

## COMMISSIONERS RECORD 5, DOUGLAS COUNTY

Term, 19

day of

19

Lectured Co., Inc. Recorder No. 185428-12-78

versity State Bank, stated that the group thinks the system can't be improved upon, and that they all feel it's operating satisfactorily. The Board met with the bankers on February 26, 1981, to see if any change in the current rotation system could be worked out because of the time and cost required for daily trips to Eudora and Baldwin when banks there have the account.

Don Nutt, president of Baldwin State Bank, then recommended that the county work with an accountant or investigate how it could avoid losing interest on invested funds when the money is switched from one certificate of deposit account to another. After discussion it was moved by Mr. Cragan that an outside consultant be hired to examine the way the county's idle funds are being invested by the treasurer's office after local bankers told the Board that several days worth of interest are sometimes lost under the current system, seconded by Mrs. Bradley, and carried. It should be noted that Chairman Neis turned the meeting over to Mrs. Bradley because Mr. Neis is on the board of directors of the Kaw Valley State Bank. Treasurer Ruth Vervynck also attended the meeting with the local bankers.

Pub. Works:  
Bid accepted  
on truck

The Board discussed the acceptance of the bid on April 20, 1981, from Landmark Ford, Inc., Lawrence, in the amount of \$42,951.53, for the purchase of a truck tractor unit, tandem axle twin screw model. The Board reaffirmed an earlier decision to reject the low bid of Midway Ford Truck Center, Inc., Kansas City, Missouri, in the amount of \$41,046.76. The Board took the action although they were told they may be in technical violation of a state law that calls for acceptance of the lowest responsible bid. The Board based their action on a legal opinion from the county's legal counselor, Dan Young, and Douglas County District Attorney Mike Malone. On April 20, 1981, the Board had accepted the second lowest bid submitted, but had then held up action after a legal difficulty was brought to their attention. In explaining their decision to favor the Lawrence firm, the Board said a local firm could provide better service for the vehicle than an out-of-town company. The Board assumed that recent action by the Kansas Legislature that will permit counties to bypass low bids already had taken effect, but the 1981 changes don't go into effect until July 1, 1981. The legal opinion, signed by both Dan Young and Mike Malone, says that in addition to options of rescinding the bid acceptance, rebidding or deferring the purchase to a later date, the commissioners also have the option to proceed with the purchase under the bid already accepted, since such action is not violative of legislative intent. In addition, any technical violation which might be found to exist was wholly inadvertent and unintentional.

No further business, the Board adjourned to meet on Wednesday, April 29, 1981

ATTEST:

Patty Jaimes  
Patty Jaimes County Clerk

Robert Neis  
Robert Neis Chairman

April 29, 1981

The Board of County Commissioners of Douglas County met in regular adjourned session with all members of the Board present.

Approved the minutes of the meeting of April 27, 1981.

Comm. Order  
2060

The Board approved Commissioners Cancellation Order No. 2060. Order is on file in the office of the County Clerk.

Vacation:  
Hearing date  
set.  
Maple Lane  
Calif St.

Gerald Cooley, attorney for the City of Lawrence, requested the setting of a hearing date to consider two Petitions from the City of Lawrence as follows:

(1) In the matter of the vacation of the West Forty (40) feet of Maple Lane being adjacent to and laying along the East boundary of Lot Five (5), in Edgewood Park addition Number Six (6), to the City of Lawrence, in Douglas County, Kansas.

(2) In the matter of the vacation of the East Twenty (20) feet of California Street being adjacent to and laying along the Northwest Quarter of Block Forty-Seven (47), in that part of the City of Lawrence known as West Lawrence; and the West Twenty (20) feet of California Street being adjacent to and laying along the North Two Hundred (200) feet of the East One-Third (1/3) of Block Forty-Eight (48), in that part of the City of Lawrence known as West Lawrence; all in the City of Lawrence, Douglas County, Kansas.

It was moved by Mrs. Bradley that a hearing date on this matter be set for May 11, 1981, at 9:15 a.m., seconded by Mr. Cragan, and carried unanimously.

Maint.  
Purch. Truck

Fremont Hornberger, maintenance supervisor, appeared before the Board with five quotes for the purchase of a 1981 pickup truck. Mr. Hornberger recommended that the Board accept the low quote from Landmark Ford, Inc., Lawrence, in the amount of \$6562.23. After discussion it was moved by Mr. Cragan that this recommendation be approved, seconded by Mrs. Bradley, and carried unanimously.

Weed Dept.  
Purch 12 gal.  
Weedone 170

Jerry Kemberling, noxious weed director, appeared before the Board to recommend the purchase of 12 gallons of Weedone 170 from Robert Wise Company, Wichita, Kansas, in the amount of \$248.40. After discussion it was moved by Mrs. Bradley that this recommendation be approved, seconded by Mr. Cragan, and carried unanimously.