

## COMMISSIONERS RECORD 5, DOUGLAS COUNTY

Term, 19

day of

19

Lackland Co., Inc. Recorder No. 18428-1878

*Personnel: Term  
T. Brann*

Mr. Bob Newton, chairman of the Douglas County Emergency Preparedness Board, and Travis Brann, Douglas County Emergency Preparedness Coordinator, appeared before the Board to present Mr. Brann's letter requesting resignation from his position as emergency preparedness coordinator, effective May 30, 1980. Following discussion it was moved by Mr. Neis that this resignation be accepted, seconded by Mr. Cragan, and carried unanimously.

*Temp. Trans.  
J. Kasberger*

Mr. Newton then recommended that John Kasberger, who is presently assistant emergency preparedness coordinator, be appointed acting emergency preparedness coordinator, effective May 31, 1980. Mr. Newton stated that he had discussed this with Mr. Kasberger and Mr. Kasberger is willing to serve in this capacity on a full-time basis for a period of two months. Mr. Kasberger's current salary is established under the State Merit System, Range 16, Step B, in the amount of \$453.50 per month for half-time employment. As acting emergency preparedness coordinator on a full-time basis it is recommended that his salary shall be established under the State Merit System, Range 16, Step B, in the amount of \$905 per month. After discussion it was moved by Mr. Neis that this recommendation be approved, seconded by Mr. Cragan, and carried unanimously.

*Vacation: app.  
utility easement  
Block 42*

At the advertised hour of 9:00 a.m., the Board sits to hear the petition of the City of Lawrence for an order vacating a portion of a utility easement for a sixteen (16) inch waterline, situated in Lawrence, Douglas County, Kansas, being five (5) feet either side of the following described line, to-wit: Beginning at a point 12.0 feet west of the northwest corner of Lot 130, Block 42, West Lawrence, an Addition to the City of Lawrence, Kansas, thence south 382.13 feet, to a point 15.0 feet west and 16.5 feet north of the southwest corner of Lot 79, Block 42, in said Addition, thence southwesterly 17.5 feet, to a point 7.5 feet north and 31.0 feet west of the southwest corner of said Lot 79, thence south 7.5 feet, to the termination of the line. The petitioner states:

- (1) That the petitioner is a duly incorporated City of the First-Class within the State of Kansas.
- (2) That this petition is made pursuant to the authority of K.S.A. 12-504 et seq.
- (3) That no private rights will be injured or endangered by such vacation.
- (4) That the public will suffer no loss or inconvenience by said vacation.
- (5) That said order of vacation should reserve unto the petitioner and the owners of any lesser property rights for public service utilities, rights-of-ways and easements for public service facilities now in existence and use.
- (6) That the Governing Body of the City of Lawrence, Kansas, did on the 30th day of April, 1980, unanimously approve and authorize the filing of this petition and all proceedings hereunder.

The petitioner is represented in this instance by Counselor Gerald L. Cooley, and no other persons appeared in protest of this petition. The petitioner presented to the Board an Affidavit in Proof of Publication which indicates that legal notice in the newspaper of record for Douglas County has been given. After a complete review of the details of this requested vacation it was moved by Mr. Neis that the following Order of Vacation be adopted: That on this 21st day of May, 1980, this petition for vacation comes on for hearing before the Board of County Commissioners of Douglas County, Kansas, upon the petition of the City of Lawrence, Kansas, for an order vacating the portion of a utility easement for sixteen (16) inch waterline, situated in Lawrence, Douglas County, Kansas, being five (5) feet either side of the following described line, to-wit: Beginning at a point 12.0 feet west of the northwest corner of Lot 130, Block 42, West Lawrence, an Addition to the City of Lawrence, Kansas, thence south 382.13 feet, to a point 15.0 feet west and 16.5 feet north of the southwest corner of Lot 79, Block 42, in said Addition, thence southwesterly 17.5 feet, to a point 7.5 feet north and 31.0 feet west of the southwest corner of said Lot 79, thence south 7.5 feet, to the termination of the line. The Board examines the file, hears the comments of the attorney for the petitioner and being duly advised in the premises, unanimously finds as follows, to-wit:

- (1) That the Board has jurisdiction of the subject matter of said petition, pursuant to K.S.A. 12-504 et seq., as amended.
- (2) That notice of hearing on said petition and the affidavit of publication thereof are examined and found to have been duly made in strict conformity with the laws of the State of Kansas.
- (3) That no private rights will be injured or endangered by such vacation.
- (4) That no written objection to said petition has been filed with the County Clerk at the time of or prior to this hearing.
- (5) That the public will suffer no loss or inconvenience by said vacation, and that in justice to the petitioner the prayer of the petitioner should be and the same is hereby granted.
- (6) That there shall be reserved to the City of Lawrence, Kansas, and all owners of lesser rights, for public utilities, rights-of-ways and easements for public service facilities, all such rights now in existence and use.
- (7) That the County Clerk shall certify a copy of this order to the register of deeds of Douglas County, Kansas, for recording as provided by K.S.A. 12-505, and amendments thereto.