

**ITEM NO. 2 ANNEXATION; 17.4 ACRES; YANKEE TANK (MJL)**

**A-8-3-11:** Consider annexation of approximately 17.4 acres for Yankee Tank, located south of Bob Billings Pkwy, north of Clinton Parkway, east of Villa Drive, and west of Burning Tree Drive. Submitted by North Tank LC and Burning Tree LLC, property owners of record.

**ITEM NO. 3 ANNEXATION; 109 ACRES; YANKEE TANK/LAKE ALVAMAR (MJL)**

**A-8-4-11:** Consider annexation of approximately 109 acres for Yankee Tank (commonly known as Lake Alvamar), located north of Clinton Parkway, south & west of Lake Alvamar Drive, and east of E. 920 Road. Submitted by Alvamar Inc, and Kansas Athletics, Inc. property owners of record.

**STAFF PRESENTATION**

Ms. Michelle Leininger presented items 2 and 3 together.

Commissioner Hird said a few months ago he was appointed by the District Court as one of the three appraisers for condemnation of the land that would be taken by increasing the dam and water on the properties. He said in that role he viewed the properties and had a lot of contact with this project. He did not feel it was a conflict of interest because it was well over with. He said any compensation was approved by Judge Malone in District Court. He said he wanted to be sure to disclose that because it could be considered an ex parte communications even though it was over. He said he would be glad to recuse himself if it was a problem.

Mr. Larkin said since that was over before this item began he did not believe there would be a legal problem. He said if Commissioner Hird could look at it fairly and rule on it impartially then he could consider the matter.

Commissioner Hird said he did not see a connection between the condemnation of the land and the annexation so he would proceed.

**ACTION TAKEN on Items 2 & 3**

Motioned by Commissioner Liese, seconded by Commissioner von Achen, to approve the requested annexation of approximately 126 acres located between Bob Billings and Clinton Parkways and east of the South Lawrence Trafficway (SLT), and initiate rezonings from county A (Agricultural) and A-1 Districts (Suburban Home Residential) to OS (Open Space) and OS (Open Space)-FP (Floodplain) District.

Unanimously approved 9-0.