

*****February 4, 2026 *****

The Board of County Commissioners met in a regular session on Wednesday, February 4, 2026. Commissioner Smith, Commissioner Dove, Commissioner Culbertson, Commissioner Reid and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; Misty Brown, County Counselor; Fran Keppler, County Clerk; Connie Harmon, Council on Aging Director; Bill Noll, Infrastructure and Construction Services; John Jacobson, Planning and Zoning Director; Amy Allison, Planning and Zoning Deputy Director;

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Commissioner Reid indicated she is interested to see the results of the CoreCivic special use permit with the city.

Commissioner Stieben mentioned regulations regarding data centers and even suggested putting in place a moratorium.

Commissioner Dove indicated the Board doesn't have the information to do what Commissioner Stieben is asking.

A motion was made by Commissioner Culbertson and seconded by Commissioner Smith to accept the consent agenda for Wednesday, February 4, 2026, as presented.

Motion passed, 5-0.

Fran Keppler presented a quote from Election Systems & Software for an upgrade in election equipment.

A motion was made by Commissioner Dove and seconded by Commissioner Smith to accept the quote from Election Systems & Software to upgrade election tabulating and reporting equipment in the amount of \$254,245.00.

Motion passed, 5-0.

Connie Harmon presented the proposed changes to the Council on Aging Advisory Board by-laws.

A motion was made by Commissioner Smith and seconded by Commissioner Dove to approve the proposed changes to the Council on Aging Advisory Board by-laws.

Motion passed, 5-0.

Ms. Harmon requested a reappointment to the Council on Aging Advisory Board.

A motion was made by Commissioner Dove and seconded by Commissioner Smith to reappoint Jennifer Grasela to the Council on Aging Advisory Board for a 3-year term.

Motion passed, 5-0.

Ms. Harmon requested approval and the chairperson to sign the Council on Aging's Older Americans Act Title III programs grant for FFY26.

A motion was made by Commissioner Reid and seconded by Commissioner Dove to approve and authorize the chairperson to sign the Council on Aging's Older Americans Act Title III programs grant for FFY26.

Motion passed, 5-0.

Bill Noll requested approval of a 5-year lease agreement for wheel loaders.

A motion was made by Commissioner Dove and seconded by Commissioner Culbertson to approve a 5-year lease agreement from Kan Equip for two JCB articulating wheel loaders.

Motion passed, 5-0.

Amy Allison presented Resolution 2026-5, a request for a special use permit for M&K Estates.

A motion was made by Commissioner Dove and seconded by Commissioner Smith that the proposed special use permit complies with the Golden Factors and move to adopt Resolution 2026-5 and conditionally approve the special use permit as outlined in Case DEV-25-124 based on the recommendation and conditions of the Planning Commission, the findings as set forth in the staff report and as substantiated by the facts, testimony and evidence presented at the public hearing.

Motion passed, 5-0.

Ms. Allison presented Resolution 2026-6, a request for a special use permit for Tri-Hull Crane Rental, LLC.

A motion was made by Commissioner Dove that the proposed special use permit does not comply with the Golden Factors and move to deny Resolution 2026-6 and deny the special use permit as outlined in Case DEV-25-137.

Ms. Allison indicated staff recommended denial based on the Golden Factors 2, 3, 4 and 7 were not met.

Commissioner Dove withdrew his motion.

A motion was made by Commissioner Reid that the proposed special use permit complies with the Golden Factors and move to adopt Resolution 2026-6 and conditionally approve the special use permit as outlined in Case DEV-25-137 based on the recommendation and conditions of the Planning Commission, the findings set forth in the staff report and as substantiated by the facts, testimony and evidence presented at the public hearing.

Motion dies for lack of second.

A motion was made by Commissioner Dove denies seconded by Commissioner Culbertson that the proposed special use permit does not comply with the Golden Factors and move to

deny Resolution 2026-6 and deny the special use permit as outlined in Case DEV-25-137 and to incorporate the comments from the Planning Commission.

Motion passed, 4-1 Commissioner Reid voting nay.

A motion was made by Commissioner Smith and seconded by Commissioner Culbertson to appoint the chairperson Stieben to the Kansas City Area Transportation Authority for a 4-year term.

Motion passed, 5-0.

Mark Loughry requested an executive session for 20 minutes.

A motion was made by Commissioner Culbertson and seconded by Commissioner Smith that this Board recess for a closed executive meeting to consult with our attorney to discuss confidential matters related to the contract negotiations in the legal interests of the County which would be deemed privileged in the attorney/client relationship and permitted under the Kansas Open Meetings Act and that the Board resume open meeting at 10:30 a.m. in the meeting room of the Board. Present in the executive meeting will be Commissioners Mike Smith, Jeff Culbertson, Vanessa Reid, Willie Dove and Mike Stieben, County Administrator, Mark Loughry and County Counselor, Misty Brown.

Motion passed, 5-0.

The Board returned to regular session at 10:30 a.m. No action was taken and no decisions were made. The subject was limited to the legal interests of the County.

A motion was made by Commissioner Culbertson and seconded by Commissioner Smith to adjourn.

Motion passed, 5-0.

The Board adjourned at 10:31 a.m.

*****February 4, 2026 *****

The Board of County Commissioners met in a work session on Wednesday, February 4, 2026. Commissioner Smith, Commissioner Culbertson, Commissioner Reid, Commissioner Stieben and Commissioner Dove are present; Also present: Mark Loughry, County Administrator; Misty Brown, County Counselor; Cpt. Josh Patzwald, Leavenworth Sheriff's Dept.; Crystal Blackdeer, Joan Murnane

The Board met in a work session to discuss adopting a resolution regarding animal regulations in unincorporated areas of the county.

It was the consensus of the Board to continue to work with staff and present a draft in 30 days.

The Board ended the work session at 11:18 a.m.

Final Approved

*****February 11, 2026 *****

The Board of County Commissioners met in a regular session on Wednesday, February 11, 2026. Commissioner Smith, Commissioner Dove, Commissioner Culbertson and Commissioner Stieben are present; Commissioner Reid is absent; Also present: Mark Loughry, County Administrator; Misty Brown, County Counselor; Tammy Saldivar, Solid Waste Director; John Jacobson, Planning and Zoning Director; Amy Allison, Planning and Zoning Deputy Director; Fran Keppler, County Clerk

PUBLIC COMMENT:

Heather Reisig, Rebecca Davis, Kevin Grow, Brian Morley, Ted Grinter and Kim Colvert commented.

ADMINISTRATIVE BUSINESS:

Fran Keppler reported the election for USD 469 special bond starts today.

The Board briefly discussed data centers and a future work session.

Commissioner Culbertson recapped the discussions with Fort Leavenworth and EMS services.

A motion was made by Commissioner Culbertson and seconded by Commissioner Smith to accept the consent agenda for Wednesday, February 11, 2026, as presented.

Motion passed, 4-0.

Tammy Saldivar requested the Board to adopt the Leavenworth County 2026 Solid Waste Committee member roster.

A motion was made by Commissioner Smith and seconded by Commissioner Culbertson to adopt and forward the Leavenworth County 2026 Solid Waste Committee member roster to KDHE.

Motion passed, 4-0.

Ms. Saldivar presented a 3-year lease agreement for three backhoes.

A motion was made by Commissioner Culbertson and seconded by Commissioner Smith to accept a 3-year lease agreement from VLP Equipment Share for three Case 580SN backhoes with an annual lease payment in the amount of \$76,405.70.

Motion passed, 4-0.

Amy Allison presented Board Order 2026-1, a right-of-way vacation for Stonegate Court.

Commissioner Stieben opened the public hearing.

No one spoke in favor or opposition of the request.

Commissioner Stieben closed the public hearing.

A motion was made by Commissioner Dove and seconded by Commissioner Smith to find that all proper notice for this vacation has been given, that the right-of-way in question has no use and has not been used as a public road and no future use of this road is foreseen, and that the vacation shall not interfere with, impair, infringe or obstruct the property right of public utilities and easements for public services. Therefore, I move to adopt Board Order 2026-1, approving the proposed right-of-way vacation.

Motion passed, 4-0.

Ms. Allison presented Case DEV-25-146, a preliminary and final plat for Quail Ridge Estates.

A motion was made by Commissioner Smith and seconded by Commissioner Dove that the proposed final plat as outlined in Case DEV-25-146 is compliant with the County Zoning and Subdivision Regulations and move that the proposed final plat be conditionally approved and accepted by this Board subject to the conditions set forth in the staff report and as adopted by the Planning Commission.

Motion passed, 4-0.

A motion was made by Commissioner Culbertson and seconded by Commissioner Smith that the Board recess for a closed executive meeting to consult with our attorneys and discuss confidential matters related to contract negotiations and the legal interest of the County which would be deemed privileged in the attorney-client relationship as permitted under the Kansas Open Meetings Act and that Board resume open meeting at 10:30 a.m. in the meeting room of the Board. Present in the executive meeting will be Commissioners Mike Smith, Jeff Culbertson, Willie Dove, Mike Stieben, County Administrator Mark Loughry and County Counselor Misty Brown.

Motion passed, 4-0.

The Board returned to regular session at 10:30 a.m. No Action was taken and no decisions were made. The subject was limited to the legal interests of the County.

Commissioner Culbertson testified in Topeka on the earnings tax bill.

The Board briefly discussed house bills in legislation.

Commissioner Dove participated in a community engagement presentation from the individuals bringing in the battery plant indicating they will not be using the state incentives because it would not be in the public's interest.

A motion was made by Commissioner Smith and seconded by Commissioner Dove to adjourn.
Motion passed, 4-0.

The Board adjourned at 10:52 a.m.

*****February 18, 2026 *****

The Board of County Commissioners met in a regular session on Wednesday, February 18, 2026. Commissioner Smith, Commissioner Dove, Commissioner Reid and Commissioner Stieben are present; Commissioner Culbertson is absent; Also present: Mark Loughry, County Administrator; Bill Noll, Infrastructure and Construction Services

PUBLIC COMMENT:

Nancy Carpenter, Ted Grinter, Mike Dean Chris Grinter, Brian Morley and Mary Wood commented.

ADMINISTRATIVE BUSINESS:

Commissioner Stieben inquired about a work session on nuclear reactors and data centers.

Commissioner Stieben read a few lines from Martin Luther King Jr.'s speech to recognize black history month.

A motion was made by Commissioner Smith and seconded by Commissioner Reid to accept the consent agenda for Wednesday, February 18, 2026, as presented.

Motion passed, 4-0.

Bill Noll requested the approval of a proposal from Atlas Land Consulting for bridge replacements.

A motion was made by Commissioner Smith and seconded by Commissioner Dove to approve the construction engineering proposal and contract with Atlas Land Consulting for the inspection of bridge replacements A-07, HP-51 and T-31 not to exceed \$150,000.00.

Motion passed, 4-0.

Mr. Noll presented a design proposal from Pfeifferkorn Engineering for the replacement of culvert F-47.

A motion was made by Commissioner Reid and seconded by Commissioner Dove to approve the design proposal and contract with Pfeifferkorn Engineering and Environmental for the replacement of culvert F-47 in the amount of \$28,000.00.

Motion passed, 4-0.

Mr. Noll requested the approval of a two-year subscription with G-Works.

A motion was made by Commissioner Reid and seconded by Commissioner Smith to approve a two-year subscription with G-Works to continue the Road and Bridge maintenance tracking data access in the amount of \$29,048.00.

Motion passed, 4-0.

Mr. Noll presented a lease for two dump trucks.

***A motion was made by Commissioner Dove and seconded by Commissioner Smith to approve the lease of two dump trucks from Nextran in the amount of \$85,743.41 per year per truck.
Motion passed, 4-0.***

Mr. Noll presented the 2026 Noxious Weed Eradication report and the 2026 Noxious Weed Management Plan.

***A motion was made by Commissioner Reid and seconded by Commissioner Dove to approve the 2026 Noxious Weed Eradication Report and the 2026 Noxious Weed Management Plan.
Motion passed, 4-0.***

Mr. Noll briefly updated the Board on County Road 30 project.

Commissioner Smith spoke at the Lansing Lion club.

Commissioner Stieben attended the Adult Community Corrections Advisory Board meeting and will be participating in the KCATA meeting this afternoon.

Commissioner Dove attended the Mental Health Advisory Board meeting and suggested to hold a work session on mental health availability.

Mark Loughry mentioned Representative Tim Johnson has been moving legislation through that was discussed at the legislative breakfast.

Mr. Loughry reported he is working on the work session for the data centers indicating a date of March 18th.

***A motion was made by Commissioner Dove and seconded by Commissioner Smith to adjourn.
Motion passed, 4-0.***

The Board adjourned at 9:59 a.m.

*****February 25, 2026 *****

The Board of County Commissioners met in a regular session on Wednesday, February 25, 2026. Commissioner Smith, Commissioner Dove, Commissioner Reid, Commissioner Culbertson and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; Misty Brown, County Counselor; Bob Weber, Appraiser, Amy Allison, Planning and Zoning Deputy Director; John Jacobson, Planning and Zoning Director

PUBLIC COMMENT:

Mike McDonald, Stacy Schmidt, Nancy Carpenter, Brian Morley and Ted Grinter commented.

ADMINISTRATIVE BUSINESS:

Commissioner Reid requested an update on the status of the Kaw Valley application.

Misty Brown indicated Kaw Valley has requested more time and is scheduled for the March 25th meeting.

Ms. Brown clarified the application process regarding special use permits.

Bill Noll reported the County received a proposal for a lease agreement for a small area of the rock quarry.

Mark Loughry reported the bill for sales tax for emergency communication will be on the Senate Taxation Committee tomorrow at 3:30 p.m.

Commissioner Stieben attended the MARC meeting indicating they are upgrading the 911 platforms for all Leavenworth areas.

Commissioner Stieben indicated Miami County is considering a two -year moratorium on data centers.

Commissioner Stieben reported staff from KCATA will be at the April 1 meeting.

Commissioner Reid indicated Senator Klemp recognized two pages from Leavenworth County in this session. She passed along that if anyone is interested in being a page in the next session to contact her or Senator Klemp.

Commissioner Reid attended the Women's Leavenworth/Lansing Chamber luncheon yesterday indicating it has strong leadership right now.

Commissioner Culbertson inquired where the superintendents are at with the voter enhancement.

Mr. Loughry indicated the superintendents were to meet and bring back any ideas to the Board.

Commissioner Smith attended the K-5 modernization project meeting.

Commissioner Dove reported the city of Basehor will hold a State of the City Address on March 10th.

The Commissioners will participate in the St. Patrick's Day parade.

The Board briefly discussed property tax and tax revenue.

A motion was made by Commissioner Culbertson and seconded by Commissioner Smith to accept the consent agenda for Wednesday, February 25, 2026, as presented.

Motion passed, 5-0.

Ms. Brown briefed the Board what the Judicial Nominating Committee does.

A motion was made by Commissioner Culbertson and seconded by Commissioner Smith to appoint Greg Beck to the Judicial Nominating Committee.

Motion passed, 5-0.

Colonel Sunday briefed the Board where Fort Leavenworth is at with negotiations for EMS services.

A motion was made by Commissioner Dove and seconded by Commissioner Smith to approve a letter of concern about Leavenworth County EMS services.

Motion passed, 4-1 Commissioner Reid voting nay.

Amy Allison presented Case DEV-26-005, a preliminary and final plat for McCollum Acres.

A motion was made by Commissioner Reid and seconded by Commissioner Smith to find that the proposed final plat as outlined in Case DEV-26-005 is compliant with the County Zoning and Subdivision Regulations and move that the proposed final plat be conditionally approved and accepted by this Board subject to the conditions set forth in the staff report as adopted by the Planning Commission.

Motion passed, 5-0.

Bob Weber requested approval of Board Order 2026-2, granting a disaster relief tax abatement for tax ID 1-15538.

A motion was made by Commissioner Reid and seconded by Commissioner Dove to approve Board Order 2026-2, granting a disaster relief tax abatement for tax ID 1-15538, located at 14097 Huntington Ln., Leavenworth, KS in the amount of \$25,275.00.

Motion passed, 5-0.

Mr. Weber presented the quarterly report for the Appraiser's office.

A motion was made by Commissioner Dove and seconded by Commissioner Smith that the Board recess for a closed executive meeting to consult with our attorneys and discuss confidential matters related to litigation and the legal interest of the County which would be deemed privileged in the attorney-client relationship as permitted under the Kansas Open Meetings Act and that Board resume open meeting at 11:10 a.m. in the meeting room of the Board. Present in the executive session will be Commissioners Mike Stieben, Jeff Culbertson, Vanessa Reid, Willie Dove, Mike Smith, County Administrator Mark Loughry, and County Counselor Misty Brown.

Motion passed, 5-0.

The Board returned to regular session at 11:10 a.m. No action was taken and no decisions were made. The discussion was limited to the legal interests of the County.

A motion was made by Commissioner Smith and seconded by Commissioner Culbertson to adjourn.

Motion passed, 4-0.

The Board adjourned at 11:10 a.m.

Final Approved