

BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS

Amended Agenda

MONDAY, MARCH 30, 2009

8:30 a.m. (Commission Chamber)

-Convene

-Consider approval of the minutes of March 23, 2009

CONSENT AGENDA

- (1) (a) Consider approval of Commission Orders;
- (b) Consider approval of application for an authorized emergency vehicle permit for Robert O. Rombach (Sheriff's Office); and
- (c) Consider change orders for stain glass restoration project (Jackie Waggoner)

REGULAR AGENDA

- (2) Consider authorization to solicit bids for Project No. 2007-13 Route 438 improvements from Route 1029 to K-10 (Keith Browning)
- (3) Consider 2009 Capital Improvement Plan (Pam Madl)
- (4) Consider approval of a resolution to codify into the existing County Code the Zoning Regulations, as amended through September 2008. (Linda Finger)
- (5) Other Business
 - (a) Consider approval of Accounts Payable (if necessary)
 - (b) Appointments
 - (c) Miscellaneous
 - (d) Public Comment
- (6) Adjourn

WEDNESDAY, APRIL 1, 2009

-Consider approval of a proclamation proclaiming April 12-18, 2009 as "National Telecommunications Week" (Marjorie Hedden)

MONDAY APRIL 6, 2009

-Consider approval of a proclamation proclaiming April 6 -12 is Public Health Week (Lisa Horn)

WEDNESDAY, APRIL 8, 2009

-No Commission Meeting

FRIDAY, APRIL 10, 2009

-9:00 a.m. -Election Canvass

MONDAY, APRIL 13, 2009

WEDNESDAY, APRIL 15, 2009

MONDAY, APRIL 20, 2009

-Consider and Approve the Douglas County Community Corrections Plan (Ron Stegall)

WEDNESDAY, APRIL 22, 2009

MONDAY, APRIL 27, 2009

-No Commission Meeting

WEDNESDAY, APRIL 29, 2009

-No Commission Meeting

Note: The Douglas County Commission meets regularly on Mondays at 8:30 A.M. and Wednesdays at 6:35 P.M. at the Douglas County Courthouse. Specific regular meeting dates that are not listed above have not been cancelled unless specifically noted on this schedule.



DOUGLAS COUNTY
APPLICATION FOR AN AUTHORIZED EMERGENCY VEHICLE PERMIT

Please type or print the following information:

Check One: New
 Annual Renewal (OLD)
(If renewal, attach old permit. Must be renewed annually by January 31.)

Name: ROBERT O ROMBACH

Street Address: 629 N 1500 Rd Phone # 785 393-9224

City: LAWRENCE State: KS Zip Code: 66049 County: DOUGLAS

Make of Vehicle: DODGE Year of Vehicle: 2001

Style of Vehicle: GRAND CARAVAN License Tag #: 5167

VIN #: 2B4GP44R21R316126 Driver's License #: K01-30-5659

Vehicle Insurance Company Name: STATE FARM Policy #: 207-8697-A26161
**Attach copy of insurance card.

Agency: KANWAKA FIRE DEPARTMENT

Agency Address: 548 E 550 RD

Agency Head Signature: [Signature]

I HEARBY CERTIFY, I have read and agree to abide by the requirements set forth in Chapter 8 of the Kansas Statutes which relate to the operation of Emergency Vehicles.

I FURTHER CERTIFY, I will drive with due regard for the safety of others as required by K.S.A. 8-1506.

I FURTHER CERTIFY, I will return my permit when requested by the Sheriff. This permit is not transferable to any other person or vehicle.

I FURTHER CERTIFY, violating any of these laws and/or rules and the commission of other serious traffic violations may be grounds for the cancellation of my vehicle being designated as an "Authorized Emergency Vehicle".

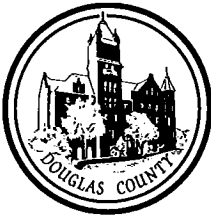
[Signature]
Signature of Applicant

3/6/2009
Date

[Signature]
Kenneth M. McGovern, Sheriff

3/23/09 010
Date Permit #

Authorization granted by County Commission on this _____ day of _____, 200__.




DOUGLAS COUNTY ADMINISTRATIVE SERVICES

Division of Purchasing

1100 Massachusetts Street
Lawrence, KS 66044-3064
(785) 832-5286 Fax (785) 838-2480
www.douglas-county.com

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

FROM: Jackie Waggoner, Purchasing Director 
Division of Purchasing

SUBJECT: Consider Change Orders for Stained Glass Restoration

DATE: March 25, 2009

Back in February the County contracted with Bovard Studio to restore the nine stained glass windows in the Commission Meeting Room. This contract included cleaning, re-leading, and fabricating and installing a new vented protective covering.

The cost (\$19,964) fell within the administrative approval guideline. Following further review of the stained glass windows after their removal, Bovard Studio has submitted three change orders for our consideration:

Change Order #1: Epoxy repair loose sash joints and repaint interior and exterior sash	\$2,300
Change Order #2: Replace a total of 54 previous poor glass matches	\$3,875
Change Order #3: Clean paint overspray off glass	<u>\$ 345</u>
TOTAL	\$6,520

It is my recommendation that we accept all three change orders. I asked Bovard Studio to provide me sample pictures of the previous poor glass matches (see attached). It has been confirmed that all 54 glass matches were replacements over the years, and do not retain any historical value.

In accordance with our Purchasing Policy, the Board of County Commissioners would need to approve these change orders that now exceed our \$20,000 threshold. I will be available at the commission meeting to answer any questions you may have.

SUGGESTED MOTION: The Board of Commissioners approves change orders in the amount of \$6,520 for additional restoration of the stained glass windows.



Circled are some examples of pieces previously replaced with a poor match





DOUGLAS COUNTY PUBLIC WORKS

1242 Massachusetts Street
Lawrence, KS 66044-3350
(785) 832-5293 Fax (785) 841-0943
dgcopubw@douglas-county.com
www.douglas-county.com

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 : March 25, 2009

Re : Consider authorization to solicit bids for Project No. 2007-13
Route 438 improvements from Route 1029 to K-10

A discussion of the CIP is scheduled for this Monday's meeting. As part of that discussion, the BOCC should consider whether to proceed with improvements to Route 438. Douglas County applied to KDOT for federal economic stimulus funds for this project, however, we were not successful in obtaining those federal funds. This project has been included in Douglas County's CIP for several years, and adequate funds are available.

It is this department's opinion that proceeding with the project this year will result in favorable bids compared with, say, bidding the project next year. With current fuel prices relatively low, and with the current lull in project bid lettings, we would expect favorable bids if bids are opened in the near future.

By letting the project at this time, we run the risk of not completing the work by the coming winter. However, we feel it is very possible with decent weather to complete the project before winter. In order to increase the chances of completing construction before next winter, we recommend revising the contract to include a substantial-completion date. The contract documents currently allow the contractor 160 working days (or about 8 months with good weather) in order to complete construction. We recommend revising the contract to require substantial completion by November 21, 2009. This may result in slightly higher bids than we might have obtained by allowing the contractor 160 working days, but we feel it will still result in lower bids than letting the project next year.

A proposed project schedule is as follows:

Authorization to solicit bids	March 30
Begin advertising	April 1
Open bids	April 22
Award contract	April 27
Latest notice-to-proceed	June 1
Substantial completion	November 21

Action Required: Consider authorizing Public Works to solicit bids for Project No. 2007-13, Route 438 improvements from Route 1029 to K-10.

2009 CIP WORKSHEET Version I: reduce budget by \$500K for 2009-2011

			2009	2010	2011	2012	2013	2014
Total CIP Budget			\$4,000,000	\$4,000,000	\$4,000,000	\$4,500,000	\$4,500,000	\$4,500,000
Total Expenditures Allocated			\$4,000,000	\$4,000,000	\$4,500,000	\$4,500,000	\$3,379,638	\$900,000
Available Budget Dollars			\$0	\$0	\$0	\$0	\$1,120,362	\$3,600,000
Project	Budget	Const. Year	2009	2010	2011	2012	2013	2014
MISCELLANEOUS								
Courthouse Restoration	\$500,000	2009	PAID IN FULL					
Fairgrounds Master Plan Unplanned			\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000
			\$335,321	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000
TOTAL MISC. EXPENDITURES			\$435,321	\$200,000	\$200,000	\$200,000	\$200,000	\$200,000
ROADS								
	Budget	Const. Year	2009	2010	2011	2012	2013	2014
Rte. 1057 from 442 to K-10: resurface	\$300,000	2009	PAID IN FULL					
Rte 1055 (6th St. Baldwin) from Indiana to south city limit [reconst to city collector]	\$677,586	2008	PAID IN FULL					
Rte 1061 (Main St., Eudora)/10th St. to R.R. [overlay, storm sewers]	\$190,000	2008	PAID IN FULL					
Rte 438/Route 1029 to K-10 (western section): [significant reconstruction; 8' paved shldr]s	\$3,000,000	2009	PAID IN FULL					
Rte 458 from US59 to E1500	\$500,000	2013	PAID IN FULL					
31st Street Study	\$216,600	2009	PAID IN FULL					
US-56 Corridor Study (by KDOT)	\$20,000	2009	PAID IN FULL					
Route 6 @ N1150/E550: reconstruct horizontal curve	\$110,275	2010	PAID IN FULL					
Rte 1055 @ 875N [improve curve]	\$190,275	2010	PAID IN FULL					
Rte 1023/458 from Rte 442 to Rte I	\$3,175,000	2011	PAID IN FULL					
Extension of E1326 Rd/US 59 Project	\$257,172	2011	PAID IN FULL					
Rte 442 from Lawrence C/L to Wakarusa River bridge	\$910,500	2011	PAID IN FULL					
Rte 1055 from US 56 North to Route 12 (N 400 Rd)	\$1,000,000	2012		PAID IN FULL				
Rte 1061 Interchange @ K10	\$1,082,372	2012					PAID IN FULL	
Rte 1061/N1200 to K-10 [reconst. to city arterial]	\$2,294,993	2013				PAID IN FULL		
Rte 1055/Rte 458 to Vinland [reconst. 700N curve, 8' paved shldr, replace RCB bridges/culverts]	\$4,412,000	2013					PAID IN FULL	
Rte 458 from Rt I to N1160	\$3,000,000	2014					PAID IN FULL	
Relocated 31st from La to Haskell: paved shldr	\$400,000	2014					PAID IN FULL	
Annual contract pavement maintenance projects				\$500,000	\$500,000	\$500,000	\$500,000	\$500,000
TOTAL ROAD EXPENDITURES				\$2,787,999	\$3,600,000	\$4,100,000	\$2,979,638	\$500,000
BRIDGES								
	Budget	Const. Year	2009	2010	2011	2012	2013	2014
Rte. 438 (Kasold) Bridge over KTA: PROJECT COMPLETE - waiting on KDOT bill	\$642,350	2006	PAID IN FULL					
Bridge 05.83-24.00: replacement [on JoCo's 5 yr plan; assumes 12.37% cost share]	\$30,548	2008	PAID IN FULL					
Bridge 06.97-01.00: replacement [on DgCo's 5 yr plan]	\$171,535	2008	PAID IN FULL					
Bridge 09.03-09.03: truss replacement	\$286,860	2009	PAID IN FULL					
Bridge 09.96-23.00	\$40,000	2009	PAID IN FULL					
Bridge 06.57-19.50	\$60,000	2009	PAID IN FULL					
Bridge 14.90-21.90	\$337,400	2009	PAID IN FULL					
Bridge 18.00-05.70	\$23,000	2009	PAID IN FULL					
Bridge 12.65-23.87: replacement	\$218,300	2010	PAID IN FULL					
Bridge 08.00-21.22	\$390,000	2010	PAID IN FULL					
Bridge 13.26-02.50	\$75,600	2010	PAID IN FULL					
Bridge 15.55-02.50	\$124,300	2010	PAID IN FULL					
Bridge 09.64-04.82	\$131,000	2010	PAID IN FULL					
Bridge 10.92-03.46	\$131,000	2010	PAID IN FULL					
Bridge 15.89-04.50: replacement	\$290,000	2011	PAID IN FULL					
Bridge 17.00-01.67: replacement	\$248,000	2011	PAID IN FULL					
Bridge 13.00-19.00: replacement	\$819,000	2012	PAID IN FULL					
Bridge 11.00-12.40: replacement	\$215,000	2012	PAID IN FULL					
Bridge 09.64-10.00: replacement	\$217,590	2013		PAID IN FULL				
Bridge 10.00-16.38 (on Rte 458): replacement	\$1,750,000	2014		PAID IN FULL				
Bridge 08.74-07.95	\$250,000	2014		PAID IN FULL				
Annual bridge repair/replacement contingency				\$200,000	\$200,000	\$200,000	\$200,000	\$200,000
TOTAL BRIDGE EXPENDITURES				\$1,012,001	\$200,000	\$200,000	\$200,000	\$200,000

MEMORANDUM

TO: Board of County Commissioners
FROM: Keith Dabney, Director of Zoning & Codes
Linda M. Finger, Planning Resource Coordinator
DATE: March 26, 2009
SUBJECT: Re-Codifying Zoning Regulations in County Code

The Subdivision Regulations and Zoning Regulations have been updated on the County's website to include all the text amendments adopted in 2008. In working on these updates, staff noticed that the County Code incorporates the Zoning Regulations by reference – referring to a 1985 Resolution and amendments thereto – instead of including the full 100+-page document.

The resolution on your agenda will amend the county code to include the full text of the Zoning Regulations, reformat the existing Zoning Regulations to match the current County Code, and delete the current Chapter XII Article 3, Zoning Regulations that include only 5 short paragraphs.

County staff is continuing to work on an update to the full Zoning Regulations with city/county planning staff. It is anticipated this revised document will go to public hearing in the summer. After the revised Zoning Regulations are adopted, it is our intention to have both the Zoning Regulations and Subdivision Regulations formatted the same so the flow between the two planning documents is smoother. This will require revising the County Code to create a separate chapter (Chapter XIII) for Articles 1 & 2 in current Chapter XII that pertain to creation of the Lawrence-Douglas County Planning Commission and the Board of Zoning Appeals.

The county counselor, Evan Ice, prepared the Resolution on the agenda to re-codify the Zoning Regulations in the County Code.

Resolution No. _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS, CODIFYING THE ZONING REGULATIONS FOR THE UNINCORPORATED TERRITORY OF DOUGLAS COUNTY, KANSAS, INTO THE COUNTY CODE

WHEREAS, on September 23, 1966, the Board of County Commissioners of Douglas County, Kansas (the "Board") adopted the Douglas County Zoning Resolution which applied to the unincorporated territory of Douglas County, Kansas (the "County").

WHEREAS, on September 11, 1985, by Resolution 85-46, the Board recodified such zoning regulations, together with all amendments that had previously been made thereto, which zoning regulations have been subsequently amended in certain respects and such zoning regulations, as previously amended, are hereinafter referred to as the "Zoning Regulations."

WHEREAS, on October 1, 2001, by Resolution 01-35, the Board codified its general resolutions into a code known as the Code of the County of Douglas, Kansas (the "County Code").

WHEREAS, when the Board codified its general resolutions into the County Code, the actual text of the Zoning Regulations was not included, but rather was incorporated by reference in Section 12-301 of the County Code.

WHEREAS, the Board has determined it advisable to codify the actual text of the Zoning Regulations in the County Code, rather than incorporating the text by reference.

NOW, THEREFORE, the Board of County Commissioners of Douglas County, Kansas, sitting in regular session this ____ day of _____, 2009, and intending to exercise its statutory powers, does hereby resolve as follows:

1. Codification of Zoning Regulations into County Code. The Zoning Regulations, which were most recently compiled by the Douglas County Department of Zoning & Codes as containing all amendments through September 15, 2008, together with all amendments adopted prior to the date of this Resolution, are hereby codified at Article 3 of Chapter 12 of the County Code. Upon codification in the County Code, all articles and sections of the Zoning Regulations shall be prefaced by "12-3xx," where the xx corresponds to the applicable article or section number of the Zoning Regulations prior to this codification. For instance, Article 1 of the Zoning Regulations will become Section 12-301 of the County Code, Section 1-1 of the Zoning Regulations will become Section 12-301-1 of the County Code, and so forth.

2. Repeal of Prior Provisions of County Code. Sections 12-301, 12-302, 12-303, 12-304, and 12-305 of the County Code, as in existence prior to the effective date of this Resolution, are repealed and replaced by the provisions set forth above. No

other provisions of the County Code are amended by this Resolutions and all provisions, as previously adopted, codified and amended, are affirmed and readopted. No provisions of the Zoning Regulations are amended by this Resolution, and all provisions, as previously adopted and amended, are affirmed, readopted, and incorporated herein by this reference.

3. Effective Date. This Resolution shall take effect and be in force from and after its adoption and publication once in the official County newspaper.

ADOPTED by the Board of County Commissioners of Douglas County, Kansas, this ___ day of _____, 2009.

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

Charles Jones, Chair

Nancy Thellman, Commissioner

Jim Flory, Commissioner

ATTEST:

Jameson D. Shew, County Clerk