

BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS

WEDNESDAY, APRIL 22, 2009

6:35 p.m. (Commission Chamber)

-Convene

CONSENT AGENDA

- (1) (a) Consider approval of Commission Orders; and
- (b) Consider approval of Notice to the Township Board for Cereal Malt Beverage license for Clinton Marina parking lot Special Event for June 20, 2009 only (Clerk's office)

REGULAR AGENDA

- (2) Consider awarding construction contract for Route 438 improvements, Project No. 2007-13 (Keith Browning)

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

- (4) Adjourn

MONDAY, APRIL 27, 2009

-No Commission Meeting

WEDNESDAY, APRIL 29, 2009

-No Commission Meeting

MONDAY, MAY 4, 2009

WEDNESDAY, MAY 6, 2009

-Consider adopting West of K-10 Plan (Dan Warner)

-Public hearing on Five-Year Update to the Douglas-Jefferson counties regional Solid Waste Management Plan (Keith Browning)

-Consider adopting the Five-Year Update to the Douglas-Jefferson counties regional Solid Waste Management Plan (Keith Browning)

MONDAY, MAY 11, 2009

Presentation by the County departments (Register of Deeds, County Appraiser, Clerk and Treasurer) that are involved in valuation and tax billing) No backup

WEDNESDAY, MAY 13, 2009

MONDAY, MAY 18, 2009

WEDNESDAY, MAY 20, 2009

MONDAY, MAY 25, 2009

-No Commission Meeting in observance of Memorial Day

WEDNESDAY, MAY 27, 2009

WEDNESDAY, JULY 8, 2009 (Light Agenda)

MONDAY, SEPTEMBER 7, 2009

-No Commission Meeting in Observation of Labor Day

MONDAY, SEPTEMBER 21, 2009 (Light Agenda)

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.

NOTICE TO THE TOWNSHIP BOARD

STATE OF KANSAS DOUGLAS COUNTY, ss

TO THE TOWNSHIP CLERK, CLINTON TOWNSHIP

This is to notify the members of your Township Board that application has been filed with the Douglas County Commission for **Clinton Marina parking lot Special Event** to sell Cereal Malt Beverages at retail for consumption on the premises: **1329 E 800 Road** on **June 20th 2009** only.

The Township Board may within (10) days file an advisory recommendation as to the granting of such a license and such advisory recommendation shall be considered by the Board of County Commissioners before such license is issued KSA 41-2702.

Done by the Board of County Commissioners this **22nd day of April, 2009**

CHAIRMAN

COUNTY CLERK

(SEAL)

The board of county commissions in any county shall not issue a license without giving the clerk of the township board in the township where the applicant desires to locate, written notice by registered mail, of the filing of the application.

(This form prepared by the Attorney General's Office)
(Corporate Application Form)

APPLICATION FOR LICENSE TO SELL RETAIL CEREAL MALT BEVERAGES

_____, DOUGLAS COUNTY, KANSAS _____

TO THE GOVERNING BODY OF THE CITY OF N/A, KANSAS

or
THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS

On behalf of the CLINTON MARINA INC.

corporation whose principal place of business is 1329 E BOD RD LAWRENCE, KS 66046

_____ and under authority of the resolution of the Board of Directors of said corporation, I hereby apply for a license to sell retail cereal malt beverages in conformity with the laws of the State of Kansas and the rules and regulations prescribed and hereafter to be prescribed by you relating to the sale or distribution of cereal malt beverages on behalf of said corporation; for the purpose of securing such license, I make the following statement under oath:

1. The proposed licensee is CLINTON MARINA, INC. corporation with principal place of business at _____. The resident agent is MEGAN HEBERT with offices at SAME. Said corporation was incorporated on 1980 in the state of KS. If incorporated in Kansas, a copy of the Articles of Incorporation is on file with the Secretary of State. Yes () No ().

2. The following is the full and complete list of officers, directors and stockholders owning in the aggregate more than 25 percent of corporate stock, together with their positions and addresses, ages and dates of birth.
MEGAN HEBERT PRESIDENT PO BOX 3427 LAWRENCE KS 66046 3/5/67

3. The premises for which the license is desired are located at CLINTON MARINA PARKING LOT

(a) The legal description of the premises is PARKING LOT INSIDE CLINTON STATE PARK @ MARINA

(b) The street number is 1329 E BOD RD

(c) The building is described as N/A

(d) The corporate business under the license will be conducted in the name of the corporation or in the following name:
CLINTON MARINA INC

4. The name(s) and address(es) of the owner or owners of the premises upon which the place of business is located is/are
SAME AS 2

SPECIAL EVENT ONLY JUNE 20, 2009

5. I hereby certify with regard to each of the persons named in number 2 above the following statements are true:

- (a) None of them has within the last two years from this date been convicted of
- (1) A felony
 - (2) A crime involving moral turpitude
 - (3) Drunkenness
 - (4) Driving a motor vehicle while under the influence of intoxicating liquor
 - (5) Violation of any state or federal intoxicating liquor law
- If any of the above have been convicted of any of the above, specified offenses, the details are set out hereinafter.
- (b) No manager, officer or director or any stockholder owning in the aggregate more than 25% of the stock of the corporation has been an officer, manager or director, or a stockholder owning in the aggregate more than 25% of the stock of a corporation which:
- (1) has had a retailer's license revoked under K.S.A. 41-2708 and amendments thereto; or
 - (2) has been convicted of a violation of The Drinking Establishment Act or the Cereal Malt Beverage Laws of the State.

6. The place of business will be conducted by the following manager(s):

Name MEGAN HERBERT PO BOX 3427 LAWRENCE KS 66046

Residence Address 1711 E 1000 RD LAWRENCE KS 66049

Date of birth 3/5/67

I hereby certify that with regard to this above-named manager the statement contained in number 5 above is in every respect true. If not, the details are set out hereinafter.

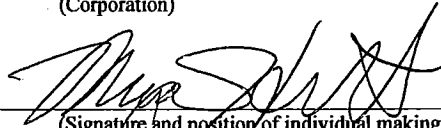
7. This application is for a license to sell retail cereal malt beverage for consumption on the premises (). For a license to sell retail cereal malt beverages in original and unopened containers and not by consumption on the premises ().

A license fee of \$ 125⁰⁰ is enclosed herewith.

I, _____
(Name and position with corporation)
on behalf of the above-named applicant, hereby agree to comply with all laws of the State of Kansas, and all rules and regulations prescribed, and hereafter to be prescribed by you, relating to the sale and distribution of cereal malt beverages, and do hereby agree to purchase all cereal malt beverages from a wholesaler, licensed and bonded under the laws of the State of Kansas, do hereby further consent to the immediate revocation of the cereal malt beverage license issued pursuant to this application by the proper officials for the violation of any such laws, rules or regulations.

(Corporate Seal)

CLINTON MARINA INC
(Corporation)

By 
(Signature and position of individual making application on behalf of corporation)

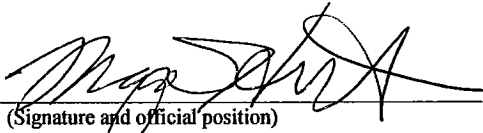
Attest:

(Secretary of Corporation)

STATE OF KANSAS, COUNTY OF _____, ss.

I, _____, of the
(Signature and official position)
_____, do
(Name of corporation)

solemnly swear that I have read the contents of this application, and that all information and answers herein contained are complete and true. So help me God.


(Signature and official position)

SUBSCRIBED AND SWORN TO before me this _____ day of _____,

(Character of official administering oath)

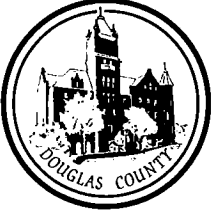
My commission expires on the _____ day of _____,

APPLICATION APPROVED this _____ day of _____,

By _____
(Official position)

of _____, Kansas
(City or county)

NOTE: A PHOTOCOPY OF THE COMPLETED FORM, TOGETHER WITH THE APPLICATION FEE REQUIRED BY K.S.A. 41-2702(e), MUST BE SUBMITTED TO THE DIVISION OF ALCOHOLIC BEVERAGE CONTROL BUREAU, KANSAS DEPARTMENT OF REVENUE.



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 : April 15, 2009

Re : Consider awarding construction contract for Project No. 2007-13
Reconstruction of Route 438 from Route 1029 to K-10 intersection

Bids are scheduled to be opened on Wednesday, April 22 at 3:00 for the referenced project. This project requires substantial completion by November 21, 2009. Due to the need to begin construction as soon as possible to meet the required completion date, and since the BOCC does not meet the week of April 27, we will ask the BOCC to review and consider the bids during the April 22 evening meeting. Assuming we receive reasonable and responsible bids, we will ask the BOCC to award a construction contract that evening.

The referenced 2.26-mile long project includes reconstructing 1.70 miles and adding paved shoulders to 0.56 miles of Route 438 beginning at the Route 1029 curve and ending at the pavement widening near the K-10 (SLT) intersection. In addition to increasing sight distances from an improved roadway profile, the project will improve roadside safety by flattening roadway frontslopes and backslopes. The finished roadway will have two 12-foot lanes with two 8-foot paved shoulders. The CIP includes \$3,000,000 for this project scheduled for construction this year.

In order to facilitate progress on the project, we request authorization for the Public Works Director to approve change orders up to 5% of the contract cost.

Action Required: Review and consider bids from the April 22 bid opening, and consider awarding a construction contract for Project No. 2007-13, the reconstruction of Route 438 from the Route 1029 curve to the widening near the K-10 (SLT) intersection. Also, authorize the Public Works Director to approve change orders totaling up to 5% of the contract cost.