

Fe Railway Company of the costs of their relocation of communication systems, which costs are set out as estimates in the agreement. Following review of the agreement the Board considered Resolution No. 76-20 which resolution relates to entering into the aforesaid contract with The Atchison, Topeka and Santa Fe Railway Company. Following due discussion it was moved by Mr. Stoneback that the Board adopt Resolution No. 76-20, seconded by Mr. Whitenight, and carried unanimously.

Approved:  
Change Order  
#2,  
Pub. Works

Engineer Sanderson presented to the Board Supplemental Agreement Change Order No. 2 relative to Douglas County Consolidated Project No. 75-3 bridge contract. Following review of the agreement it was moved by Mr. Whitenight that this supplemental agreement, also known as Change Order No. 2, be approved, seconded by Mr. Stoneback, and carried unanimously.

Pub. Works:  
R/W - Harold  
Lutz, Albert  
Pendleton

Tom McGee, Engineering Division Manager of the Public Works Department, presented the following three contracts to the Board for right-of-way relative to Bridge No. 11.72N-17.50E: (1) Between Harold Lutz and Douglas County. The contract calls for payment to Mr. Lutz the lump sum of \$1.00, (2) Between Harold Lutz and Douglas County. The contract calls for payment to Mr. Lutz the lump sum of \$5.00, and (3) Between Albert Pendleton and Douglas County. The contract calls for payment to Mr. Pendleton the lump sum of \$5.00. It was moved by Mr. Stoneback that these contracts be approved, seconded by Mr. Whitenight, and carried unanimously.

Annexation:  
Res. # 4147  
Wm C. Burcham  
& Polly C. Burcham

The Board considered City of Lawrence Resolution No. 4147 which comes to the Board of County Commissioners asking for determination regarding effect upon proper growth and development relative to the annexation by the City of Lawrence of certain tracts of property in Douglas County with such annexation being pursuant to K.S.A. 12-520c. Those tracts of land being certain tracts as described in the resolution and owned by Columbus Homes Association, Inc. and by William C. Burcham and Polly C. Burcham. Following complete review of the resolution it was moved by Mr. Whitenight that relative to this Resolution No. 4147 of the City of Lawrence that the Board of County Commissioners makes the following findings:

- (1) That the intended use of the subject property would be consistent with the contemplated land use of the area.
- (2) That the annexation of such lands will not hinder or prevent the proper growth and development of the area or that of any other incorporated city within Douglas County.

Seconded by Mr. Stoneback and carried unanimously. It is noted by the Board that the applicant of the easternmost property should be aware that location studies for the proposed Highway 59 Bypass raise the possibility that a corridor for that highway may pass on or near that easternmost property and that eventual necessity of a relocation might occur.

Prof. Weed:  
Established  
Price for 2,4-D.

Bob Duver, weed supervisor, appeared before the Board to discuss with the Board revision of policy relative to the sale of chemical by his department. Following due discussion it was moved by Mr. Whitenight that policy adopted March 22, 1976, be revised to read as follows: Chemicals sold to landowners for legitimate use of such chemicals on lands under our jurisdiction shall be sold at a price not to exceed 75% of total cost incurred by the County in purchasing, storing, and handling such chemical materials. That the factor for storing and handling for the year 1976 will be \$0.44 per gallon of 2,4-D bulk and that subsequent to each bulk purchase of chemical, the Board will meet with the noxious weed supervisor for a redetermination of that charge to be paid by the landowner for said chemicals. In accordance with this established policy, the price of 2,4-D shall be \$4.50 per gallon. Motion was seconded by Mr. Stoneback and carried unanimously.

No further business, the Board adjourned to meet on Wednesday, April 28, 1976.

ATTEST:

D. E. Mathia  
D. E. Mathia County Clerk

Arthur A. Heck  
Arthur A. Heck Chairman

April 28, 1976

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 26, 1976.

Comm. Order  
# 1516

The Board approved Commissioners Cancellation Order No. 1516. Order is on file in the office of the County Clerk.