

BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS

MONDAY, NOVEMBER 18, 2002

9:00 A.M.

- Convene
- Pledge of Allegiance
- Consider approval of minutes of April 10, June 3, and June 10, 2002

CONSENT AGENDA

- (1) (a) Consider approval of Commission Orders

REGULAR AGENDA

- (2) Tour of Judicial & Law Enforcement Building
- (3) Other Business
 - (a) Consider approval of Accounts Payable (if necessary)
 - (b) Appointments
 - (c) Miscellaneous
 - (d) Public Comment
- (4) Adjourn

WEDNESDAY, NOVEMBER 20, 2002 (Eudora City Hall at 6:35 PM)

- Date for Joint Meeting with Eudora City Council and Eudora School Board
- Fireworks Regulations
- 14th and Church intersection
- Church Street bridge across K-10
- County Route 1061/28th Street to K-10
- K-10 Ramp/Winchester Road
- Main Street/10th to the railroad tracks
- South Lawrence Trafficway

MONDAY, NOVEMBER 25, 2002

- Investment Committee Report (Pat Wells)

MONDAY, DECEMBER 2, 2002 (Douglas County Courthouse at 9 AM)

- Notice to Townships (Patty Jaimes)
- Joint meeting with Board of Zoning Appeals
- Report from Health Department on air quality

WEDNESDAY, DECEMBER 4, 2002 (7:30 AM)

-L/DC Planning Commission has invited the City & County Commission and the USD 497 School Board to their mid-month meeting to discuss long range planning.

WEDNESDAY, DECEMBER 4, 2002 (regular evening meeting cancelled)

MONDAY, DECEMBER 9, 2002 (9 AM)

-(tentative) Work session with Douglas County legislative delegation to discuss upcoming legislative session

MONDAY, DECEMBER 16, 2002

-Consider approval of resolutions approving cereal malt beverage licenses (Patty Jaimes)

WEDNESDAY, JANUARY 15, 2003 (meeting cancelled)

WEDNESDAY, FEBRUARY 19, 2003 (meeting cancelled)

WEDNESDAY, FEBRUARY 26, 2003 (meeting cancelled)

WEDNESDAY, MAY 7, 2003

-No Commission Meeting

APRIL 10, 2002

Chairman McElhanev called the meeting to order at 6:35 P.M., on Wednesday, April 10, 2002. All members were present. The Pledge of Allegiance was recited.

Jones made a motion to approve the minutes of November 14, 2001. Johnson seconded and the motion carried unanimously.

CONSENT AGENDA 04-10-02

Johnson made a motion to approve the following Consent Agenda:

- ▶ Approve Commissioners Order No. 5015. Order is on file in the office of the County Clerk;
- ▶ Authorize Notice to Clinton Township regarding application from Linda Steele for a temporary license to sell malt beverages at retail;
- ▶ Approve Resolution No. 02-10 amending the administrative structure of Douglas County Community Corrections directing the supervision of the employees of Douglas County Community Corrections to the Chief Judge of the 7th Judicial District of the State of Kansas; and
- ▶ Accept the low bid for magnesium chloride from Scotwood Industries at a unit cost of \$0.371 per gallon for the user fee dust palliative program.

Jones seconded and the motion carried unanimously.

PLANNING 04-10-02

The Board discussed the possibility of setting up separate planning commissions. Linda Finger, Director of the Lawrence-Douglas County Metropolitan Planning Department, was present for the discussion. Melinda Henderson offered a copy of the League of Women Voters' study of planning commission issues. Larry Francq, Chairman of the Baldwin City Planning Commission made brief comments. It was the consensus of the Commission not to pursue the possibility of setting up separate planning Commissions.

EMERGENCY COMMUNICATIONS & PURCHASING 04-10-02

Jim Denney, Director of Emergency Communications, presented a request to acquire three (3) public safety emergency radio base stations. In the March 2002 meeting, the Douglas County 911 Advisory Board recommended that 911 Fee Funds be expended to purchase and install:

- (2) VHF radio repeaters to be used for fire and medical communications in the southern portion of Douglas County; and

(1) 800 MHz radio repeater to expand the trunk system used for law enforcement communications countywide.

Johnson made a motion that the Director of Emergency Communications be authorized to establish and put forth a request for approval for two (2) VHF base station repeaters to be installed in the Baldwin area for use of rural fire agencies and Lawrence-Douglas County Fire and Medical. Costs will be approximately \$17,000 each to be funded by available 911 Fee Funds; and that the Purchasing Policy be waived authorizing the purchase of one (1) 800 MHz Trunking Repeater to increase trunking capabilities of the existing trunk radio system from State of Kansas Contract #28440. Cost will be \$18,074.61 to be funded by available 911 Fee Funds. Jones seconded and the motion carried unanimously.

ACCOUNTS PAYABLE 04-10-02

McElhane moved approval of accounts payable in the amount of \$209,542.87 to be paid 4/8/02; accounts payable manual checks in the amount of \$2,588.14; payroll in the amount of \$557,459.40; and electronic funds transfers in the amounts of \$41,606.13 for FICA, and \$34,053.48 for KPERs, to be paid 4/5/02. Jones seconded and the motion carried unanimously.

APPOINTMENTS 04-10-02

McElhane made a motion to appoint Carl McElwee, 1564 E 1850 Road, Lawrence, KS, to the Lawrence-Douglas County Health Board for a three-year term. It should be noted that Mr. McElwee replaces A.J. Rowell who was not eligible for reappointment. Jones seconded and the motion carried unanimously.

EMERGENCY MANAGEMENT & GRANTS 04-10-02

Paula Phillips, Director of Emergency Management, presented a request for authorization the filing of the Office of Justice Domestic Preparedness Terrorism Equipment Support grant. In January 2001, the Office of Judicial Programs Domestic Preparedness Division granted \$2 million to the State of Kansas for the purchase of equipment for the response to acts of terrorism. The Kansas Highway Patrol administers the grant and Douglas County has received notification of the allocation amount for first responders in Douglas County. Jones made a motion to authorize the filing of the Office of Justice Domestic Preparedness Terrorism Equipment Support grant, and authorize and direct Paula Phillips, Douglas County Emergency Management Director, as the official representative of the County for all activities associated with the grant.

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

Jere McElhaney, Chairman

Bob Johnson, Member

ATTEST:

Patty Jaimes, County Clerk

Charles Jones, Member

JUNE 3, 2002

Chairman McElhaney called the meeting to order at 8:17 A.M. on Monday, June 3, 2002. All members were present.

Chairman McElhaney made a motion that the Board go into Executive Session until 9:20 A.M. with Evan Ice, County Counselor; Craig Weinaug, County Administrator; Pam Madl, Director of Administrative Services; Judge Fairchild, Chief Judge; and Linda Koester-Vogelsang, Court Administrator, to discuss building security issues. The Board returned to regular session at 9:20 A.M.

The Pledge of Allegiance was recited.

CONSENT AGENDA 06-03-02

Johnson made a motion to approve the following Consent Agenda:

- ▶ Approve Commissioners Order Nos. 5028 and 5029. Orders are on file in the office of the County Clerk;
- ▶ Approve the FY 2003 Condition Violator Grant;
- ▶ Approve Kansas Department of Transportation Project Certification documents for Project No. 23C3472-01; County Route 442; Stull Road;
- ▶ Approve Cost Plus Net Fee Agreement for Engineering Services for Biennial Bridge Inspections for a total not-to-exceed cost of \$47,936.84, which results in a local 20% cost share of \$9,587.37, for Project No. 23C3850-01; and
- ▶ Note receipt of Fee Reports for the month of April, 2002.

Motion was seconded by Jones and carried unanimously.

PARKS — LONE STAR & SHERIFF 06-03-02

The Board discussed a request received from Alta-Sport to utilize Lone Star Lake for the 2002 LMH Triathlon on Sunday, September 15, 2002. Jim Whittaker, Race Director, and Michael F. Vickers, Executive Director, were present for the discussion. Alta-Sport requests that the beach and marina area be closed to swimmers and the general public from Saturday morning until noon Sunday on the weekend of the event. Sheriff Trapp discussed security issues noting that uniformed officers have been present in the past at no charge to the event. Sheriff Trapp noted that since the request includes closing the lake for a period of time it would be necessary to block off roads. He felt strongly that a uniformed officer be present, however, the issue of whether to charge events for these services, i.e., overtime, needs to be addressed. Jones asked whether utilizing lower cost staff would be an option. Keith Browning, Director of Public Works/County Engineer, stated that a private citizen doesn't have the right to close a road, so a county official would need to be present. He also stated that

he would not be comfortable placing a Public Works employee in a law enforcement capacity. It was the consensus of the Board that if the event is a for-profit event, they should reimburse the County for overtime costs. Jones then expressed concerns regarding the closing of the swimming area. Vickers noted that the event will be held in mid-September this year so there should be fewer swimmers than there would be in the summer months. Jones then made a motion that Alta-Sport, LC supply an event plan to the Sheriff who will decide what security and traffic control measures are needed; that Alta-Sport must reimburse the Sheriff's Department for the time actually spent by Sheriff's personnel on the event; that the road between the beach and the marina be closed all day Saturday, September 14th until the end of the event on Sunday, September 15th; and that the swimming beach be closed @ 3:00 on Saturday, September 14th, until the end of the event on Sunday, September 15th. Motion was seconded by Johnson and carried unanimously.

ACCOUNTS PAYABLE 06-03-02

Jones moved approval of accounts payable in the amount of \$286,996.33 to be paid 6/3/02; accounts payable manual checks in the amount of \$2,230.50; payroll in the amount of \$550,373.87; and electronic funds transfers in the amounts of \$42,125.79 for FICA, and \$32,824.82 for KPERS to be paid 5/31/02. Johnson seconded and the motion carried unanimously.

MISCELLANEOUS & PERSONNEL 06-03-02

Sue Neustifter, Register of Deeds, announced her retirement effective July 1, 2002. Neustifter noted that she celebrated her 43rd anniversary with Douglas County on June 1, 2002.

MISCELLANEOUS 06-03-02

At 11:02 A.M., McElhaney made a motion that the Board recess to go into Executive Session for 15 minutes with Evan Ice, County Counselor; Craig Weinaug, County Administrator; and Pam Madl, Director of Administrative Services, to discuss litigation. The Board returned to regular session at 11:18 A.M. No action was taken.

McElhaney made a motion for adjournment; Jones seconded, and the motion carried unanimously.

Jere McElhaney, Chairman

Bob Johnson, Member

ATTEST:

Patty Jaimes, County Clerk

Charles Jones, Member

JUNE 10, 2002

Chairman McElhaney called the meeting to order at 9:04 A.M. on Monday, June 10, 2002. All members were present. The Pledge of Allegiance was recited.

Johnson made a motion to approve the minutes of November 7, December 5, December 12, December 17, and December 19, 2001. Jones seconded and the motion carried unanimously.

CONSENT AGENDA 06-10-02

Johnson made a motion to approve the following Consent Agenda:

- ▶ Approve Commissioners Order Nos. 5030 and 5031. Orders are on file in the office of the County Clerk; and
- ▶ Approve the nine (9) Out-District College Tuition Statements in the amount of \$27,450.

Motion was seconded by Jones and carried unanimously.

HEALTH — PUBLIC 06-10-02

The Board considered approval of a request received from the Health Department for County funding to replace state funding for the teen pregnancy case management program. Kay Kent, Administrator/Health Office of the Lawrence-Douglas County Health Department was present for the discussion. Kent noted that the Health Department was recently informed by the Kansas Department of Health and Environment (KDHE) that because tax increases passed by the Legislature were insufficient to meet the full KDHE budget, all teen pregnancy programs may be defunded on July 1, 2002. As of today, KDHE does not know their agency budget allocation, so cannot tell the Lawrence-Douglas County Health Department for certain whether state funding for the program will be eliminated. Kent gave a history of the success of the program and asked the Board to consider funding the program if needed. It was the consensus of the Board to defer this decision until after KDHE has been notified of their budget allocation.

ACCOUNTS PAYABLE 06-10-02

Jones moved approval of accounts payable in the amount of \$303,204.94 to be paid 6/10/02; and accounts payable manual checks in the amount of \$12,155.00. Johnson seconded and the motion carried unanimously.

MISCELLANEOUS 06-10-02

At 10:30 A.M., McElhaney made a motion that the Board recess to go into Executive Session for 45 minutes with Evan Ice, County Counselor; Craig Weinaug, County Administrator; and Pam Madl, Director of Administrative Services, to discuss litigation. The Board returned to regular session at 11:12

A.M. No action was taken.

McElhaney made a motion for adjournment; Jones seconded, and the motion carried unanimously.

Jere McElhaney, Chairman

Bob Johnson, Member

ATTEST:

Patty Jaimes, County Clerk

Charles Jones, Member