

Term, 19

day of

19

The World Co., Lawrence, Kansas 7085-8-77

1. That the area of the lake to be dredged be limited to the area between County Road 1041 on the east, and the Lewis property on the west. Sand and dirt excavation is permitted east of County Road 1041 within the confines of the Lakeview property.

2. That the dredging operation maintain a 200 foot setback from the eastern boundary of the Lewis property and a 100 foot setback from County Road 1041 and the excavation operation maintain a 100 foot setback from County Road 1041 and a 110 foot setback from all adjacent property owners bordering the Lakeview property east of County Road 1041.

3. That the location of the stockpile and operations area be limited to the 6 acre tract located immediately north of the dredging area;

4. That the applicant enter into an agreement with the Board of County Commissioners to reimburse the County for 25% of the normal maintenance costs, excluding resurfacing costs for County Road 1041 from the entrance to the sand operations area to County Road 438;

5. That upon termination of the sand removal operations, the stockpile and operations area shall be returned to its present conditions, in so far as is practical, with all evidence of the sand stockpile and operations removed;

6. That the Conditional Use Permit be subject to annual review by the planning staff;

7. That the applicant's vehicles will not traverse Township Road 28-A;

8. That the entrance to the sand operations area off of County Road 1041 be constructed to the specifications of the County Engineer; and,

9. That the applicant shall erect signs in the processing area or near the intersection of County Road 1041 and Township Road 28-A (on Lakeview property), requesting that loaded sand trucks not use Township Road 28-A.

Motion was seconded by Mrs. Bradley and carried unanimously.

*Em. Prepared:
Change name...
delineate duties
& responsibility*

Travis Brann, Emergency Preparedness Coordinator, appeared before the Board to present two draft resolutions. The first redesignates Douglas County Emergency Planning Agency to become the Douglas County Emergency Preparedness Agency revising Board of Commissioners resolution No. 72-21, and second is draft resolution which would delineate the purpose of the Douglas County Emergency Preparedness Agency and duties and responsibility of the coordinator of that body. The Board reviewed these draft resolutions at length and by general agreement directed Coordinator Brann to present these to County Counselor Dan Young for his review and for the development of the proper resolution form for the Board's later adoption.

*F.I.C.A. judges
pro tem residence
provided to emp.
approved*

The Board noted receipt of two letters from Dan Young, County Counselor. The first of which indicates that he has responded to the Director of the Department of Administration, Mr. James R. Cobler, and Gerald P. Slaybaugh, Chief of Social Security, on the question of F.I.C.A. withholding for fees paid to judges pro tem. The essence of this letter indicates that it is Mr. Young's considered opinion that the pro tem judge situation as it exists presently in Douglas County does not specifically relate to the regulations which have been called to our attention and that it is Mr. Young's opinion that these positions should not be included within the regulations for withholding of F.I.C.A. The Board will await a response from Mr. Slaybaugh before any action is taken on this aspect of the matter. Secondly, Mr. Young presented a letter regarding withholding of F.I.C.A. taxes on the value of a residence provided to a county employee in connection with the employment of such employee. The essence of this letter indicates that it is Mr. Young's opinion that these residences which are provided by the County to its employees are properly subject to withholding of F.I.C.A. taxes under the regulations established in 26 USCS 3121(a). It is Mr. Young's recommendation therefore that the County establish a value for these residences for F.I.C.A. withholding purposes. The Board reviewed this correspondence with Delbert Mathia, County Clerk, and representatives of his staff Patty Jaimes and Lois McGovern, and after a complete discussion of the matter it was moved by Mr. Neis that the following values be established for the properties in question: For the old caretaker home at Lone Star Lake, the value of \$75 per month. For the new caretaker home at Lone Star Lake, which was occupied May 1, 1976, the value of \$200 per month. For the caretaker home at the fairgrounds for the entire period in question, \$100 per month. That the County will assume all of the back F.I.C.A. taxes, including both the County's and the employee's share, up to this current date and that subsequently the County will pay their proper share and the employee will pay his proper share. This motion was seconded by Mrs. Bradley and carried unanimously.

*Courthouse app.
Gen. Contract #1*

Jim Williams, representative of the architectural firm of Peters, Williams & Kubota, appeared before the Board to present contract documents between the Board of County Commissioners of Douglas County and B. A. Green Construction Company of Lawrence, Kansas, for the construction of General Contract No. 1 for Remodeling of Douglas County Courthouse in the agreed amount of \$128,980 with the stipulation that the number of calendar days required to complete the work is 150 days. After review of this contract it was moved by Mrs. Bradley that this contract be executed by the Board, seconded by Mr. Neis, and carried unanimously.