

We encourage everyone to view the meeting live via YouTube.

***Leavenworth County  
Board of County Commissioners***

***Regular Meeting Agenda***  
300 Walnut Street, Suite 225  
Leavenworth, KS 66048  
October 30, 2024  
9:00 a.m.

- I. CALL TO ORDER
- II. PLEDGE OF ALLEGIANCE/MOMENT OF SILENT PRAYER
- III. ROLL CALL
- IV. PUBLIC COMMENT: Public Comment shall be limited to 15 minutes at the beginning of each meeting and limited to three minutes per person. Anyone wishing to make comments either on items on the agenda or not are encouraged to provide their comments in writing no later than 8:00 AM the Monday immediately preceding the meeting. These comments will be included in the agenda packet for everyone to access and review. This allows the Commission to have time to fully consider input and request follow up if needed prior to the meeting.
- V. ADMINISTRATIVE BUSINESS:
  - a) Operation Green Light Proclamation
- VI. CONSENT AGENDA: The items on the Consent Agenda are considered by staff to be routine business items. Approval of the items may be made by a single motion, seconded, and a majority vote with no separate discussion of any item listed. Should a member of the Governing Body desire to discuss any item, it will be removed from the Consent Agenda and considered separately.
  - a) Approval of the minutes of the meeting of October 23, 2024
  - b) Approval of the schedule for the week November 4, 2024
  - c) Approval of the check register
  - d) Approve and sign the OCB's

VII. FORMAL BOARD ACTION:

- a) Consider a motion to approve amendments as presented to the sick leave, sick leave buyback and shared leave policies effective January 1, 2025.
- b) Consider a motion to accept the roadway in Orchard Meadows by Precision Contracting and Development with an extended maintenance bond period.
- c) Consider a motion to approve the 2025 Dust Control Request Form.
- d) Consider a motion to consider the Planning Commission's recommendations regarding the rezoning request from RR-5 to RR-2.5 in Case DEV-24-116 for board action.
- e) Consider a motion to approve Board Order 2024-8, granting disaster relief tax abatement for buildings on 24625 200<sup>th</sup> St. and a tax credit for buildings on 25214 163<sup>rd</sup> St. substantially destroyed by fire.

VIII. PRESENTATIONS AND DISCUSSION ITEMS: presentations are materials of general concern where no action or vote is requested or anticipated.

- a) Quarterly reports
  - Appraiser
  - EMS/Health Dept.

IX. ADJOURNMENT

**WORK SESSION TO DISCUSS CHARTER RESOLUTION  
EXEMPTING LEAVENWORTH COUNTY TO ANNUALLY  
INSPECTION SCHOOL BUILDINGS**

# **LEAVENWORTH COUNTY COMMISSIONERS MEETING SCHEDULE**

**Monday, October 28, 2024**

**Tuesday, October 29, 2024**

**Wednesday, October 30, 2024**

9:00 a.m.      Leavenworth County Commission meeting  
• Commission Meeting Room, 300 Walnut, Leavenworth KS

**Thursday, October 31, 2024**

**Friday, November 1, 2024**

ALL SUCH OTHER BUSINESS THAT MAY COME BEFORE THE COMMISSION

ALL MEETINGS ARE OPEN TO THE PUBLIC

COMMENTS SHOULD BE OF GENERAL INTEREST OF THE PUBLIC AND SUBJECT TO THE RULES OF DECORUM

## **Supporting Operation Green Light for Veterans**

WHEREAS, the residents of Leavenworth County have great respect, admiration, and the utmost gratitude for all the men and women who have selflessly served our country and this community in the Armed Forces; and

WHEREAS, the contributions and sacrifices of those who served in the Armed Forces have been vital in maintaining the freedoms and way of life enjoyed by our citizens; and

WHEREAS, Leavenworth County seeks to honor individuals who have made countless sacrifices for freedom by placing themselves in harm's way for the good of all; and

WHEREAS, Approximately, 200,000 service members transition to civilian communities annually; and

WHEREAS, an estimated 20 percent increase of service members will transition to civilian life in the near future; and

WHEREAS, studies indicate that 44-72 percent of service members experience high levels of stress during transition from military to civilian life; and

WHEREAS, active military service members transitioning from military service are at a high risk for suicide during their first year after military service; and

WHEREAS, the National Association of Counties encourages all counties, parishes and boroughs to recognize Operation Green Light for Veterans; and

WHEREAS, Leavenworth County appreciates the sacrifices of our United States military personnel and believes specific recognition should be granted; therefore, be it

RESOLVED, with designation as a Green Light for Veterans County, Leavenworth County hereby declares November 4<sup>th</sup> through Veterans Day, November 11<sup>th</sup> 2024 a time to salute and honor the service and sacrifices of our men and women in uniform transitioning from active service; therefore, be it further

RESOLVED, that in observance of Operation Green Light, Leavenworth County encourages its citizens in patriotic tradition to recognize the importance of honoring all those who made immeasurable sacrifices to preserve freedom by displaying green lights in a window of their place of business or residence from November 4th through the 11th, 2024.



NOW, THEREFORE, I Jeff Culbertson, as Chairperson for the Leavenworth Board of County Commissioners set my hand and affixed the seal of Leavenworth County, Kansas this 30<sup>th</sup> day of October, 2024.

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Jeff Culbertson, Chairperson

\*\*\*\*\*October 23, 2024 \*\*\*\*\*

The Board of County Commissioners met in a regular session on Wednesday, October 23, 2024. Commissioner Culbertson, Commissioner Kaaz, Commissioner Mike Smith, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; Bill Noll, Infrastructure and Construction Services; Connie Harmon, Council on Aging Director; Monica Swigart, Human Resources Director; John Jacobson, Planning and Zoning Director; Amy Allison, Planning and Zoning Deputy Director; John Richmeier, Leavenworth Times

**PUBLIC COMMENT:**

There were no public comments.

**ADMINISTRATIVE BUSINESS:**

Mark Loughry reported there is a sales tax presentation this evening hosted by the Leavenworth/Lansing Chamber of Commerce.

Commissioner Kaaz inquired about the status of the High Prairie Township litigation.

David Van Parys mentioned the County has filed a motion to dismiss.

The Board agreed to participate in the Veteran's Day Parade.

Commissioner Culbertson inquired if the Board would like to send the LAVTR letter in the tax statements this year.

It was the consensus of the Board to include the letter with a few changes.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, October 23, 2024 as presented.***

***Motion passed, 5-0.***

***A motion was made by Commissioner Stieben and seconded by Commissioner Kaaz to appoint Mike Smith as the voting delegate for the Kansas Association of Counties conference.***

***Motion passed, 5-0.***

***A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to make Mike Stieben as a voting alternate.***

***Motion passed, 5-0.***

Bill Noll requested approval of a bid by for trap rock.

***A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to approve the bid from New Frontier Materials for 2024/2025 trap rock for \$56.00 per ton delivered to the quarry.***

***Motion passed, 5-0.***

Amy Allison presented Case DEV-24-113, a final plat for E&R Rolling Meadows South.

***A motion was made by Commissioner Doug Smith and seconded by Commissioner Kaaz that the proposed final plat as outlined in Case DEV-24-113 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 with the exception.***

***Motion passed, 5-0.***

Monica Swigart presented the quarterly report for Human Resources.

Connie Harmon presented the quarterly report for Council on Aging.

John Jacobson presented the quarterly report for Planning and Zoning.

Commissioner Mike Smith will participate as a judge in the Council on Aging Halloween costume contest.

Commissioner Culbertson attended the Leavenworth City Commission meeting and will speak at the tax sale presentation with the Chamber.

Commissioner Doug Smith inquired about a legislative breakfast in December.

Commissioner Stieben attended the Fall Festival in Lansing.

Commissioner Kaaz participated in the Workforce Partnership meeting and the Adult Community Corrections board meeting. She will attend the Transit Authority meeting this afternoon.

***A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith that the Board recess for a closed executive meeting for discussion involving the legal interests of the County as justified by K.S.A. 75-4319(B)(2) for consultation with legal counsel for the Board which would be deemed privileged in the attorney-client relationship and that the Board resume open session at 10:25 a.m. in the meeting room of the Board. Present in the executive meeting will be Commissioners Jeff Culbertson, Vicky Kaaz, Mike Smith, Doug Smith and Mike Stieben, Senior County Counselor David Van Parys, Misty Brown, Deputy County Counselor and County Administrator Mark Loughry and others determined later.***

***Motion passed, 5-0.***

The Board returned to regular session at 10:25 a.m. No decisions were made and the subject was limited to legal interests of the County.

***A motion was made by Commissioner Mike Smith and seconded by Commissioner Stieben to adjourn.***

***Motion passed, 5-0.***

The Board adjourned at 10:25 a.m.

# **LEAVENWORTH COUNTY COMMISSIONERS MEETING SCHEDULE**

**Monday, November 4, 2024**

**Tuesday, November 5, 2024**

**Wednesday, November 6, 2024**

9:00 a.m.      Leavenworth County Commission meeting  
• Commission Meeting Room, 300 Walnut, Leavenworth KS

**Thursday, November 7, 2024**

**Friday, November 8, 2024**

ALL SUCH OTHER BUSINESS THAT MAY COME BEFORE THE COMMISSION

ALL MEETINGS ARE OPEN TO THE PUBLIC

COMMENTS SHOULD BE OF GENERAL INTEREST OF THE PUBLIC AND SUBJECT TO THE RULES OF DECORUM

START DATE: 10/19/2024 END DATE: 10/25/2024

warrants by vendor

START DATE: 10/19/2024    END DATE: 10/25/2024

TYPES OF CHECKS SELECTED: \* ALL TYPES

			P.O.NUMBER	CHECK#				
8416	IRON MOUNTAIN	IRON MOUNTAIN INC	344927	318	10/25/2024	4-001-5-19-220	SHREDDING - 601 & 520	191.36
99	JUROR							

warrants by vendor

START DATE: 10/19/2024    END DATE: 10/25/2024

warrants by vendor

## WARRANT REGISTER - BY FUND / VENDOR

START DATE: 10/19/2024    END DATE: 10/25/2024

TYPES OF CHECKS SELECTED: \* ALL TYPES

													P.O. NUMBER	CHECK#													
8801	OSBORN JOSEPH	OSBORN LAW OFFICE	344903	111002	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY MAY	SERVIC	150.00															
8801	OSBORN JOSEPH	OSBORN LAW OFFICE	344903	111002	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY MAY	SERVIC	180.00															
8801	OSBORN JOSEPH	OSBORN LAW OFFICE	344903	111002	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY MAY	SERVIC	180.00															
8801	OSBORN JOSEPH	OSBORN LAW OFFICE	344903	111002	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY MAY	SERVIC	105.00															
8801	OSBORN JOSEPH	OSBORN LAW OFFICE	344903	111002	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY MAY	SERVIC	135.00															
8801	OSBORN JOSEPH	OSBORN LAW OFFICE	344903	111002	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY MAY	SERVIC	105.00															
8801	OSBORN JOSEPH	OSBORN LAW OFFICE	344903	111002	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY MAY	SERVIC	345.00															
													***	VENDOR	8801	TOTAL	6,195.00										
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	105.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	150.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	105.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	225.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	285.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	15.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	195.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	135.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	255.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	30.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	210.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	225.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	90.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	75.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	150.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	150.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	150.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	390.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	30.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	45.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	15.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	30.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	165.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	15.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	45.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	120.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	330.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	15.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	45.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	142.50														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	105.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	165.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	60.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	7.50														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	52.50														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	45.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	165.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	315.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	195.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	45.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	60.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	45.00														
427	PEMBLE	JORDAN PEMBLE	344904	111004	AP	10/25/2024	4-001-5-09-231	COURT	APPT	ATTORNEY SVC	8.22	T	330.00														
													***	VENDOR	427	TOTAL	5,527.50										

warrants by vendor



## WARRANT REGISTER - BY FUND / VENDOR

START DATE: 10/19/2024 END DATE: 10/25/2024

TYPES OF CHECKS SELECTED: \* ALL TYPES

			P.O.NUMBER	CHECK#						
4801	SAM	SURVEY AND MAPPING, LLC	344906	111006 AP	10/25/2024	4-001-5-42-293	ANNUAL INTEGRITY MOBILE HOSTIN	9,000.00		
4801	SAM	SURVEY AND MAPPING, LLC	344906	111006 AP	10/25/2024	4-001-5-42-293	ANNUAL INTEGRITY MOBILE HOSTIN	750.00		
*** VENDOR								4801 TOTAL	9,750.00	
42020	SMITH MICHAEL COMM	COMMISSIONER MIKE SMITH	344907	111007 AP	10/25/2024	4-001-5-01-205	REIM FOR MILEAGE PLATTE CITY,W	314.90		
6575	STERICYCLE	STERICYCLE, INC	344909	111009 AP	10/25/2024	4-001-5-07-359	1000809211 SHF MEDICAL WASTE R	202.36		
248	SUMMIT FOOD	ELIOR, INC	344804	110923 AP	10/22/2024	4-001-5-07-261	C74100 INMAATE MEALS	6,092.92		
248	SUMMIT FOOD	ELIOR, INC	344804	110923 AP	10/22/2024	4-001-5-07-261	C74100 INMAATE MEALS	6,283.05		
248	SUMMIT FOOD	ELIOR, INC	344804	110923 AP	10/22/2024	4-001-5-07-261	C74100 INMAATE MEALS	6,146.12		
*** VENDOR								248 TOTAL	18,522.09	
829	THOMSON REUTERS	THOMSON REUTERS - WEST	344911	111011 AP	10/25/2024	4-001-5-09-209	1005824053 ONLINE MONTHLY SUB	216.00		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-001-5-01-302	SEPTEMBER POSTAGE	8.43		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-001-5-05-302	SEPTEMBER POSTAGE	572.14		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-001-5-06-302	SEPTEMBER POSTAGE	41.23		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-001-5-07-302	SEPTEMBER POSTAGE	340.94		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-001-5-09-232	SEPTEMBER POSTAGE	10.83		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-001-5-11-302	SEPTEMBER POSTAGE	772.53		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-001-5-14-302	SEPTEMBER POSTAGE	19.01		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-001-5-19-302	SEPTEMBER POSTAGE	2,798.04		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-001-5-28-302	SEPTEMBER POSTAGE	55.29		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-001-5-41-302	SEPTEMBER POSTAGE	175.36		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-001-5-49-341	SEPTEMBER POSTAGE	1,283.05		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-001-5-53-301	SEPTEMBER POSTAGE	8.69		
*** VENDOR								575 TOTAL	6,085.54	
2	WATER DEPT	WATER DEPT	344805	110924 AP	10/22/2024	4-001-5-05-215	WATER SVC EMS 9103	64.92		
2	WATER DEPT	WATER DEPT	344805	110924 AP	10/22/2024	4-001-5-32-392	WATER SVC 514 S 2ND ST	15.60		
*** VENDOR								2 TOTAL	80.52	
826	WERRING LAW	WERRING LAW LLC	344914	111014 AP	10/25/2024	4-001-5-09-231	COURT APPOINTED ATTORNEUY	120.00		
826	WERRING LAW	WERRING LAW LLC	344914	111014 AP	10/25/2024	4-001-5-09-231	COURT APPOINTED ATTORNEUY	312.00		
*** VENDOR								826 TOTAL	432.00	
100	WITNESS LIST									
*** VENDOR								100 TOTAL	387.14	
TOTAL FUND 001									123,684.61	
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8686	EVERGY EFT	EVERGY KANSAS CENTRAL INC	344806	313	10/22/2024	4-108-5-00-219	ELEC SVC EMS ADMIN,HEALTH, WIC	522.84		
8686	EVERGY EFT	EVERGY KANSAS CENTRAL INC	344806	313	10/22/2024	4-108-5-00-606	ELEC SVC EMS ADMIN,HEALTH, WIC	174.28		
*** VENDOR								8686 TOTAL	697.12	
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-108-5-00-302	SEPTEMBER POSTAGE	240.19		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-108-5-00-302	SEPTEMBER POSTAGE	71.43-		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-108-5-00-606	SEPTEMBER POSTAGE	207.62		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-108-5-00-606	SEPTEMBER POSTAGE	98.03-		

warrants by vendor

## WARRANT REGISTER - BY FUND / VENDOR

START DATE: 10/19/2024 END DATE: 10/25/2024

TYPES OF CHECKS SELECTED: \* ALL TYPES

		P.O.NUMBER		CHECK#						
								*** VENDOR	575 TOTAL	278.35
								TOTAL FUND 108		975.47
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8416	IRON MOUNTAIN	IRON MOUNTAIN INC	344927	318	10/25/2024	4-126-5-00-225	SHREDDING - 601 & 520	18.01		
802	OXFORD HOUSE ABBA	OXFORD HOUSE ABBA	344801	110920 AP	10/22/2024	4-126-5-00-226	CLIENT SVCS SCHMIDLING HOUSING	650.00		
7098	QUILL CORP	QUILL CORP	344802	110921 AP	10/22/2024	4-126-5-00-321	5645204 COMM CORR OFFICE SUPPL	120.97		
207	SUNFLOWER HEALING	KATHRYN KAY LUNA	344910	111010 AP	10/25/2024	4-126-5-00-705	DOMESTIC VIOLENCE CLASSES FOR	100.00		
207	SUNFLOWER HEALING	KATHRYN KAY LUNA	344910	111010 AP	10/25/2024	4-126-5-00-705	DOMESTIC VIOLENCE CLASSES FOR	200.00		
207	SUNFLOWER HEALING	KATHRYN KAY LUNA	344910	111010 AP	10/25/2024	4-126-5-00-705	DOMESTIC VIOLENCE CLASSES FOR	175.00		
207	SUNFLOWER HEALING	KATHRYN KAY LUNA	344910	111010 AP	10/25/2024	4-126-5-00-705	DOMESTIC VIOLENCE CLASSES FOR	200.00		
207	SUNFLOWER HEALING	KATHRYN KAY LUNA	344910	111010 AP	10/25/2024	4-126-5-00-705	DOMESTIC VIOLENCE CLASSES FOR	175.00		
207	SUNFLOWER HEALING	KATHRYN KAY LUNA	344910	111010 AP	10/25/2024	4-126-5-00-705	DOMESTIC VIOLENCE CLASSES FOR	50.00		
								*** VENDOR	207 TOTAL	900.00
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-126-5-00-321	SEPTEMBER POSTAGE	50.76		
								TOTAL FUND 126		1,739.74
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9635	DASH	DASH MEDICAL GLOVES	344832	110931 AP	10/25/2024	4-127-5-00-3	533802 VINYL GLOVES	59.60		
2505	INTRINSIC INTERVENTI	INTRINSIC INTERVENTIONS	344842	110941 AP	10/25/2024	4-127-5-00-3	LAB COST - LUSE	25.00		
7098	QUILL CORP	QUILL CORP	344802	110921 AP	10/22/2024	4-127-5-00-3	5645204 COMM CORR OFFICE SUPPL	25.18		
								TOTAL FUND 127		109.78
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8686	EVERGY EFT	EVERGY KANSAS CENTRAL INC	344806	313	10/22/2024	4-133-5-00-251	10-42 ELEC SVC CO SHOP ET AL	759.47		
8686	EVERGY EFT	EVERGY KANSAS CENTRAL INC	344806	313	10/22/2024	4-133-5-00-251	10-42 ELEC SVC CO SHOP ET AL	186.65		
8686	EVERGY EFT	EVERGY KANSAS CENTRAL INC	344806	313	10/22/2024	4-133-5-00-251	10-42 ELEC SVC CO SHOP ET AL	25.35		
8686	EVERGY EFT	EVERGY KANSAS CENTRAL INC	344806	313	10/22/2024	4-133-5-00-251	10-42 ELEC SVC CO SHOP ET AL	83.31		
								*** VENDOR	8686 TOTAL	1,054.78
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-133-5-00-301	10-38 SEPTEMBER POSTAGE	53.98		
								TOTAL FUND 133		1,108.76
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8416	IRON MOUNTAIN	IRON MOUNTAIN INC	344927	318	10/25/2024	4-136-5-00-203	SHREDDING - 601 & 520	6.00		
8416	IRON MOUNTAIN	IRON MOUNTAIN INC	344927	318	10/25/2024	4-136-5-00-223	SHREDDING - 601 & 520	6.00		
8416	IRON MOUNTAIN	IRON MOUNTAIN INC	344927	318	10/25/2024	4-136-5-00-243	SHREDDING - 601 & 520	6.00		
								*** VENDOR	8416 TOTAL	18.00
7098	QUILL CORP	QUILL CORP	344802	110921 AP	10/22/2024	4-136-5-00-301	5645204 COMM CORR OFFICE SUPPL	43.00		
7098	QUILL CORP	QUILL CORP	344802	110921 AP	10/22/2024	4-136-5-00-321	5645204 COMM CORR OFFICE SUPPL	43.00		
7098	QUILL CORP	QUILL CORP	344802	110921 AP	10/22/2024	4-136-5-00-341	5645204 COMM CORR OFFICE SUPPL	42.99		
								*** VENDOR	7098 TOTAL	128.99
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-136-5-00-301	SEPTEMBER POSTAGE	2.88		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-136-5-00-321	SEPTEMBER POSTAGE	2.88		
								*** VENDOR	575 TOTAL	5.76
								TOTAL FUND 136		152.75
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19474	KANSAS COUNTRY STORE	KANSAS COUNTRY STORE	344886	110985 AP	10/25/2024	4-144-5-00-3	PET FOOD	31.95		
19474	KANSAS COUNTRY STORE	KANSAS COUNTRY STORE	344886	110985 AP	10/25/2024	4-144-5-00-3	PET FOOD	6.39-		
								*** VENDOR	19474 TOTAL	25.56
								TOTAL FUND 144		25.56
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2621	CAFE	TERRY BOOKER	344793	110912 AP	10/22/2024	4-145-5-00-256	MEALS RESERVED 10/1 - 10/11	11,999.00		
2621	CAFE	TERRY BOOKER	344793	110912 AP	10/22/2024	4-145-5-00-256	MEALS RESERVED 10/1 - 10/11	14,748.50		
								*** VENDOR	2621 TOTAL	26,747.50
559	COBURNCO LLC	CLAY E COBURN III	344831	110930 AP	10/25/2024	4-145-5-00-306	CO ON AGING VEHICLE FLEET WASH	28.00		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344889	110988 AP	10/25/2024	4-145-5-00-301	NOTARY STAMP-VANDER HAAR	27.50		

warrants by vendor

FMWARRPTR2		LEAVENWORTH COUNTY							10/24/24	16:58:33
DCOX		WARRANT REGISTER - BY FUND / VENDOR							Page	7
		START DATE: 10/19/2024    END DATE: 10/25/2024								
TYPES OF CHECKS SELECTED: * ALL TYPES										
			P.O.NUMBER	CHECK#						
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-00-345	CO ON AGING CONSUMABLES	158.15		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-00-345	CO ON AGING CONSUMABLES	313.17		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-00-345	CO ON AGING CONSUMABLES	87.56		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-00-345	CO ON AGING CONSUMABLES	173.39		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-00-345	CO ON AGING CONSUMABLES	7.30		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-00-345	CO ON AGING CONSUMABLES	14.45		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-05-301	CO ON AGING CONSUMABLES	67.45		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-05-301	CO ON AGING CONSUMABLES	37.34		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-05-301	CO ON AGING CONSUMABLES	3.11		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-06-301	CO ON AGING CONSUMABLES	51.25		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-06-301	CO ON AGING CONSUMABLES	28.37		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-06-301	CO ON AGING CONSUMABLES	2.36		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-06-321	CO ON AGING CONSUMABLES	170.83		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-06-321	CO ON AGING CONSUMABLES	94.57		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-06-321	CO ON AGING CONSUMABLES	7.88		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-07-302	CO ON AGING CONSUMABLES	6.98		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-07-302	CO ON AGING CONSUMABLES	3.86		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-07-302	CO ON AGING CONSUMABLES	.32		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-07-321	CO ON AGING CONSUMABLES	34.17		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-07-321	CO ON AGING CONSUMABLES	18.91		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	344798	110917 AP	10/22/2024	4-145-5-07-321	CO ON AGING CONSUMABLES	1.58		
							*** VENDOR	4755 TOTAL	1,310.50	
110	LOGAN AUTO REPAIR	LOGAN AUTO REPAIR	344893	110992 AP	10/25/2024	4-145-5-00-306	CO ON AGING VEHICLE TOW SERVIC	75.00		
110	LOGAN AUTO REPAIR	LOGAN AUTO REPAIR	344893	110992 AP	10/25/2024	4-145-5-00-306	CO ON AGING VEHICLE TOW SERVIC	52.00		
							*** VENDOR	110 TOTAL	127.00	
345	OLIVER PACKING	OLIVER PACKING & EQUIPMENT CO	344902	111001 AP	10/25/2024	4-145-5-00-345	MEAL CONSUMABLE SUPPLIES	2,534.35		
345	OLIVER PACKING	OLIVER PACKING & EQUIPMENT CO	344902	111001 AP	10/25/2024	4-145-5-00-345	MEAL CONSUMABLE SUPPLIES	5,018.58		
345	OLIVER PACKING	OLIVER PACKING & EQUIPMENT CO	344902	111001 AP	10/25/2024	4-145-5-05-301	MEAL CONSUMABLE SUPPLIES	1,080.83		
345	OLIVER PACKING	OLIVER PACKING & EQUIPMENT CO	344902	111001 AP	10/25/2024	4-145-5-06-301	MEAL CONSUMABLE SUPPLIES	821.22		
345	OLIVER PACKING	OLIVER PACKING & EQUIPMENT CO	344902	111001 AP	10/25/2024	4-145-5-06-321	MEAL CONSUMABLE SUPPLIES	2,737.41		
345	OLIVER PACKING	OLIVER PACKING & EQUIPMENT CO	344902	111001 AP	10/25/2024	4-145-5-07-302	MEAL CONSUMABLE SUPPLIES	111.81		
345	OLIVER PACKING	OLIVER PACKING & EQUIPMENT CO	344902	111001 AP	10/25/2024	4-145-5-07-321	MEAL CONSUMABLE SUPPLIES	547.48		
							*** VENDOR	345 TOTAL	12,851.68	
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-145-5-00-302	SEPTEMBER POSTAGE	260.10		
							TOTAL FUND 145		41,324.78	
1175	KANS CO APPRAISERS	KANSAS CO APPRAISERS ASSOC	344884	110983 AP	10/25/2024	4-146-5-00-301	ALLISON HAYS COURSE PP/MV VALU	50.00		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-146-5-00-302	SEPTEMBER POSTAGE	2,543.63		
							TOTAL FUND 146		2,593.63	
8686	EVERGY EFT	EVERGY KANSAS CENTRAL INC	344928	319	10/25/2024	4-160-5-00-210	ELEC SVC TRANSFER STATION	134.60		
461	LEAV CO CO	LEAV CO COOP	344797	110916 AP	10/22/2024	4-160-5-00-304	LEASOL DYED DIESEL	370.98		
1780	LEXECO	LEXECO	344799	110918 AP	10/22/2024	4-160-5-00-212	ASPHALT MILLING FOR SOLID WAST	997.15		
10703	TIRE TOWN	TIRE TOWN	344912	111012 AP	10/25/2024	4-160-5-00-207	SCRAP TIRE RECYCLE	500.00		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	344913	111013 AP	10/25/2024	4-160-5-00-201	SEPTEMBER POSTAGE	37.54		
4648	WASTE MANAGEMENT	WASTE MANAGEMENT	344925	316	10/25/2024	4-160-5-00-208	17-71045-13000 SOLID WASTE - S	336.56		
							TOTAL FUND 160		2,376.83	
875	BLISS ASSOCIATES	BLISS ASSOCIATES LLC	344786	1771 AP	10/21/2024	4-171-5-01-301	10-3 HRRR TR187-189,APPRAISAL	2,500.00		
3305	WILSON & COMPANY, INC	WILSON & COMPANY, INC	344787	1772 AP	10/21/2024	4-171-5-04-201	10-4 235TH ST PROJ 180000900	6,000.00		
							TOTAL FUND 171		8,500.00	

FMWARRPTR2		LEAVENWORTH COUNTY							10/24/24	16:58:33	
DCOX		WARRANT REGISTER - BY FUND / VENDOR							Page	8	
		START DATE: 10/19/2024    END DATE: 10/25/2024									
TYPES OF CHECKS SELECTED: * ALL TYPES											
				P.O.NUMBER	CHECK#						
845	MEGAKC CORP	MEGAKC CORPORATION	344777	10277 AP	10/21/2024	4-172-5-00-301	ARPA263 3.1 CULVERT GRP 2 801	566,968.10			
								TOTAL FUND 172	566,968.10		
70	FREESTATE EFT	FREESTATE ELECTRIC COOPERATIVE	344924	315	10/25/2024	4-174-5-00-210	ELEC SVC EISENHOWER TOWER	975.49			
1991	MARC	MID-AMERICA REGIONAL COUNCIL	344894	110993 AP	10/25/2024	4-174-5-00-210	LEAV-911 SEPT 2024 911 EXPENSE	32,669.60			
1248	NELSON SYSTEMS	NELSON SYSTEMS	344900	110999 AP	10/25/2024	4-174-5-00-210	3203 CONTRACT FOR RECORDER TO	6,738.35			
870	SPX TECHNOLOGIES	SPX AIDS TO NAVIGATION, INC	344908	111008 AP	10/25/2024	4-174-5-00-210	133505 MONITORING CONTR 911 TO	400.00			
								TOTAL FUND 174	40,783.44		
5637	CLEARWATER ENTERPRIS	CLEARWATER ENTERPRISES,LLC	344794	110913 AP	10/22/2024	4-195-5-00-290	20642-0321A77493 GAS SVC 216 W	2.61			
66366	KANSAS GAS ACH	KANSAS GAS SERVICE	344807	314	10/22/2024	4-195-5-00-290	510614745 1628631 73 GAS TRANS	92.83			
								TOTAL FUND 195	95.44		
1867	REDWOOD TOXICOLOGY	REDWOOD TOXICOLOGY LABORATORY	344905	111005 AP	10/25/2024	4-196-5-00-201	DRUG TESTING PANELS AND SUPPLI	1,621.91			
1867	REDWOOD TOXICOLOGY	REDWOOD TOXICOLOGY LABORATORY	344905	111005 AP	10/25/2024	4-196-5-00-201	DRUG TESTING PANELS AND SUPPLI	67.50			
								*** VENDOR 1867 TOTAL	1,689.41		
								TOTAL FUND 196	1,689.41		
882	K-LOG, INC	K-LOG, INC	344883	110982 AP	10/25/2024	4-197-5-00-201	DIST CT U-DESK,HUTCH,BOOKCASE	2,605.86			
								TOTAL FUND 197	2,605.86		
1659	MIDWEST CARD & ID	MIDWEST CARD & ID	344898	110997 AP	10/25/2024	4-198-5-18-201	TRACK APPS MAINT RENEWAL 12.1.	750.00			
2059	MIDWEST OFFICE TECH	MIDWEST OFFICE TECHNOLOGY INC	344899	110998 AP	10/25/2024	4-198-5-18-301	LC02_K EMPG/EOC COPIES	94.50			
								TOTAL FUND 198	844.50		
8466	KDHE PERMITS	KDHE-BUREAU OF WATER	344888	110987 AP	10/25/2024	4-210-5-00-2	WASTEWATER PERMIT FEE HIGHCRES	185.00			
								TOTAL FUND 210	185.00		
8466	KDHE PERMITS	KDHE-BUREAU OF WATER	344888	110987 AP	10/25/2024	4-212-5-00-2	WASTEWATER PERMIT FEE HIGHCRES	185.00			
								TOTAL FUND 212	185.00		
13900	MID-CONTIN	MID-CONTINENTAL RESTORATION CO	344800	110919 AP	10/22/2024	4-215-5-14-401	CTHSE OHP 100%,TC REMOVAL 100%	38,610.00			
534	SANDS CONSTRUCTION	SANDS CONSTRUCTION LLC	344803	110922 AP	10/22/2024	4-215-5-12-204	CUSHING PARKING LOT 2302-0045	29,594.27			
								TOTAL FUND 215	68,204.27		
881	HARDEN, JASON A	JASON A HARDEN	344796	110915 AP	10/22/2024	4-220-5-11-400	10-3 PER DRAINAGE EASEMENT BR	2,299.05			
								TOTAL FUND 220	2,299.05		
760	AETNA VOL	AETNA LIFE INSURANCE CONPNAY	344792	110911 AP	10/22/2024	4-510-2-00-958	OCTOBER VOLUNTARY PREMIUMS	2,251.94			
760	AETNA VOL	AETNA LIFE INSURANCE CONPNAY	344792	110911 AP	10/22/2024	4-510-2-00-958	OCTOBER VOLUNTARY PREMIUMS	3,628.28			
760	AETNA VOL	AETNA LIFE INSURANCE CONPNAY	344792	110911 AP	10/22/2024	4-510-2-00-958	OCTOBER VOLUNTARY PREMIUMS	2,192.44			
								*** VENDOR 760 TOTAL	8,072.66		
268	GEN DIGITAL-LIFELOCK	GEN DIGITAL, INC.	344795	110914 AP	10/22/2024	4-510-2-00-941	124723 OCTOBER PREMIUMS LIFELO	1,755.07			
268	GEN DIGITAL-LIFELOCK	GEN DIGITAL, INC.	344795	110914 AP	10/22/2024	4-510-2-00-941	124723 OCTOBER PREMIUMS LIFELO	471.96			
								*** VENDOR 268 TOTAL	2,227.03		
								TOTAL FUND 510	10,299.69		
										TOTAL ALL CHECKS	876,751.67

FUND SUMMARY

001	GENERAL	123,684.61
108	COUNTY HEALTH	975.47
126	COMM CORR ADULT	1,739.74
127	COMM CORR ADULT NON GRANT	109.78
133	ROAD & BRIDGE	1,108.76
136	COMM CORR JUVENILE	152.75
144	PALS (PETS AND LOVING SENIORS	25.56
145	COUNCIL ON AGING	41,324.78
146	COUNTY TREASURER SPECIAL	2,593.63
160	SOLID WASTE MANAGEMENT	2,376.83
171	S TAX CAP RD PROJ: BONDS	8,500.00
172	AMERICAN RECOVERY PLAN	566,968.10
174	911	40,783.44
195	JUVENILE DETENTION	95.44
196	DRUG TEST & SUPERVISION FEES	1,689.41
197	INK FEE FUND	2,605.86
198	SPECIAL GRANTS	844.50
210	SEWER DISTRICT 1: HIGH CREST	185.00
212	SEWER DISTRICT 2: TIMBERLAKES	185.00
215	CAPITAL IMPROVEMENTS	68,204.27
220	CAP IMPR: RD & BRIDGE	2,299.05
510	PAYROLL CLEARING	10,299.69
TOTAL ALL FUNDS		876,751.67

CONSENT AGENDA 10/30/2024  
CKS DATED 10/19 - 10/25

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# Leavenworth County Request for Board Action

**Date:** October 24, 2024  
**To:** Board of County Commissioners  
**From:** Mark Loughry

## **Additional Reviews as needed:**

**Budget Review** ☒ **Administrator Review** ☐ **Legal Review** ☐

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**Action Requested:** Approve amendments as presented to the sick leave, sick leave buyback and shared leave policies to take effect January 1, 2025.

**Recommendation:** Approval.

**Analysis:** Commissioners, as discussed several times since August, I am proposing some modifications to the sick leave, shared leave and sick leave buyback policies. You hear me talk often about sustainability in our budgeting process. This year as we were trying to find a way to keep the cost of employee health care down, I mentioned some items that may have to change depending upon our continued trend in health care.

Unfortunately, the cost of health care and our usage trends continue on a path that will likely result in additional significant increases. With these trends I am concerned that our current benefits package has become unsustainable long term. With that I am recommending the attached changes to the mentioned policies. This doesn't completely eliminate the policies but does reduce the future financial impact to the county. While not ideal I do believe this is still a reasonable change and the benefit is still an attractive one. This also allows us to hold the line on our other benefits.

I will continue to monitor all benefits and attempt to enhance or maintain what we have for as long as financially sustainable.

## **Alternatives:**

### **Budgetary Impact:**

☒ Reduce the overall impact on the budget

## Sick Leave

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Each full-time employee shall earn and accrue sick leave at a rate of four (4) hours per pay period (13 days per year). Sick leave accrual will stop once an employee reaches 1,000 hours of accrued sick leave time. Employees with accruals in excess of this cap at the time this policy takes effect will be allowed to keep the excess amount but will stop accruing sick leave until they drop below the maximum 1,000 hours.

**Sick Leave Usage:** Sick leave with pay shall be granted to employees for the following reasons:

- Illness or disability of the employee.
  - Employee's personal appointments or those of the employee's **Family Member**, with a physician, dentist or other recognized health provider.
  - To assist a member of the employee's family who is ill as recognized by FMLA. **(Contact HR for assistance and determination)**
1. A doctor's certificate may be required as proof of illness at any time. This certificate may be requested by the Department Director, BOCC, or HR Director.
  2. Exempt employees report sick leave in four (4) hour increments.
  3. In the event an employee passes away while still employed with the County, or in the event an employee has accrued sick leave but becomes disabled to the point they cannot return to work the County will payout any remaining sick leave balance at the current pay rate with a final check.
  4. **FMLA:** The employee should refer to Leavenworth County's Family and Medical Leave Policy for additional direction as to sick leave when one's condition is a "serious health condition" or otherwise qualifies under the Family and Medical Leave Act.
  5. Sick leave for part-time employees or any employee whose regular work schedule is less than sixty (60) hours in a pay period shall earn and accrue two (2) hours of leave per pay period.
  6. No accumulation will be granted to employees with less than forty (40) hours paid in a pay period.
  7. EMS 24 hour Shift Employees shall earn and accrue sick leave at a rate of six (6) hours per pay period. (156 hours annually)
  8. The use of sick leave will not be allowed within two weeks of the employee's last day with the County.

## Sick Leave Buyback

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In June of each year employees with a minimum of 400 accrued sick leave hours will be allowed to sell back or convert to vacation up to 104 hours of sick leave at a 25% (4:1) rate. The conversion to vacation will only be allowed if it does not place the employee over the maximum leave accumulation allowed. The employee is not allowed to combine the programs.

EXAMPLE: Joe is a 9 year employee with 150 hours of vacation accrual and 400 hours of accrued sick leave the first of October. Joe could elect to sell up to 104 hours of sick leave back to the County at 25% of his current hourly rate. Alternatively, Joe could elect to exchange up to 104 hours of sick leave for up to 26 hours of vacation leave.

**Separation:** Any employee who leaves employment with the County in good standing, for other than retirement, with at least 100 hours of accrued sick leave will be allowed to sell back any unused balance of sick leave, **up to 1,000 hours**, based on the following chart.

	Accrued Sick Leave Hours	
	100 to 400	<b>401 to 1,000</b>
<b>Reimbursement Rate</b>	20%	25%

- **Example:**

- Joe gives his two weeks notice and has 70 hours of accrued sick leave. Joe would not be able to sell back any leave.
- Andrea gives two weeks notice with 300 hours of accrued sick leave. Andrea would be able to sell back 300 hours of sick leave at 20% of her current hourly rate.
- **Steve gives two weeks notice with 1,400 hours of accrued sick leave. Steve would be able to sell back 1,000 hours at 25% of his hourly rate.**

**Any sick leave in excess of 1,000 hours is forfeit upon separation of service.**

**Retirees:** Employees retiring from the County would be eligible for any of the above options but would also be offered the ability to convert sick leave to retiree benefits if they have in excess of 400 hours accrued sick leave. On a one for one basis retirees may convert their unused sick leave, **up to 1,000 hours**, to a cash value based on current pay. That cash value would only be available for use to offset the cost of County provided retiree health benefits. If this option is chosen the employee cannot utilize any of the other buyback options. The value would be applied towards retiree health benefits on a monthly basis until funds were no longer available or the employee was no longer eligible for benefits. Once the employee is no longer eligible for retiree benefits any remaining balance is forfeit.

This option is also available for employees who retire but are still covered under their spouse whom is also a County employee. In this case the funds may be used to offset the full employee cost of health benefits to include the remaining employee.

Spouses of retirees, who also retired from the County, are eligible to utilize funds from either employee for retiree benefits. **However, the spouse is only eligible if:**

- They retired from the county, and
- They remained on their own plan and are still eligible OR elected to go on a family plan with their employee spouse, and
- They are a covered participant at time employee spouse retires

**What this does not allow is a spouse of a retiring employee to obtain coverage if the spouse never worked at the county and the retiring employee is no longer eligible for County benefits.**

- **Example:**

- Bill retires from the County and is Medicare eligible. Bill is not eligible for County health coverage and will move to Medicare. Bill's spouse did not retire from the County and is no longer eligible to stay on the County plan.
- Charlotte retires from the County and is Medicare eligible. Charlotte's spouse is also a retiree from the County but is not yet Medicare eligible. Charlotte and her



spouse were on a family health care plan at the time of Charlotte announced her retirement. Charlotte's spouse would be eligible to stay on the plan and utilize Charlotte's sick leave conversion to pay for continuing health care coverage.

## Shared Leave

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Leavenworth County has in place a Shared Leave Program to benefit eligible employees who have exhausted all sick and vacation leave.

Eligible employees who have exhausted all paid leave may apply for shared leave for an employee's own qualified health condition, or to care for a family member with a qualified health condition.

An employee receiving workers' compensation for the same injury/illness is not eligible for shared leave. Employees utilizing short term disability benefits may qualify for shared leave to offset reduced income.

**Employees are allowed to use the shared leave program only one time.**

There is no appeal process associated with shared leave. Shared leave is not considered an "entitlement".

### Procedure

1. Shared leave may be granted to an employee if all of the following conditions are met:
  - The illness, injury, impairment, or condition of the employee or the family member has caused, or is likely to cause the employee to take leave without pay or terminate employment.
  - The illness, injury, impairment, or condition of the employee or the family member keeps the employee from performing regular work duties.
2. When requesting shared leave, the employee shall be required to provide a statement from a licensed health care provider or other medical evidence necessary to adequately establish that the illness, injury, impairment, or physical or mental condition of the employee or family member keeps the employee from performing regular work duties. If the employee fails to provide the required evidence, the use of shared leave shall be denied.
3. At any time during the use of shared leave, the county may require the employee to provide a statement from a licensed health care provider or other medical evidence necessary to establish that the illness, injury, impairment, or physical or mental condition of the employee or family member is ongoing. If the employee fails to provide the required evidence, the use of shared leave may be terminated.
4. All shared leave requests must be submitted to the employees Department Director for consideration and forwarded to Human Resources for review.
5. Once it is determined an employee is eligible to receive shared leave, the following conditions must be met:
  - The shared leave recipient must have exhausted or expected to exhaust all paid leave available for use, including vacation leave, sick leave, compensatory time, holiday and the employee's discretionary days.

- The shared leave recipient will not accrue leave (sick, annual, personal, holiday) during any pay period that donated shared leave is utilized.
- Shared Leave may be used only for the duration of the illness, injury or impairment for which it was collected.
- The maximum number of hours of shared leave that may be received by an employee shall not exceed **280** hours, which will be reduced by the number of hours of sick leave the employee has used in the previous 6-month period.
- If an employee is granted shared leave the maximum amount of shared and sick leave used by the employee in any 12-month period may not exceed 480 hours.
- All shared leave must be used within a 12-week period from the start of the qualifying absence and may not be used for intermittent leave.
- If the employee utilizes the County Short Term Disability benefit they may use shared leave to supplement their income to keep their pay at 100% of normal. However, the leave usage timeline listed above is still in effect.
- If the employee becomes eligible for disability under KPERS/KP&F policy before the allotted 280 hours is used the employee will not receive the remaining hours.
- If eligible, the shared leave recipient must have applied and submitted an application for disability through KPERS/KP&F and the County Short Term Disability plan.
- The shared Leave recipient may not solicit any employee on his/her own behalf to donate hours. If it is determined that this has occurred, donations will not be authorized.

Employees donating leave must maintain at least 400 hours of sick leave after the donation. Any leave donated but not utilized will go back to the donating employees proportionately. If an employee has given their notice of intent to leave employment with the County they are not eligible to make donations.

# Leavenworth County Request for Board Action

**Date:** October 24<sup>th</sup>, 2024

**To:** Board of County Commissioners

**From:** Public Works

**Department Head Approval:** WLN

**Additional Reviews as needed:**

**Budget Review** ☒ **Administrator Review** ☒ **Legal Review** ☒

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**Action Requested:** Consider the request for the acceptance of the roadway in Orchard Meadows by Precision Contracting and development with an extended maintenance bond period.

**Analysis:** Per current policy, new subdivision roadways being constructed are required to have contracted KDOT certified inspectors and testing must be completed in accordance with the frequency charts provided to the developer/construction engineering firm at the pre-construction meeting. The developer contracted a KDOT pre-qualified firm with the proper scope to be completed. Per the developer's statements, the third-party engineering contractor failed to complete all of the necessary testing. There were a couple of tests results provided that did not pass and testing that simply was not completed on the base and aggregate for the project. It is undocumented whether or not the construction inspector notified the contractor and the culvert backfill locations were further compacted and simply not tested again. Also, it is was questioned by the contractor whether the tests lacking compaction where taken in the proper location and with proper procedures. This was based upon the wrong proctor being used for the location. Attached, you will find a summary of testing deficiencies. Based upon this information, the roadway cannot be accepted by County Staff per existing policy.

I personally attended the proof roll that was completed after the aggregate was placed and compacted and prior to the asphalt being laid. While that is not a requirement of county staff, I was there to witness that the roadway had no rutting or pumping and the proof roll passed without any failing locations. This visual inspection is somewhat subjective and per policy should be supported by the testing's quantitative data. It was the standard method of compaction verification prior to the adoption of the current testing policy.

In the past, the board has accepted roads with deficient or lacking testing with an extended 3-year maintenance bond. Each case is unique and should be considered individually. This situation is similar but not the same as the roadway that lacked testing for Basehor's new elementary school. It does not have the surface segregation that was present at Eagle Crossing in which the board required an extended maintenance bond and mastic surfacing.

Within three years it is likely, based upon the current demand for homes in the area, that the lots will all have homes built on them. Therefore, by that time all of the heavy construction traffic will have occurred on the roadway and its condition for residential use could be assessed prior to the bond expiring. If work is required and the bond must be used, I have no experience with how difficult or possibly smooth that process generally is.

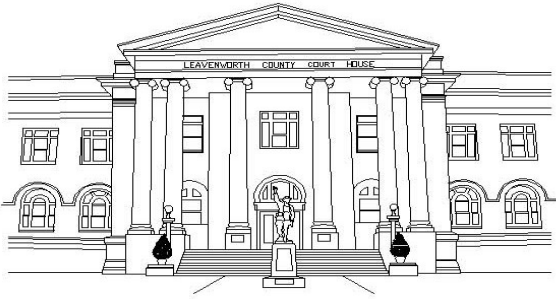
**Options for the Board of County Commissioners:** Deny and the subdivision can be replatted and the road can become a Cross Access Easement. Approve the request and the roadway will be

accepted with the extended maintenance bond period of three years and allow Planning and Zoning to issue building permits for the lots effective immediately.

**Budgetary Impact:** Potential future maintenance costs. No immediate cost.

- ☒ Not Applicable
- ☐ Budgeted item with available funds
- ☐ Non-Budgeted item with available funds through prioritization
- ☐ Non-Budgeted item with additional funds requested

**Additional Attachments:** Email request from the developer, review of testing deficiencies, and asphalt lab results from the plant owner.



# COUNTY OF LEAVENWORTH

## Department of Public Works

300 Walnut, Suite 007

Leavenworth, Kansas 66048-2815

Phone (913) 684-0470

Fax (913) 684-0473

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### **MATERIAL TESTING REVIEW**

Subdivision Improvements: Orchard Meadow, Street & Storm Improvements – Approved 5/20/23

Roadway/Storm Segments: Orchard Road (1,680'), Engineered Swales (1,400'), Mass Grading of Lots (Lots 9 - 12), Offsite Street and Storm Culvert Improvements

Report Date: 10/17/2024

#### **Material Testing Requirement/Results:**

1. Compaction of Earthwork - Roadway

- a. Orchard Road corridor length is 1,680 feet. Field density and moisture tests were required every 1,000 feet with a minimum of three (3) tests required per subdivision. Tests results were required to meet Type AA (MR 5-5) compaction and moisture requirements.
- b. Proctor material was collected and results completed for four location samples.
- c. Consultant did not perform any of the required field density and moisture tests.
- d. Result – Failure of Material Testing Requirements due to omission of tests.

2. Compaction of Earthwork – Storm Sewer

- a. Project included one location of crossroad culverts in the Orchard Road corridor, located at Sta 16+80. Field density and moisture tests were required for each 8" lift, adjacent to the culvert crossing. Tests results were required to meet Type AA (MR 5-5) compaction and moisture requirements.
- b. Consultant performed field density and moisture tests for each of four (4) lifts. One test was in compliance for density. Four tests failed the 95% Maximum Dry Density requirement with a range of 88.5 – 92.5%. All five tests passed the moisture requirement.
- c. Result – Failure of Material Testing Requirements due to low density requirements.

3. Aggregate Base Construction

- a. Project testing requirements included a Pre-Production moisture/density proctor and material collection during construction for aggregate sieve analysis each 500 tons of production. Project required quantity of material was approximately 1,040 tons.
- b. Consultant did not perform material collection and gradation testing for the required two samples during construction.
- c. Result – Failure of Material Testing Requirements due to omission of tests.

#### 4. Hot Mix Asphalt (HMA) Construction

- a. Orchard Road corridor length is 1,680 feet. Work consisted of two 3" lifts designated as 3" Base and 3" Surface in the Consultant testing notes. All work completed 9/11/24. Testing requirements included one field sample for each lift to test Air Voids, Binder Content, Gradation after Ignition, and Lab Density; and a Field Density test every 500 lineal feet per lift for a total of 8 test locations; four for base and four for surface.
- b. Results of Base Lift field sample test showed material to be outside of KDOT limits for Air Voids, VMA, and D/B Ratio. Results of Surface Lift field sample test showed material to be outside of KDOT limits for VMA and D/B Ratio. Both test groups are classified as failing material.
- c. Consultant completed three of four required field density tests for base lift. The minimum allowable density value without a KDOT pay deduction is 90.0%. Compaction values for the three tests included 93.5%, 88.1%, and 93.1%. One failing compaction test in the base group.
- d. Consultant completed five of the required four field density tests for the surface lift. Compaction values for the five tests included 88.1%, 93.7%, 92.2% 90.5% and 87.7%. Two failing compaction tests in the base group.
- e. Items C & D both show compaction failures.
- f. Result – Failure of Material Testing Requirements due to failing test results and omission of tests.

## Noll, Bill

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**From:** pete@pcdihomes.com  
**Sent:** Wednesday, October 23, 2024 2:46 PM  
**To:** Noll, Bill  
**Subject:** Orchard Rd acceptance  
**Attachments:** SR 12.5 9-11-2024 LAM.xlsx

**Notice:** This email originated from outside this organization. Do not click on links or open attachments unless you trust the sender and know the content is safe.

Bill,

Please request we be added to the county commission agenda for acceptance of Orchard Rd. We are requesting that the county accept the road as built to plans and standards. Precision Contracting & Development Inc and the construction contractor built the road as required per plans and specs. A third-party consulting firm was hired to do the county-required testing, and they failed to complete all of the necessary tests. A proof roll was performed and met the county standards prior to the asphalt being installed. We are requesting that the county accept the road with an extended maintenance bond of three years instead of the standard one-year bond.

I have included the asphalt mixture test results from the plant on the day of delivery. All of the county and KDOT requirement were met with this mix.

Thank you,

Gerald (Pete) St. Peter  
President  
**PCDI Homes**  
15395 Briar Rd. Suite A  
Basehor, KS 66007  
[www.pcdihomes.com](http://www.pcdihomes.com)  
email: [pete@pcdihomes.com](mailto:pete@pcdihomes.com)  
Office: 913-543-1432  
Cell: 913-908-3166

# ASPHALT MIXTURE TEST RESULTS



SAMPLE DATE:	9/11/2024	MIX TYPE:	SR 12.5A
CUSTOMER NAME:	Leavenworth Asphalt Materials	METHOD OF TEST:	Gyratory 115 revs
PROJECT:	Orchard Meadows	TONS PRODUCED:	120 Tons
LOCATION:	Sampled from Plant	TIME PRODUCED:	7:00 AM
SUPPLIER:	Leavenworth Asphalt Materials	TECHNICIAN:	Jeffrey Beck

## GRADATION ANALYSIS OF EXTRACTED AGGREGATE (AASHTO T-30)

### Gradation of mix:

Sieve	Percent Retained	Percent Retained
1"	0	0
3/4"	0	0
1/2"	6	6
3/8"	14	14
#4	35	35
#8	55	55
#16	69	69
#30	79	79
#50	89	89
#100	93	93
#200	94.6	94.6

### Design Specification:

Single Pt retained	Job-Mix Formula	Master retained
0		
0		
6	0-10	0-10
12	10-17	
36	31-41	
52	47-57	42-61
64	59-69	
75	71-79	
86	82-90	
93	90-96	
94.4	92-4-96.4	90-98

### Aggregate type:

### Plant setting:

HAMM 3/4"	0%
HAMM 1/2"	27%
HAMM 3/8"	8%
HAMM Man. Sand	0%
TRAP ROCK	25%
NATURAL SAND	15%
FINE FRAP	15%
COARSE FRAP	10%
blend total	100%
PG 58-28	4.80%
ANTI STRIP	0.75%

## VOLUMETRIC SUMMARY OF MIXTURE

	SAMPLE	SPECS	DESIGN
Asphalt binder content	4.8		4.80
%Gmm @ Nini	88.2	89.5 max	87.3
%Gmm @ Nmax	97.0		97.8
Bulk specific gravity (Gmb)@ndes	2.365		2.374
Max theoretical specific gravity (Gmm)	2.466		2.449
% Voids (Va) @ ndes	4.1	2-6	3.1
% Voids in mineral aggregate (VMA)@ndes	14.4	13.5 min	14.1
% Voids filled with asphalt (VFA)@ndes	71.4		78.1
%Volume effective asphalt (VEA)@ndes	10.3		
Density Gmb@ndes	147.2		147.7
Density Gmm	153.5		152.4
Effective Specific Gravity of Agg (Gse)	2.652		2.631
Bulk Specific Gravity of Total Agg (Gsb)	2.611		2.630
Specific Gravity of Asphalt (Gb)	1.034		1.034
Volume of Absorbed Asphalt (Vba)	0.013		
Percent of Effective Binder (Pbe)	4.2		
Dust to Effective Binder Ratio	1.3		1.20

Tech Signature

*Seeth Ford*



# Leavenworth County Request for Board Action

**Date:** October 24<sup>th</sup>, 2024

**To:** Board of County Commissioners

**Department Head Approval:** *B. Noll*

**Additional Reviews as needed:**

**Budget Review** ☐ **Administrator Review** ☐ **Legal Review** ☐

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**Action Requested:** Approval of the 2025 Dust Control Request Form.

**Recommendation:** Approve

**Analysis:**

Based upon the discussion when this policy was presented on October 16<sup>th</sup>, 2024, the attached 2025 Dust Control Request Form has been modified. In order to try to streamline the adoption process so that new items can easily be identified, modified by the board, or removed, all potential amendments are highlighted.

The board did not provide clear direction regarding any changes to the amount of subsidies that should be offered. Therefore, the cost of \$30/centerline foot remains unchanged at this time. A spreadsheet has been attached that shows the actual costs of the improvements at each location for the past four years. It should be noted when referencing the spreadsheet that in 2022, 2023, and 2024 that staff recommended the change from three coats of chip and seal to a base layer of asphalt to provide a better product and lower future maintenance costs without an increase in the cost of installation.

For your consideration is the financing fee of \$140 per \$1000 financed. This very close to a 5% interest rate. That puts our subsidy at about 7% based on the 4 year average and 8.4% based on this year's cost.

The amount allowed to be financed being limited to 50% of the property the assessment is being applied to was added to protect the county from being stuck funding more than the intended amount for the improvements made. If the board wishes to change that amount they direct staff to do so. Also, not included, there has been discussion regarding whether or not a residence should exist on the property that the financing is being applied to.

Stating that the program is not open to minimally maintained roads or any roadway being constructed as part of development is already regulated by other existing policies but has been asked by multiple property owners. It was included for clarity.

Finally, all taxes being required in full is already a land division requirement. There has been a couple of roadways financed recently, including Woodend Road and 230<sup>th</sup> Street, that the owner has expressed interest in platting the property after the roadwork is completed.

Hard surface dust control policies are articulated in Resolution 2022-27. The only change between the 2024 and 2025 program is the cost.

**Cost for 2025 installation: \$30.00/LF**

**Cost for 2023 non-connected maintenance:  
\$9.75/LF**

Applications will no longer be accepted past May 15, 2025, if the program has not already reached capacity at that time.

**Alternatives:** Table, deny

**Budgetary Impact:**

- ☐ Not Applicable
- ☒ Budgeted item with available funds
- ☐ Non-Budgeted item with available funds through prioritization
- ☐ Non-Budgeted item with additional funds requested

**Total Amount Requested:** Majority Resident Funded, Subsidized amount will only be known after residents sign up for the program, each site is reviewed, and the resident's payment method is determined.

**Additional Attachments:**

Amended Request for Hard Surface Dust Control 2025 Form  
4 – Year cost spreadsheet

Numbers pulled from PW Reports (Total Hours, Labor, Equipment, Materials) After Dust Control Installation is complete

2024

[illegible]

Numbers pulled from PW Reports (Total Hours, Labor, Equipment, Materials) After Dust Control Installation is complete

2023

INSTALLATION (Year 1)-2023 Installation - Pull numbers from TOTAL on PW Reports														
Roadway	Installation OR Maintenance	Township	Lineal Feet Requested	Application Cost/LF	Total Amount Paid	Hours	Labor	Assumed Inflation	Equipment	Assumed Inflation	Material	Assumed Inflation	Actual Cost to Install	Cost to Install /LF
171st to F-10 Bridge	Installation		2210.69	\$ 24.88	\$ 55,001.97	245.50	\$ 5,709.72	\$ 5,938.11	\$ 8,395.63	\$ 8,731.46	\$ 42,329.78	\$ 50,795.74	\$ 56,435.13	\$ 25.53
Cantrell	Installation		800	\$ 24.88	\$ 19,904.00	144.50	\$ 3,370.34	\$ 3,505.15	\$ 5,402.88	\$ 5,619.00	\$ 17,122.93	\$ 20,547.52	\$ 25,896.15	\$ 32.37
Millwood	Installation		430	\$ 24.88	\$ 10,698.40	70.50	\$ 1,617.21	\$ 1,681.90	\$ 2,457.00	\$ 2,555.28	\$ 7,852.77	\$ 9,423.32	\$ 11,926.98	\$ 27.74
Woodend	Installation		2400	\$ 24.88	\$ 59,712.00	449.00	\$ 10,511.99	\$ 10,932.47	\$ 18,607.75	\$ 19,352.06	\$ 49,697.06	\$ 59,636.47	\$ 78,816.80	\$ 32.84
	Installation													
	Installation													
		Total FT	5840.69		Total Cost	909.50	\$ 21,209.26	\$ 22,057.63	\$ 34,863.26	\$ 36,257.79	\$117,002.54	\$ 140,403.05	\$ 173,075.06	\$ 156,460.34
		Total MI	1.10619129		Cost/LF	0.16	\$ 3.63	\$ 3.78	\$ 5.97	\$ 6.21	\$ 20.03	\$ 24.04	\$ 29.63	
						822 Crew Hours per Mile	\$19173.23 Cost per Mile						Cost/LF with Inflation	\$ 34.02

Numbers pulled from PW Reports (Total Hours, Labor, Equipment, Materials) After Dust Control Installation is complete														
2022														
INSTALLATION (Year 1)-2022 Installation - Pull numbers from TOTAL on PW Reports														
Roadway	Installation OR Maintenance	Township	Lineal Feet Requested	Application Cost/LF	Total Amount Paid	Hours	Labor	Assumed Inflation	Equipment	Assumed Inflation	Material	Assumed Inflation	Actual Cost to Install	Cost to Install /LF
215th Street	Installation		1152	\$ 21.45	\$ 24,710.40	197.00	\$ 4,007.67	\$ 4,167.98	\$ 9,667.13	\$ 10,053.82	\$ 29,495.23	\$ 35,394.28	\$ 43,170.03	\$ 37.47
Woodend	Installation		300	\$ 21.45	\$ 6,435.00	99.50	\$ 2,092.67	\$ 2,176.38	\$ 4,416.75	\$ 4,593.42	\$ 10,311.14	\$ 12,373.37	\$ 16,820.56	\$ 56.07
230th Street	Installation		2700	\$ 21.45	\$ 57,915.00	443.33	\$ 8,977.18	\$ 9,336.27	\$ 19,561.38	\$ 20,343.84	\$ 63,072.04	\$ 75,686.45	\$ 91,610.60	\$ 33.93
Stillwell	Installation		1505	\$ 21.45	\$ 32,282.25	238.00	\$ 4,880.86	\$ 5,076.09	\$ 12,514.13	\$ 13,014.70	\$ 33,223.50	\$ 39,868.20	\$ 50,618.49	\$ 33.63
Westridge Rd/Cur.	Installation		1010	\$ 21.45	\$ 21,664.50	194.00	\$ 4,006.35	\$ 4,166.60	\$ 9,031.75	\$ 9,393.02	\$ 18,407.21	\$ 22,088.65	\$ 31,445.31	\$ 31.13
Morning Deer	Installation		1455	\$ 21.45	\$ 31,209.75	347.25	\$ 7,093.37	\$ 7,377.10	\$ 15,486.75	\$ 16,106.22	\$ 44,334.36	\$ 53,201.23	\$ 66,914.48	\$ 45.99
		Total FT	8122		Total Cost	1519.08	\$ 31,058.10	\$ 32,300.42	\$ 70,677.89	\$ 73,505.01	\$198,843.48	\$ 238,612.18	\$ 300,579.47	\$195,402.56
		Total MI	1.53825758		Cost/LF	0.19	\$ 3.82	\$ 3.98	\$ 8.70	\$ 9.05	\$ 24.48	\$ 29.38	\$ 37.01	
												988 Crew Hours per Mile \$20190.44 Cost per Mile		Cost per Mile
												Cost/LF with Inflation	\$ 42.41	

Numbers pulled from PW Reports (Total Hours, Labor, Equipment, Materials) After Dust Control Installation is complete														
2021														
INSTALLATION (Year 1)-2021 Installation - Pull numbers from TOTAL on PW Reports														
Roadway	Installation OR Maintenance	Township	Lineal Feet Requested	Application Cost/LF	Total Amount Paid	Hours	Labor	Assumed Inflation	Equipment	Assumed Inflation	Material	Assumed Inflation	Cost to Install (Year 1)	Cost to Install (Year 1)/LF
150th Street	Installation (Year 1)		1950	\$ 19.50	\$ 38,025.00	279.75	\$ 5,730.55	\$ 3,438.33	\$ 15,964.50	\$ 9,578.70	\$ 24,584.68	\$ 29,501.62	\$ 46,279.73	\$ 23.73
Cantrell Road	Installation (Year 1)		500	\$ 19.50	\$ 9,750.00	116.00	\$ 2,391.92	\$ 1,435.15	\$ 6,767.50	\$ 4,060.50	\$ 8,079.84	\$ 9,695.81	\$ 17,239.26	\$ 34.48
Ft. Riley Rd	Installation (Year 1)		640	\$ 19.50	\$ 12,480.00	126.00	\$ 2,742.95	\$ 1,645.77	\$ 7,053.50	\$ 4,232.10	\$ 9,066.97	\$ 10,880.36	\$ 18,863.42	\$ 29.47
Knapp	Installation (Year 1)		500	\$ 19.50	\$ 9,750.00	142.08	\$ 2,984.16	\$ 1,790.50	\$ 7,566.60	\$ 4,539.96	\$ 9,027.17	\$ 10,832.60	\$ 19,577.93	\$ 39.16
Marion Rd	Installation (Year 1)		500	\$ 19.50	\$ 9,750.00	124.50	\$ 2,646.18	\$ 1,587.71	\$ 6,763.50	\$ 4,058.10	\$ 8,217.79	\$ 9,861.35	\$ 17,627.47	\$ 35.25
Loring	Installation (Year 1)		1350	\$ 19.50	\$ 26,325.00	231.50	\$ 4,826.28	\$ 2,895.77	\$ 12,668.50	\$ 7,601.10	\$ 16,916.99	\$ 20,300.39	\$ 34,411.77	\$ 25.49
		Total FT	5440		Total Cost	1019.83	\$ 21,322.04	\$ 12,793.22	\$ 56,784.10	\$ 34,070.46	\$ 75,893.44	\$ 91,072.13	\$ 153,999.58	\$149,470.18
		Total MI	1.03030303		Cost/LF	0.19	\$ 3.92	\$ 2.35	\$ 10.44	\$ 6.26	\$ 13.95	\$ 16.74	\$ 28.31	
												990 Crew Hours per Mile \$20694.92 Cost per Mile		Cost per Mile
												Cost/LF with Inflation	\$ 25.36	

## REQUEST FOR HARD SURFACE 2025 DUST CONTROL

Dust Control requests must be a minimum of 300 consecutive feet and a maximum of 2,640 consecutive feet. A group of neighbors may split the cost if desired, and are encouraged to submit their application as a group, if payment is presented in full. 5-Year County Financing may be available through the County Clerk for connected Hard Surface Dust Control installations, as defined within the current Gravel Road Dust Abatement policy. For all applications requesting financing, individual property owner must apply separately.

Any non-connected Hard Surface Dust Control will **not** receive future maintenance provided by the County and will require future maintenance to be paid for by the property owner. If roadways are not maintained, the roadway will be returned to gravel upon disrepair.

Dust Control is available on a first come, first serve basis. The 2025 program will be closed to requests after May 15, 2025 or after receiving registration of 6 total projects, whichever occurs first.

This program is not open to any type of new roadways as part of a development or any road classified as minimally maintained.

Financing cannot be greater than 50% of the appraised value of any lot or property to which the special road assessment will be applied to the taxes.

Like any tax assessment, prior to completing any land division process through Leavenworth County Planning and Zoning, the entire tax and special road assessment must be paid in full. Special assessments will not be divided amongst newly created lots that the improved roadway is serving.

### **1 - INSTALLATION OF ASPHALT DUST CONTROL - \$30.00 PER FOOT**

**2 – MAINTENANCE NON-CONNECTED - \$9.75 PER FOOT:** Applies to existing chip & seal dust control sections that are ineligible for County funded maintenance (non-connected Hard Surface Dust Control locations)

- One (1) application of road oil and one (1) application of Cover Material.

Please complete the bottom portion of this form and return it with your verification of financing, check or money order payable to Leavenworth County, 300 Walnut St., Leavenworth, KS 66048. Should you have any questions, please contact Public Works (913) 684-0470 or the County Shop at (913) 727-1800. You can obtain a form by coming to the Department of Public Works, calling an email request, emailing a request to [publicworks@leavenworthcounty.gov](mailto:publicworks@leavenworthcounty.gov) or visiting [www.leavenworthcounty.gov](http://www.leavenworthcounty.gov)

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### **DUST CONTROL PROGRAM REGISTRATION FORM**

Please check one:      ☐ Installation \$30.00 per foot      ☐ Maintenance \$9.75 per foot

☐ Applicant is Requesting Financing \*A financing fee will be applied to the per foot installation cost at a rate of \$140 per \$1000 financed.

**I UNDERSTAND THE WORK IS TEMPORARY IN NATURE AND THE EFFECTIVENESS OF THE DUST CONTROL METHOD IS NOT WARRANTED OR GURANTEED.**

Name \_\_\_\_\_ Daytime Phone \_\_\_\_\_

Address \_\_\_\_\_ City \_\_\_\_\_ Zip \_\_\_\_\_

PID \_\_\_\_\_ Requested Road: \_\_\_\_\_

Lineal feet requested \_\_\_\_\_ (300-foot maximum) x \$ \_\_\_\_\_ (price per foot) = \$ \_\_\_\_\_ (Total Due)

**PAYMENT IN FULL OR FINANCING REQUEST\* MUST BE SUBMITTED WITH THIS REGISTRATION FORM**

\*Resident will be notified of approval by phone. If financing is denied, payment must be received in full within 14 days of notification or application will be removed from the program and reapplication will be required.

<b>DATE RECEIVED STAMP</b>	<b>PUBLIC WORKS OFFICE USE ONLY</b>  Check#: _____ or Financed _____  PW Signature: _____  PW Printed Name: _____
<b>CLERK'S OFFICE USE ONLY (IF FINANCED)</b>  I VERIFY THAT THERE ARE NO UNPAID/OUTSTANDING TAXES ASSOCIATED WITH THE REQUESTING PROPERTY:  PID _____  Clerk's Office Signature: _____  Clerk's Office Printed Name: _____	

**Leavenworth County  
Request for Board Action  
Resolution 2024-25  
Rezoning from RR-5 to RR-2.5**

**Date:** October 30, 2024  
**To:** Board of County Commissioners  
**From:** Planning & Zoning Staff

**Department Head Review:** John Jacobson, Reviewed

**Additional Reviews as needed:**

**Budget Review** ☐ **Administrator Review** ☒ **Legal Review** ☒

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**Action Requested:** Consider the Planning Commission's recommendations regarding the rezoning request from RR-5 to RR-2.5 in Case No. DEV-24-116 for Board action.

**Analysis:** The applicants are requesting a rezoning from Rural-Residential 5 to Rural-Residential 2.5. Staff recommended approval of this request. The Comprehensive Plan identifies the future land use of this area as Residential (2.5 acre minimum), and the request is compliant with the Future Land Use map. Staff noted that the section of Eisenhower Rd this parcel is adjacent to has geometric issues that will need to be studied and addressed when platting action occurs.

**Planning Commission Recommendation:** The Planning Commission voted 6-3 to recommend denial of Case No. DEV-24-116 (Resolution 2024-25) the rezoning request from RR-5 to RR-2.5. The Planning Commission found that the request did not meet the first factor (Character of Neighborhood) and the second factor (Zoning and use of nearby property) of the Golden Factors. The Commissioners analysis can be found in the draft minutes and on Youtube.

**Alternatives:**

1. Deny case DEV-24-116 (Resolution 2024-25), Rezoning Request from RR-5 to RR-2.5 with Findings of Fact and approve the Planning Commission's recommendation; or

*Motion: Chairman, I find that the rezoning request does not comply with Golden Factors (LIST FACTORS) and move to deny Resolution 2024-25 and deny the rezoning as outlined in Case DEV-24-116 based on the findings of facts adopted by the Planning Commission and as set forth in the Staff Report.*

2. Approve case DEV-24-116 (Resolution 2024-25), Rezoning Request from RR-5 to RR-2.5 by overriding the Planning Commission's recommendation with a 2/3 majority vote with Findings of Fact; or



Motion: *Chairman, I find that the rezoning request complies with the Golden Factors including factors 1 and 2 and move to adopt Resolution 2024-25 and approve the rezoning as outlined in Case DEV-24-116 based on the findings as set forth in the Staff Report.*

3. Remand the case back to the Planning Commission with a majority vote and a statement specifying the basis for the Board failure to approve or disapprove.

Motion: *Chairman, I move to remand Case No. DEV-24-116 back to the Planning Commission for additional review due to the Planning Commission's analysis of (STATE THE REASON(S) THE MATTER IS BEING SENT BACK).*

**Budgetary Impact:**

- ☒ Not Applicable
- ☐ Budgeted item with available funds
- ☐ Non-Budgeted item with available funds through prioritization
- ☐ Non-Budgeted item with additional funds requested

**Total Amount Requested:**

\$0.00

**Additional Attachments:** Staff Report, Planning Commission Minutes

**LEAVENWORTH COUNTY  
PLANNING COMMISSION  
STAFF REPORT**

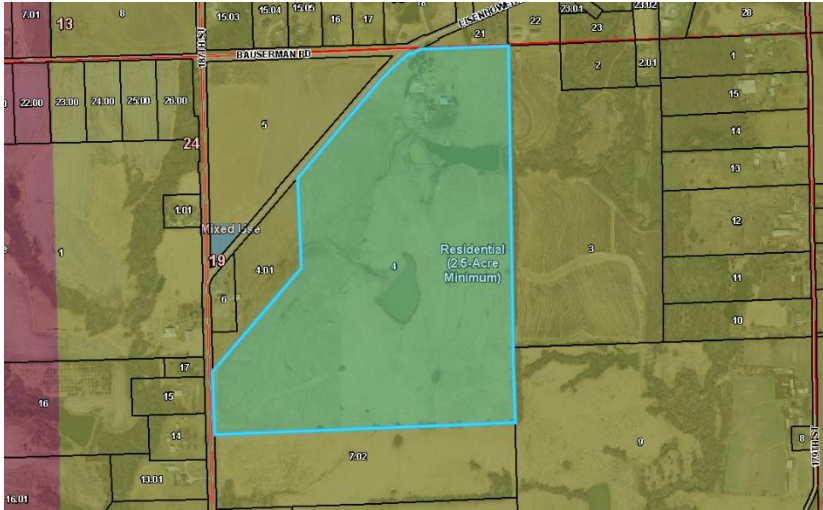
CASE NO: DEV-24-116 Julius Kaaz Construction Co Inc Rezone

October 9, 2024

**REQUEST: *Public Hearing Required***

☒ ZONING AMENDMENT                      ☐ SPECIAL USE PERMIT  
☐ TEMPORARY SPECIAL USE PERMIT

**SUBJECT PROPERTY:** 18415 Eisenhower Road  
**FUTURE LAND USE MAP:** RESIDENTIAL (2.5 ACRE MIN)



**STAFF REPRESENTATIVE:**  
AMY ALLISON  
DEPUTY DIRECTOR

**APPLICANT/APPLICANT AGENT:**  
JOE HERRING  
HERRING SURVEYING  
COMPANY

**PROPERTY OWNER:**  
JULIUS KAAZ CONSTRUCTION  
CO INC.  
716 CHEROKEE ST  
LEAVENWORTH KS 66048

**CONCURRENT APPLICATIONS:**  
N/A

**LAND USE**

ZONING: RR-5

FUTURE LAND USE  
DESIGNATION: RESIDENTIAL  
(2.5-ACRE MIN)

SUBDIVISION: N/A

FLOODPLAIN: N/A

**LEGAL DESCRIPTION:**

Three tracts of land in the Northwest ¼ of Section 19, Township 9,  
Range 22 East of the 6th P.M., in Leavenworth County, Kansas

**STAFF RECOMMENDATION: APPROVAL**

**ACTION OPTIONS:**

1. Recommend approval of Case No. DEV-24-116, Rezone for Julius Kaaz Construction Co Inc, to the Board of County Commission, with or without conditions; or
2. Recommend denial of Case No. DEV-24-116, Rezone for Julius Kaaz Construction Co Inc, to the Board of County Commission for the following reasons; or
3. Continue the hearing to another date, time, and place.

**PROJECT SUMMARY:**

Request to rezone three tracts at 18415 Eisenhower Road from RR-5 to RR-2.5. (PID: 104-19-0-00-00-004.00).

**PROPERTY INFORMATION**

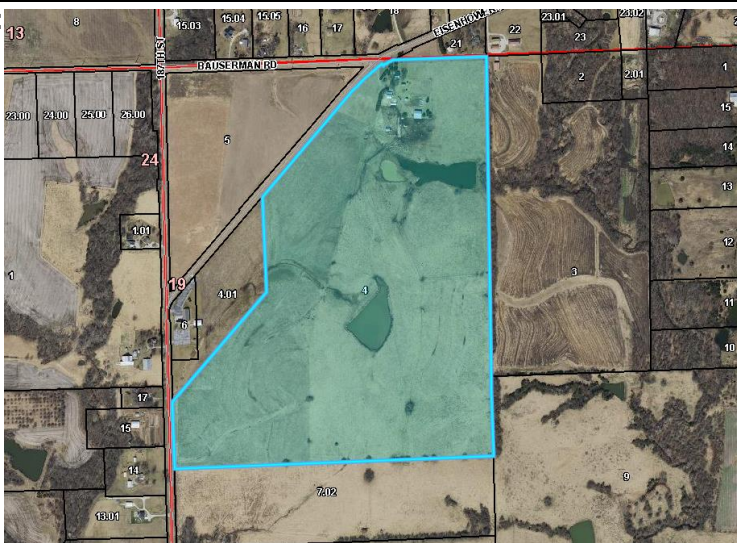
PARCEL SIZE: 145.9 ACRES

PARCEL ID NO:  
104-19-0-00-00-004.00

BUILDINGS:  
TWO SINGLE-FAMILY  
RESIDENCE, ACCESSORY  
STRUCTURES

ACCESS/STREET:  
EISENHOWER RD - ARTERIAL,  
PAVED, ±24' WIDE  
187<sup>TH</sup> ST - ARTERIAL, PAVED,  
±24' WIDE

**Location Map:**



**UTILITIES**

SEWER: SEPTIC

FIRE: FIRE DISTRICT 1

WATER: RWD #8

ELECTRIC: FREESTATE

**NOTICE & REVIEW:**

STAFF REVIEW: 9/16/2024

NEWSPAPER NOTIFICATION:  
9/17/2024

NOTICE TO SURROUNDING  
PROPERTY OWNERS:  
9/17/2024

<b>FACTORS TO BE CONSIDERED:</b>		
<b><i>The following factors are to be considered by the Planning Commission and the Board of County Commissioners when approving or disapproving this Rezone request:</i></b>	<b>Met</b>	<b>Not Met</b>
<b>1. Character of the Neighborhood:</b> <i>Density:</i> Surrounding parcels range in size from 1.4 acres to more than 150 acres. The area is not densely populated.  <i>Nearby City Limits:</i> Lansing is approximately two miles to the east.  <i>Initial Growth Management Area:</i> This parcel is located within the Rural Growth Area.	X	
<b>2. Zoning and uses of nearby property:</b> <i>Adjacent Uses:</i> Most of the adjacent parcels are residential and agricultural in nature. A church is directly adjacent to this parcel.  <i>Adjacent Zoning:</i> All adjacent properties are zoned RR-5 except for a small area of B-3 located to the west.	X	
<b>3. Suitability of the Property for the uses to which it has been restricted:</b> The property is suitable for rural residences and agricultural uses.	X	
<b>4. Extent to which removal of the restrictions will detrimentally affect nearby property:</b> <i>Nearby properties are unlikely to be negatively impacted as the proposed rezoning remains rural residential.</i>	X	
<b>5. Length of time the property has been vacant as zoned:</b> <input type="checkbox"/> Vacant: <input checked="" type="checkbox"/> Not Vacant:	X	
<b>6. Relative gain to economic development, public health, safety and welfare:</b> The rezoning does not impact economic development, public health, safety or welfare. In the event the parcel were to be developed as a rural subdivision, twice as many homes could potentially be constructed which may have a positive impact on economic development.	X	
<b>7. Conformance to the Comprehensive Plan:</b> <i>Future Land Use Map:</i> Residential (2.5 acre min) <i>Section 4 Land Use and Development Plan Strategies:</i> The proposed use is compatible with the future land use designation.	X	

#### **STAFF COMMENTS:**

The applicants are requesting a rezoning from Rural-Residential 5 to Rural-Residential 2.5. The Comprehensive Plan identifies the future land use of this area as *Residential (2.5 acre min)*. The applicant has provided a concept drawing of a potential subdivision developed to the RR-2.5 standards. Staff would like to note that Eisenhower Road and 187<sup>th</sup> Street are both arterial roads with geometric concerns that would limit access to this site. If developed, the subdivision would have to be designed in compliance with adopted regulations and policies. Additional studies may be required at the time of platting to insure compliance.

#### **ATTACHMENTS:**

- A: Application & Narrative
- B: Zoning Map
- C: Vicinity Map
- D: Memorandums

## REZONING APPLICATION

Leavenworth County Planning Department  
300 Walnut, St., Suite 212  
County Courthouse  
Leavenworth, Kansas 66048  
913-684-0465

Office Use Only

Township: \_\_\_\_\_ Date Received: \_\_\_\_\_  
Planning Commission Date \_\_\_\_\_  
Case No. \_\_\_\_\_ Date Paid \_\_\_\_\_  
Zoning District \_\_\_\_\_ Comprehensive Plan Land Use Designation \_\_\_\_\_

### APPLICANT/AGENT INFORMATION

NAME Joe Herring  
ADDRESS 315 North 5th Street  
CITY/ST/ZIP Leavenworth, KS 66048  
PHONE 913-651-3858  
EMAIL herringsurveying@outlook.com  
CONTACT PERSON Joe

### OWNER INFORMATION (If different)

JULIUS KAAZ CONSTRUCTION CO INC  
NAME Jeff Kaaz Jody Kaaz  
ADDRESS 716 Cherokee Street  
CITY/ST/ZIP Leavenworth, KS 66048  
PHONE N/A  
EMAIL N/A  
CONTACT PERSON N/A

### PROPOSED USE INFORMATION

Proposed Land Use Agriculture and Rural Residential  
Current Zoning RR-5 Acre Requested Zoning RR 2.5  
Reason for Requesting Rezoning To develop the property with a higher density.

### PROPERTY INFORMATION

Address of Property 18415 EISENHOWER RD - Leavenworth, KS 66048  
Parcel Size 145 Acres  
Current use of the property Agriculture and Residential  
Present Improvements or structures House and Barns  
PID 104-19-0-00-00-004

I, the undersigned am the (*owner*), (*duly authorized agent*), (*Circle One*) of the aforementioned property situated in the unincorporated portion of Leavenworth County, Kansas. By execution of my signature, I do hereby officially apply for rezoning as indicated above.

Signature Joe Herring - digitally signed 9-11-24 Date 9-11-24

ATTACHMENT A

**MINUTES OF SHAREHOLDER'S MEETING  
HELD February 1, 2024 – REGULAR ANNUAL MEETING**

The annual meeting of the shareholders of Julius Kaaz Construction Co., Inc. 716 Cherokee Street, Leavenworth, Kansas, a corporation organized and existing under and by virtue of the laws of the State of Kansas, was held at the above address on the 1st day of February 2024, at 6:30 p.m. pursuant to paragraph 1.1 of the by-laws of the Corporation.

The following Shareholders all being present: Jody M. Kaaz and Jeffrey D. Kaaz

The first order of business was the election of the Officers of the Corporation. THEREUPON motions made and seconded, the following officers were elected:

Jody M. Kaaz: CEO/President /Treasurer  
Jeffrey D. Kaaz: Senior Vice President/Corporate Secretary  
William K. Manis, III: Vice President  
Paula L. Poff, Asst. Corporate Secretary

BE IT FURTHER RESOLVED and re-stated that any officer of the corporation, with prior written consent of the CEO/President, is authorized to sign or execute on behalf of the corporation any bid document(s), bid bond, contract document(s) or contract bond for any project the corporation bids or contracts.

BE IT FURTHER RESOLVED that **only** Jody M. Kaaz and Jeff D. Kaaz are hereby authorized to:


1. Open any deposit in the name of the corporation
2. Endorse checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with any financial institution
3. Borrow money on behalf and in the name of the Corporation, sign execute and deliver promissory notes or other evidence of indebtedness
4. Endorse, assign, transfer, mortgage or pledge bills receivable, warehouse receipts, bills of lading, stocks, bonds, real estate, or other property now owned or hereafter owned or acquired by the Corporation as security of sums borrowed, and to discount the same, unconditionally guarantee payment of all bills received, negotiated or discounted and to waive demand, presentment, protest, notice of protest and notice of non-payment.
5. To execute a guaranty to guarantee repayment of any loan for Julius Kaaz Construction Co., Inc. and extensions or renewals thereof.

There was no further business, and the meeting adjourned.

  
\_\_\_\_\_  
Jody M. Kaaz, CEO

ATTEST:   
\_\_\_\_\_  
Jeffrey D. Kaaz, Secretary

Signature of Shareholders in Attendance:

  
\_\_\_\_\_

  
\_\_\_\_\_



AFFIDAVIT

Authorization of Contractors or Individuals to Act as Agents of a Landowner  
COUNTY OF LEAVENWORTH  
STATE OF KANSAS

We/I Jody Kaaz and Jeff Kaaz

Being dully sworn, dispose and say that we/I are the owner(s) of said property located at - 18415 Eisenhower Rd Leavenworth, KS 66048, and that we authorize the following people or firms to act in our interest with the Leavenworth County Planning and Zoning Department for a period of one calendar year. Additionally, all statements herein contained in the information herewith submitted are in all respects true and correct to the best of our knowledge and belief.

Authorized Agents (full name, address & telephone number)

1) Joseph A. Herring – Herring Surveying Company 315 N. 5<sup>th</sup> Street, Leavenworth, KS 66048, 913-651-3858

2)

Signed and entered this 4<sup>th</sup> day of September, 2024.

Jeff Kaaz, 716 Cherokee St Leavenworth, KS, 913-240-1685

Print Name. Address, Telephone

[Signature]

Signature

STATE OF KANSAS )  
 ) SS  
COUNTY OF LEAVENWORTH )

Be it remember that on this 4<sup>th</sup> day of September 2024, before me, a notary public in and for said County and State came Jeff D Kaaz to me personally known to be the same persons who executed the forgoing instrument of writing, and duly acknowledged the execution of same. In testimony whereof, I have hereunto set my hand and affixed my notary seal the day and year above written.

NOTARY PUBLIC [Signature]

My Commission Expires: 01-27-2027





# For Profit Corporation Annual Report



1. Corporation Name: JULIUS KAAZ CONSTRUCTION COMPANY, INC.
2. Business Entity ID No.: 0096156
3. Tax Closing Date: December 2022
4. State of Incorporation: KS
5. Official Mailing Address:  
Jody M Kaaz, 716 Cherokee Street , LEAVENWORTH  
KS 66048
6. Location of Principal Office:  
716 Cherokee Street , Leavenworth KS 66048

## Electronic File Stamp Information:

### Filed

- Date: 03/21/2023
- Time:  
02:19:14 PM

## 7. Officers:

Jody M. Kaaz - President or equivalent (This officer is also a director)  
1351 Granite Street Lansing, KS 66043

Jeffrey D. Kaaz - Secretary or equivalent  
3650 Tonganoxie Rd Leavenworth, KS 66048

## 8. Directors:

Jody M. Kaaz - 1351 Granite Lansing, KS 66043

## 9. Nature and kind of business:

General Building Contractor; Heavy Highway; Concrete

10. Total number of shares of capital stock issued: 1312

11. Does this corporation hold more than 50% equity ownership in any other business entity on file with the Kansas Secretary of State? No

12. Does this corporation own or lease land in Kansas suitable for use in agriculture? No

"I declare under penalty of perjury pursuant to the laws of the state of Kansas that the foregoing is true and correct."



Executed on March 21, 2023

Signature of Authorized Officer: Jody M Kaaz

Title/Position of the signer: President



Lawyers Title of Kansas, Inc.  
913-682-3368

CN: 45045

Entered in Transfer Record in my office \_\_\_\_\_

ENTERED IN TRANSFER RECORD IN  
MY OFFICE THIS DAY 09/15/2022

County Clerk

*Janet Klammer*  
COUNTY CLERK

Doc #: 2022R08614  
TERRILOIS MASHBURN  
REGISTER OF DEEDS  
LEAVENWORTH COUNTY, KANSAS  
RECORDED ON:  
09/15/2022 10:08:41 AM  
RECORDING FEE: 38.00  
PAGES: 2

**TRUSTEE'S DEED (Statutory)**

THE GRANTOR,

Virginia L. Seymour Revocable Trust Agreement dated January 4, 2001

CONVEYS AND WARRANTS to

**Julius Kaaz Construction Company, Inc.**

FOR GOOD AND VALUABLE CONSIDERATION, the receipt of which is hereby acknowledged, THE GRANTOR(S), by virtue of the terms and provisions of said trust agreement, in consideration of the Sum of One Dollar and Other Valuable Consideration, does hereby convey and warrant to GRANTEE(S) all of GRANTOR(S) undivided interest in the following described real estate, to-wit:

SEE SCHEDULE A ATTACHED

(Subject to easements, restrictions, and reservations of record, and all taxes and assessments that may be levied, imposed, or become payable hereafter.)

THE GRANTOR(S) covenant that the trust remains in full force and effect at this time, that the trustee(s) have authorization without limitation to sell and convey all of the above described real estate.

Dated this 14<sup>th</sup> day of September A.D. 2022

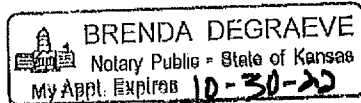
Virginia L. Seymour Revocable Trust Agreement dated  
January 4, 2001

*Joelyn Fevurly*  
Joelyn Fevurly, Trustee

STATE OF KANSAS, COUNTY OF LEAVENWORTH

This instrument was acknowledged before me on this 14<sup>th</sup> day of September 2022 by:  
Joelyn Fevurly, Trustee of the Virginia L. Seymour Revocable Trust Agreement dated January 4, 2001

My appointment expires:



*Brenda DeGraeve*  
Notary Public  
Brenda DeGraeve

## SCHEDULE A

The North 40 acres of the 120 acres of the Northwest 1/4 of Section 19, Township 9, Range 22, which lies South and East of the center of the public highway known as the Perryville Road.

AND

The Middle 40 acres of the 120 acres of the Northwest 1/4 of Section 19, Township 9 of Range 22, which lies South and East of the center of the public highway known as the Perryville Road.

AND

The South 40 acres of the 120 acres of the Northwest 1/4 of Section 19, Township 9, Range 22, which lies South and East of the center of the public highway known as the Perryville Road.

AND

The North 1/2 of the North 1/2 of the Southwest 1/4 of Section 19, Township 9, Range 22.

LESS:

A tract of land in the Northwest 1/4 of Section 19, Township 9, Range 22 East of the 6th P.M., described as follows:

Beginning 2218.81 feet South and 45.00 feet East of the Northwest corner of said Section 19; thence North 125.17 feet; thence West 5.00 feet; thence on a curve to the right with a radius of 320.28 feet a distance of 271.22 feet; thence Northwesterly at right angles to the curve 5.00 feet; thence North 42 degrees 04 minutes 20 seconds East 51.46 feet; thence South 410.81 feet; thence West 120.00 feet to the place of beginning.

ALSO LESS:

A tract of land in the Northwest 1/4 of Section 19, Township 9, Range 22 East of the 6th P.M., described as follows:

Commencing at the Northwest corner of said Section 19; thence, South 00 degrees West, 2,218.81 feet along the West line of said Section 19; thence North 90 degrees East, 45.00 feet to the Highway right of way and the point of beginning of this tract; thence South 00 degrees West, 177.66 feet along the right of way line; thence North 90 degrees East, 225.00 feet; thence North 00 degrees 09 minutes 54 seconds East, 709.76 feet to the South right of way of the County Road; thence South 42 degrees 04 minutes 20 seconds West, 157.97 feet along the South right of way line; thence South 00 degrees 09 minutes 54 seconds West, 414.84 feet (call 410.81 feet) along the East line of the tract described in Book 480, Page 122; thence South 90 degrees West, 120.00 feet to the point of beginning

ALSO LESS:

A tract of land in the West 1/2 of Fractional Section 19, Township 9, Range 22 East of the 6th P.M., Leavenworth County, Kansas, described as follows:

Commencing at the Northwest corner of said Section 19; thence, South 00 degrees 00 minutes 00 seconds West (Assumed), 2396.41 feet along the Section line; thence North 90 degrees 00 minutes 00 seconds East, 45.00 feet to the East R/W Line of County Rt. #29 and to the point of beginning of this Tract; thence North 90 degrees 00 minutes 00 seconds East, 225.00 feet; thence North 00 degrees 09 minutes 54 seconds East, 709.76 feet to the Southerly R/W line of County Rt. #10; thence North 42 degrees 04 minutes 20 seconds East 868.92 feet along said R/W line; thence South 00 degrees 09 minutes 54 seconds West, 797.86 feet; thence South 42 degrees 04 minutes 20 seconds West, 1204.52 feet to the East R/W line of County Rt. #29; thence, North 00 degrees 00 minutes 00 seconds East, 337.21 feet along said R/W line to the point of beginning.

Tax ID: 12452

Commonly known as: 18415 Eisenhower Rd, Leavenworth, KS 66048

187th St

High Prairie Church

187th St

Eisenhower Rd

Basserman Rd

Basserman Rd

Eisenhower Rd

Eisenhower Rd

1000 ft

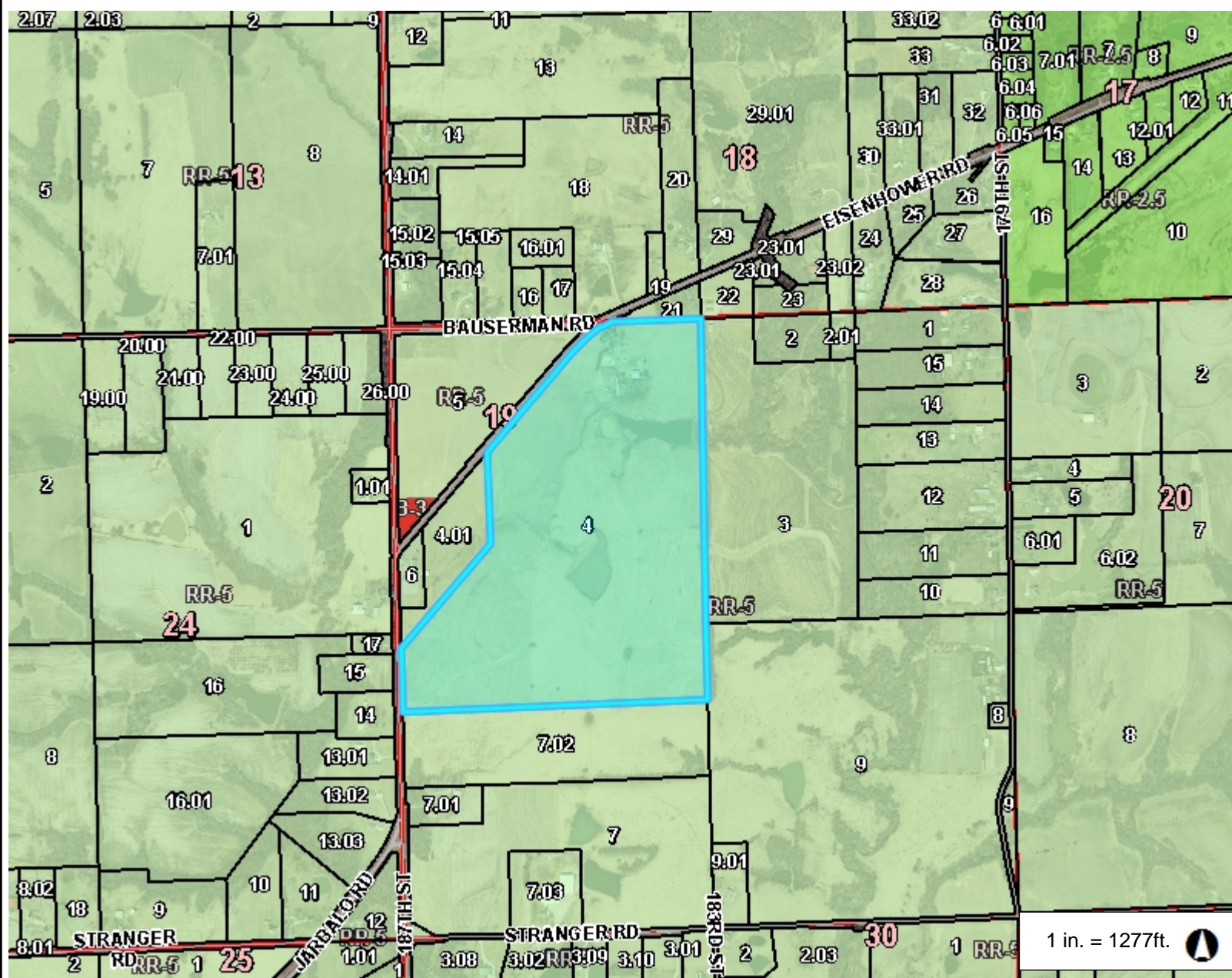
Google Earth

Image © 2024 A151111





# DEV-24-116 Julius Kaaz Construction Rezone



## Legend

- Parcel Number
- Parcel
- City Limit Line
- Major Road
  - <all other values>
  - 70
- Road
  - <all other values>
  - PRIVATE
- Railroad
- Section
- Section Boundaries
- County Boundary
- Zoning
  - B-1
  - B-2
  - B-3
  - I-1
  - I-2
  - I-3
  - MXD
  - PC
  - PI
  - PR-1
  - PR-2
  - PR-3

1 in. = 1277ft.



2,553.3 0 1,276.63 2,553.3 Feet

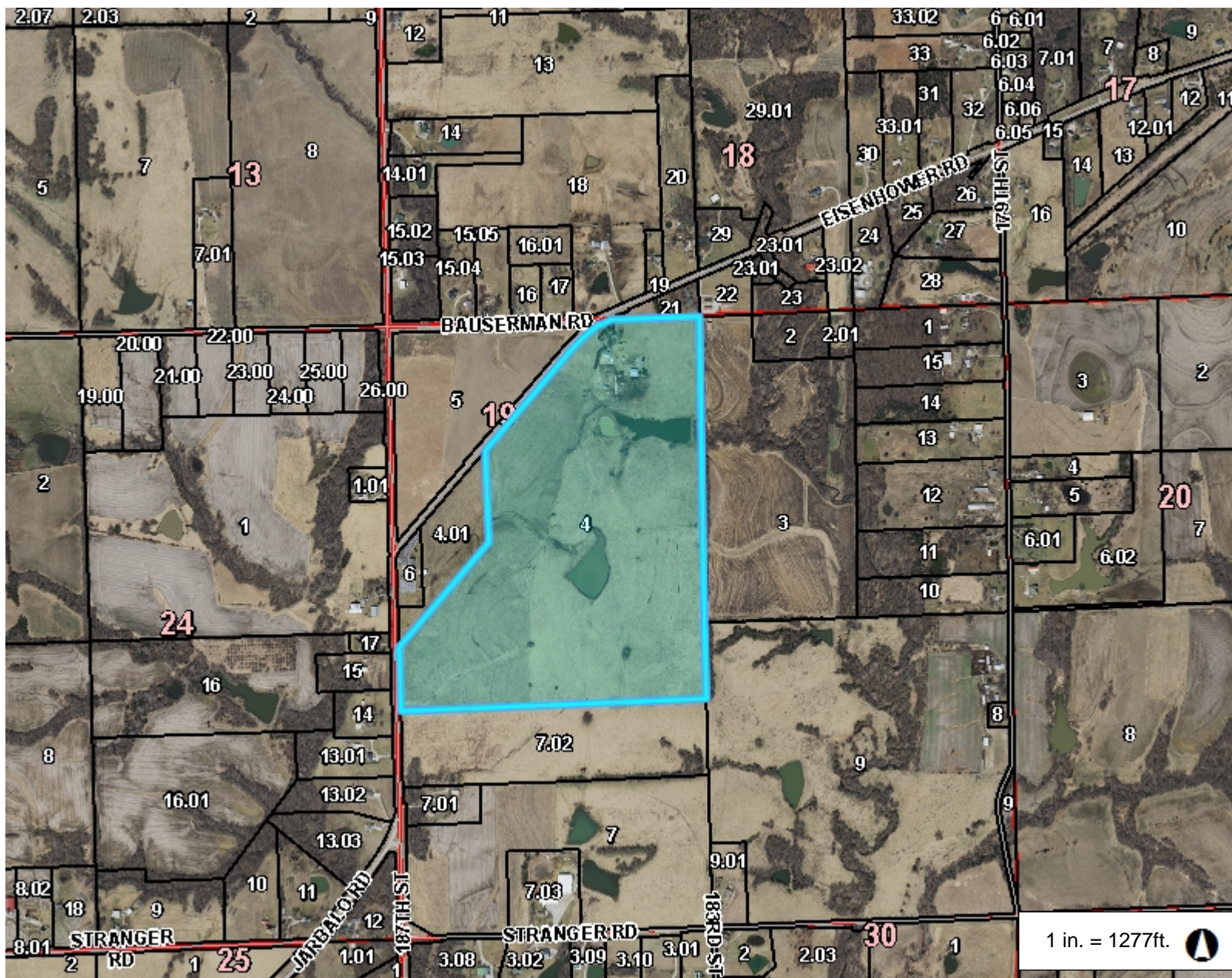
This Cadastral Map is for informational purposes only. It does not purport to represent a property boundary survey of the parcels shown and shall not be used for conveyances or the establishment of property boundaries.

THIS MAP IS NOT TO BE USED FOR NAVIGATION

## Notes



# DEV-24-116 Julius Kaaz Construction Rezone



## Legend

- Parcel Number
- Parcel
- City Limit Line
- Major Road
  - <all other values>
  - 70
- Road
  - <all other values>
  - PRIVATE
- Railroad
- Section
- Section Boundaries
- County Boundary

## Notes

2,553.3 0 1,276.63 2,553.3 Feet

This Cadastral Map is for informational purposes only. It does not purport to represent a property boundary survey of the parcels shown and shall not be used for conveyances or the establishment of property boundaries.

THIS MAP IS NOT TO BE USED FOR NAVIGATION

## Allison, Amy

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**From:** Magaha, Chuck  
**Sent:** Friday, September 13, 2024 12:57 PM  
**To:** Allison, Amy  
**Subject:** RE: DEV-24-116 Kaaz Rezone

Amy I do not have any issues with the rezoning of this parcel.

Chuck

---

**From:** Allison, Amy <AAllison@leavenworthcounty.gov>  
**Sent:** Thursday, September 12, 2024 10:36 AM  
**To:** Magaha, Chuck <cmagaha@lvsheriff.org>; Anderson, Kyle <KAnderson@leavenworthcounty.gov>; Miller, Jamie <JMiller@leavenworthcounty.gov>; Patzwald, Joshua <jpatzwald@lvsheriff.org>; Brown, Misty <MBrown@leavenworthcounty.gov>; Mitch Pleak <mpleak@olsson.com>; Noll, Bill <BNoll@leavenworthcounty.gov>; McAfee, Joe <JMcAfee@leavenworthcounty.gov>; 'kmackey@fd1lvco.org' <kmackey@fd1lvco.org>; 'linedepartment@freestate.coop' <linedepartment@freestate.coop>; 'rwd8lv@gmail.com' <rwd8lv@gmail.com>  
**Cc:** PZ <PZ@leavenworthcounty.gov>  
**Subject:** DEV-24-116 Kaaz Rezone

Good Morning,

The Department of Planning and Zoning has received an application for a rezone regarding the property at 18415 Eisenhower Road from RR-5 to RR-2.5.

The Planning Staff would appreciate your written input in consideration of the above request. Please review the attached information and forward any comments to us by Wednesday, September 25, 2024.

If you have any questions or need additional information, please contact me at (913) 684-0465 or at [pz@leavenworthcounty.gov](mailto:pz@leavenworthcounty.gov)

Thank you,

Amy Allison, AICP  
Deputy Director  
Planning & Zoning  
Leavenworth County  
913.364.5757

### Disclaimer

*This message and any attachments are intended only for the use of the recipient or their authorized representative. The information provided in this email is limited in scope and response detail by available information, current zoning and subdivision regulations. Depending on the level of development, the applicable regulations can change. Final approval cannot be granted until a complete application has been submitted, reviewed and approved by the governing body. Nothing in this message or its contents should be interpreted to authorize or conclude approval by Leavenworth County.*

## Allison, Amy

---

**From:** McAfee, Joe  
**Sent:** Monday, September 16, 2024 1:55 PM  
**To:** Allison, Amy; Magaha, Chuck; Anderson, Kyle; Miller, Jamie; Patzwald, Joshua; Brown, Misty; Mitch Pleak; Noll, Bill; 'kmackey@fd1lvco.org'; 'linedepartment@freestate.coop'; 'rwd8lv@gmail.com'  
**Cc:** PZ  
**Subject:** RE: DEV-24-116 Kaaz Rezone

Amy,  
As discussed at the meeting with Mr. Herring, once the project proceeds to preliminary plat we will need to review the placement of a north public road connection to Eisenhower Rd. Otherwise Public Works has not comments on the rezone.

---

**From:** Allison, Amy <AAllison@leavenworthcounty.gov>  
**Sent:** Thursday, September 12, 2024 10:36 AM  
**To:** Magaha, Chuck <cmagaha@lvsheriff.org>; Anderson, Kyle <KAnderson@leavenworthcounty.gov>; Miller, Jamie <JMiller@leavenworthcounty.gov>; Patzwald, Joshua <jpatzwald@lvsheriff.org>; Brown, Misty <MBrown@leavenworthcounty.gov>; Mitch Pleak <mpleak@olsson.com>; Noll, Bill <BNoll@leavenworthcounty.gov>; McAfee, Joe <JMcAfee@leavenworthcounty.gov>; 'kmackey@fd1lvco.org' <kmackey@fd1lvco.org>; 'linedepartment@freestate.coop' <linedepartment@freestate.coop>; 'rwd8lv@gmail.com' <rwd8lv@gmail.com>  
**Cc:** PZ <PZ@leavenworthcounty.gov>  
**Subject:** DEV-24-116 Kaaz Rezone

Good Morning,

The Department of Planning and Zoning has received an application for a rezone regarding the property at 18415 Eisenhower Road from RR-5 to RR-2.5.

The Planning Staff would appreciate your written input in consideration of the above request. Please review the attached information and forward any comments to us by Wednesday, September 25, 2024.

If you have any questions or need additional information, please contact me at (913) 684-0465 or at [pz@leavenworthcounty.gov](mailto:pz@leavenworthcounty.gov)

Thank you,

Amy Allison, AICP  
Deputy Director  
Planning & Zoning  
Leavenworth County  
913.364.5757

### Disclaimer

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## Allison, Amy

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**From:** Line Department <linedepartment@freestate.coop>  
**Sent:** Monday, September 23, 2024 10:39 AM  
**To:** Allison, Amy  
**Subject:** FW: DEV-24-116 Kaaz Rezone

**Notice:** This email originated from outside this organization. Do not click on links or open attachments unless you trust the sender and know the content is safe.

Amy,  
FreeState Electric is okay with the rezone of this property. The main thing that we would require is utility easements, so we can route our infrastructure to provide electricity to the parcels. Utility easements are seldom an issue due to Leavenworth County's zoning requirements.  
Thank you,  
Gary Willits

**Gary Willits**  
Staking Engineer



1-800-794-1989 | [www.freestate.coop](http://www.freestate.coop)

---

**From:** Allison, Amy <[AAllison@leavenworthcounty.gov](mailto:AAllison@leavenworthcounty.gov)>  
**Sent:** Thursday, September 12, 2024 10:36 AM  
**To:** [cmagaha@lvsheriff.org](mailto:cmagaha@lvsheriff.org); Anderson, Kyle <[KAnderson@leavenworthcounty.gov](mailto:KAnderson@leavenworthcounty.gov)>; Miller, Jamie <[JMiller@leavenworthcounty.gov](mailto:JMiller@leavenworthcounty.gov)>; Patzwald, Joshua <[jpatzwald@lvsheriff.org](mailto:jpatzwald@lvsheriff.org)>; Brown, Misty <[MBrown@leavenworthcounty.gov](mailto:MBrown@leavenworthcounty.gov)>; Mitch Pleak <[mpleak@olsson.com](mailto:mpleak@olsson.com)>; Noll, Bill <[BNoll@leavenworthcounty.gov](mailto:BNoll@leavenworthcounty.gov)>; McAfee, Joe <[JMcAfee@leavenworthcounty.gov](mailto:JMcAfee@leavenworthcounty.gov)>; 'kmackey@fd1lvco.org' <[kmackey@fd1lvco.org](mailto:kmackey@fd1lvco.org)>; Line Department <[linedepartment@freestate.coop](mailto:linedepartment@freestate.coop)>; 'rwd8lv@gmail.com' <[rwd8lv@gmail.com](mailto:rwd8lv@gmail.com)>  
**Cc:** PZ <[PZ@leavenworthcounty.gov](mailto:PZ@leavenworthcounty.gov)>  
**Subject:** DEV-24-116 Kaaz Rezone

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Thank you,



## Allison, Amy

---

**From:** Rural Water <rwd8lv@gmail.com>  
**Sent:** Thursday, September 26, 2024 10:04 AM  
**To:** McAfee, Joe  
**Cc:** Allison, Amy; Magaha, Chuck; Anderson, Kyle; Miller, Jamie; Patzwald, Joshua; Brown, Misty; Mitch Pleak; Noll, Bill; kmackey@fd1lvco.org; linedepartment@freestate.coop; PZ  
**Subject:** Re: DEV-24-116 Kaaz Rezone

**Notice:** This email originated from outside this organization. Do not click on links or open attachments unless you trust the sender and know the content is safe.

Rural Water District #8 has no comments on the rezone. However if and when water is requested a full engineer review will need to be done before it can be confirmed that water would be available to this area.

On Mon, Sep 16, 2024 at 1:55 PM McAfee, Joe <[JMcAfee@leavenworthcounty.gov](mailto:JMcAfee@leavenworthcounty.gov)> wrote:

Amy,

As discussed at the meeting with Mr. Herring, once the project proceeds to preliminary plat we will need to review the placement of a north public road connection to Eisenhower Rd. Otherwise Public Works has not comments on the rezone.

---

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**To:** Magaha, Chuck <[cmagaha@lvsheriff.org](mailto:cmagaha@lvsheriff.org)>; Anderson, Kyle <[KAnderson@leavenworthcounty.gov](mailto:KAnderson@leavenworthcounty.gov)>; Miller, Jamie <[JMiller@leavenworthcounty.gov](mailto:JMiller@leavenworthcounty.gov)>; Patzwald, Joshua <[jpatzwald@lvsheriff.org](mailto:jpatzwald@lvsheriff.org)>; Brown, Misty <[MBrown@leavenworthcounty.gov](mailto:MBrown@leavenworthcounty.gov)>; Mitch Pleak <[mpleak@olsson.com](mailto:mpleak@olsson.com)>; Noll, Bill <[BNoll@leavenworthcounty.gov](mailto:BNoll@leavenworthcounty.gov)>; McAfee, Joe <[JMcAfee@leavenworthcounty.gov](mailto:JMcAfee@leavenworthcounty.gov)>; 'kmackey@fd1lvco.org' <[kmackey@fd1lvco.org](mailto:kmackey@fd1lvco.org)>; 'linedepartment@freestate.coop' <[linedepartment@freestate.coop](mailto:linedepartment@freestate.coop)>; 'rwd8lv@gmail.com' <[rwd8lv@gmail.com](mailto:rwd8lv@gmail.com)>  
**Cc:** PZ <[PZ@leavenworthcounty.gov](mailto:PZ@leavenworthcounty.gov)>  
**Subject:** DEV-24-116 Kaaz Rezone

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If you have any questions or need additional information, please contact me at (913) 684-0465 or at [pz@leavenworthcounty.gov](mailto:pz@leavenworthcounty.gov)

Thank you,

Amy Allison, AICP

Deputy Director

Planning & Zoning

Leavenworth County

913.364.5757

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--

Sandra Heim  
Office Manager  
Rural Water District #8-LV CO  
913-796-2164

## Allison, Amy

---

**From:** Kirk Mackey <kmackey@fd1lvco.org>  
**Sent:** Tuesday, October 1, 2024 9:07 AM  
**To:** Allison, Amy  
**Subject:** Re: DEV-24-116 Kaaz Rezone

**Notice:** This email originated from outside this organization. Do not click on links or open attachments unless you trust the sender and know the content is safe.

I don't foresee any problems with the rezoning. My only concern is water supply for fire hydrants in the area.

**Kirk Mackey**  
**Captain/EMT/Kansas CFI/IAAI FIT/Inspector**  
**Fire District 1 of Leavenworth County**  
**111 E Kansas St**  
**Lansing, KS 66043**  
**913-727-5844**

---

**From:** Allison, Amy <AAllison@leavenworthcounty.gov>  
**Sent:** Friday, September 27, 2024 3:07 PM  
**To:** Kirk Mackey <kmackey@fd1lvco.org>  
**Subject:** FW: DEV-24-116 Kaaz Rezone

Good Afternoon,

Just wanted to check in and see if you are still the point of contact for Fire District 1. We are aware of the current dissolution of the Fire District and wanted to know if High Prairie had a different point of contact?

Thank you,  
Amy Allison, AICP  
Deputy Director  
Planning & Zoning  
Leavenworth County  
913.364.5757

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**Sent:** Thursday, September 12, 2024 10:36 AM  
**To:** Magaha, Chuck <cmagaha@lvsheriff.org>; Anderson, Kyle <KAnderson@leavenworthcounty.gov>; Miller, Jamie <JMiller@leavenworthcounty.gov>; Patzwald, Joshua <jpatzwald@lvsheriff.org>; Brown, Misty <MBrown@leavenworthcounty.gov>; Mitch Pleak <mpleak@olsson.com>; Noll, Bill <BNoll@leavenworthcounty.gov>; McAfee, Joe <JMcAfee@leavenworthcounty.gov>; 'kmackey@fd1lvco.org' <kmackey@fd1lvco.org>;

## RESOLUTION 2024-25

A resolution of the Leavenworth County Kansas Board of Commissioners, authorizing a rezoning from RR-5 to RR-2.5 as defined by the Zoning and Subdivision Regulations of Leavenworth County, Kansas on the following described property:

**The North 40 acres of the 120 acres of the Northwest  $\frac{1}{4}$  of Section 19, Township 9, Range 22, which lies South and East of the center of the public highway known as Perryville Road. AND The Middle 40 acres of the 120 acres of the Northwest  $\frac{1}{4}$  of Section 19, Township 9 of Range 22, which lies South and East of the center of the public highway known as the Perryville Road. AND The South 40 acres of the 120 acres of the Northwest  $\frac{1}{4}$  of Section 19, Township 9, Range 22, which lies South and East of the center of the public highway known as the Perryville Road. AND The North  $\frac{1}{2}$  of the North  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$  of Section 19, Township 9, Range 22, LESS: A tract of land in the Northwest  $\frac{1}{4}$  of Section 19, Township 9, Range 22 East of the 6<sup>th</sup> P.M. described as follows: Beginning 2218.81 feet South and 45.00 feet East of the Northwest corner of said Section 19; thence North 125.17 feet; thence West 5.00 feet; thence on a curve to the right with a radius of 320.28 feet a distance of 271.22 feet; thence Northwesterly at right angles to the curve 5.00 feet; thence North 42 degrees 04 minutes 20 seconds East 51.46 feet; thence South 410.81 feet; thence West 120.00 feet to the place of beginning. ALSO LESS: A tract of land in the Northwest  $\frac{1}{4}$  of Section 19, Township 9, Range 22 East of the 6<sup>th</sup> P.M., described as follows: Commencing at the Northwest corner of said Section 19, thence South 00 degrees West, 2,218.81 feet along the West line of said Section 19; thence North 90 degrees East, 45.00 feet to the Highway right of way and the point of beginning of this tract; thence South 00 degrees West, 177.66 feet along the right of way line; thence North 90 degrees East, 225.00 feet; thence North 00 degrees 09 minutes 54 seconds East, 709.76 feet to the south right of way of the County Road; thence South 42 degrees 04 minutes 20 seconds West, 157.97 feet along the South right of way line; thence South 00 degrees 09 minutes 54 seconds West, 414.84 feet (call 410.81 feet) along the East line of the tract described in Book 480, Page 122; thence South 90 degrees West, 120.00 feet to the point of beginning. ALSO LESS: A tract of land in the West  $\frac{1}{2}$  of Fractional Section 19, Township 9, Range 22 East of the 6<sup>th</sup> P.M., Leavenworth County, Kansas, described as follows: Commencing at the Northwest corner of said Section 19; thence, South 00 degrees 00 minutes 00 seconds West (Assumed), 2396.41 feet along the Section line; thence North 90 degrees 00 minutes 00 seconds East, 45.00 feet to the East R/W Line of County Rt. #29 and to the point of beginning of this Tract; thence North 90 degrees 00 minutes 00 seconds East, 225.00 feet; thence North 00 degrees 09 minutes 54 seconds East, 709.76 feet to the Southerly R/W line of county Rt. #10; thence North 42 degrees 04 minutes 20 seconds East 868.92 feet along said R/W line; thence South 00 degrees 09 minutes 54 seconds West, 797.86 feet; thence South 42 degrees 04 minutes 20 seconds West, 1204.52 feet to the East R/W line of County Rt. #29; thence, North 00 degrees 00 minutes 00 seconds East, 337.21 feet along said R/W line to the point of beginning.**

**WHEREAS**, it is hereby found and determined that a request for a Rezoning as described above was filed with the Secretary of the Leavenworth County Planning Commission, on the 11<sup>th</sup> day of September, 2024, and

**WHEREAS**, it is hereby found that the Leavenworth County Planning Commission, after notice as required by law, did conduct a public hearing for Case DEV-24-116 upon the granting of such request for a Rezoning on the 9<sup>th</sup> day of October, 2024; and

**WHEREAS**, it is hereby found that the Leavenworth County Planning Commission, based upon specific findings of fact incorporated by reference herein, did recommend that the Rezoning be denied; and

**WHEREAS**, the Board of County Commissioners considered, in session on the 30<sup>th</sup> day of October, 2024, the recommendation of the Leavenworth County Planning Commission.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Leavenworth County, Kansas, that:

1. Based upon the recommendation and findings of fact as set forth in the Staff Report and adopted by the Board of County Commissioners in regular session on the 30<sup>th</sup> day of October, 2024, and incorporated herein by reference, it is hereby resolved that request for rezoning as described above, also known as 18415 Eisenhower Road, Parcel Identification Number 104-19-0-00-00-004.00, is hereby granted.
2. The Planning and Zoning Department of Leavenworth County, Kansas is hereby ordered to and directed to cause such designations to be made on the official District Map of said County in its custody and to show property herein described to be now zoned RR-2.5. Said District Map previously incorporated by reference by Section 4 of the Zoning and Subdivision Regulations of the Leavenworth County, Kansas is hereby incorporated as part of the Zoning Resolution as amended.
3. This Resolution shall be in full force and effect from and after its adoption and publication in the Leavenworth Times.

Adopted this 30<sup>th</sup> day of October, 2024  
Board of County Commission  
Leavenworth, County, Kansas

\_\_\_\_\_  
Jeff Culbertson, Chairman

ATTEST:

\_\_\_\_\_  
Vicky Kaaz, Member

\_\_\_\_\_  
Janet Klasinski, Leavenworth County Clerk

\_\_\_\_\_  
Doug Smith, Member

\_\_\_\_\_  
Mike Smith, Member

\_\_\_\_\_  
Mike Stieben, Member

**LEAVENWORTH COUNTY PLANNING COMMISSION  
MINUTES OF THE REGULAR MEETING  
October 9, 2024**

*The complete recorded meeting can be found on the County's YouTube channel.*

**The Planning Commission meeting was called to order at 5:30 p.m.**

**Pledge of Allegiance**

**Members present:** Jeff Spink, Doug Tystad, Robert Owens, Steve Skeet, Allan Stork, Marcus Majure, William Gottschalk, Dan Clemons, Jaden Bailey and Steve Rosenthal. (All in attendance).

**Staff present:** John Jacobson-Director, Amy Allison-Deputy Director, Dawn Chamberlain-Planning Coordinator, Misty Brown-County Counselor

**Minutes:** Commissioner Stork made a motion to approve the minutes and Commissioner Clemons seconded that motion.

**ROLL CALL VOTE – Motion to the approve passed, 7/0 with two abstentions (Gottschalk and Owens).**

**Secretary's Report:** Amy Allison outlined the items on the agenda. Three plats are on consent agenda, 1 plat with exceptions and 1 rezone.

**Declarations:** None

**Approval of Agenda:** Commissioner Tystad made a motion to approve the Agenda and Commissioner Stork seconded the motion.

**ROLL CALL VOTE: Motion to approve the agenda passed. 9/0**

**A. Case DEV-24-048 Preliminary Plat Tallgrass Estates**

**Consideration of a Preliminary Plat for a tract of land in the Northwest Quarter of Section 15, Township 11 South, Range 22, East of the 6th P.M., in Leavenworth County, Kansas.**

**Also known as: 16271 Evans Rd.**

Amy Allison gave the staff report for the above-listed case, outlining the details of the request. The applicant is requesting two exceptions: one from the block length requirement and the other from the minimum lot width. The block length request derives from floodplain and bodies of water being located within and adjacent to the property that would require substantial improvements to be made in order to accommodate that requirement. Director Jacobson confirmed a large structure would likely be needed to accommodate a future road connection, and that there may be floodplain implications. Chairman Majure expressed concern about a future need for a massive bridge structure in that area to accommodate the future development. Director Jacobson mentioned staff had received both the local Fire District and Public Works department comments stating this project would not be an issue. Commissioner Bailey mentioned the concern for future traffic flow. Commissioner Tystad raised questions concerning property sanitary sewer drainage on the future development of the property. Brett Napier of Napier Engineering spoke about Tract A accommodating open space for the eventual extension of sanitary sewer from the North. Amy Allison confirmed staff is recommending approval as long as the Planning Commission approves the exceptions.

Commissioner Tystad motioned for approval of the Block Length Exception; Commissioner Stork seconded.

**ROLL CALL VOTE: Motion to approve Motion passed. 7/2 with two abstentions (Owens and Rosenthal)**

Commissioner Tystad motioned for approval of the Lot Width Exception; Commissioner Stork seconded.

**ROLL CALL VOTE: Motion to approve Motion passed. 9/0**

Commissioner Stork motioned for approval of the Preliminary Plat; Commissioner Tystad seconded.

Counselor Brown stated staff is including the proposed conditions in the Motion. Planning Commission confirmed that to be true.

**ROLL CALL VOTE: Motion to approve Motion passed. 7/2 with two abstentions (Owens and Rosenthal)**

Commissioner Rosenthal supports the development, but again stated his concern with connectivity.

**B. Case DEV-24-116 Kaaz Rezone**

**Consideration of a rezoning request from RR-5 zoning district to RR-2.5 zoning district on the following described property: Three tracts of land in the Northwest ¼ of Section 19, Range 22 East of the 6<sup>th</sup> P.M., in Leavenworth County, Kansas & The North ½ of the North ½ of the Southwest ¼ of Section 19, Township 9, Range 22 East of the 6<sup>th</sup> P.M., in Leavenworth County, Kansas.  
Also known as: 18415 Eisenhower Rd.**

Amy Allison gave the staff report for the above-listed case, outlining the details of the request. Ms. Allison stated that staff was supportive of the request however concerns about the visibility along Eisenhower Road would likely require a traffic study during the platting process.

Chairman Majure opened the Public Hearing portion of the meeting. Joe Herring, with Herring Surveying, addressed the Board, further explaining the nature of the request. No one came forward in favor of the request. Resident Gary Anderson, 26237 187<sup>th</sup> Street, spoke in opposition for the request. Mr. Anderson stated that he was speaking on behalf of eight (8) of nine (9) homeowners on 187<sup>th</sup> Street and the owners to the west of the project. The opposition is based upon the high level of traffic on 187<sup>th</sup> Street and Eisenhower. The homeowners purchased their land to either farm or get away from the suburbs. They oppose the development for that reason. Carol Anderson, 26237 187<sup>th</sup> Street, also spoke in opposition of the project based upon rapid increase of traffic and potential future infrastructure and sewer requirements to support the homes in the area.

Joanne Aaron, 26311 179<sup>th</sup> Street, stated she has cattle and their family farm began in 1882. Ms. Aaron stated her concern about potential sewer drainage problems and possible issues with their cattle. She further stated her grandchildren have plans to continue the family farming business. Janice Aaron, 26311 179<sup>th</sup> Street, stated her opposition for the project for the same reasons; mainly water runoff into her pasture and the potential negative impact on her livestock.

Property owner Mike Lazari spoke in opposition based upon future traffic congestion if the development occurs. Mr. Lazari's perspective was how would traffic issues worsen if 51 more additional homes were added to the area. Mr. Lazari also stated his displeasure of the development of the property which is currently owned by a County Commissioner. He further added he believes this a clear conflict of interest.

Property owner Ruth Bannion stated her concern with the negative impact the project would have with traffic patterns. She believes a project of this nature belongs in the city limited; not the County.

Chairman Majure closed the public hearing portion of the meeting.

Counselor Brown stated the importance of the reasons behind any oppositions in the event of future litigation. Staff and Planning Commission discussed the current zoning designation.

Commission Owens questioned the current zoning designation. Amy Allison confirmed it is RR-5; however, areas of future land use map indicate a RR-2.5 designation. Deputy Director Allison confirmed the Staff recommended approval of the request based upon the Golden Factors and future land use map.

*Commissioner Stork motioned to approve the request. Tystad seconded the motion.*

*Commissioner Bailey voted no based upon current character of the neighborhood and the fact that there are no "like developments" and Golden Factors #1 and #2 apply.*

*Commissioner Stork voted yes.*

*Commissioner Gottschalk voted no based upon Golden Factors #1 and #2.*

*Commissioner Spink voted yes.*

*Commissioner Tystad also voted no for the above reasons.*

*Commissioner Owens voted no that future development does not match with existing surrounding properties in the community (Golden Factors #1 and #2).*  
*Commissioner Skeet also voted no (Golden Factors #1 and #2).*  
*Commissioner Clemons voted no (Golden Factors #1 and #2).*  
*Commissioner Rosenthal voted yes for approval of the rezone request.*

**ROLL CALL VOTE: Motion to approve the rezone denied, 6/3.**

**Adjournment of the Board of Zoning Appeals was called at 6:53 PM.**

**Upcoming meeting dates:**

**Wednesday, November 13, 2024, 5:30 PM**  
**Regular Planning Commission Meeting**

DRAFT



# Leavenworth County Request for Board Action

**Date:** October 30 2024

**To:** Board of County Commissioners

**From:** Bob Weber, County Appraiser

**Department Head Approval:** RJW

**Additional Reviews as needed:**

**Budget Review** ☐ **Administrator Review** ☐ **Legal Review** ☐

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**Action Requested:** Approval of Board Order 2024-8 granting disaster relief tax abatement for buildings on 24625 200<sup>th</sup> St. Leavenworth and a tax credit for buildings on 25214 163<sup>rd</sup> St. Leavenworth substantially destroyed by fire.

**Recommendation:** County Appraiser recommends approval of a Board Order to abate assessed value for the 2024 tax year for the following property.

**Destroyed by fire 2024**

<b>Tax ID</b>	<b>Abatement</b>	
1-30840	\$20,509	Destroyed 07-05-2024

County Appraiser recommends approval of a Board Order granting a tax credit for the assessed value for the 2025 tax year for the following property.

**Destroyed by fire 2024**

<b>Tax ID</b>	<b>Abatement</b>	
1-38530	\$3,108	Destroyed 09-19-2024

**Analysis:** K.S.A. 79-1613 allows the Board of County Commissioners to abate all or part of taxes for a homestead building or improvement destroyed or substantially destroyed due to an earthquake, flood, tornado, or fire after January 1<sup>st</sup> but prior to August 15<sup>th</sup>. K.S.A. 79-1613 allows the Board of County Commissioners to grant a tax credit against property taxes payable during any or all of the next succeeding three taxable years for a homestead building or improvement destroyed or substantially destroyed due to an earthquake, flood, tornado, or fire on or after August 1<sup>st</sup> but prior to January 1<sup>st</sup> of the next succeeding year, or if the property taxes have already been paid.

**Alternatives:**

**Budgetary Impact:**

- X Not Applicable  
☐ Budgeted item with available funds  
☐ Non-Budgeted item with available funds through prioritization  
☐ Non-Budgeted item with additional funds requested

**Total Amount Requested:**

**Additional Attachments:** Board Order, Leavenworth County Disaster Relief Determination orders, Disaster Relief Worksheet

## **BOARD ORDER 2024-8**

### **AN ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF LEAVENWORTH, KANSAS, MADE PURSUANT TO THE AUTHORITY GRANTED TO THEM UNDER K.S.A. 79-1613, MAKING CERTAIN FINDINGS REGARDING THE APPLICATIONS FOR THE ABATEMENT OR CREDIT OF PROPERTY TAXES ON CERTAIN HOMESTEADS OR BUILDING OR IMPROVEMENT DAMAGED BY EARTHQUAKE, FIRE, FLOOD, STORM, OR TORNADO**

**ON THIS 30th DAY OF October, 2024**, this board, sitting in regular session, considered the applications of the owners of certain homesteads or building or improvement located in the county of Leavenworth for the abatement or credit of property taxes on those homesteads or building or improvement due to the damage to the homesteads by earthquake, fire, flood, storm or tornado. The board, upon having considered the applications and made inquiry as to whether the properties listed in Exhibit “A”, attached hereto and fully incorporated into this Order meet the requirements for the abatement or credit of property taxes as allowed by K.S.A. 79-1613, makes the following findings:

1. That the properties listed in Exhibit “A” meet the definition of “Homestead or Building or Improvement” as set forth in K.S.A. 79-1613(a)(2) and are owned by the applicants.
2. That the properties listed in Exhibit “A” were destroyed by earthquake, fire, flood, storm, or tornado in the tax year listed in Exhibit “A”.
3. That the office of the Appraiser of the county of Leavenworth, Kansas, has inspected the properties listed in Exhibit “A” and made recommended findings to the board as to the extent of damage to the homesteads or buildings or improvements caused by said disaster and the appropriate corresponding abatement of property tax for each homestead or building or improvement so listed.
4. That the assessed valuation for each homestead or building or improvement listed in Exhibit “A” is accurate.
5. That the findings of the office of the Appraiser of the county of Leavenworth as set forth in Exhibit “A” are adopted by this board and fully incorporated into this Order and meet the requirements for the abatement of property taxes of those certain homesteads or buildings or improvements as provided for by K.S.A. 79-1613(d)
6. That the owners of the homesteads or buildings or improvements listed in Exhibit “A” are entitled under law to the abatement or credit of property taxes on said homesteads or buildings or improvements in the amount listed in Exhibit “A”.

WHEREFORE, it is the Order of this board that the property taxes on those homesteads or buildings or improvements listed in Exhibit “A” be abated or credited in the amount shown in said exhibit and that the county clerk and county treasurer shall in each case of abatement or

credit correct their records in accordance with this Order and that the county clerk shall notify the governing body of any taxing district affected thereby.

**ORDERED THIS 30th DAY OF October, 2024.**

---

**JEFF CULBERTSON, 1<sup>ST</sup> DISTR.**

---

**VICKY KAAZ, 2<sup>ND</sup> DISTR.**

---

**DOUG SMITH, 3<sup>RD</sup> DISTR**

---

**MIKE SMITH 4<sup>TH</sup> DISTR.**

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**MIKE STEIBEN, 5<sup>TH</sup> DISTR.**

**ATTEST:** \_\_\_\_\_  
**JANET KLASINSKI, CLERK**

## EXHIBIT A

### Destroyed by Fire In 2023

[illegible]

# Leavenworth County Commissioners Disaster Relief Determination for:

Property address 24625 200<sup>th</sup> St. Leavenworth Date of Occurrence 07-05-2024

Parcel Number: 117-35-0-00-00-003.09-0

Quick Ref: R117963

Tax Id: 1-30840

Applicant (Property owner/taxpayer—nontransferable): Liebeno, Timothy F & Jodi S

Mailing Address:

24229 172<sup>nd</sup> St.  
Leavenworth, KS 66048

## Leavenworth County Commissioners' summary of inquiry and findings:

Check Yes or No for each question.

Was the structure destroyed or substantially destroyed a homestead or building or improvement?

☒ YES

☐ NO

Was the homestead or building or improvement destroyed or substantially destroyed by **earthquake, fire, flood, storm or tornado, and/or** was the destructive event declared a disaster by the governor of Kansas?

☒ YES

☐ NO

Was the homestead or building or improvement destroyed or substantially destroyed?

☒ YES

☐ NO

*(Destroyed or substantially destroyed means the cost of restoring the homestead to it's before damaged condition would equal or exceed 50% of the market value of the structure before the damage occurred.)*

***(If any above are "NO", no tax abatement can be granted.)***

## Based on the date of this event, check the appropriate tax treatment:

☒ **Abatement:** This event occurred after January 1 but prior to August 15.

☐ **Credit:** This event occurred on or after August 15, or application made after taxes have been paid.

## Documentation provided:

☒ Written estimate of repairs or rebuilding costs by a licensed contractor or insurance adjuster.

Photos, Property inspection

☐ Other: \_\_\_\_\_

**IT IS THEREFORE ORDERED**, based on the above information, the Board of County Commissioners of Leavenworth County grant:

☐ No abatement will be granted.

☒ Abatement \$20,509 assessed value, for **tax year 2024**.

**IT IS FURTHER ORDERED** the county clerk and the county treasurer shall correct their records in accordance with the county commissioners' order.

**IT IS SO ORDERED**, this \_30th \_\_\_\_ day of \_October\_\_\_\_, 2024.

\_\_\_\_\_, County Commissioner  
Jeff Culbertson, Chairman

Appraiser	_____ Notes	_____ Date
Clerk	_____ Notes	_____ Date
Treasurer	_____ Notes	_____ Date

# Leavenworth County Commissioners Disaster Relief Determination for:

Property address 25214 163rd St. Leavenworth Date of Occurrence 09-19-2024

Parcel Number: 108-27-0-00-00-006.04-0

Quick Ref: R308025

Tax Id: 1-38530

Applicant (Property owner/taxpayer—nontransferable): Boden, Kevin T & Andrea G Rothers

Mailing Address:

25214 163<sup>rd</sup> St  
Leavenworth, KS 66048

## Leavenworth County Commissioners' summary of inquiry and findings:

Check Yes or No for each question.

Was the structure destroyed or substantially destroyed a homestead or building or improvement? ☒ YES ☐ NO

Was the homestead or building or improvement destroyed or substantially destroyed by **earthquake, fire, flood, storm or tornado, and/or** was the destructive event declared a disaster by the governor of Kansas? ☒ YES ☐ NO

Was the homestead or building or improvement destroyed or substantially destroyed? ☒ YES ☐ NO

*(Destroyed or substantially destroyed means the cost of restoring the homestead to it's before damaged condition would equal or exceed 50% of the market value of the structure before the damage occurred.)*

***(If any above are "NO", no tax abatement can be granted.)***

## Based on the date of this event, check the appropriate tax treatment:

☐ **Abatement:** This event occurred after January 1 but prior to August 15.

☒ **Credit:** This event occurred on or after August 15, or application made after taxes have been paid.

## Documentation provided:

☒ Written estimate of repairs or rebuilding costs by a licensed contractor or insurance adjuster.

☐ Photos

☒ Other: County inspection, \_\_\_\_\_

**IT IS THEREFORE ORDERED**, based on the above information, the Board of County Commissioners of Leavenworth County grant:

☐ No abatement will be granted.

☒ Credit \$3,108 assessed value, for **tax year 2025**.

**IT IS FURTHER ORDERED** the county clerk and the county treasurer shall correct their records in accordance with the county commissioners' order.

**IT IS SO ORDERED**, this \_30th\_\_\_ day of \_\_October\_\_\_\_\_, 2024.

\_\_\_\_\_, County Commissioner  
Jeff Culbertson, Chairman

Appraiser	_____ Notes	_____ Date
Clerk	_____ Notes	_____ Date
Treasurer	_____ Notes	_____ Date



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# Quarterly Report

October 30, 2024

Prepared By:  
Bob Weber, County Appraiser

## Ongoing Activities

### 1. Maintenance Re-inspection / Ag-use

- a. Through October 23rd the appraisal staff has inspected and data entered 9,601 parcels or 29% of total parcels, 896 for building permits, and 1,384 for sales validation, 5,566 for 17% re-inspection and 198 miscellaneous. 66 parcels remain for the 17% re-inspection. There are 116 sales that have been received that have not been through the validation process.

### 2. Personal Property

- a. Personal property completed final certification to the County Clerk On September 27th.
- b. Personal Property Assessed Values.

<u>Class</u>	<u>Value</u>
1 Mobile Homes	\$1,100,064
4A Hvy & Non-Hwy Mtr Veh	\$4,219,224
4B 16M – 20M Mtr Veh	\$880,316
5 Comm. & Ind Mach & Equip	\$2,611,997
6A Other Non-Comm	\$2,253,301
6C Other Comm	\$140,738
7 Watercraft	\$991,681

- c. Total assessed value class 5 through 7 = \$5,997,717 x 2023 County Levy 35.779 = \$214,592

### 3. Sales

- a. We have received 1,365 sales through the first three quarters of 2024. This compares to 1,317 in 2023, 1,602 in 2022, 1,794 in 2021, 1,448 in 2020 and 1,415 in 2019 for the same period.
- b. For the first three quarters of 2024 the average sale price for a home in Leavenworth County is \$331,001. The average sale price for all of 2023 was \$329,282

<u>Year</u>	<u>Average Sale Price</u>	<u>% Increase</u>
2024	\$331,001	.5%
2023	\$329,282	5%
2022	\$315,174	12%
2021	\$282,090	12%
2020	\$252,601	12%
2019	\$225,752	6%
2018	\$213,497	

#### 4. Building Permits

- a. The number of building permits for new homes over the first three quarters of the year are up about 29% from last year. The following table compares the number of building permits for new homes in the first three quarters of the year for the all of Leavenworth County.

<b>Year</b>	<b># of Permits</b>
2024	183
2023	142
2022	209
2021	234
2020	222

#### 5. Sales Ratio

The following are results of a sales ratio for sales from the 2<sup>nd</sup> and 3<sup>rd</sup> quarter of 2024 compared to 2024 appraised values as of January 1st. A median ratio below 100% indicates sales prices are higher than appraised values. A median ratio above 100% indicates sales prices are lower than appraised values.

<b>Area</b>	<b>Median</b>
All County	91.4%
Leavenworth	89.4%
Lansing	89.8%
Tonganoxie	91.4%
Basehor	97.0%
Rural	90.4%



Report  
2024  
3rd QTR

## EMS 2024 3rd Qtr. report

### Reports:

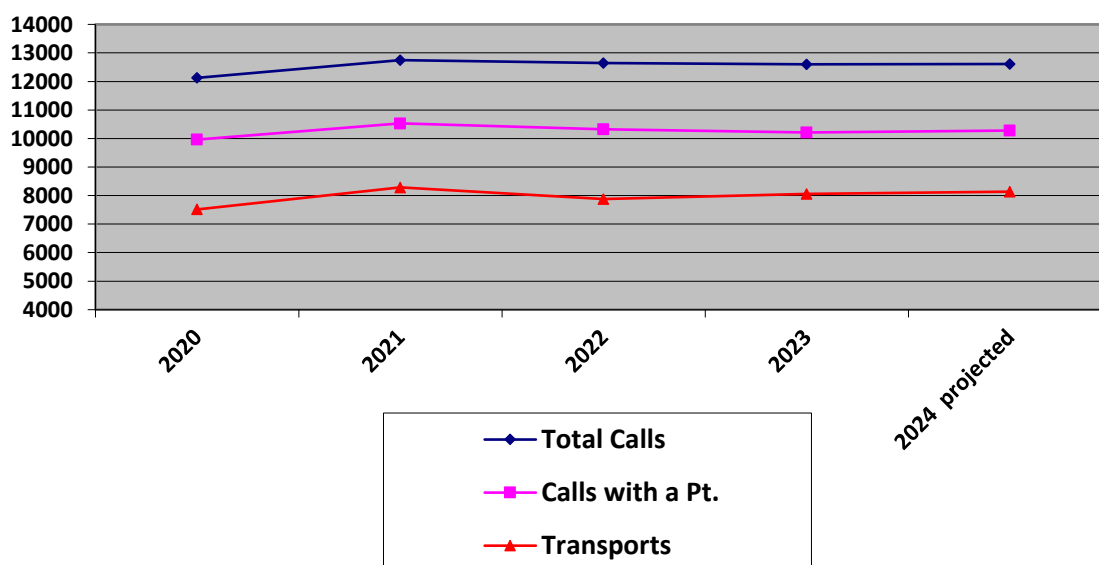
#### 1. Budget –

	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>Jan-Sept 2024</u>
Approved Budget	3,836,941	4,122,580	4,123,580	4,550,782
Expenditures	4,177,820	1,102,400	4,402,726	3,040,285 (66.8%)
Required User Fee To be collected per published budget	3,195,000	3,195,000	3,195,000	3,195,000
User Fee Revenue	2,674,436	3,165,523	3,396,859	2,558,471 (80%)

#### 2. Statistics

	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>Jan-June 2024</u>
Total Calls	12,126	12,748	12,644	12,604	9,462
Total Calls with a Patient	9,962	10,531	10,323	10,209	7,711
Total Patients Transported	7,814	8,287	7,881	8,060	6,100

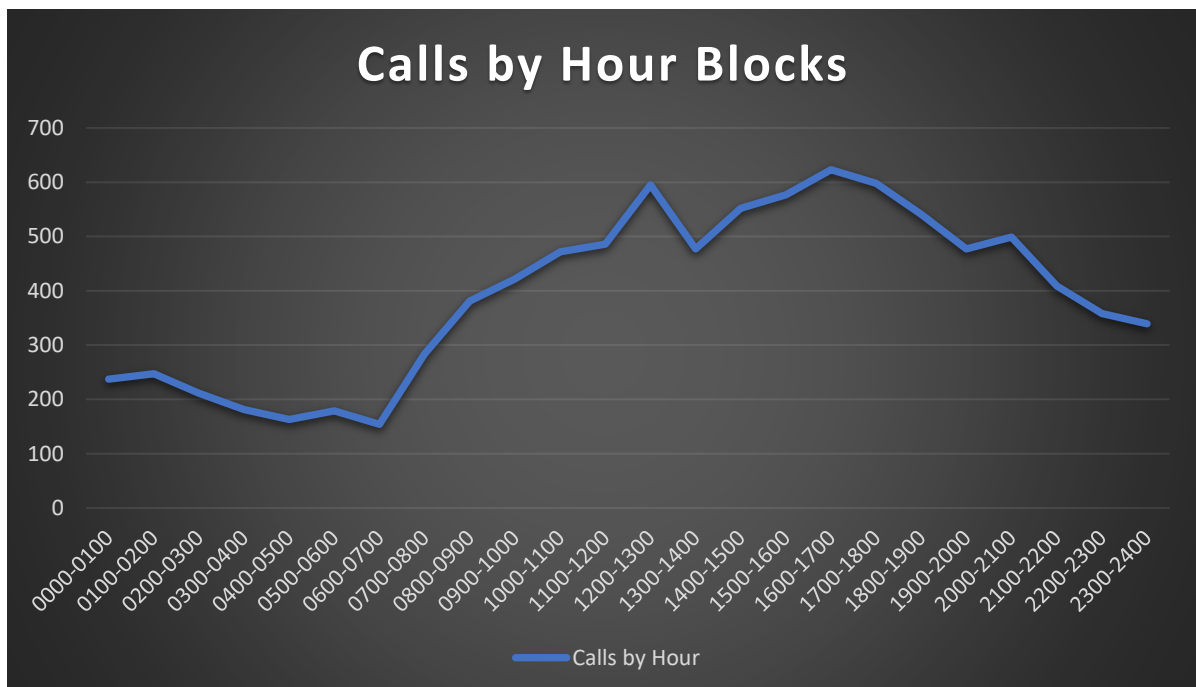
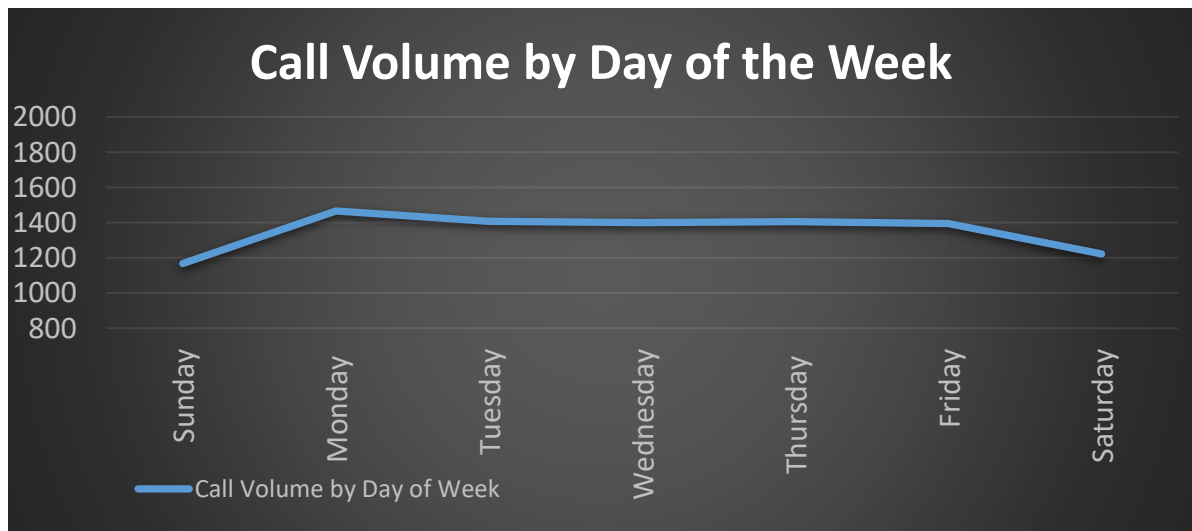
#### Runs Comparisons per Year



- **Total System Response time:**

Response Times 2021		
Minutes	# of Runs	% of Runs
0 – <5	4645	49.09%
5 - <10	2807	29.67%
10 - <15	1016	10.74%
> 15	748	7.91%
Not Arrive	246	2.60%

- **Call Volume Statistics 2024**



### TOTAL CALLS PER GEOGRAPHICAL LOCATION 2024

City of Leavenworth	5603	59.24%
City of Lansing	992	10.48%
City of Tonganoxie	728	7.69%
City of Basehor	483	5.10%
High Prairie Twp.	460	4.86%
Fort Leavenworth	240	2.53%
Fairmount Twp.	175	1.85%
Tonganoxie Twp.	149	1.57%
Reno Twp.	128	1.35%
Stranger Twp.	118	1.25%
Kickapoo Twp.	82	0.87%
City of Easton	74	0.78%
Sherman Twp.	54	0.57%
City of Linwood	52	0.55%
Alexandria Twp.	45	0.48%
Easton Twp.	37	0.39%
Delaware Twp.	23	0.24%
Mutual Aid	19	0.20%

### 3. Vehicle maintenance

Total vehicle Budget 107,500  
Expenditures 72,050 (67%)

- Waiting on delivery of our 2023 and 2024 replacement ambulances
- 2025 unit should be delivered in Jan 2025.

### 4. Updates

- Update to Staffing – (2) paramedic positions vacant
- Paramedic has returned from an 18-month active duty deployment.
- Switched billing over to updated electronic billing software
- In the process of updating our Cardiac Monitors
- The KSBEMS conducted our annual inspection – we received a perfect inspection with no deficiencies noted
- Received used radios that were still useable for EMS from the sheriff office. Programmed and put into service

# Leavenworth County Health Department Report 2024



3rd Qtr.



## Health Department Report 3rd Qtr.

<b>1. Budget</b>	<b><u>2021</u></b>	<b><u>2022</u></b>	<b><u>2023</u></b>	<b>Jan - Sept <u>2024</u></b>
Approved Budget	1,379,241	1,441,644	1,491,209	1,554,304
Expenditures	1,334,225	1,310,657	336,225	1,098,322 (70.6%)
Required User Fee	110,000	110,000	110,000	110,000
User Fee Revenue Collected	65,930	74,223	93,828	54,831
Grants Received	630,437	870,129	716,922	593,778

<b>2. Statistics</b>	<b><u>2019</u></b>	<b><u>2020</u></b>	<b><u>2021</u></b>	<b><u>2022</u></b>	<b><u>2023</u></b>	<b>Jan - Sept <u>2024</u></b>
Health Department	5,231	4,133	5,933	9,946	5,952	3,124
WIC Clients	6,860	5,935	5,562	13,276	13,262	8,716
Total Clients	12,091	10,068	11,495	23,222	19,214	11,840

### 3. Items to report:

- We had 2 employees leave the Health department
  - 1 Public Health Nurse Retired
  - 1 was a Registered Dietitian with WIC
  - The Public health nurse has been filled
- Had a State Audit for the TPT and PMI grants Oct 24
- Working on getting County Employee health assessments coordinated
- Working on our annual flu vaccine campaign
- Back to school immunizations made for a busy time at the health department this last QTR – 874 immunizations were given
- Recertified with Medicare
- Mothers Milk – Received the freezer and started to implement the program
- Was able to challenge and resubmit our FP Grant. Was initially awarded \$54,479 and was re-awarded \$81,616 after we resubmitted the grant.

**WORK SESSION  
MATERIAL ONLY**

# Leavenworth County Study Session

**Date: Oct 30,2024**

**To: Board of County Commissioners**

**From: Jamie Miller**

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## **Issue:**

Consider approving a charter resolution to use home rule authority to exempt Leavenworth County from a provision of K.S.A. 65-202 regarding annual sanitary inspections of school buildings and grounds by the local health officer.

## **Background:**

Leavenworth County has engaged in school sanitary inspections per K.S.A. 65-202 for years. Historically, there was an ability to opt out of such inspections via statutory home rule authority contained in K.S.A. 19-101. The legislature removed this home rule authority during the 2020 special session when implementing new law regarding COVID-19. The impact on school inspections was likely inadvertent and the legislature restored the ability for counties to opt out under home rule authority during the regular 2024 legislative session. While Leavenworth County has never opted out before, most counties in Kansas now have.

The inspection activity is redundant to school facilities and is not offering meaningful oversight. Many schools have expert staff who use concepts from CIMS (Cleaning Industry Management Standard) for sanitation practices. The state of Kansas provides no requirements on what to include in school sanitary inspections, so each county has been left to its own devices on what to inspect. Also, there is no legal obligation that the schools address items found in the school sanitary inspections, so they function merely as recommendations.

Schools already face other regulations and related inspections, such as:

- The Kansas Department of Agriculture (food safety)
- The local fire department/state fire marshal (fire safety)
- Kansas Department of Labor (applies to public schools; safety and health evaluations)
- Elevator inspections (if the building contains an elevator)
- Child care inspection by DHE (if the school has a child care center or a school-age program)

Leavenworth County HD would retain the authority to conduct an inspection upon request, such as if a public health complaint against a school building was filed. This will solely opt out of the annual inspection provision and does not renounce any public health authority.

A Charter Resolution requires a supermajority (2/3) vote of the Board for approval. The resolution must be published in the County newspaper and is subject to a sixty (60) day protest period before it becomes effective.

## **CHARTER RESOLUTION NO.**

### **A CHARTER RESOLUTION EXEMPTING LEAVENWORTH COUNTY, KANSAS FROM CERTAIN PROVISIONS OF K.S.A 65-201 *ET SEQ.*, SPECIFICALLY K.S.A. 65-202 SUBSECTION (C) REGARDING ANNUAL SANITARY INSPECTIONS OF SCHOOL BUILDINGS AND GROUNDS BY THE LOCAL HEALTH OFFICER.**

**WHEREAS**, K.S.A. 19-101, et seq. provides that counties may exercise certain home rule powers, including adopting charter resolutions which exempt such counties from acts of the Kansas legislature, subject to certain restrictions contained in K.S.A. 19-101a; and

**WHEREAS**, Leavenworth County, Kansas is a County within the meaning of the provisions of K.S.A. 19-101, et seq.; and

**WHEREAS**, K.S.A. 65-201 et seq. is not uniformly applicable to all counties within the state of Kansas; and

**WHEREAS**, the Board of County Commissioners of Leavenworth County, Kansas deems it necessary and advisable to exempt the County from certain provisions of K.S.A. 65-201 et seq., specifically K.S.A. 65-202 subsection (c) regarding annual sanitary inspections of schools.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEAVENWORTH COUNTY, KANSAS:**

**Section 1.** That the foregoing recitals are incorporated in and made a part of this resolution by this reference.

**Section 2.** That the Board by the power vested in it by K.S.A. 19-101a hereby elects to and does hereby exempt itself from and makes inapplicable to the County the provisions of K.S.A. 65-202 subsection (c) concerning only the requirements of the local health officer to inspect

each school building and grounds at the opening of the fall term of school, and make additional inspections thereof as are necessary to protect the public health of the students of the school.

**Section 3.** That all other applicable statutory provisions of K.S.A. 65-201 et seq. not exempted by this Charter Resolution shall be and remain in effect and applicable to the County.

**Section 4.** That this Charter Resolution shall be published once each week for two (2) consecutive weeks in the official County newspaper, and that this Charter Resolution shall then take effect sixty (60) days after its final publication unless, within that sixty (60) days, a sufficient petition, signed by the requisite number of qualified electors, is filed in the office of the County Election Officer demanding that the Charter Resolution be submitted to a vote of the electors, as provided in K.S.A. 19-101b, in which case, this Charter Resolution shall not become effective unless and until it is submitted to an election and approved by a majority of the electors voting upon it.

**ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF  
LEAVENWROTH COUNTY, KANAS THIS        DAY OF NOVEMBER, 2024.**

BOARD OF COUNTY COMMISSIONERS OF  
LEAVENWORTH COUNTY, KANSAS

By \_\_\_\_\_  
Jeffrey Culbertson, Chair

ATTEST:

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JANET KLASINSKI, County Clerk

APPROVED AS TO FORM:

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David Van Parys, Senior County Counselor