

# BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS

Amended agenda 10-15-13

## **WEDNESDAY, OCTOBER 16, 2013**

3:00 p.m. Reception to honor Keith Browning for receiving the "Engineer of the Year by the Kansas County Highway Association."

4:00 p.m.

### **CONSENT AGENDA**

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

### **REGULAR AGENDA**

(2) Consider revision of the Food Policy Council's purpose to serve as an advisory board to both Douglas County and the City of Lawrence, and provide staff direction as to Council appointment structure.  
(Eileen Horn)

(3) Consider moratorium on issuance of county agritourism registration (backup to follow early next week)

(4) Consider authorizing rebuilding the engine of Equipment No. 302, a 2005 Caterpillar 140H motor grader, and pay for the work using Equipment Reserve funds (Keith Browning)

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

- (b) Appointments
- (c) Public Comment
- (d) Miscellaneous

(6) Adjourn

## **WEDNESDAY, OCTOBER 23, 2013**

## **WEDNESDAY, OCTOBER 30, 2013**

## **WEDNESDAY, NOVEMBER 6, 2013 (4:00 p.m. only)**

4:00 P.M.

-Discussion of various planning related items (Linda Finger)

-Presentation to the BOCC of our CRS (Credit Rating System) acceptance and rating (Linda Finger)

## **WEDNESDAY, NOVEMBER 13, 2013 (light meeting)**

*Note: The Douglas County Commission meets regularly on Wednesdays at 4:00 P.M. for administrative items and 6:35 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.*

**Memorandum**  
**City of Lawrence**  
**City Manager's Office**

**To:** Board of County Commissioners  
Craig Weinaug, County Administrator  
**From:** Eileen Horn, Sustainability Coordinator  
**CC:** Dave Corliss, Cynthia Wagner  
**Date:** October 9, 2013

**RE: Joint City/County Food Policy Council**

In 2010, the Douglas County Commission established the Douglas County Food Policy Council. This Council was appointed to identify the opportunities to expand our local food system, and to serve as a forum for discussion of food system policy benefits and challenges. Over the past three years, this Council has conducted a tri-county food system assessment, created the Common Ground community gardening program, received a grant for \$68,250 for a food hub feasibility study, and has worked with staff and partner organizations to revise policies to support a robust local food economy in Douglas County.

At their October 1<sup>st</sup> meeting, city commissioners expressed interest in requesting that the county amend the scope of the Council to serve as a joint city-county advisory council. This would recognize the significant overlap that already exists in the Council's work and city programs (i.e. Common Ground), and would also allow for greater collaboration between city and county efforts to support agricultural producers, grow food sector businesses, and increase our citizens' access to healthy local food.

**If the county commission agrees to expand the Food Policy Council's charge, the following steps would need to take place:**

1. Amend the County Commission's Resolution 10-14 (June, 2010) establishing the Food Policy Council. This would be rewritten to account for a joint city-county advisory council structure.
2. Amend the Food Policy Council Bylaws to reflect the joint city-county purpose.
3. Restructure the appointments to the FPC to allow city commissioners to appoint members to the Council. (see page 2 for proposed re-structuring).

## Potential City/County Food Policy Council member appointments

Proposal would result in 9/22 positions appointed by City Commission, 13/22 positions appointed by County. Approx 60/40 split County/City. The two at-large appointments would be filled immediately by the City Commission. Then as existing members' terms expire, the City would appoint the vacant positions highlighted in blue.

### Potential City/County Food Policy Council member appointments

Proposal would result in 9/22 positions appointed by City Commission, 13/22 positions appointed by County. Approx 40/60 split City/County. The two at-large appointments would be filled immediately by the City Commission.

Then as existing members' terms expire, the City would appoint the vacant positions highlighted in blue.

	Food System Sector:	Representing:	Current Member:	Term Expiration:
County	At-Large	Appointed by Jim Flory	Brenna Wulfkuhle	Dec. 2015
County	At-Large	Appointed by Mike Gaughan	Dennis "Boog" Highberger	Dec. 2015
County	At-Large	Appointed by Nancy Thellman	Ashley Jones-Wisner	Dec. 2015
County	Agricultural Producer	Davenport Winery	Greg Shipe	Dec. 2013
City	Agricultural Producer	Moon on the Meadow Farm	Jill Elmers	Dec. 2014
County	Agricultural Producer	Douglas County Farm Bureau	Diane Fishburn	Dec. 2015
City	Retail Food Outlet	The Merc Community Market & Deli	Rita York Hennecke	Dec. 2013
City	Retail Food Outlet	Hy-Vee	Jan Hornberger	Dec. 2014
County	Retail Food Outlet	Free State Brewery/Eudora H.S.	Rick Martin	Dec. 2015
County	Retail Food Outlet	715 Restaurant	Michael Beard	Dec. 2013
County	Institutional Food Purchaser	USD 497	Paula Murrish	Dec. 2014
County	Education	Eudora Schools	Sharla Flakus	Dec. 2013
County	Extension Service	Douglas County Extension	Bill Wood	Dec. 2015
City	City of Lawrence Sustainability Advisory Board	City of Lawrence	Daniel Poull	Dec. 2013
City	Food Security	DCCDA	Emily Hampton	Dec. 2014
County	NGO- Health/Nutrition/MD	Dietitian	Carol Gilmore	Dec. 2013
County	NGO- Local Food Systems/Sustainable Ag.	Our Local Food/Kansas Rural Center	Cole Cottin	Dec. 2015
City	Established Farmer's Market in DgCo	Downtown Lawrence Farmers Mkt	Jen Humphrey	Dec. 2014
City	Business Community	Lawrence Chamber of Commerce	Hugh Carter	Dec. 2013
County	Youth Representative	KU Environs, OLF	Jason Hering	Dec. 2014
City	NEW - At-Large (appointed by City)			Dec. 2016
City	NEW - At-Large (appointed by City)			Dec. 2016
	Council Staff Liaison: Eileen Horn, Sustainability Coordinator			

**Recommendation: Consider revision of the Food Policy Council's purpose to serve as an advisory board to both Douglas County and the City of Lawrence, and provide staff direction as to Council appointment structure.**

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS PLACING A TEMPORARY MORATORIUM ON AGRITOURISM REGISTRATIONS

WHEREAS, the Lawrence-Douglas County Planning Commission, after holding a public hearing on March 26, 2012, following due and lawful notice pursuant to K.S.A. 12-757 and the *Zoning Regulations for the Unincorporated Territory of Douglas County, Kansas*, as codified in Chapter 12, Article 3 of the Douglas County Code and as amended (the "Zoning Regulations"), recommended that the Board of County Commissioners of Douglas County, Kansas (the "Board") make text amendments to the Zoning Regulations to add Agritourism text amendments (the "Agritourism Regulations"); and

WHEREAS, on January 2, 2013, the Board found that the Zoning Regulations should be amended by adopting the Agritourism Regulations and the Board adopted the Agritourism Regulations by Resolution No. 13-2; and

WHEREAS, confusion has arisen concerning the proper interpretation and application of the Agritourism Regulations, particularly dealing with assembly type uses involving more than 100 people, and the Board adopts this Resolution to temporarily place a moratorium on future Agritourism Registrations while the Board and the Lawrence-Douglas County Planning Commission consider amendments to the Agritourism Regulations.

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS, SITTING IN REGULAR SESSION, DOES HEREBY RESOLVE AS FOLLOWS:

**SECTION 1. *Moratorium on Agritourism Registrations.*** The Board imposes a temporary moratorium on future Agritourism Registrations. Commencing on the date of this Resolution and continuing through **April 30, 2014**, the repeal of this Resolution if earlier, or such later date to which the Board may subsequently extend this Resolution, the Board, the Director of the Zoning & Codes Office, the Planning Director, and all other Douglas County officials charged with the responsibility for receiving, reviewing, and approving Agritourism Registrations, including pursuant to Section 12-319-7.01 of the Zoning Regulations, are prohibited from receiving, reviewing, and approving Agritourism Registrations.

**SECTION 2. *Existing Registrations.*** This Resolution shall not apply with respect to any Agritourism Registration that the Zoning & Codes Office received before **October 11, 2013**.

**SECTION 3. *Effective Date.*** This Resolution is effective from and after its adoption.

ADOPTED October \_\_\_\_, 2013.

BOARD OF COUNTY COMMISSIONERS  
OF DOUGLAS COUNTY, KANSAS

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Mike Gaughan, Chairman

ATTEST:

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Nancy Thellman, Member

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Jameson D. Shew, County Clerk

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Jim Flory, Member

## AD - Crabtree, Robin

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**From:** AD - Weinaug, Craig  
**Sent:** Tuesday, October 15, 2013 1:14 PM  
**To:** PW - Browning, Keith  
**Cc:** PW - Stephens, Doug; County Commission; phancock@ljworld.com; AD - Crabtree, Robin  
**Subject:** RE: Walk-on agenda item--motor grader engine rebuild

Keith:

I have no problem adding this to Wednesday's agenda.

Robin:

Please prepare a revised agenda adding this item.

Craig

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**From:** PW - Browning, Keith  
**Sent:** Tuesday, October 15, 2013 12:20 PM  
**To:** AD - Weinaug, Craig  
**Cc:** PW - Stephens, Doug  
**Subject:** Walk-on agenda item--motor grader engine rebuild

Craig,

We would like to walk-on an item to tomorrow's (10/16) commission agenda: Consider authorizing rebuilding the engine of Equipment No. 302, a 2005 Caterpillar 140H motor grader, and pay for the work using Equipment Reserve funds.

The motor grader has significant engine damage, apparently due to the water pump going out last spring which allowed antifreeze to enter the oil reservoir. We submit oil samples for analysis during routine oil changes, and discovered metals in latest three consecutive samples.

We received an estimate of \$25,461 to rebuild the engine. The rebuilt engine comes with a 3 year/5000 hour warranty. This motor grader is not on our current equipment replacement list, but would typically be considered for replacement at 10 years, i.e. 2015. The rebuilt engine will allow us to move replacement back at least two years. A new motor grader costs approximately \$260,000.

I recommend moving forward with the engine repair. This motor grader is very important to snow & ice operations. If we ordered a new motor grader now, it would be next spring before we could get it.

Thanks.

Keith

*Keith A. Browning, P.E.  
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