____
Void -----	_____
Total Vote -----	_____

WITNESS my hand and official seal on May __, 2018.

(Seal)

Jamie Shew, County Clerk
Douglas County, Kansas

**EXCERPT OF MINUTES OF A MEETING
OF THE BOARD OF COUNTY COMMISSIONERS OF
DOUGLAS COUNTY, KANSAS
HELD ON JANUARY 24, 2018**

The Board of County Commissioners (the "Board") of Douglas County, Kansas (the "County") met in regular session at the usual meeting place in the County, at [6]:00 p.m. The Chair, NANCY THELLMAN, presided and the following members of the Board were present:

The following members of the Board were absent:

* * * * *

(Other Proceedings)

Thereupon there was presented a Resolution entitled:

A RESOLUTION AUTHORIZING AND PROVIDING FOR THE CALLING OF A SPECIAL QUESTION ELECTION IN DOUGLAS COUNTY, KANSAS, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF THE COUNTY THE QUESTION OF IMPOSING A ONE-HALF PERCENT (1/2%) COUNTYWIDE RETAILERS' SALES TAX FOR THE PURPOSE OF FINANCING THE COSTS OF CONSTRUCTING, FURNISHING AND EQUIPPING COUNTY MENTAL HEALTH SUPPORT FACILITIES AND RELATED OPERATING, SERVICE AND PROGRAM EXPENSES; CONSTRUCTING, FURNISHING AND EQUIPPING ADDITIONS AND IMPROVEMENTS TO COUNTY JAIL AND DETENTION FACILITIES AND OPERATING EXPENSES THEREOF; AUTHORIZING THE ISSUANCE OF SALES TAX REVENUE/GENERAL OBLIGATION BONDS TO FINANCE ALL OR A PORTION OF THE CAPITAL COSTS OF SUCH FACILITIES AND RELATED EXPENSES; AND PROVIDING FOR THE GIVING OF NOTICE OF SAID ELECTION.

Thereupon Commissioner _____ moved that said Resolution be adopted. The motion was seconded by Commissioner _____. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the Board, the vote being as follows:

Aye: _____.

Nay: _____.

Thereupon, a majority of the members of the Board having voted in favor of the Resolution, it was declared duly adopted and was then duly numbered Resolution No. 18-__; and was directed to be signed by the Commissioners and attested by the County Clerk. The County Clerk was further directed to take all action necessary to proceed with calling said special question election in the manner prescribed by law.

(Other Proceedings)

CERTIFICATE

I hereby certify that the foregoing Excerpt of Minutes is a true and correct excerpt of the proceedings of the Board of Douglas County, Kansas, held on the date stated therein, and that the official minutes of such proceedings are on file in my office.

(SEAL)

Jamie Shew, County Clerk

RESOLUTION NO. 18-__

A RESOLUTION AUTHORIZING AND PROVIDING FOR THE CALLING OF A SPECIAL QUESTION ELECTION IN DOUGLAS COUNTY, KANSAS, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF THE COUNTY THE QUESTION OF IMPOSING A ONE-HALF PERCENT (1/2%) COUNTYWIDE RETAILERS' SALES TAX FOR THE PURPOSE OF FINANCING THE COSTS OF CONSTRUCTING, FURNISHING AND EQUIPPING COUNTY MENTAL HEALTH SUPPORT FACILITIES AND RELATED OPERATING, SERVICE AND PROGRAM EXPENSES; CONSTRUCTING, FURNISHING AND EQUIPPING ADDITIONS AND IMPROVEMENTS TO COUNTY JAIL AND DETENTION FACILITIES AND OPERATING EXPENSES THEREOF; AUTHORIZING THE ISSUANCE OF SALES TAX REVENUE/GENERAL OBLIGATION BONDS TO FINANCE ALL OR A PORTION OF THE CAPITAL COSTS OF SUCH FACILITIES AND RELATED EXPENSES; AND PROVIDING FOR THE GIVING OF NOTICE OF SAID ELECTION.

WHEREAS, K.S.A. 12-187 *et seq.*, as amended, specifically including K.S.A. 12-187(b)(30) (the "Act"), authorizes the Board of County Commissioners (the "Board") of Douglas County, Kansas (the "County") to submit to the electors of the County the question of imposing a one-half percent (1/2%) Countywide retailers' sales tax for the purpose of financing the construction or remodeling of a courthouse, jail, law enforcement center facility, detention facility or other county administrative facility, specifically including mental health and for the operation thereof; and

WHEREAS, the Act also authorizes the County to issue bonds to finance the construction or remodeling of such courthouse, jail, law enforcement center facility, detention facility or other county administrative facility, including mental health, which bonds are payable from and secured by the proceeds of such sales tax, or payable from such sales tax and also constitute a general obligation of the County, provided the County receives a comprehensive feasibility study that indicates the revenues received from such sales tax will be sufficient to retire such general obligation bonds; and

WHEREAS, the Board deems it advisable to: (a) construct, furnish and equip County mental health support facilities for the County and pay operating, service and program expenses thereof; and (b) construct, furnish and equip additions and improvements to the County's jail and detention facilities and pay operating expenses thereof (collectively the "Project"); and

WHEREAS, in order to finance the costs of the Project, related interest costs during construction and issuance costs, the Board deems it advisable to provide for the calling of a special question election in the County for the purpose of submitting to the qualified electors of the County the question of imposing a one-half percent (1/2%) Countywide retailers' sales tax (the "Sales Tax") and to issue sales tax/general obligation bonds of the County (the "Bonds") payable from and secured by the proceeds of the Sales Tax, and if not so paid, from unlimited ad valorem taxation within the County; and

WHEREAS, it is deemed advisable to hold such election in accordance with the mail ballot election law (K.S.A. 25-431 *et seq.*).

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

SECTION 1. It is hereby deemed necessary and advisable to construct the Project.

SECTION 2. In order to pay all or a portion of the capital costs of the Project, related interest costs during construction and issuance costs, it is necessary and advisable pursuant to the authority of the Act to institute the Sales Tax and issue the Bonds. Collection of the Sales Tax, if approved by the electors of the County, shall commence on October 1, 2018, or as soon thereafter as permitted by law.

SECTION 3. The implementation of the Sales Tax and the issuance of the Bonds shall not be effective unless a majority of the qualified electors of the County voting on the proposition shall vote in favor thereof at a special question election to be held in the County for that purpose. In addition, no Bonds shall be issued until the Board receives a comprehensive feasibility study that indicates the revenues received from the Sales Tax will be sufficient to retire the Bonds without the necessity of levying any ad valorem taxation.

SECTION 4. It is hereby authorized, ordered and directed that a special question election by mail ballot shall be and is hereby called to be held in the County, there shall be submitted to the qualified electors of the County the following proposition:

Shall the following be adopted?

Shall Douglas County, Kansas (the "County"), be authorized to: (1) impose a one-half percent (1/2%) countywide retailers' sales tax (the "Sales Tax") for the purpose of financing the costs to: (a) construct, furnish and equip County mental health support facilities and pay operating, service and program expenses thereof; and (b) construct, furnish and equip additions and improvements to the County's jail and detention facilities and pay operating expenses thereof (collectively the "Project"), collection of such Sales Tax to commence on October 1, 2018, or as soon thereafter as permitted by law; and (2) issue sales tax/general obligation bonds (the "Bonds") of the County to pay all or a portion of the capital costs of the Project, related interest costs during construction and issuance costs; provided that the County receive, prior to the issuance of the Bonds, a comprehensive feasibility study that indicates the revenues received from the Sales Tax will be sufficient to retire the Bonds without the necessity of levying any ad valorem taxation; all pursuant to the authority of K.S.A. 12-187 *et seq.* and K.S.A. 25-431 *et seq.*, as amended?

SECTION 5. The vote at said special question election shall be by mail ballot, and the proposition stated above shall be printed on the ballot, together with voting instructions as provided by law.

SECTION 6. The County Clerk shall give notice of the special question election as provided by law by publishing a Notice of Special Question Election to be approved by subsequent action of the Board, but shall be in substantially the form attached hereto as **Exhibit A** with all financial information completed therein, once each week for two (2) consecutive weeks in a newspaper of general circulation in the County, with the first publication to be not less than twenty-one (21) days prior to the date of the special question election and the last publication not more than forty-five (45) days prior to the date of the election.

[BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK]

ADOPTED by the Board of County Commissioners of Douglas County, Kansas, on January 24, 2018.

Nancy Thellman, Chair

Michelle Derusseau, Commissioner

ATTEST:

Jamie Shew, County Clerk

Mike Gaughan, Commissioner

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of Resolution No. 18-__ (the "Resolution") of Douglas County, Kansas, adopted by the Board of County Commissioners on January 24, 2018, as the same appears of record in my office, and that said Resolution has not been modified, amended or repealed and is in full force and effect as of this date.

DATED: January 24, 2018.

Jamie Shew, County Clerk

EXHIBIT A

(Published in the **Lawrence Journal-World** on [____], 2018, and subsequently on [____], 2018)

**NOTICE OF SPECIAL QUESTION ELECTION
DOUGLAS COUNTY, KANSAS**

Notice is hereby given to the qualified electors of Douglas County, Kansas (the “County”) that a special question election has been called and will be held by mail ballot on May 15, 2018, for the purpose of submitting to the qualified electors of the County the following proposition:

Shall the following be adopted?

Shall Douglas County, Kansas (the “County”), be authorized to: (1) impose a one-half percent (1/2%) countywide retailers' sales tax (the “Sales Tax”) for the purpose of financing the costs to: (a) construct, furnish and equip County mental health support facilities and pay operating, service and program expenses thereof; and (b) construct, furnish and equip additions and improvements to the County’s jail and detention facilities and pay operating expenses thereof (collectively the “Project”), collection of such Sales Tax to commence on October 1, 2018, or as soon thereafter as permitted by law; and (2) issue sales tax/general obligation bonds (the “Bonds”) of the County to pay all or a portion of the capital costs of the Project, related interest costs during construction and issuance costs; provided that the County receive, prior to the issuance of the Bonds, a comprehensive feasibility study that indicates the revenues received from the Sales Tax will be sufficient to retire the Bonds without the necessity of levying any ad valorem taxation; all pursuant to the authority of K.S.A. 12-187 *et seq.* and K.S.A. 25-431 *et seq.*, as amended?

To vote in favor of any question submitted on this ballot, darken the oval to the left of the word “Yes.” To vote against it, darken the oval to the left of the word “No.”

☐ YES

☐ NO

This election will be conducted in accordance with K.S.A. 25-431 *et seq.* (the “Mail Ballot Election Act”). The County Clerk of Douglas County, Kansas, shall conduct the election by mailing an official ballot to each qualified elector in the County registered at least thirty (30) days prior to the date of election, not sooner than the 20th day before the date of the election and not later than the 10th day before the election. The County Clerk of Douglas County, Kansas, anticipates mailing ballots for this election to all qualified voters on or about _____, 2018. Instructions on how to mark the ballot to vote either for or against the proposition submitted thereon will accompany the ballots, together with a stamped, addressed return identification envelope in which the marked ballot must be placed.

IT IS IMPORTANT FOR EACH QUALIFIED VOTER TO NOTE THAT YOUR BALLOT CANNOT BE COUNTED UNLESS YOU TAKE THE APPROPRIATE STEPS:

(1) You must personally sign and place your correct address on the return identification envelope;

(2) If you choose to mail your ballot, you must put it in the identification envelope and place it in the United States mail early enough so that it will be received by the County Clerk of Douglas County, Kansas, not later than May 15, 2018; and

(3) If you elect not to mail your ballot, you must PERSONALLY deliver it in the return identification envelope to the office of the County Clerk of Douglas County, Kansas, whose address is: 1100 Massachusetts Street, Lawrence, Kansas 66044, at any time during regular business hours from 8:00 A.M. to 5:00 P.M., Monday through Friday, but before 12:00 Noon on May 15, 2018.

If the ballot of a qualified elector is destroyed, spoiled, lost or not received in the mail by the qualified elector, or if an elector registers within thirty (30) days of the election, a ballot or replacement ballot may be obtained from the County Clerk of Douglas County, Kansas. Persons qualified to receive a replacement ballot may do so by signing an application prepared by the County Clerk of Douglas County, Kansas, and submitting the application by mail or in person at the office of the County Clerk of Douglas County, Kansas, at the above address.

The authority to conduct this election called by the County under the provisions of the Mail Ballot Election Act does not authorize the use of voting machines or written ballots located at the usual polling places for the County. Consequently, all qualified electors of the County are hereby notified that no polling places will be open during the election, and all ballots must be cast in the manner specified herein and in accordance with the voting instructions which will be sent to all qualified electors with the official mail ballot.

Telephone inquiries from qualified electors having additional questions about the procedure to follow in order to vote in this election may be made by calling (785) 832-5267

ADDITIONAL INFORMATION

The following additional information is provided by the County with respect to compliance with the provisions of K.S.A. 10-120a and K.S.A. 12-6,122. This information has been obtained from sources deemed reliable by the County. Certain portions of this information are based upon projections. No assurances can be given that these projections will be accurate as of the date of issuance of the bonds due to changing market conditions and other matters unknown or unavailable at this time. The assumed principal repayment schedule and the average interest rates are based on recent bond issues for similar types of financings all as shown below.

Projected Summary of Project Costs

Sources of Funds		Uses of Funds	
Bonds to be Issued	\$[_____]	Project Costs, Land Acquisition, Architect/Engineering Fees and Testing, etc., Issuance Expenses (including attorney fees, printing costs, rating agency fees, financial advisor fees, underwriting fees and other miscellaneous expenses) and capitalized interest	\$[_____]
Total	\$[_____]	Total	\$[_____]

Projected Summary of Bond Issue Repayments

Estimated Annual 1/2% Sales Tax Revenues: \$[_____]*

*Based on previous 10 year average of existing County sales tax

Principal Repayment Term:	[] years	Average Interest Rate:	[]%
Total Interest Cost to Maturity:	\$[_____]	Average Annual Principal and Interest Payments:	\$[_____]

Ad Valorem Taxation Based on 100% of Estimated Sales Tax Collections ¹ :	\$0.00	0.00 mills ¹
Ad Valorem Taxation Based on 90% of Estimated Sales Tax Collections ¹ :	[]	[] mills ¹
Ad Valorem Taxation Based on 80% of Estimated Sales Tax Collections ¹ :	[]	[] mills ¹

¹ Based on 2017 Assessed Valuation of \$[_____].

ELECTION INFORMATION

The election officer conducting the election will be the County Clerk of Douglas County, Kansas, whose address is: 1100 Massachusetts Street, Lawrence, Kansas 66044.

DATED: January 24, 2018.

Jamie Shew, County Clerk
Douglas County, Kansas