

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  
April 3, 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) National Child Abuse Prevention Month Proclamation
  - b) National Government Month 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 March 27, 2024
  - b) Approval of the minutes of the work session of March 27, 2024
  - c) Approval of the schedule for the week April 8, 2024

- d) Approval of the check register
- e) Approve and sign the OCB's

VII. FORMAL BOARD ACTION:

- a) A motion to approve Board Order 2024-4, vacating an unopened, unused road right-of-way section of Evans Road in the vicinity of Evans Road and 228<sup>th</sup> Street.
  - **OPEN PUBLIC HEARING**
  - **CLOSE PUBLIC HEARING**
  - Consider a motion to approve Board Order 2024-4, vacating an unopened, unused road right-of-way section of Evans Road in the vicinity of Evans Road and 228<sup>th</sup> Street.
- b) Consider a motion to approve Community Corrections to utilize the Opiate Settlement Funding from Municipalities Fighting Addiction Fund to reimburse The Guidance Center for benefits and to provide sustainability for Adult Cognitive Programs.
- c) Consider a motion to adopt Resolution 2024-9 and approve the rezoning as outlined in Case DEV-24-004 based on the findings on the Golden Factors, as set forth in the staff report and as substantiated by the findings of fact as adopted by the Planning Commission.
- d) Consider a motion to adopt Resolution 2024-10 and approve the rezoning as outlined in Case DEV-24-005 based on the findings on the Golden Factors, as set forth in the staff report and as substantiated by the findings of fact as adopted by the Planning Commission.
- e) Consider a motion to determine the annexation proposed by the city of Tonganoxie, Kansas embodied by Resolution 02-24-01, will hinder the proper growth and development of the area.

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

IX. ADJOURNMENT

**WORK SESSION TO DISCUSS PUBLIC WORKS CAPITAL  
IMPROVEMENT PLAN AND UTILITY RELOCATION  
POLICY AND AGREEMENT**

# **LEAVENWORTH COUNTY COMMISSIONERS MEETING SCHEDULE**

**Monday, April 1, 2024**

**Tuesday, April 2, 2024**

**Wednesday, April 3, 2024**

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

**Thursday, April 4, 2024**

3:00 p.m.      JCAB Meeting  
• Justice Center Basement Training room

**Friday, April 5, 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



# PROCLAMATION FOR NATIONAL CHILD ABUSE PREVENTION MONTH

**WHEREAS**, in Federal fiscal year 2022, nearly 3.1 million children received either an investigation response or alternative response; and

**WHEREAS**, child abuse and neglect are serious problems affecting every segment of our community, and finding solutions requires input and action from everyone; and

**WHEREAS**, our children are our most valuable resources and will shape the future of Leavenworth County, Kansas; and

**WHEREAS**, child abuse can have long-term psychological, emotional, and physical effects that have lasting consequences for victims of abuse; and

**WHEREAS**, protective factors are conditions that reduce or eliminate risk and promote the social, emotional, and developmental well-being of children; and

**WHEREAS**, effective child abuse prevention activities succeed because of the partnerships created between child welfare professionals, education, health, community and faith-based organizations, businesses, law enforcement agencies, and families; and

**WHEREAS**, communities must make every effort to promote programs and activities that create strong and thriving children and families; and

**WHEREAS**, we acknowledge that we must work together as a community to increase awareness about child abuse and contribute to promote the social and emotional well-being of children and families in a safe, stable, and nurturing environment; and

**WHEREAS**, prevention remains the best defense for our children and families.

**NOW, THEREFORE**, I Jeff Culbertson, Leavenworth County Chairman, do hereby proclaim April 2024 as:

## NATIONAL CHILD ABUSE PREVENTION MONTH

in Leavenworth County, Kansas and urge all citizens to recognize this month by dedicating ourselves to the task of improving the quality of life for all children and families.

**IN WITNESS WHEREOF**, I set my hand and have affixed the seal of the County of Leavenworth, Kansas the 3<sup>rd</sup> day of April, 2024.

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Jeff Culbertson, Chairman  
Leavenworth County Commission

Proclamation Declaring  
April 2024  
National County Government Month  
Leavenworth County, Kansas

National County Government Month - April 2024

**WHEREAS**, the nation's 3,069 counties serving more than 330 million Americans provide essential services to create healthy, safe and vibrant communities; and

**WHEREAS**, counties fulfill a vast range of responsibilities and deliver services that touch nearly every aspect of our residents' lives; and

**WHEREAS**, Leavenworth County and all counties take pride in our responsibility to protect and enhance the health, wellbeing and safety of our residents in efficient and cost-effective ways; and

**WHEREAS**, under the leadership of National Association of Counties President Mary Jo McGuire, NACo is highlighting county leadership through the lens ForwardTogether, celebrating the role of county governments in connecting, inspiring and leading as intergovernmental partners; and

**WHEREAS**, that role includes a responsibility to inspire county residents to engage with their communities, and to lead by highlighting our strength as intergovernmental partners; and

**WHEREAS**, each year since 1991 the National Association of Counties has encouraged counties across the country to elevate awareness of county responsibilities, programs and services;

**NOW, THEREFORE, BE IT RESOLVED THAT I**, Jeff Culbertson, Chairman of the Leavenworth County Commission, do hereby proclaim April 2024 as National County Government Month and encourage all county officials, employees, schools and residents to participate in county government celebration activities.

In Witness Whereof, I have hereunto set my hand and affixed the seal of Leavenworth County this 3<sup>rd</sup> day of April, 2024, in Leavenworth County, Kansas.

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Jeff Culbertson, BOCC Chairman

\*\*\*\*\*March 25, 2024 \*\*\*\*\*

The Board of County Commissioners met in a special meeting on Monday, March 25, 2024. Commissioner Culbertson, Commissioner Mike Smith, Commissioner Kaaz, Commissioner Doug Smith are present; Commissioner Stieben is absent; Also present: Mark Loughry, County Administrator; Janet Klasinski, County Clerk; John Richmeier, Leavenworth Times

The Board held a special meeting to canvass the Presidential primary election.

*A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to convene as the Board of Election Canvassers.*

*Motion passed, 4-0.*

Janet Klasinski reported on the election of March 19<sup>th</sup> with a 5.4% turnout.

*A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to certify the election as presented by the Leavenworth County Clerk.*

*Motion passed, 4-0.*

*A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to adjourn as the Board of Canvassers and return to the Board of County Commissioners.*

*Motion passed, 4-0.*

*A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to adjourn as the Board of County Commissioners.*

*Motion passed, 4-0.*

The Board adjourned the meeting at 9:06 a.m.

\*\*\*\*\*March 27, 2024 \*\*\*\*\*

The Board of County Commissioners met in a regular session on Wednesday, March 27, 2024. Commissioner Culbertson, Commissioner Mike Smith, Commissioner Kaaz, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Bill Noll, Infrastructure and Construction Services; Janet Klasinski, County Clerk; Edd Hingula, Leavenworth City Commission; John Richmeier, Leavenworth Times

Residents: John Matthews, David York, Pat Barnhardt, John Groves, Representatives from Riverside Resources

**PUBLIC COMMENT:**

David York commented.

**ADMINISTRATIVE BUSINESS:**

Mark Loughry reported Senator Moran has cancelled a press announcement that was scheduled for Thursday regarding funding for County Road 30.

Commissioner Doug Smith inquired if any legislative bill has been passed that will impact the County.

The Board discussed various bills being considered in Topeka and how they will impact the County's budget.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, March 20, 2024.***

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

Pat Barnhardt requested the approval of the allocations from the Leavenworth County-Cities Drug and Alcohol Abuse Council.

***A motion was made by Commissioner Mike Smith and seconded by Commissioner Kaaz to approve the recommendations for allocations from the Leavenworth County-Cities Drug and Alcohol Abuse Council as presented.***

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

Commissioner Mike Smith commented on the funding for Riverside Resources.

***A motion was made by Commissioner Mike Smith and seconded by Commissioner Stieben to fund Riverside Resources for \$60,000.00.***

***Motion passed, 3-2 Commissioners Culbertson and Doug Smith voting nay.***

Bill Noll requested approval of the KDOT cost share grant program agreement extension for County Road 30.

***A motion was made by Commissioner Stieben and seconded by Commissioner Culbertson to approve the KDOT cost share grant program agreement extension for County Road 30/235<sup>th</sup> Street.***

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

Mr. Noll requested approval of a contract with Ebert Construction for the replacement of bridge A-49 on 211<sup>th</sup> St.

***A motion was made by Commissioner Stieben and seconded by Commissioner Kaaz to approve a contract with Ebert Construction for the replacement of bridge A-49 on 211<sup>th</sup> Street in the amount of \$785,369.00 with a 3.5% contingency.***

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

Mr. Noll requested approval of a contract with Ebert Construction for the replacement of bridge T-34 on 219<sup>th</sup> St.

***A motion was made by Commissioner Stieben and seconded by Commissioner Kaaz to approve a contract with Ebert Construction for the replacement of bridge T-34 on 219<sup>th</sup> Street in the amount of \$765,640.00 with a 3.5% contingency.***

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

Mr. Noll requested approval of a contract with MegaKC Corp for the replacement of box culverts.

***A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to approve a contract with MegaKC Corp for the replacement of box culverts for bridges SH-63, HP-29 and HP-30 in the amount of \$1,564,500.00 with a 3.5% contingency.***

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

Mr. Noll requested approval of a proposal and fee from Finney and Turnipseed for construction engineering inspection on bridge A-60 on 215<sup>th</sup> St.

***A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to approve a proposal and fee from Finney and Turnipseed for construction engineering inspection on bridge A-60 on 215<sup>th</sup> Street in the amount of \$25,254.00.***

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

Commissioner Culbertson attended the Leavenworth City Commission meeting.

Commissioner Doug Smith attended the MARC meeting and will attend the Fairmount Township meeting.

Commissioner Kaaz attended the finance meeting for KCATA and the NEK-CAP meeting. She will be attending the Transit Authority meeting this afternoon.

Commissioner Mike Smith participated in the delivery of Meals on Wheels.

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

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

The Board adjourned at 9:43 a.m.

\*\*\*\*\*March 27, 2024 \*\*\*\*\*

The Board of County Commissioners met in a work session on Wednesday, March 27, 2024. Commissioner Culbertson, Commissioner Mike Smith, Commissioner Kaaz, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; Aaron Yoakam, Buildings and Grounds Director

The Board held a work session to discuss the Buildings and Grounds capital improvement plan.

The Board ended the work session at 10:21 a.m.

# **LEAVENWORTH COUNTY COMMISSIONERS MEETING SCHEDULE**

**Monday, April 8, 2024**

**Tuesday, April 9, 2024**

**Wednesday, April 10, 2024**

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

**Thursday, April 11, 2024**

11:30 a.m.      LCDC Q2 In-Person Board Meeting  
• Deer Ridge Estate, 21107 Donahoo Rd., Tonganoxie, KS

**Friday, April 12, 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

FMWARRPTR2		LEAVENWORTH COUNTY						3/29/24	8:44:40
DCOX		WARRANT REGISTER - BY FUND / VENDOR						Page 1	
		START DATE: 03/23/2024    END DATE: 03/29/2024							
TYPES OF CHECKS SELECTED: * ALL TYPES									
			P.O.NUMBER	CHECK#					
4120	ACE IMAGEWEAR	AAA LAUNDRY & LINEN SUPPLY CO	340630	107917 AP	03/29/2024	4-001-5-53-215	NOX WEED UNIFORM RENTALS	83.12	
4120	ACE IMAGEWEAR	AAA LAUNDRY & LINEN SUPPLY CO	340630	107917 AP	03/29/2024	4-001-5-53-215	NOX WEED UNIFORM RENTALS	83.12	
4120	ACE IMAGEWEAR	AAA LAUNDRY & LINEN SUPPLY CO	340630	107917 AP	03/29/2024	4-001-5-53-215	NOX WEED UNIFORM RENTALS	83.12	
*** VENDOR 4120 TOTAL									249.36
20588	ADVANTAGE	ADVANTAGE PRINTING	340631	107918 AP	03/29/2024	4-001-5-19-301	DIST CT ACCT 514 - CSO BUSINES	65.00	
20588	ADVANTAGE	ADVANTAGE PRINTING	340631	107918 AP	03/29/2024	4-001-5-19-301	DIST CT ACCT 514 - CSO BUSINES	85.00	
20588	ADVANTAGE	ADVANTAGE PRINTING	340490	107799 AP	03/26/2024	4-001-5-49-340	ACCTS 108 & 109 PPP BALLOTS, P	81.28	
20588	ADVANTAGE	ADVANTAGE PRINTING	340490	107799 AP	03/26/2024	4-001-5-49-343	ACCTS 108 & 109 PPP BALLOTS, P	76.20	
20588	ADVANTAGE	ADVANTAGE PRINTING	340490	107799 AP	03/26/2024	4-001-5-49-343	ACCTS 108 & 109 PPP BALLOTS, P	3,078.50	
*** VENDOR 20588 TOTAL									3,385.98
30120	ARTS ARNOL	ARNOLD ARTS	340516	107806 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00	
30120	ARTS ARNOL	ARNOLD ARTS	340516	107806 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 30120 TOTAL									220.00
30358	BIXBY DENISE	DENISE BIXBY	340517	107807 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	
30358	BIXBY DENISE	DENISE BIXBY	340517	107807 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 30358 TOTAL									195.00
30315	BLACK,VICKI	VICKI BLACK	340518	107808 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	
30315	BLACK,VICKI	VICKI BLACK	340518	107808 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 30315 TOTAL									195.00
1523	BOB BARKER	BOB BARKER CO INC	340635	107922 AP	03/29/2024	4-001-5-07-359	LEAKS4 JAIL SUPPLIES	1,731.90	
609	BOLING CLAUDIA	CLAUDIA BOLING	340519	107809 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00	
609	BOLING CLAUDIA	CLAUDIA BOLING	340519	107809 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 609 TOTAL									220.00
30199	BRADLEY RACHEL	RACHEL BRADLEY	340520	107810 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	
30199	BRADLEY RACHEL	RACHEL BRADLEY	340520	107810 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 30199 TOTAL									195.00
777	BROOKS MARTHA R	MARTHA R BROOKS	340521	107811 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00	
777	BROOKS MARTHA R	MARTHA R BROOKS	340521	107811 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 777 TOTAL									220.00
30366	BROWN RICHARD L	RICHARD L BROWN	340522	107812 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	
30366	BROWN RICHARD L	RICHARD L BROWN	340522	107812 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 30366 TOTAL									195.00
12035	BROWN STEFANIE	STEFANIE BROWN	340523	107813 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00	
12035	BROWN STEFANIE	STEFANIE BROWN	340523	107813 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 12035 TOTAL									220.00
30382	BRZUSTOWICZ TAM	TAMA L BRZUSTOWICZ	340524	107814 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	
30382	BRZUSTOWICZ TAM	TAMA L BRZUSTOWICZ	340524	107814 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 30382 TOTAL									195.00
30381	BRZUSTOWICZ THAD	THADDEUS P BRZUSTOWICZ	340525	107815 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	
30381	BRZUSTOWICZ THAD	THADDEUS P BRZUSTOWICZ	340525	107815 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 30381 TOTAL									195.00
12044	BURNETT JANET	JANET BURNETT	340526	107816 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00	
12044	BURNETT JANET	JANET BURNETT	340526	107816 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 12044 TOTAL									220.00
30345	BUTLER KELLY	KELLY BUTLER	340527	107817 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00	
30345	BUTLER KELLY	KELLY BUTLER	340527	107817 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
30345	BUTLER KELLY	KELLY BUTLER	340527	107817 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	.67	
*** VENDOR 30345 TOTAL									220.67
198	BUTLER'S S	COLLINS AUTOMOTIVE LLC	340636	107923 AP	03/29/2024	4-001-5-07-213	LVSO ACCT 2268, UNIT 150 MAINT	590.05	
24029	CLARK BETT	BETTY CLARK	340528	107818 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00	
24029	CLARK BETT	BETTY CLARK	340528	107818 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 24029 TOTAL									220.00



START DATE: 03/23/2024 END DATE: 03/29/2024

warrants by vendor

TYPES OF CHECKS SELECTED: \* ALL TYPES

				P. O. NUMBER	CHECK#						
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-07-350	LVSO:TF:SF:FP:TNG,LICENSE,UNIF	58.40
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-07-353	LVSO:AD:TNG,JAIL EXP,TECH,POL,	73.98-
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-07-355	LVSO:BM:OFC EQUIP,JAN/OFC SUPP	39.36
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-07-357	LVSO:JA,BC,KD:JAIL MAINT, CONT	27.51
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-07-357	LVSO:JA,BC,KD:JAIL MAINT, CONT	93.09
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-07-359	LVSO:AD:TNG,JAIL EXP,TECH,POL,	391.50
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-07-359	LVSO:BM:OFC EQUIP,JAN/OFC SUPP	9.40-
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-07-362	LVSO:AD:TNG,JAIL EXP,TECH,POL,	21.44
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-07-362	LVSO:BM:OFC EQUIP,JAN/OFC SUPP	39.19
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-11-202	CO ATTY:TRAINING,SUMMER SUMMIT	45.00
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-11-202	CO ATTY:TRAINING,SUMMER SUMMIT	625.00
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-11-202	CO ATTY:TRAINING,SUMMER SUMMIT	50.00
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-11-211	CO ATTY:LF:WITNESS LODG,DRUG F	480.48
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-11-213	CO ATTY:LF:LODGING FOR WITNESS	160.13
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-11-213	CO ATTY:LF:LODGING FOR WITNESS	15.41-
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-11-213	CO ATTY:LF:WITNESS LODG,DRUG F	268.00
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-11-301	CO ATTY:LF:WITNESS LODG,DRUG F	1,682.21
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-14-228	CLERK:BUDGET, DUES,PPP TRAININ	340.49
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-14-228	CLERK:BUDGET, DUES,PPP TRAININ	206.00
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-14-228	CLERK:FK:BUDGET TNG,ELEC SUPPL	271.13
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-14-229	BG:CTHSE/JC UTIL,TRASH,MAINT/J	447.15
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-14-332	LVSO TRAINING:TNG, FUEL,TVL	38.84
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-19-205	DIST CT OFFICE SUPPLIES, JURY	220.13
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-19-301	DIST CT OFFICE SUPPLIES, JURY	147.71
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-23-202	COLE:ICSC RR CONF, TRAVEL	850.00
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-23-211	COLE:ICSC RR CONF, TRAVEL	469.96
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-290	BG:CTHSE/JC UTIL,TRASH,MAINT/J	600.00
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-297	BG:CTHSE/JC UTIL,TRASH,MAINT/J	788.00
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-301	BG:CTHSE/JC UTIL,TRASH,MAINT/J	69.99
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-312	BG:EC:CTHSE,JC, ANNEX, EMS	69.96
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-312	BG:NH:HD,ANNEX,EMS,JDC,VEH,JC	1,296.33
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-312	BG:CTHSE/JC UTIL,TRASH,MAINT/J	278.57
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-313	BG:NH:HD,ANNEX,EMS,JDC,VEH,JC	233.79
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-314	BG:EC:CTHSE,JC, ANNEX, EMS	54.97
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-314	BG:NH:HD,ANNEX,EMS,JDC,VEH,JC	29.68
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-316	BG:CTHSE/JC UTIL,TRASH,MAINT/J	239.00
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-317	BG:EC:CTHSE,JC, ANNEX, EMS	13.91
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-317	BG:NH:HD,ANNEX,EMS,JDC,VEH,JC	449.40
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-318	BG:NH:HD,ANNEX,EMS,JDC,VEH,JC	155.84
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-318	BG:CTHSE/JC UTIL,TRASH,MAINT/J	139.62
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-320	BG:NH:HD,ANNEX,EMS,JDC,VEH,JC	55.90
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-322	BG:NH:HD,ANNEX,EMS,JDC,VEH,JC	20.99
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-390	BG:CTHSE/JC UTIL,TRASH,MAINT/J	968.91
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-31-391	BG:CTHSE/JC UTIL,TRASH,MAINT/J	30.03
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-32-209	BG:CTHSE/JC UTIL,TRASH,MAINT/J	5,775.00
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-32-297	BG:CTHSE/JC UTIL,TRASH,MAINT/J	601.13
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-32-391	BG:EC:CTHSE,JC, ANNEX, EMS	304.46
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-32-391	BG:NH:HD,ANNEX,EMS,JDC,VEH,JC	36.97
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-32-391	BG:RT:JC BLDG MAINT SUPPLY	377.83
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-32-391	BG:CTHSE/JC UTIL,TRASH,MAINT/J	3,031.67
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-33-209	BG:CTHSE/JC UTIL,TRASH,MAINT/J	43.23
648	COMMERCE	BANK-COMMER	COMMERCE	BANK-COMMERCIAL	CARDS	340495	112	03/26/2024	4-001-5-33-260	BG:CTHSE/JC UTIL,TRASH,MAINT/J	27.63

START DATE: 03/23/2024 END DATE: 03/29/2024

warrants by vendor

START DATE: 03/23/2024    END DATE: 03/29/2024

TYPES OF CHECKS SELECTED: \* ALL TYPES

			P.O. NUMBER	CHECK#							
30100	ELECTION WORKER	KELLY COLLINS	340545	107835	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	JASON EDWARDS	340546	107836	AP	03/28/2024	4-001-5-49-343	ELECTION NIGHT HELP		100.00	
30100	ELECTION WORKER	GWEN ERNZEL	340547	107837	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	GWEN ERNZEL	340547	107837	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	GINA GARNER	340548	107838	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	GINA GARNER	340548	107838	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	ELLEN HANNON	340549	107839	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	ELLEN HANNON	340549	107839	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	LISA HARKRADER	340550	107840	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	LISA HARKRADER	340550	107840	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	LISA HARKRADER	340550	107840	AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY		33.50	
30100	ELECTION WORKER	GLINDA HARRIS	340551	107841	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	GLINDA HARRIS	340551	107841	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	CARL JOHNSON	340552	107842	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	CARL JOHNSON	340552	107842	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	CAMALLA LEONHARD	340553	107843	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	CAMALLA LEONHARD	340553	107843	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	BETHANY MAGEE	340554	107844	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		100.00	
30100	ELECTION WORKER	BETHANY MAGEE	340554	107844	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	PAUL MCENROE	340555	107845	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	PAUL MCENROE	340555	107845	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	WHITNEY MOULDEN	340556	107846	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	WHITNEY MOULDEN	340556	107846	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	LORI NICHOLS-FELLOWS	340557	107847	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	LORI NICHOLS-FELLOWS	340557	107847	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	EDWARD O'BRIEN	340558	107848	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	EDWARD O'BRIEN	340558	107848	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	SANDY OLSON	340559	107849	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	SANDY OLSON	340559	107849	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	DAVID ROSE JR	340560	107850	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	DAVID ROSE JR	340560	107850	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	JOHN ROSSON	340561	107851	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	JOHN ROSSON	340561	107851	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	SHARON SCHEURER	340562	107852	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	SHARON SCHEURER	340562	107852	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	DEBRA SNYDER	340563	107853	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	DEBRA SNYDER	340563	107853	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	ANNETTE SPRATT	340564	107854	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	ANNETTE SPRATT	340564	107854	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	DOUGLAS TYSTAD	340565	107855	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	DOUGLAS TYSTAD	340565	107855	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	DAWN WILKERSON	340566	107856	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		175.00	
30100	ELECTION WORKER	DAWN WILKERSON	340566	107856	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR		20.00	
30100	ELECTION WORKER	JUDY FRANK	340567	107857	AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY		44.31	
30100	ELECTION WORKER	SHERRI GROGAN	340568	107858	AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY		61.64	
30100	ELECTION WORKER	KATHLEEN HEIM	340569	107859	AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY		16.75	
30100	ELECTION WORKER	LESLIE HUBBEL	340570	107860	AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY		51.19	
30100	ELECTION WORKER	JOYCE MCMILLEN	340571	107861	AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY		18.76	
30100	ELECTION WORKER	THERESA GRENIER	340572	107862	AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY		10.72	
30100	ELECTION WORKER	GLORIA NUSSMAN	340573	107863	AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY		16.08	
30100	ELECTION WORKER	TIMOTHY MORAN	340574	107864	AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY		11.39	
30100	ELECTION WORKER	CONNIE O'BRIEN	340575	107865	AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY		9.38	

warrants by vendor

START DATE: 03/23/2024    END DATE: 03/29/2024

			P.O.NUMBER	CHECK#						
30100	ELECTION WORKER	WILLIAM PRICE	340576	107866	AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY	37.52	
30100	ELECTION WORKER	CONSTANCE PUTTHOFF	340577	107867	AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY	33.50	
30100	ELECTION WORKER	KATHLEEN SMITH	340578	107868	AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY	13.40	
30100	ELECTION WORKER	JANE TURNER	340579	107869	AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY	30.15	
30100	ELECTION WORKER	CONNIE WITKOPP	340580	107870	AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY	18.76	
30100	ELECTION WORKER	JOHNNA BRADFORD	340581	107871	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	
30100	ELECTION WORKER	STEPHANIE SLOOP	340642	107929	AP	03/29/2024	4-001-5-49-343	MILEAGE ONLY	112.63	
*** VENDOR 30100 TOTAL										6,200.63
8686	EVERGY SIRENS	EVERGY KANSAS CENTRAL INC	340688	113		03/29/2024	4-001-5-14-220	ELEC SVC COURTHOUSE	6,788.35	
8686	EVERGY SIRENS	EVERGY KANSAS CENTRAL INC	340688	113		03/29/2024	4-001-5-32-392	ELEC SVC JUSTICE CENTER	18,093.83	
*** VENDOR 8686 TOTAL										24,882.18
819	FBI-LEEDA	FBI-LEEDA INC	340644	107931	AP	03/29/2024	4-001-5-07-202	SLI TRAINING X2	795.00	
819	FBI-LEEDA	FBI-LEEDA INC	340644	107931	AP	03/29/2024	4-001-5-07-202	SLI TRAINING X2	795.00	
819	FBI-LEEDA	FBI-LEEDA INC	340644	107931	AP	03/29/2024	4-001-5-07-202	SLI TRAINING X2	.00	
*** VENDOR 819 TOTAL										1,590.00
12034	FRANK JUDY	JUDY FRANK	340582	107872	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00	
12034	FRANK JUDY	JUDY FRANK	340582	107872	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 12034 TOTAL										220.00
243	GEOTAB	GEOTAB USA INC	340469	107794	AP	03/25/2024	4-001-5-05-271	REPLACE CK 106596 LEAV01	207.57	
243	GEOTAB	GEOTAB USA INC	340469	107794	AP	03/25/2024	4-001-5-06-222	REPLACE CK 106596 LEAV01	16.33	
243	GEOTAB	GEOTAB USA INC	340469	107794	AP	03/25/2024	4-001-5-11-253	REPLACE CK 106596 LEAV01	16.33	
243	GEOTAB	GEOTAB USA INC	340469	107794	AP	03/25/2024	4-001-5-31-230	REPLACE CK 106596 LEAV01	48.99	
243	GEOTAB	GEOTAB USA INC	340469	107794	AP	03/25/2024	4-001-5-41-271	REPLACE CK 106596 LEAV01	97.98	
243	GEOTAB	GEOTAB USA INC	340469	107794	AP	03/25/2024	4-001-5-53-220	REPLACE CK 106596 LEAV01	81.65	
*** VENDOR 243 TOTAL										468.85
30123	GILLASPIE PEGGY	PEGGY GILLASPIE	340583	107873	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	
30123	GILLASPIE PEGGY	PEGGY GILLASPIE	340583	107873	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 30123 TOTAL										195.00
12020	GNAGE, BRENDA J	BRENDA J GNAGE	340584	107874	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	
12020	GNAGE, BRENDA J	BRENDA J GNAGE	340584	107874	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 12020 TOTAL										195.00
30163	GRISHAM CINDY	CINDY GRISHAM	340585	107875	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	
30163	GRISHAM CINDY	CINDY GRISHAM	340585	107875	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 30163 TOTAL										195.00
30369	GROGAN SHERRI	SHERRI GROGAN	340586	107876	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00	
30369	GROGAN SHERRI	SHERRI GROGAN	340586	107876	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 30369 TOTAL										220.00
4465	GRONIS	GRONIS HARDWARE INC	340646	107933	AP	03/29/2024	4-001-5-07-356	JAIL MAINT, ITEMS FOR RANGE	9.52	
4465	GRONIS	GRONIS HARDWARE INC	340646	107933	AP	03/29/2024	4-001-5-07-357	JAIL MAINT, ITEMS FOR RANGE	7.68	
4465	GRONIS	GRONIS HARDWARE INC	340646	107933	AP	03/29/2024	4-001-5-07-357	JAIL MAINT, ITEMS FOR RANGE	15.84	
*** VENDOR 4465 TOTAL										33.04
30201	GUNNING CORRINE	CORRINE GUNNING	340587	107877	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	
30201	GUNNING CORRINE	CORRINE GUNNING	340587	107877	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 30201 TOTAL										195.00
30380	HEIM KAT	KATHLEEN HEIM	340588	107878	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00	
30380	HEIM KAT	KATHLEEN HEIM	340588	107878	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
*** VENDOR 30380 TOTAL										220.00
430	HENRY CYNT	CYNTHIA HENRY	340589	107879	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00	
430	HENRY CYNT	CYNTHIA HENRY	340589	107879	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
430	HENRY CYNT	CYNTHIA HENRY	340589	107879	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	.67	
*** VENDOR 430 TOTAL										220.67
30183	HOPPER JOYCE	JOYCE HOPPER	340590	107880	AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	

START DATE: 03/23/2024    END DATE: 03/29/2024

warrants by vendor

FMWARRPTR2		LEAVENWORTH COUNTY						3/29/24	8:44:40
DCOX		WARRANT REGISTER - BY FUND / VENDOR						Page 8	
		START DATE: 03/23/2024    END DATE: 03/29/2024							
TYPES OF CHECKS SELECTED: * ALL TYPES									
		P.O.NUMBER		CHECK#					
						*** VENDOR            620 TOTAL			
2128	MEYER BEATRICE	BEATRICE MEYER	340604	107894 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00	220.00
2128	MEYER BEATRICE	BEATRICE MEYER	340604	107894 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
						*** VENDOR            2128 TOTAL			
2129	MEYER MICHAEL D	MICHAEL D MEYER	340605	107895 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	
2059	MIDWEST OFFICE TECH	MIDWEST OFFICE TECHNOLOGY INC	340660	107947 AP	03/29/2024	4-001-5-11-303	OPOL305_K COPIES	30.82	
2666	MISC REIMBURSEMENTS	ARNOLD ARTS	340606	107896 AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY	42.88	
2666	MISC REIMBURSEMENTS	CLAUDIA BOLING	340607	107897 AP	03/28/2024	4-001-5-49-343	MILEAGE ONLY	13.40	
						*** VENDOR            2666 TOTAL			
3410	MORAN TIMOTHY	TIMOTHY MORAN	340608	107898 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00	56.28
3410	MORAN TIMOTHY	TIMOTHY MORAN	340608	107898 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
						*** VENDOR            3410 TOTAL			
2962	MOTOROLA SOLUTIONS	MOTOROLA SOLUTIONS CREDIT CO	340664	107951 AP	03/29/2024	4-001-5-07-364	1000301747TOWER MAINT	286.53	
12029	MOWERY,VIRGINIA	VIRGINIA M MOWERY	340609	107899 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	
12029	MOWERY,VIRGINIA	VIRGINIA M MOWERY	340609	107899 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
						*** VENDOR            12029 TOTAL			
30197	O'BRIEN CONNIE	CONNIE O'BRIEN	340610	107900 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00	195.00
30197	O'BRIEN CONNIE	CONNIE O'BRIEN	340610	107900 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
						*** VENDOR            30197 TOTAL			
30379	PENEGAR JENNIFER	JENNIFER PENEGAR	340611	107901 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	220.00
1280	POSTMASTER	U S POSTMASTER	340667	107954 AP	03/29/2024	4-001-5-49-343	RETURN POSTAGE FOR PPP BALLOTS	170.74	
9759	PRICE CHOP	BALL'S FOOD STORES	340669	107956 AP	03/29/2024	4-001-5-19-205	9136840427 JURY SUPPLIES	32.94	
30372	PRICE WILLIAM	WILLIAM PRICE	340612	107902 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00	
30372	PRICE WILLIAM	WILLIAM PRICE	340612	107902 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
						*** VENDOR            30372 TOTAL			
21227	PUTTHOFF C	CONSTANCE J PUTTHOFF	340613	107903 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	220.00
21227	PUTTHOFF C	CONSTANCE J PUTTHOFF	340613	107903 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
						*** VENDOR            21227 TOTAL			
7098	QUILL CORP	QUILL CORP	340671	107958 AP	03/29/2024	4-001-5-04-301	3309088 REG OF DEEDS - STAPLER	44.17	195.00
7098	QUILL CORP	QUILL CORP	340671	107958 AP	03/29/2024	4-001-5-28-301	5643954 HUMAN RESOURCES OFFICE	18.99	
7098	QUILL CORP	QUILL CORP	340671	107958 AP	03/29/2024	4-001-5-28-301	5643954 HUMAN RESOURCES OFFICE	36.78	
7098	QUILL CORP	QUILL CORP	340671	107958 AP	03/29/2024	4-001-5-28-301	5643954 HUMAN RESOURCES OFFICE	62.75	
						*** VENDOR            7098 TOTAL			
6713	REILLY & S	REILLY & SONS INC	340673	107960 AP	03/29/2024	4-001-5-14-224	81075674530 / 3723 AUTO AUDIT	2,301.00	162.69
458	ROAD & BRIDGE	LEAV CO PUBLIC WORKS	340492	107801 AP	03/26/2024	4-001-5-07-213	SHERIFF FUEL/VEH MAINT	10,752.30	
458	ROAD & BRIDGE	LEAV CO PUBLIC WORKS	340492	107801 AP	03/26/2024	4-001-5-07-218	SHERIFF FUEL/VEH MAINT	159.17	
458	ROAD & BRIDGE	LEAV CO PUBLIC WORKS	340492	107801 AP	03/26/2024	4-001-5-11-253	CO ATTY VEH MAINT	18.15	
458	ROAD & BRIDGE	LEAV CO PUBLIC WORKS	340492	107801 AP	03/26/2024	4-001-5-14-332	SHERIFF FUEL/VEH MAINT	4,497.76	
458	ROAD & BRIDGE	LEAV CO PUBLIC WORKS	340492	107801 AP	03/26/2024	4-001-5-14-332	SHERIFF FUEL/VEH MAINT	429.36	
458	ROAD & BRIDGE	LEAV CO PUBLIC WORKS	340492	107801 AP	03/26/2024	4-001-5-14-333	BLDGS & GROUNDS	39.65	
458	ROAD & BRIDGE	LEAV CO PUBLIC WORKS	340492	107801 AP	03/26/2024	4-001-5-14-333	BLDGS & GROUNDS	29.00	
458	ROAD & BRIDGE	LEAV CO PUBLIC WORKS	340674	107961 AP	03/29/2024	4-001-5-23-2	TOM COLE - CELL PHONE REIMB	284.54	
458	ROAD & BRIDGE	LEAV CO PUBLIC WORKS	340674	107961 AP	03/29/2024	4-001-5-53-308	NOX WEED EQUIP MAINT	1,620.09	
						*** VENDOR            458 TOTAL			
12010	RUSH KATHY	KATHY RUSH	340614	107904 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00	17,830.02
12010	RUSH KATHY	KATHY RUSH	340614	107904 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
12010	RUSH KATHY	KATHY RUSH	340614	107904 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	.67	
						*** VENDOR            12010 TOTAL			
30302	SCANLON,BETH	BETH SCANLON	340615	107905 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	220.67
30302	SCANLON,BETH	BETH SCANLON	340615	107905 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
						*** VENDOR            30302 TOTAL			
30198	SCHEILZ MAFIE	MAFIE SCHEILZ	340616	107906 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	195.00
warrants by vendor									

TYPES OF CHECKS SELECTED: \* ALL TYPES

			P.O.NUMBER	CHECK#						
30198	SCHEILZ MAFIE	MAFIE SCHEILZ	340616	107906 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00		
*** VENDOR								30198 TOTAL	195.00	
30161	SELANDERS DIANNA M	DIANNA M SELANDERS	340617	107907 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00		
30161	SELANDERS DIANNA M	DIANNA M SELANDERS	340617	107907 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00		
*** VENDOR								30161 TOTAL	195.00	
6148	SHERIFF	LEAV CO SHERIFF DEPT	340675	107962 AP	03/29/2024	4-001-5-07-211	REIM EMPLOYEE MEALS WITH OVERN	71.10		
6148	SHERIFF	LEAV CO SHERIFF DEPT	340675	107962 AP	03/29/2024	4-001-5-07-211	REIM EMPLOYEE MEALS WITH OVERN	131.72		
6148	SHERIFF	LEAV CO SHERIFF DEPT	340675	107962 AP	03/29/2024	4-001-5-07-218	REIM EMPLOYEE MEALS WITH OVERN	51.70		
6148	SHERIFF	LEAV CO SHERIFF DEPT	340675	107962 AP	03/29/2024	4-001-5-07-218	REIM EMPLOYEE MEALS WITH OVERN	52.46		
*** VENDOR								6148 TOTAL	306.98	
637	SMITH KATHLEEN	KATHLEEN SMITH	340618	107908 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00		
637	SMITH KATHLEEN	KATHLEEN SMITH	340618	107908 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00		
*** VENDOR								637 TOTAL	195.00	
30311	SMITH LYN	LYN SMITH	340619	107909 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00		
30311	SMITH LYN	LYN SMITH	340619	107909 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00		
*** VENDOR								30311 TOTAL	195.00	
807	SOUTHERN FOLGER	SOUTHERN FOLGER CONTRACTING IN	340676	107963 AP	03/29/2024	4-001-5-07-357	JAIL MAINTENANCE	387.97		
248	SUMMIT FOOD	ELIOR,INC	340677	107964 AP	03/29/2024	4-001-5-07-261	C741000 INMATE MEALS	5,802.41		
248	SUMMIT FOOD	ELIOR,INC	340677	107964 AP	03/29/2024	4-001-5-07-261	C741000 INMATE MEALS	5,778.92		
*** VENDOR								248 TOTAL	11,581.33	
23432	TANGENT CO	TANGENT COMPUTER	340678	107965 AP	03/29/2024	4-001-5-18-254	LECO005 SUBSCRIPTION	2,577.75		
42	TECH ELECTRONICS	TRONICOM,INC	340679	107966 AP	03/29/2024	4-001-5-32-209	CS 37744 NOTIFIER MAINT	855.50		
829	THOMSON REUTERS	THOMSON REUTERS - WEST	340478	107798 AP	03/25/2024	4-001-5-09-307	2024 FED CJP&R	252.00		
30316	TURNER JANE	JANE TURNER	340620	107910 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00		
30316	TURNER JANE	JANE TURNER	340620	107910 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00		
*** VENDOR								30316 TOTAL	220.00	
2390	UNITED IMAGING	UNITED IMAGING	340682	107969 AP	03/29/2024	4-001-5-07-219	INMATE MEDICAL BILL	151.64		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIEN	340494	107803 AP	03/26/2024	4-001-5-01-302	LEGAL/BOCC	5.12		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIEN	340494	107803 AP	03/26/2024	4-001-5-02-302	PPP,ELEC,CLERK,CTHSE POSTAGE	5.42		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIEN	340494	107803 AP	03/26/2024	4-001-5-03-302	CO TREASURER	1,598.64		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIEN	340494	107803 AP	03/26/2024	4-001-5-05-302	EMS POSTAGE (ADJUSTED)	548.82		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIEN	340494	107803 AP	03/26/2024	4-001-5-06-302	PLANNING/ZONING	26.88		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIEN	340494	107803 AP	03/26/2024	4-001-5-06-302	PLANNING - JANUARY POSTAGE	25.37		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIEN	340494	107803 AP	03/26/2024	4-001-5-07-302	SHERIFF	250.46		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIEN	340494	107803 AP	03/26/2024	4-001-5-09-232	LEGAL/BOCC	8.91		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIEN	340494	107803 AP	03/26/2024	4-001-5-11-302	CO ATTY	703.54		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIEN	340494	107803 AP	03/26/2024	4-001-5-14-302	PPP,ELEC,CLERK,CTHSE POSTAGE	328.61		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIEN	340494	107803 AP	03/26/2024	4-001-5-19-302	DIST CT	1,363.39		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIEN	340494	107803 AP	03/26/2024	4-001-5-28-302	HUMAN RESOURCES	21.68		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIEN	340494	107803 AP	03/26/2024	4-001-5-41-302	APPRAISER	1,236.32		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIEN	340494	107803 AP	03/26/2024	4-001-5-49-302	PPP,ELEC,CLERK,CTHSE POSTAGE	342.31		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIEN	340494	107803 AP	03/26/2024	4-001-5-49-343	PPP,ELEC,CLERK,CTHSE POSTAGE	334.96		
*** VENDOR								575 TOTAL	6,800.43	
479	WERRING	FARRIS,FRESH,& WERRING LAW OFF	340685	107972 AP	03/29/2024	4-001-5-09-231	CONFLICT ATTORNEY	564.00		
479	WERRING	FARRIS,FRESH,& WERRING LAW OFF	340685	107972 AP	03/29/2024	4-001-5-09-231	CONFLICT ATTORNEY	60.00		
*** VENDOR								479 TOTAL	624.00	
30356	WESTON DAWN	DAWN WESTON	340621	107911 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00		
30356	WESTON DAWN	DAWN WESTON	340621	107911 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00		
*** VENDOR								30356 TOTAL	195.00	
3414	WILHELM THOMAS	THOMAS WILHELM	340622	107912 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	200.00		
3414	WILHELM THOMAS	THOMAS WILHELM	340622	107912 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00		
3414	WILHELM THOMAS	THOMAS WILHELM	340622	107912 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	1.34		

warrants by vendor



FMWARRPTR2		LEAVENWORTH COUNTY						3/29/24	8:44:40
DCOX		WARRANT REGISTER - BY FUND / VENDOR						Page	10
		START DATE: 03/23/2024    END DATE: 03/29/2024							
TYPES OF CHECKS SELECTED: * ALL TYPES									
		P.O.NUMBER		CHECK#					
								*** VENDOR	3414 TOTAL
30305	WILSON MARY SUE	MARY SUE WILSON	340623	107913 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	221.34
30305	WILSON MARY SUE	MARY SUE WILSON	340623	107913 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
								*** VENDOR	30305 TOTAL
100	WITNESS LIST								195.00
								*** VENDOR	100 TOTAL
3427	WITTKOPP CONNIE	CONNIE WITTKOPP	340624	107914 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	73.45
3427	WITTKOPP CONNIE	CONNIE WITTKOPP	340624	107914 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
								*** VENDOR	3427 TOTAL
30373	ZIEGLER KIM	KIM ZIEGLER	340625	107915 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	175.00	195.00
30373	ZIEGLER KIM	KIM ZIEGLER	340625	107915 AP	03/28/2024	4-001-5-49-343	PRESIDENTIAL PREFERENCE PRIMAR	20.00	
								*** VENDOR	30373 TOTAL
								TOTAL FUND 001	159,178.35
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648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-104-5-00-212	CO ATTY:LF:WITNESS LODG,DRUG F	224.00	
								TOTAL FUND 104	224.00
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4938	BUILDING & GROUNDS	BUILDING & GROUNDS	340491	107800 AP	03/26/2024	4-108-5-00-219	HEALTH DEPT/WIC SHARED COSTS	1,126.82	
4938	BUILDING & GROUNDS	BUILDING & GROUNDS	340491	107800 AP	03/26/2024	4-108-5-00-219	HEALTH DEPT/WIC SHARED COSTS	1,295.59	
4938	BUILDING & GROUNDS	BUILDING & GROUNDS	340491	107800 AP	03/26/2024	4-108-5-00-606	HEALTH DEPT/WIC SHARED COSTS	375.60	
4938	BUILDING & GROUNDS	BUILDING & GROUNDS	340491	107800 AP	03/26/2024	4-108-5-00-606	HEALTH DEPT/WIC SHARED COSTS	431.86	
								*** VENDOR	4938 TOTAL
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-108-5-00-203	HEALTH DEPT:LIC,CONTR,MED SUPP	179.00	3,229.87
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-108-5-00-211	HEALTH DEPT:LIC,CONTR,MED SUPP	172.92-	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-108-5-00-213	HEALTH DEPT:LIC,CONTR,MED SUPP	70.00	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-108-5-00-219	HEALTH DEPT:LIC,CONTR,MED SUPP	333.52	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-108-5-00-280	HEALTH DEPT:LIC,CONTR,MED SUPP	1,812.03	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-108-5-00-301	HEALTH DEPT:LIC,CONTR,MED SUPP	370.18	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-108-5-00-302	HEALTH DEPT:LIC,CONTR,MED SUPP	103.47	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-108-5-00-380	HEALTH DEPT:LIC,CONTR,MED SUPP	1,006.93	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-108-5-00-384	HEALTH DEPT:LIC,CONTR,MED SUPP	248.47	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-108-5-00-601	HEALTH DEPT:LIC,CONTR,MED SUPP	195.77	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-108-5-00-604	HEALTH DEPT:LIC,CONTR,MED SUPP	1,612.24	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-108-5-00-606	WIC:JH	442.50	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-108-5-00-606	HEALTH DEPT:LIC,CONTR,MED SUPP	878.42	
								*** VENDOR	648 TOTAL
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	340494	107803 AP	03/26/2024	4-108-5-00-302	HEALTH DEPT/WIC POSTAGE	135.13	7,079.61
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	340494	107803 AP	03/26/2024	4-108-5-00-606	HEALTH DEPT/WIC POSTAGE	70.56	
								*** VENDOR	575 TOTAL
								TOTAL FUND 108	205.69
								TOTAL FUND 108	10,515.17
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76	KNOWINK	KNOWINK LLC	340655	107942 AP	03/29/2024	4-115-5-00-420	3 BASES FOR I360 STAND	45.00	
								TOTAL FUND 115	45.00
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843	FIDLAR	FIDLAR	340645	107932 AP	03/29/2024	4-119-5-00-252	2010343 AVID HOSTING SVC THROU	3,950.00	
								TOTAL FUND 119	3,950.00
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648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-123-5-00-301	COMM CORR KH:COMMODITIES,JCAB	277.32	
								TOTAL FUND 123	277.32
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warrants by vendor									

## WARRANT REGISTER - BY FUND / VENDOR

START DATE: 03/23/2024    END DATE: 03/29/2024

TYPES OF CHECKS SELECTED: \* ALL TYPES

			P.O.NUMBER	CHECK#						
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-126-5-00-221	COMM CORR ADT:JV - TOLLS	5.20		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-126-5-00-321	COMM CORR RB:SHIPPING, COMM, JIS	14.00		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-126-5-00-705	COMM CORR SH:ASSESSMENT, SUPPLI	200.00		
*** VENDOR								648 TOTAL	219.20	
243	GEOTAB	GEOTAB USA INC	340469	107794 AP	03/25/2024	4-126-5-00-221	REPLACE CK 106596 LEAV01	16.33		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	340494	107803 AP	03/26/2024	4-126-5-00-321	ADT COMM CORR POSTAGE	26.24		
TOTAL FUND 126									261.77	
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648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-127-5-00-3	COMM CORR RB:SHIPPING, COMM, JIS	279.95		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-127-5-00-3	COMM CORR SH:ASSESSMENT, SUPPLI	7.50		
*** VENDOR								648 TOTAL	287.45	
TOTAL FUND 127									287.45	
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7158	A-1 RENTAL	A-1 RENTAL	340629	107916 AP	03/29/2024	4-133-5-00-214	3-32 MONTHLY TOILET RENTALS	220.00		
7158	A-1 RENTAL	A-1 RENTAL	340629	107916 AP	03/29/2024	4-133-5-00-214	3-32 MONTHLY TOILET RENTALS	110.00		
*** VENDOR								7158 TOTAL	330.00	
4120	ACE IMAGEWEAR	AAA LAUNDRY & LINEN SUPPLY CO	340630	107917 AP	03/29/2024	4-133-5-00-215	3-33 4013-01993 UNIFORM RENTAL	298.47		
4120	ACE IMAGEWEAR	AAA LAUNDRY & LINEN SUPPLY CO	340630	107917 AP	03/29/2024	4-133-5-00-215	3-33 4013-01993 UNIFORM RENTAL	311.53		
4120	ACE IMAGEWEAR	AAA LAUNDRY & LINEN SUPPLY CO	340630	107917 AP	03/29/2024	4-133-5-00-215	3-33 4013-01993 UNIFORM RENTAL	311.53		
4120	ACE IMAGEWEAR	AAA LAUNDRY & LINEN SUPPLY CO	340630	107917 AP	03/29/2024	4-133-5-00-312	3-33 4013-01993 UNIFORM RENTAL	230.56		
4120	ACE IMAGEWEAR	AAA LAUNDRY & LINEN SUPPLY CO	340630	107917 AP	03/29/2024	4-133-5-00-312	3-33 4013-01993 UNIFORM RENTAL	235.69		
4120	ACE IMAGEWEAR	AAA LAUNDRY & LINEN SUPPLY CO	340630	107917 AP	03/29/2024	4-133-5-00-312	3-33 4013-01993 UNIFORM RENTAL	222.30		
*** VENDOR								4120 TOTAL	1,610.08	
25797	BERRY TRAC	BERRY TRACTOR & EQUIPMENT	340634	107921 AP	03/29/2024	4-133-5-00-360	3-34 066692 PARK BRAKE PUCKS	1,500.00		
2509	CENTRAL SALT, LLC	CENTRAL SALT, LLC	340637	107924 AP	03/29/2024	4-133-5-00-306	3-36 C00404 BULK DEICING SALT	3,116.74		
2509	CENTRAL SALT, LLC	CENTRAL SALT, LLC	340637	107924 AP	03/29/2024	4-133-5-00-306	3-36 C00404 BULK DEICING SALT	3,136.13		
2509	CENTRAL SALT, LLC	CENTRAL SALT, LLC	340637	107924 AP	03/29/2024	4-133-5-00-306	3-36 C00404 BULK DEICING SALT	3,114.40		
2509	CENTRAL SALT, LLC	CENTRAL SALT, LLC	340637	107924 AP	03/29/2024	4-133-5-00-306	3-36 C00404 BULK DEICING SALT	1,556.02		
2509	CENTRAL SALT, LLC	CENTRAL SALT, LLC	340637	107924 AP	03/29/2024	4-133-5-00-306	3-36 C00404 BULK DEICING SALT	6,326.30		
2509	CENTRAL SALT, LLC	CENTRAL SALT, LLC	340637	107924 AP	03/29/2024	4-133-5-00-306	3-36 C00404 BULK DEICING SALT	3,106.18		
2509	CENTRAL SALT, LLC	CENTRAL SALT, LLC	340637	107924 AP	03/29/2024	4-133-5-00-306	3-36 C00404 BULK DEICING SALT	1,604.78		
2509	CENTRAL SALT, LLC	CENTRAL SALT, LLC	340637	107924 AP	03/29/2024	4-133-5-00-306	3-36 C00404 BULK DEICING SALT	7,858.83		
*** VENDOR								2509 TOTAL	29,819.38	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-209	3-29 BN, PW, DB, JP	180.00		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-209	3-29 BN, PW, DB, JP	130.80		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-209	3-29 BN, PW, DB, JP	71.75		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-211	3-29 BN, PW, DB, JP	479.75		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-214	3-29 BN, PW, DB, JP	360.09		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-301	3-29 BN, PW, DB, JP	158.25		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-301	3-30 VG, ZE, JW, AA: SHOP/WELD/OF	51.90		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-309	3-30 VG, ZE, JW, AA: SHOP/WELD/OF	267.72		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-310	3-30 VG, ZE, JW, AA: SHOP/WELD/OF	376.60		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-311	3-30 VG, ZE, JW, AA: SHOP/WELD/OF	204.77		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-312	3-30 VG, ZE, JW, AA: SHOP/WELD/OF	374.37		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-312	3-30 VG, ZE, JW, AA: SHOP/WELD/OF	661.65		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-360	3-29 BN, PW, DB, JP	681.41		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-360	3-30 VG, ZE, JW, AA: SHOP/WELD/OF	198.19		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-360	3-30 VG, ZE, JW, AA: SHOP/WELD/OF	3,780.19		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-360	3-30 VG, ZE, JW, AA: SHOP/WELD/OF	2,698.94		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-365	3-29 BN, PW, DB, JP	268.97		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-365	3-30 VG, ZE, JW, AA: SHOP/WELD/OF	319.98		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-133-5-00-365	3-30 VG, ZE, JW, AA: SHOP/WELD/OF	126.48		

warrants by vendor

START DATE: 03/23/2024    END DATE: 03/29/2024

warrants by vendor

FMWARRPTR2		LEAVENWORTH COUNTY							3/29/24	8:44:40
DCOX		WARRANT REGISTER - BY FUND / VENDOR							Page 13	
		START DATE: 03/23/2024    END DATE: 03/29/2024								
TYPES OF CHECKS SELECTED: * ALL TYPES										
				P.O.NUMBER	CHECK#					
1702	LEAV CO CI	LEAV CO-CITIES ALCOHOL	340599	107889 AP	03/28/2024	4-134-5-00-2	PER BOCC 3/27/24 MINUTES			6,000.00
1702	LEAV CO CI	LEAV CO-CITIES ALCOHOL	340599	107889 AP	03/28/2024	4-134-5-00-2	PER BOCC 3/27/24 MINUTES			6,000.00
1702	LEAV CO CI	LEAV CO-CITIES ALCOHOL	340599	107889 AP	03/28/2024	4-134-5-00-2	PER BOCC 3/27/24 MINUTES			2,000.00
1702	LEAV CO CI	LEAV CO-CITIES ALCOHOL	340599	107889 AP	03/28/2024	4-134-5-00-2	PER BOCC 3/27/24 MINUTES			2,000.00
							*** VENDOR	1702 TOTAL	45,500.00	
							TOTAL FUND 134		45,500.00	
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648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-136-5-00-207	COMM CORR RB:SHIPPING, COMM,JIS			8.44
243	GEOTAB	GEOTAB USA INC	340469	107794 AP	03/25/2024	4-136-5-00-221	REPLACE CK 106596 LEAV01			32.66
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	340494	107803 AP	03/26/2024	4-136-5-00-301	JUV COMM CORR POSTAGE			3.12
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	340494	107803 AP	03/26/2024	4-136-5-00-321	JUV COMM CORR POSTAGE			3.12
							*** VENDOR	575 TOTAL	6.24	
							TOTAL FUND 136		47.34	
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4120	ACE IMAGEWEAR	AAA LAUNDRY & LINEN SUPPLY CO	340630	107917 AP	03/29/2024	4-137-5-00-203	3-12 4013-01993	UNIFORM RENTA	394.41	
4120	ACE IMAGEWEAR	AAA LAUNDRY & LINEN SUPPLY CO	340630	107917 AP	03/29/2024	4-137-5-00-203	3-12 4013-01993	UNIFORM RENTA	394.41	
4120	ACE IMAGEWEAR	AAA LAUNDRY & LINEN SUPPLY CO	340630	107917 AP	03/29/2024	4-137-5-00-203	3-12 4013-01993	UNIFORM RENTA	442.59-	
							*** VENDOR	4120 TOTAL	346.23	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-137-5-00-320	3-11 AA:JW EQUIPMENT PARTS		782.33	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-137-5-00-320	3-11 AA:JW EQUIPMENT PARTS		450.56	
							*** VENDOR	648 TOTAL	1,232.89	
8722	CSTK	CSTK	340639	107926 AP	03/29/2024	4-137-5-00-320	3-13 KRLE05 FUEL HOSE KIT		948.41	
446	EQUIPMENT SHARE	EQUIPMENT SHARE INC	340643	107930 AP	03/29/2024	4-137-5-00-320	3-14 48309 CASE WASHER, RING S		80.64	
446	EQUIPMENT SHARE	EQUIPMENT SHARE INC	340643	107930 AP	03/29/2024	4-137-5-00-320	3-14 48309 CASE WASHER, RING S		23.96	
							*** VENDOR	446 TOTAL	104.60	
243	GEOTAB	GEOTAB USA INC	340469	107794 AP	03/25/2024	4-137-5-00-229	REPLACE CK 106596 LEAV01			283.05
434	HAMM QUARR	HAMM QUARRIES	340647	107934 AP	03/29/2024	4-137-5-00-312	3-15 300467 ROCK		492.50	
369	HOLLIDAY	HOLLIDAY SAND & GRAVEL CO	340650	107937 AP	03/29/2024	4-137-5-00-312	3-16 218331 ROCK		294.27	
369	HOLLIDAY	HOLLIDAY SAND & GRAVEL CO	340650	107937 AP	03/29/2024	4-137-5-00-312	3-16 218331 ROCK		2,009.17	
369	HOLLIDAY	HOLLIDAY SAND & GRAVEL CO	340650	107937 AP	03/29/2024	4-137-5-00-312	3-16 218331 ROCK		538.00	
369	HOLLIDAY	HOLLIDAY SAND & GRAVEL CO	340650	107937 AP	03/29/2024	4-137-5-00-312	3-16 218331 ROCK		288.73	
369	HOLLIDAY	HOLLIDAY SAND & GRAVEL CO	340650	107937 AP	03/29/2024	4-137-5-00-312	3-16 218331 ROCK		2,306.95	
369	HOLLIDAY	HOLLIDAY SAND & GRAVEL CO	340650	107937 AP	03/29/2024	4-137-5-00-312	3-16 218331 ROCK		1,863.15	
369	HOLLIDAY	HOLLIDAY SAND & GRAVEL CO	340650	107937 AP	03/29/2024	4-137-5-00-312	3-16 218331 ROCK		1,349.93	
369	HOLLIDAY	HOLLIDAY SAND & GRAVEL CO	340650	107937 AP	03/29/2024	4-137-5-00-312	3-16 218331 ROCK		1,129.84	
							*** VENDOR	369 TOTAL	9,780.04	
1123	POMPMIDWEST	POMP'S TIRE SERVICE INC	340666	107953 AP	03/29/2024	4-137-5-00-321	3-17 1960724 TIRS		1,650.00	
8028	POWERPLAN	MURPHY TRACTOR & EQUIP CO	340668	107955 AP	03/29/2024	4-137-5-00-320	3-18 88002-36463 FILTERS, REPA		537.13	
							TOTAL FUND 137		15,374.85	
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648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-138-5-00-227	COMM CORR KH:COMMODITIES,JCAB			126.68
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-138-5-00-227	COMM CORR RB:SHIPPING, COMM,JIS			183.45
							*** VENDOR	648 TOTAL	310.13	
							TOTAL FUND 138		310.13	
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648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-144-5-00-2	COA PALS - DD - VET BILLS			198.50
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-144-5-00-2	COA PALS:PET SUPPLIES, VET BIL			78.34
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-144-5-00-2	COA:VET BILLS,LEISURE&LEARNING			160.00
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-144-5-00-3	COA PALS:PET SUPPLIES, VET BIL			24.53
							*** VENDOR	648 TOTAL	461.37	
							TOTAL FUND 144		461.37	

START DATE: 03/23/2024    END DATE: 03/29/2024

TYPES OF CHECKS SELECTED: \* ALL TYPES

			P.O. NUMBER	CHECK#						
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-209	COA CH:SUB,L&L,OFC BOOK/EQUIP,	50.00		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-210	COA CH:SUB,L&L,OFC BOOK/EQUIP,	120.00		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-246	COA:VET BILLS,LEISURE&LEARNING	6.62		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-252	COA TH:L&L, MTG EXP	25.98		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-253	COA CH:SUB,L&L,OFC BOOK/EQUIP,	32.00		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-254	COA RK:C1 CONSUMABLES,L&L,SUPP	10.32		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-254	COA:VET BILLS,LEISURE&LEARNING	49.98		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-301	COA:TP:OFFICE SUPPLY, CONSUMAB	4.97		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-301	COA:VET BILLS,LEISURE&LEARNING	5.77		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-305	COA CH:SUB,L&L,OFC BOOK/EQUIP,	126.21		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-306	COA:VET BILLS,LEISURE&LEARNING	30.08		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-345	COA RK:C1 CONSUMABLES,L&L,SUPP	17.48		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-345	COA:TP:OFFICE SUPPLY, CONSUMAB	11.01		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-750	COA RK:C1 CONSUMABLES,L&L,SUPP	159.81		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-750	COA CH:SUB,L&L,OFC BOOK/EQUIP,	721.00		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-750	COA TH:L&L, MTG EXP	125.56		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-00-750	COA:VET BILLS,LEISURE&LEARNING	1,419.66		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-05-301	COA RK:C1 CONSUMABLES,L&L,SUPP	42.45		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-145-5-07-302	COA RK:C1 CONSUMABLES,L&L,SUPP	2.50		
*** VENDOR 648 TOTAL									2,961.40	
243	GEOTAB	GEOTAB USA INC	340469	107794 AP	03/25/2024	4-145-5-00-230	REPLACE CK 106596 LEAV01	538.89		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	340657	107944 AP	03/29/2024	4-145-5-00-301	COA BULLETIN BOARDS	495.22		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	340657	107944 AP	03/29/2024	4-145-5-00-345	COA C17C2 CONSUMABLES	94.00		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	340657	107944 AP	03/29/2024	4-145-5-00-345	COA C17C2 CONSUMABLES	246.65		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	340657	107944 AP	03/29/2024	4-145-5-00-345	COA C17C2 CONSUMABLES	67.92		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	340657	107944 AP	03/29/2024	4-145-5-00-345	COA C17C2 CONSUMABLES	178.27		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	340657	107944 AP	03/29/2024	4-145-5-05-301	COA C17C2 CONSUMABLES	38.70		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	340657	107944 AP	03/29/2024	4-145-5-05-301	COA C17C2 CONSUMABLES	27.98		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	340657	107944 AP	03/29/2024	4-145-5-06-301	COA C17C2 CONSUMABLES	29.90		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	340657	107944 AP	03/29/2024	4-145-5-06-301	COA C17C2 CONSUMABLES	21.60		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	340657	107944 AP	03/29/2024	4-145-5-06-321	COA C17C2 CONSUMABLES	67.27		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	340657	107944 AP	03/29/2024	4-145-5-06-321	COA C17C2 CONSUMABLES	48.62		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	340657	107944 AP	03/29/2024	4-145-5-07-302	COA C17C2 CONSUMABLES	5.53		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	340657	107944 AP	03/29/2024	4-145-5-07-302	COA C17C2 CONSUMABLES	4.00		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	340657	107944 AP	03/29/2024	4-145-5-07-321	COA C17C2 CONSUMABLES	29.89		
4755	LEAV PAPER	LEAVENWORTH PAPER AND OFFICE S	340657	107944 AP	03/29/2024	4-145-5-07-321	COA C17C2 CONSUMABLES	21.61		
*** VENDOR 4755 TOTAL									1,377.16	
2059	MIDWEST OFFICE TECH	MIDWEST OFFICE TECHNOLOGY INC	340660	107947 AP	03/29/2024	4-145-5-00-208	OPK595_K COA COLOR COPIER CONT	34.34		
2059	MIDWEST OFFICE TECH	MIDWEST OFFICE TECHNOLOGY INC	340660	107947 AP	03/29/2024	4-145-5-00-208	OPK595_K COA COLOR COPIER CONT	335.85		
*** VENDOR 2059 TOTAL									370.19	
12605	MUSHLIN, GARY	GARY MUSHLIN	340665	107952 AP	03/29/2024	4-145-5-00-750	COA PIANO TUNE	170.00		
211	NACO	NATIONAL ASSOCIATION OF COUNTI	340477	107797 AP	03/25/2024	4-145-5-00-203	OFFICE 365 TRANSPORTATION SOFT	360.00		
458	ROAD & BRIDGE	LEAV CO PUBLIC WORKS	340492	107801 AP	03/26/2024	4-145-5-00-213	CO ON AGING VEH MAINT - FEB	942.59		
22972	TRANSFER STATION	TRANSFER STATION	340493	107802 AP	03/26/2024	4-145-5-00-260	CO ON AGING ACCT 220 - STANDAR	5.00		
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	340494	107803 AP	03/26/2024	4-145-5-00-302	CO ON AGING POSTAGE	654.66		
TOTAL FUND 145									7,379.89	
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20588	ADVANTAGE	ADVANTAGE PRINTING	340631	107918 AP	03/29/2024	4-146-5-00-301	CTS:#10 WINDOW ENVELOPES	1,583.00		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-146-5-00-301	CO TREAS SPEC - LAST DAY OF MO	78.63		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-146-5-00-301	CTS:TT:OFFICE SUPPLIES	556.32		
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-146-5-00-301	CTS:AH:OFFICE SUPPLIES,EMPL ME	399.99		
*** VENDOR 648 TOTAL									1,034.94	

warrants by vendor

FMWARRPTR2		LEAVENWORTH COUNTY						3/29/24	8:44:40
DCOX		WARRANT REGISTER - BY FUND / VENDOR						Page	15
		START DATE: 03/23/2024    END DATE: 03/29/2024							
TYPES OF CHECKS SELECTED: * ALL TYPES									
			P.O.NUMBER	CHECK#					
2666	MISC REIMBURSEMENTS	CALEB GORDON	340663	107950 AP	03/29/2024	4-146-5-00-205	REIM MILEAGE - 1ST QUARTER 202	785.91	
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	340494	107803 AP	03/26/2024	4-146-5-00-302	CO TREAS SPECIAL: FEB POSTAGE	2,372.57	
TOTAL FUND 146									5,776.42
243	GEOTAB	GEOTAB USA INC	340469	107794 AP	03/25/2024	4-153-5-00-3	REPLACE CK 106596 LEAV01	115.00	
TOTAL FUND 153									115.00
7158	A-1 RENTAL	A-1 RENTAL	340629	107916 AP	03/29/2024	4-160-5-00-263	SOLID WASTE - MONTHLY TOILET R	110.00	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-160-5-00-201	SOLID WASTE:TS:HHW,DUES,ADMIN/	133.98	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-160-5-00-203	SOLID WASTE:TS:HHW,DUES,ADMIN/	400.00	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-160-5-00-208	SOLID WASTE:TS:HHW,DUES,ADMIN/	343.10	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-160-5-00-213	SOLID WASTE:JA HHW, MAINT	532.85	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-160-5-00-301	SOLID WASTE:TS:HHW,DUES,ADMIN/	1,061.12	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-160-5-00-303	SOLID WASTE:JA HHW, MAINT	176.70	
*** VENDOR 648 TOTAL									2,647.75
26319	DEHART	DEHART RECYCLING EQUIPMENT INC	340641	107928 AP	03/29/2024	4-160-5-00-213	BAILING WIRE FOR SOLID WASTE(W	681.34	
8686	EVERGY SIRENS	EVERGY KANSAS CENTRAL INC	340688	113	03/29/2024	4-160-5-00-210	ELEC SVC SOLID WASTE	384.96	
8686	EVERGY SIRENS	EVERGY KANSAS CENTRAL INC	340688	113	03/29/2024	4-160-5-00-210	ELEC SVC SOLID WASTE	49.99	
8686	EVERGY SIRENS	EVERGY KANSAS CENTRAL INC	340688	113	03/29/2024	4-160-5-00-210	ELEC SVC SOLID WASTE	413.83	
*** VENDOR 8686 TOTAL									848.78
243	GEOTAB	GEOTAB USA INC	340469	107794 AP	03/25/2024	4-160-5-00-215	REPLACE CK 106596 LEAV01	81.65	
22605	HINCKLEY S	HINCKLEY SPRINGS	340649	107936 AP	03/29/2024	4-160-5-00-263	DRINKING WATER FOR SWM	140.39	
458	ROAD & BRIDGE	LEAV CO PUBLIC WORKS	340492	107801 AP	03/26/2024	4-160-5-00-213	SOLID WASTE	1,931.10	
458	ROAD & BRIDGE	LEAV CO PUBLIC WORKS	340492	107801 AP	03/26/2024	4-160-5-00-304	SOLID WASTE	224.18	
*** VENDOR 458 TOTAL									2,155.28
575	US POSTAL SERVICE	US POSTAL SERVICE (QUADIENT-PO	340494	107803 AP	03/26/2024	4-160-5-00-201	SOLID WASTE POSTAGE	31.20	
TOTAL FUND 160									6,696.39
196	OLSSON	OLSSON, INC	340472	1739 AP	03/25/2024	4-171-5-00-201	3-2 PROF SVC TO 2.3.24	1,086.00	
TOTAL FUND 171									1,086.00
8020	APCO INT'L	APCO INTERNATIONAL	340632	107919 AP	03/29/2024	4-174-5-00-202	720994 PST 1 7TH ED RECERT EGM	30.00	
1737	AT&T-CAROL STREAM IL	AT&T	340633	107920 AP	03/29/2024	4-174-5-00-210	913A38-06824212 (3 TOWERS)	361.48	
1737	AT&T-CAROL STREAM IL	AT&T	340633	107920 AP	03/29/2024	4-174-5-00-210	913A38-06824212 (3 TOWERS)	361.48	
1737	AT&T-CAROL STREAM IL	AT&T	340633	107920 AP	03/29/2024	4-174-5-00-210	913A38-06824212 (3 TOWERS)	361.48	
*** VENDOR 1737 TOTAL									1,084.44
66366	KANSAS GAS ACH	KANSAS GAS SERVICE	340689	114	03/29/2024	4-174-5-00-210	510614745 2007004 82 GAS SERVI	67.90	
TOTAL FUND 174									1,182.34
1814	REGISTER OF DEEDS	LEAV CO REGISTER OF DEEDS	340672	107959 AP	03/29/2024	4-180-5-00-2	3-1 RECORDING FEE A-60 BR	38.00	
TOTAL FUND 180									38.00
5637	CLEARWATER ENTERPRIS	CLEARWATER ENTERPRISES,LLC	340475	107795 AP	03/25/2024	4-195-5-00-290	20642-0321A774932402 GAS SERVI	174.02	
8686	EVERGY SIRENS	EVERGY KANSAS CENTRAL INC	340688	113	03/29/2024	4-195-5-00-290	ELEC SVC COMM CORR	335.67	
TOTAL FUND 195									509.69
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-218-5-00-3	BG:CTHSE/JC UTIL,TRASH,MAINT/J	70.08	
648	COMMERCE BANK-COMMER	COMMERCE BANK-COMMERCIAL CARDS	340495	112	03/26/2024	4-218-5-00-3	BG:ZF:CUSHING MAINT SUPPLY, SD	3.18	
*** VENDOR 648 TOTAL									73.26
TOTAL FUND 218									73.26
1814	REGISTER OF DEEDS	LEAV CO REGISTER OF DEEDS	340672	107959 AP	03/29/2024	4-220-5-12-400	3-2 RECORDING FEE ST-26 CULVER	38.00	
warrants by vendor									

FMWARRPTR2			LEAVENWORTH COUNTY					3/29/24	8:44:40
DCOX			WARRANT REGISTER - BY FUND / VENDOR					Page	16
			START DATE: 03/23/2024    END DATE: 03/29/2024						
TYPES OF CHECKS SELECTED: * ALL TYPES									
			P.O.NUMBER	CHECK#					
1814	REGISTER OF DEEDS	LEAV CO REGISTER OF DEEDS	340672	107959 AP	03/29/2024	4-220-5-14-301	3-3 RECORDING FEES HP29,30,ST6	144.00	
1814	REGISTER OF DEEDS	LEAV CO REGISTER OF DEEDS	340672	107959 AP	03/29/2024	4-220-5-14-301	3-3 RECORDING FEES HP29,30,ST6	127.00	
1814	REGISTER OF DEEDS	LEAV CO REGISTER OF DEEDS	340672	107959 AP	03/29/2024	4-220-5-14-301	3-3 RECORDING FEES HP29,30,ST6	38.00	
1814	REGISTER OF DEEDS	LEAV CO REGISTER OF DEEDS	340672	107959 AP	03/29/2024	4-220-5-14-301	3-3 RECORDING FEES HP29,30,ST6	144.00	
1814	REGISTER OF DEEDS	LEAV CO REGISTER OF DEEDS	340672	107959 AP	03/29/2024	4-220-5-14-301	3-3 RECORDING FEES HP29,30,ST6	288.00	
1814	REGISTER OF DEEDS	LEAV CO REGISTER OF DEEDS	340672	107959 AP	03/29/2024	4-220-5-14-301	3-3 RECORDING FEES HP29,30,ST6	72.00	
1814	REGISTER OF DEEDS	LEAV CO REGISTER OF DEEDS	340672	107959 AP	03/29/2024	4-220-5-14-301	3-3 RECORDING FEES HP29,30,ST6	72.00	
1814	REGISTER OF DEEDS	LEAV CO REGISTER OF DEEDS	340672	107959 AP	03/29/2024	4-220-5-14-301	3-3 RECORDING FEES HP29,30,ST6	144.00	
*** VENDOR								1814 TOTAL	1,067.00
TOTAL FUND 220									1,067.00
-----									
353	UNITED WAY	UNITED WAY OF LEAVENWORTH COUN	340683	107970 AP	03/29/2024	4-510-2-00-905	EMPLOYEE CONTRIBUTIONS - MARCH	24.00	
353	UNITED WAY	UNITED WAY OF LEAVENWORTH COUN	340683	107970 AP	03/29/2024	4-510-2-00-905	EMPLOYEE CONTRIBUTIONS - MARCH	24.00	
*** VENDOR								353 TOTAL	48.00
TOTAL FUND 510									48.00
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TOTAL ALL CHECKS									338,680.27

TYPES OF CHECKS SELECTED: \* ALL TYPES

FUND SUMMARY

001	GENERAL	159,178.35
104	DRUG PROSECUTOR'S FUND	224.00
108	COUNTY HEALTH	10,515.17
115	EQUIPMENT RESERVE	45.00
119	ROD TECHNOLOGY	3,950.00
123	JUVENILE CRIME PREVENTION	277.32
126	COMM CORR ADULT	261.77
127	COMM CORR ADULT NON GRANT	287.45
133	ROAD & BRIDGE	78,275.53
134	SPECIAL ALCOHOL	45,500.00
136	COMM CORR JUVENILE	47.34
137	LOCAL SERVICE ROAD & BRIDGE	15,374.85
138	JUV INTAKE & ASSESSMENT	310.13
144	PALS (PETS AND LOVING SENIORS	461.37
145	COUNCIL ON AGING	7,379.89
146	COUNTY TREASURER SPECIAL	5,776.42
153	PUBLIC WORKS,EQUIP.RESERVE FUND	115.00
160	SOLID WASTE MANAGEMENT	6,696.39
171	S TAX CAP RD PROJ: BONDS	1,086.00
174	911	1,182.34
180	ALEX TWP TRAFFIC IMPACT	38.00
195	JUVENILE DETENTION	509.69
218	SEWER DIST #5	73.26
220	CAP IMPR: RD & BRIDGE	1,067.00
510	PAYROLL CLEARING	48.00
TOTAL ALL FUNDS		338,680.27

Consent Agenda for April 3, 2024

Checks dated 3.23 - 3.29



**Leavenworth County  
Request for Board Action**

**Date:** March 28, 2024

**To:** Board of County Commissioners

**Cc:** Mark Loughry; Misty Brown; Bill Noll; Dan Baumchen

**From:** David C. Van Parys

**Department Head Approval:** N/A

**Additional Reviews as needed:**

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

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**Action Requested:** Consideration of a request that section of unopened, unused road-right-of-way be vacated.

**Recommendation:** Approve a Board Order (attached) vacating the right-of-way in question.

**Analysis:** The owners of a tract of land adjoining a dedicated, but unopened, section of Evans Road, in the vicinity of Evans Road and 228<sup>th</sup> Street, have requested that an unopened section of Evans Road lying West of 228<sup>th</sup> Street, be vacated. A map of the area is attached, as is the Notice which provides the legal description. The vacation would facilitate future plans of the owners and remove a public right-of-way on their property. Public Works has indicated that there are no current plans to open the section of road-right-of-way. The adjoining property owners were notified of the proposed vacation in August of 2023 and again within the last week. No opposition to the proposed vacation has been received.

**Alternatives:** (1) Leave the road right-of-way dedicated but unopened; (2) Table the matter for further study.

**Budgetary Impact:** None

- ☐ 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:** N/A

**Additional Attachments:** See attached proposed Board Order, map and Notice.

**BOARD ORDER 2024-04**

**AN ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF LEAVENWORTH COUNTY, KANSAS, VACATING OF A CERTAIN SECTION OF ROADWAY DUE TO NON-USE**

**BE IT FOUND** that the board of county commissioners of Leavenworth county, Kansas, met on the 3<sup>rd</sup> day of April, 2024, at 9:00 a.m., in the regular meeting room of the commission at 300 Walnut, Suite 225, Leavenworth, Kansas, pursuant to K.S.A. 68-102(b) conduct a hearing on the proposed vacation of an unused section of roadway described as follows:

A tract of land in the Northwest Quarter of Section 17, Township 11 South, Range 21 East, also being part of Lot 4, Reischman Farms Final Plat, recorded as Document No. 2008P00015, all located in Leavenworth County Kansas, described as follows:

Vacate the dedicated 40-foot roadway of Evans Road, formerly Ferguson and Stafford Road, recorded in Road Record Book B, Pages 312-320, in November of 1869 and the 40-foot dedicated Right of Way per said Reischman Farms Final Plat from the West line of said lot 4 to the East line of said lot 4.

**WHEREUPON** the board conducted a public hearing upon the matter and entered the following findings;

1. That all proper notice has been given and as provided for by statute.
2. That the road right of way in question has no use, and has not been used, as a public road and no future use of the road is foreseen.
3. That the owners of property adjoining the section of road right of way under consideration for vacation, having been provided proper notice, do not object to the proposed vacation.
4. That the section of road right of way identified herein be declared and ordered vacated as provided for by statute.
5. That a copy of this Order be recorded in the office of the Register of Deeds and be made a part of the road records of the county.

**SO ORDERD ON THIS 3<sup>RD</sup> DAY OF APRIL, 2024.**

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**JEFF CULBERTSON, CHAIR**

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**VICKY KAAZ, MEMBER**

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**MIKE SMITH, MEMBER**

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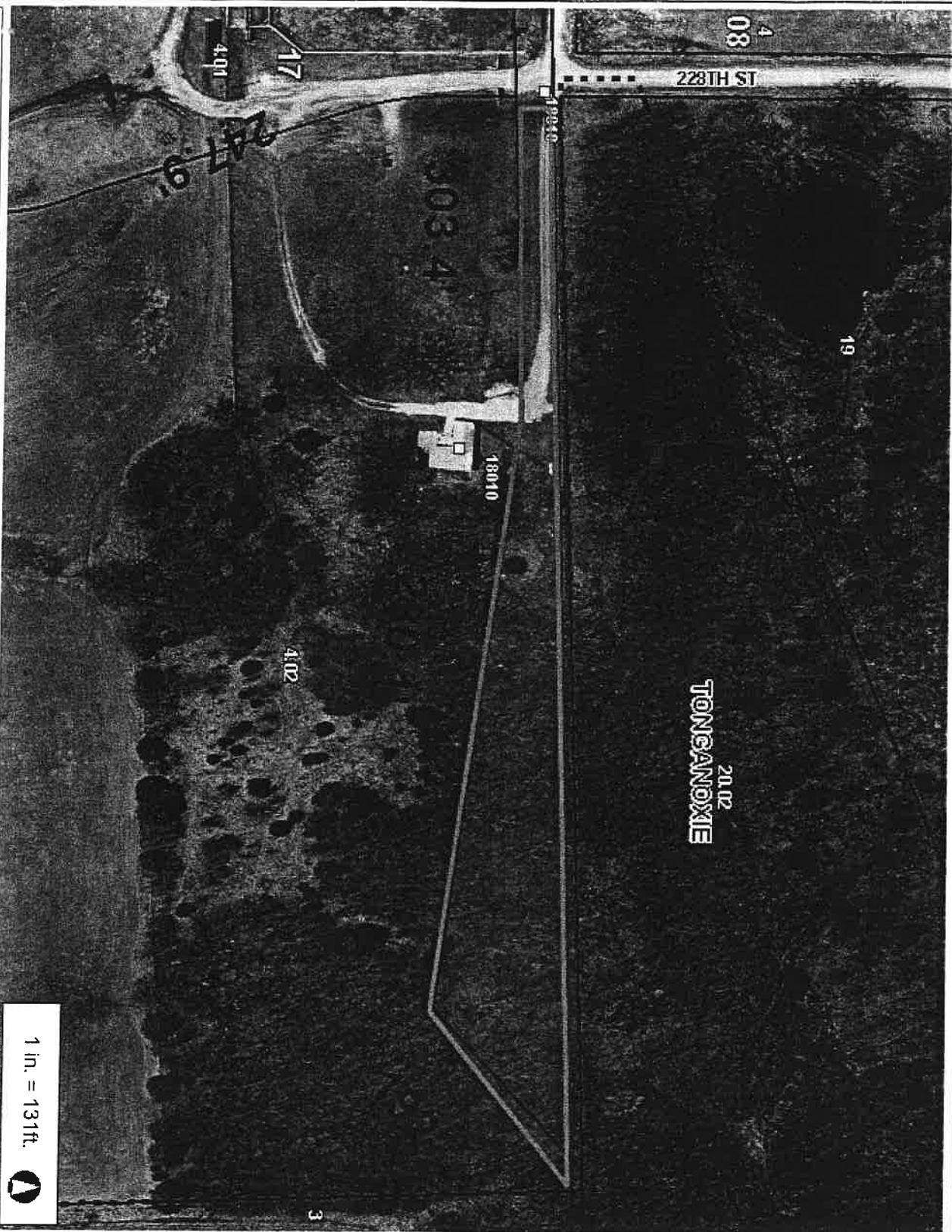
**DOUG SMITH, MEMBER**


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**MIKE STIEBEN, MEMBER**

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

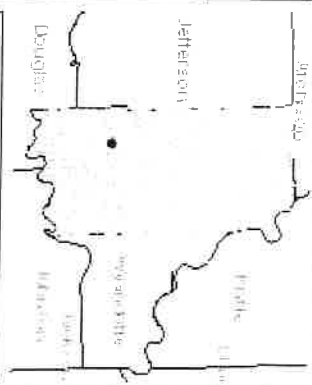
**Leavenworth County, KS**














1 in. = 13 ft. 

Number of Children	Percentage of Families
0	26.29
1	13.146
2	262.9

THIS MAP IS NOT TO BE USED FOR NAVIGATION



### Legend

- |   |                    |
|---|--------------------|
|  | Address Point      |
|  | Parcel Number      |
|  | Lot Line           |
|  | Parcel             |
|  | City Limit Line    |
|  | Major Road         |
|  | Road               |
|  | Railroad           |
|  | Section            |
|   | Section Boundaries |
|    | County Boundary    |

## Notes

**NOTICE OF A HEARING BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF LEAVENWORTH COUNTY, KANSAS, TO CONSIDER THE VACATION OF A  
CERTAIN SECTION OF ROADWAY DUE TO NON-USE**

**TO ALL INTERESTED PERSONS TAKE NOTICE** that the board of county commissioners of Leavenworth county, Kansas, shall, on the 3<sup>rd</sup> day of April, 2024, at 9:00 a.m., in the regular meeting room of the commission at 300 Walnut, Suite 225, Leavenworth, Kansas, pursuant to K.S.A. 68-102(b) conduct a hearing on the proposed vacation of an unused section of roadway described as follows:

A tract of land in the Northwest Quarter of Section 17, Township 11 South, Range 21 East, also being part of Lot 4, Reischman Farms Final Plat, recorded as Document No. 2008P00015, all located in Leavenworth County Kansas, described as follows:

Vacate the dedicated 40 foot roadway of Evans Road, formerly Ferguson and Stafford Road, recorded in Road Record Book B, Pages 312-320, in November of 1869 and the 40 foot dedicated Right of Way per said Reischman Farms Final Plat from the West line of said lot 4 to the East line of said lot 4.

Janet Klasinski  
County Clerk

# Leavenworth County Request for Board Action

**Date:** April 3<sup>rd</sup>, 2024

**To:** Board of County Commissioners

**From:** Community Corrections

**Department Head Approval:** Jamie VanHouten, Director

**Additional Reviews as needed:**

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

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**Action Requested:** Approve request for Community Corrections to utilize Opiate Settlement Funding from Municipalities Fighting Addiction Fund (MFAF) to reimburse The Guidance Center for benefits for the Justice Involved Behavioral Health Liaison (JIBHL) FTE and to sustain our Community Corrections Cognitive Program Facilitator FTE.

**Recommendation:** Approve request to utilize funding to reimburse TGC for JIBHL benefits and to provide sustainability for our Adult Cognitive Programs.

**Analysis:** Since our last request to utilize Opiate Settlements in June 2023, Leavenworth County has received six additional Opiate Settlement payments totaling \$58,613.86. We are making a second request for the additional funds to pay a portion of benefits for the JIBHL which were not entirely covered by the KFAF grant we received to establish the position collaborative position between the jail and TGC. Unfortunately, the KFAF grant capped benefits at 25% of the salary and we anticipated that upon receiving the award we would need to identify another funding source to offset the additional benefit costs. The requested use is an approved use of the MFAF funding and the current amount requested would cover the cost of benefits and help sustain our adult cognitive programs established after our initial request for opiate settlement funds. As the county receives additional opiate settlement funding we will continue to request funds to sustain our problem-solving positions that improve public safety, reduce risk, and improve overall community well-being.

**Alternatives:** N/A

**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:** \$58,613.86

**Additional Attachments:** LVCO Opiate Settlement Deposits

### LVCO Opiate Settlement Deposits

Amount	Settlement	Rec.
\$5,182.31	Mallinckrodt	FY24
\$9,915.00	Allegra	FY24
\$8,947.29	TEVA	FY24
\$32,605.61	Distributors	FY23
\$755.00	McKinsey	FY23
\$1,208.65	Janssen	FY23
<b>\$58,613.86</b>		

**Leavenworth County  
Request for Board Action  
Resolution 2024-09  
Rezoning from RR-5 to RR-2.5**

**Date:** April 3, 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:**

1. Chairman, I move to adopt Resolution 2024-09 and approve the rezoning as outlined in Case DEV-24-004 based on the findings on the Golden Factors, as set forth in the Staff Report and as substantiated by the findings of fact as adopted by the Planning Commission.

**Analysis:** 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). Staff finds no compelling reason not to support the proposal.

**Planning Commission Recommendation:** The Planning Commission voted 8-0 (1 absent) to recommend approval of Case No. DEV-24-004 (Resolution 2024-09) rezoning request from RR-5 to RR-2.5.

**Alternatives:**

1. Approve case DEV-24-004 (Resolution 2024-09), Rezoning Request from RR-5 to RR-2.5 with Findings of Fact; or
2. Deny case DEV-24-004 (Resolution 2024-09), Rezoning Request from RR-5 to RR-2.5 with Findings of Fact; or
3. Revise or Modify the Planning Commission Recommendation to Resolution 2024-09, Rezoning Request from RR-5 to RR-2.5 with Findings of Fact; or
4. Remand the case back to the Planning Commission.

**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**

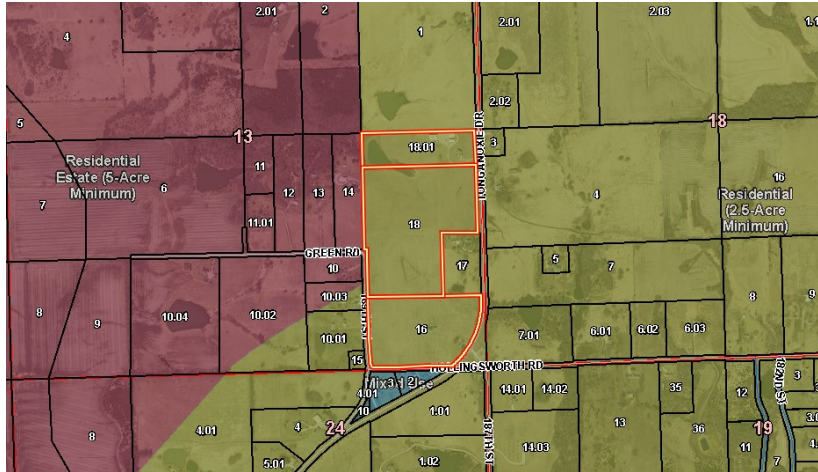
CASE NO: DEV-24-004 Smith Trust Agreement Rezone

March 13, 2024

**REQUEST: *Public Hearing Required***

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

**SUBJECT PROPERTY:** 22323, 22027 & 00000 TONGANOXIE DRIVE  
**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:**  
SMITH TRUST AGREEMENT  
22323 TONGANOXIE DR  
TONGANOXIE, KS 66086

**CONCURRENT APPLICATIONS:**  
N/A

**LAND USE**

ZONING: RR-5

FUTURE LAND USE  
DESIGNATION: RESIDENTIAL  
(2.5 MIN ACRE)

SUBDIVISION: N/A

FLOODPLAIN: N/A

**LEGAL DESCRIPTION:**

Two tracts of land in the East half of the Southeast Quarter of Section 13, Township 10 South, Range 21 East of the 6th P.M., Leavenworth County AND The South Twenty-two acres of the East Half of the Southeast Quarter of Section 13, Township 10, Range 21 East of the 6th P.M., Leavenworth County, Kansas.

**STAFF RECOMMENDATION: APPROVAL**

**ACTION OPTIONS:**

1. Recommend approval of Case No. DEV-24-004, Rezone for Smith Trust Agreement, to the Board of County Commission, with or without conditions; or
2. Recommend denial of Case No. DEV-24-004, Rezone for Smith Trust Agreement, 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 parcels at 22323, 22027 & 00000 TONGANOXIE DRIVE from RR-5 to RR-2.5.

**PROPERTY INFORMATION**

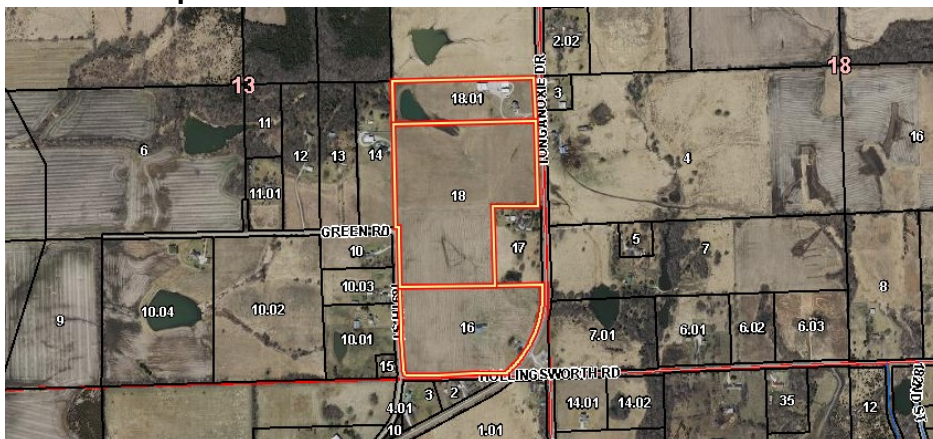
PARCEL SIZE: 67 ACRES  
COMBINED

PARCEL ID NO:  
146-13-0-00-00-018.00, 146-13-0-00-00-018.01 & 146-13-0-00-00-016.00

BUILDINGS:  
TWO SINGLE FAMILY RESIDENCES;  
MULTIPLE ACCESSORY STRUCTURES

ACCESS/STREET:  
TONGANOXIE DR ARTERIAL, PAVED,  
±26' WIDE/ HOLLINGSWORTH RD  
LOCAL, GRAVEL, ±24' WIDE

**Location Map:**



**UTILITIES**

SEWER: SEPTIC

FIRE: STRANGER

WATER: RWD #8

ELECTRIC: EVERYGY

**NOTICE & REVIEW:**

STAFF REVIEW: 2/3/2024

NEWSPAPER NOTIFICATION:  
2/20/2024

NOTICE TO SURROUNDING  
PROPERTY OWNERS:  
2/16/2024

<b>FACTORS TO BE CONSIDERED:</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>Met</b>	<b>Not Met</b>
<b>1. Character of the Neighborhood:</b> <i>Density:</i> Surrounding parcels range in size from 0.8 acres to more than 70 acres. The area is not densely populated.  <i>Nearby City Limits:</i> Tonganoxie is more than three miles to the southwest and Basehor is more than three miles to the southeast.  <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.  <i>Adjacent Zoning:</i> Most adjacent properties are zoned RR-5. The properties to the south are zoned B-3.	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: Residential (2.5 min acre)</i> <i>Section 4 Land Use and Development Plan Strategies: The proposed use is compatible with the future land use designation.</i>	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 min acre)*. The request is compliant with the Future Land Use Map, therefore staff recommends approval.

#### **ATTACHMENTS:**

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

conceptual drawing Joe Herring

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

CK 1447  
email receipt -  
douglassmith  
1961@yahoo.com

Office Use Only	
Township: <u>Stranger</u>	Date Received: <u>01.17.2024</u>
Planning Commission Date	
Case No. <u>DEV-24-004</u>	Date Paid <u>01.17.2024</u>
Zoning District <u>RR 5</u>	Comprehensive Plan Land Use Designation <u>RR 2.5</u>

APPLICANT/AGENT INFORMATION	OWNER INFORMATION (If different)
NAME <u>Joe Herring</u>	NAME <u>SMITH TRUST AGREEMENT</u>
ADDRESS <u>315 North 5th Street</u>	ADDRESS <u>22323 TONGANOXIE DR</u>
CITY/ST/ZIP <u>Leavenworth, KS 66048</u>	CITY/ST/ZIP <u>TONGANOXIE, KS 66086</u>
PHONE <u>913-651-3858</u>	PHONE <u>N/A</u>
EMAIL <u>herringsurveying@outlook.com</u>	EMAIL <u>N/A</u>
CONTACT PERSON <u>Joe</u>	CONTACT PERSON <u>N/A</u>

PROPOSED USE INFORMATION	
Proposed Land Use <u>AGRICULTURE AND RURAL RESIDENTIAL</u>	
Current Zoning <u>RR-5</u>	Requested Zoning <u>RR-2.5</u>
Reason for Requesting Rezoning <u>ESTATE PLANNING AND MATCH THE CURRENT COMPREHENSIVE PLAN</u>	

PROPERTY INFORMATION
Address of Property <u>22027 &amp; 22323 TONGANOXIE DRIVE</u>
Parcel Size <u>11, 21, AND 36 ACRE TRACTS</u>
Current use of the property <u>AGRICULTURE AND RURAL RESIDENTIAL</u>
Present Improvements or structures <u>RESIDENTIAL HOUSES AND AGRICULTURE BUILDINGS</u>
PID <u>146-13-0-00-00-016 &amp; 146-13-0-00-00-018 &amp; 146-13-0-00-00-018.01</u>

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 \_\_\_\_\_ Date \_\_\_\_\_

ATTACHMENT A



ENTERED IN TRANSFER RECORD IN  
MY OFFICE THIS DAY 06/25/2021

*Janet Klammer*  
COUNTY CLERK

Doc #: 2021R07762  
TERRILOIS MASHBURN  
REGISTER OF DEEDS  
LEAVENWORTH COUNTY, KANSAS  
RECORDED ON:  
06/25/2021 09:35:57 AM  
RECORDING FEE: 38.00  
PAGES: 2

Please return to:  
Kansas Secured Title  
360 Santa Fe Street  
Leavenworth, KS. 66048  
TX0016026

### TRUSTEE'S DEED

The GRANTOR(S), Patricia Ebelke, and Douglas Smith, Trustees of the Bernice P. Smith Irrevocable Trust dated October 3, 2014

convey to

Smith Trust Agreement Dated April 6, 2019, Grantee.

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, the receipt of which is hereby acknowledged, does hereby grant, sell, and convey to Grantee, the following described real estate in LEAVENWORTH County, Kansas, to wit:

016.00  
18.00  
The South Twenty-two (22) acres of the East Half of the Southeast Quarter of Section Thirteen (13), Township Ten (10), Range Twenty-one (21), less roads, in Leavenworth County, Kansas

AND

A tract of land in the east half of the Southeast Quarter of Section 13-T10S-R21E of the 6th P.M., Leavenworth County, Kansas, described as follows: Commencing at the east quarter corner of said Section 13-10-21; thence S 00°13'40" W (assumed), 376.94 feet along the section line to the point of beginning; thence S 00°13'40" W, 757.52 feet along the section line; thence N 89°46'20" W, 465.00 feet (deed), N 89°10'54" W, 467.53 feet (measured) to a wood corner post; thence S 00°13'40" W, 717.46 feet (deed), S 00°15'45" W, 716.90 feet (measured) to a wood corner post; thence N 89°09'35" W 851.94 feet to the West line of the East Half of said Southeast Quarter; thence N 00°14'43" E, 1464.94 feet along said West line; thence S 89°34'45" E, 1319.40 feet to the point of beginning, including road right of way as surveyed by D.G. White and Associates, November 2003

EXCEPT AND SUBJECT TO: Easements, restrictions and assessments of record, and all the taxes and assessments that may be levied, imposed or become payable hereafter.

The Grantor(s) covenant(s) that the aforesaid trust remains in full force and effect and has not been revoked, that the undersigned is/are the trustees of said trust and have full right and authority to convey the above-described real estate and to make, execute and deliver this deed pursuant to the power set forth in the said trust instrument.

Dated this 24th day of June, 2021.

Patricia Ebelke, Trustee

Patricia Ebelke, Trustee of the Bernice P. Smith Irrevocable Trust dated October 3, 2014

Douglas Smith, Trustee

Douglas Smith, Trustee of the Bernice P. Smith Irrevocable Trust dated October 3, 2014

State of Kansas, County of LEAVENWORTH §

The foregoing instrument was acknowledged before me this 24<sup>th</sup> day of June, 2021 by Patricia Ebelke and Douglas Smith, Trustees of the Bernice P. Smith Irrevocable Trust dated October 3, 2014.



Channing C. Cole  
Channing C. Cole Notary Public

My appointment expires: 01/05/2023



ENTERED IN TRANSFER RECORD IN  
MY OFFICE THIS DAY 06/16/2021

*Janet Klasmaker*  
COUNTY CLERK

Doc #: 2021R07361  
TERRILOIS MASHBURN  
REGISTER OF DEEDS  
LEAVENWORTH COUNTY, KANSAS  
RECORDED ON:  
06/16/2021 01:19:39 PM  
RECORDING FEE: 38.00  
PAGES: 2

**\*\*This is being filed to correct the legal from Quitclaim Deed filed 8/12/2019 as document No. 2019R06228 and to change vesting to their individual Trust\*\***

(Space above reserved for Recorder of Deeds certification)

### **CORRECTION KANSAS QUITCLAIM DEED**

THIS INDENTURE, Made on the 11 day of June 2021, by and between **Douglas E Smith and Kay D Smith, Trustee's**, or their successors in trust, under the **Smith Trust Agreement, dated 8/6/2016**, of the County of **Leavenworth**, State of **Kansas** herein called the grantor whether one or more and **Douglas Edward Smith and Kay Diane Smith, Trustee's**, or their successors in trust, under the **Smith Trust Agreement, dated 8/6/2019**. Whose property address is **22323 Tonganoxie Rd, Tonganoxie, KS 66086** of the County of **Leavenworth**, State of **Kansas**, herein called the grantee whether one or more.

WITNESSED: THAT SAID GRANTOR, in consideration of the sum of Zero Dollars \$0.00 and No other valuable consideration to him in hand paid by said grantee the receipt of which is hereby acknowledged, does by these presents, Remise, Release and forever Quit Claim unto the said grantee the following described lots, tracts or parcels of land, lying, being and situated in the County of **Leavenworth** and State of **Kansas**, to-wit:

18.01  
A tract of land in the East Half of the Southeast Quarter of Section 13, Township 10 South, Range 21 East of the 6th P.M., Leavenworth County, Kansas, more fully described as follows: Beginning at the East Quarter corner of said Section 13; thence South 00° 13' 40" West (assumed) 376.94 feet along the Section line; thence North 89° 34' 45" West 1319.40 feet to the West line of the East Half of the Southeast Quarter of said Section 13; thence North 00° 14' 43" East 376.94 feet along said West line to the North line of said Southeast Quarter; thence South 89° 34' 45" East 1319.28 feet along said North line to the point of beginning, less and except any part thereof taken or used for road or street purposes, according to the Tract Split Survey dated November 12, 2003 by D.G. White & Associates, as recorded on December 13, 2005 in Survey Book 15, Page 44.

Exemption # 3

TO HAVE AND TO HOLD THE SAME, Together with all the rights, immunities, privileges and appurtenances thereto belonging unto said grantee and unto his heirs and assigns forever, so that neither the grantor nor his heirs, nor any other person or persons for him or in his name or behalf, shall or will hereafter claim or demand any right or title to the aforesaid premises or any part thereof, but they and each of them shall, by those presents, be excluded and forever barred.

WORDS and phrases herein, including acknowledgement hereof, shall be construed as in the singular or plural number, and as masculine or feminine gender, according to the context.

IN WITNESS WHEREOF, The said grantor has hereunto set his hand and seal the day and year above written.

DOUGLAS E SMITH AND KAY D SMITH, TRUSTEE'S, OR THEIR SUCCESSORS  
IN TRUST, UNDER THE SMITH TRUST AGREEMENT

  
Douglas E Smith, Trustee

  
Kay D Smith, Trustee

State of: Kansas )

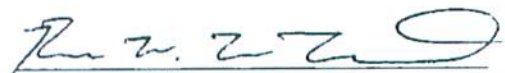
) ss.

County of: Leavenworth )

On this 11<sup>th</sup> day of June 2021, before me, the undersigned, a Notary Public, personally appeared, **Douglas E Smith and Kay D Smith, Trustee's , or their successors in trust, under the Smith Trust Agreement**, known to me to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

Witness my hand and notarial seal subscribed and affixed in said County and State, the day and year first above written.



  
Notary Public: Ryne W. Wheatcroft  
Notary Public in and for said State: KS  
My Commission expires: 7/2/2023



AFFIDAVIT

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

We/I Douglas Edward Smith and \_\_\_\_\_

Being dully sworn, dispose and say that we/I are the owner(s) of said property located at -  
22323 Tonganoxie Road Tonganoxie KS 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 16 day of January, 2024

Douglas Edward Smith 22323 Tonganoxie Rd Tonganoxie KS  
Print Name, Address, Telephone 913 683 5775 6086

Douglas Edward Smith Trustee  
Signature

STATE OF KANSAS )

) SS

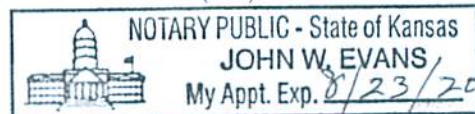
COUNTY OF LEAVENWORTH )

Be it remember that on this 16 day of January 2024 before me, a notary public in and  
for said County and State came Douglas Edward Smith 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 John W. Evans

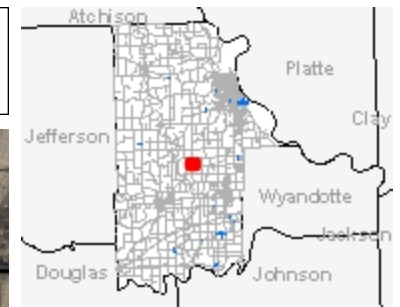
My Commission Expires: 8/23/2024

(seal)



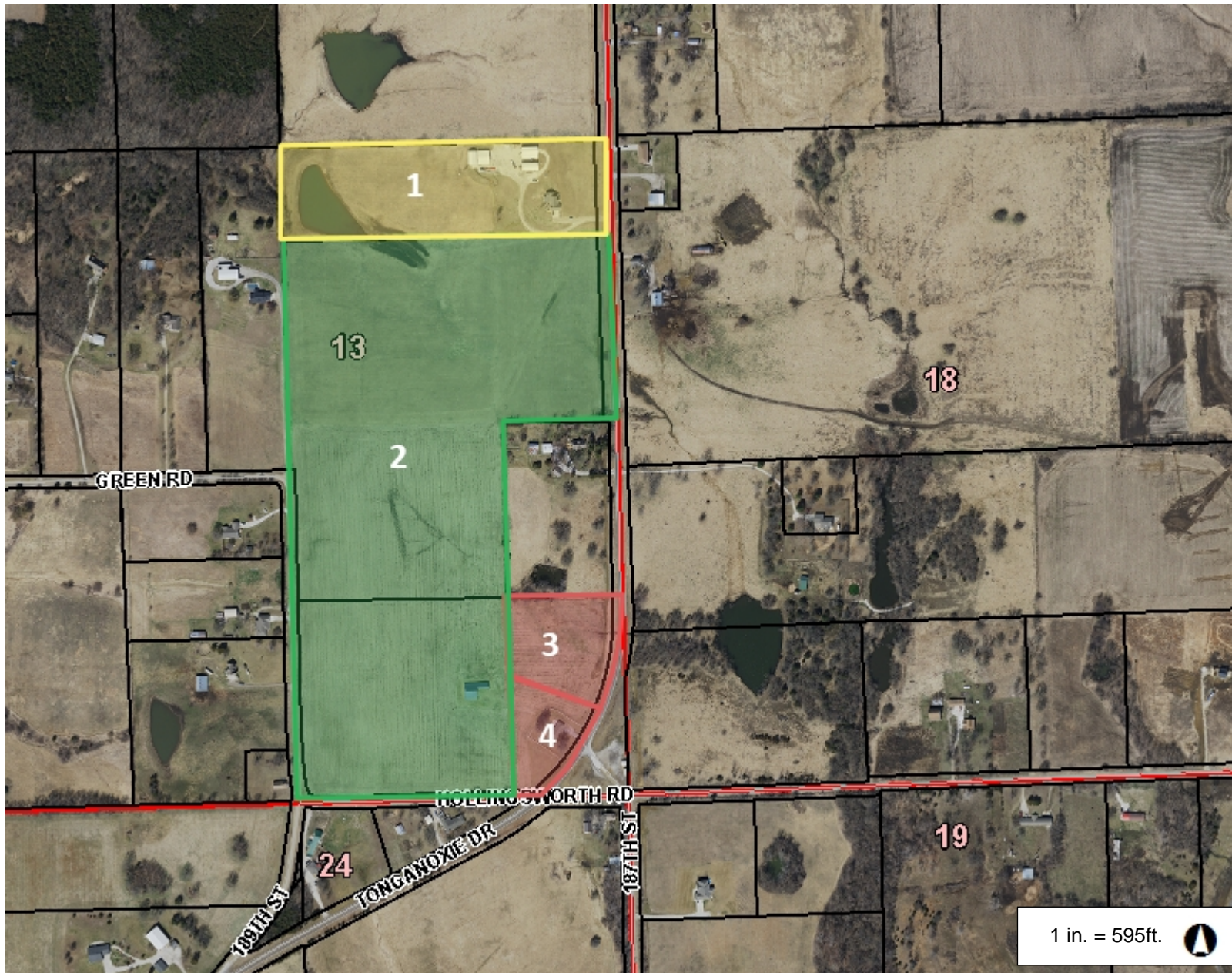
24

# Leavenworth County, KS



## Legend

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



1,189.7 0 594.85 1,189.7 Feet

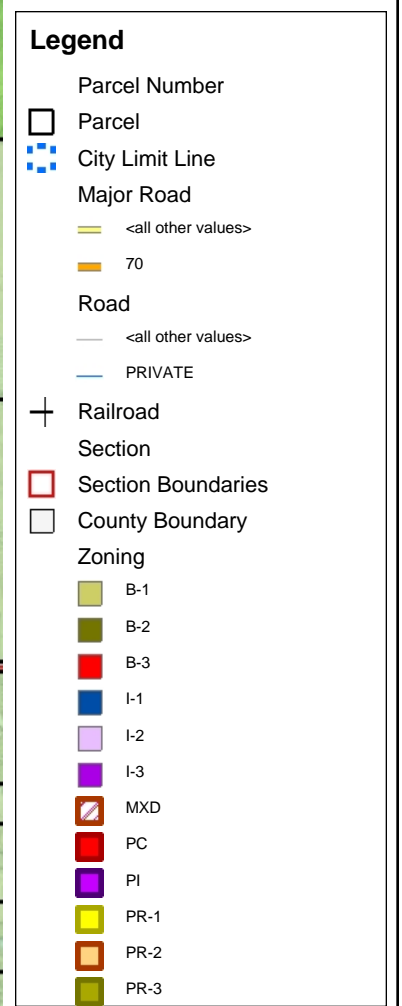
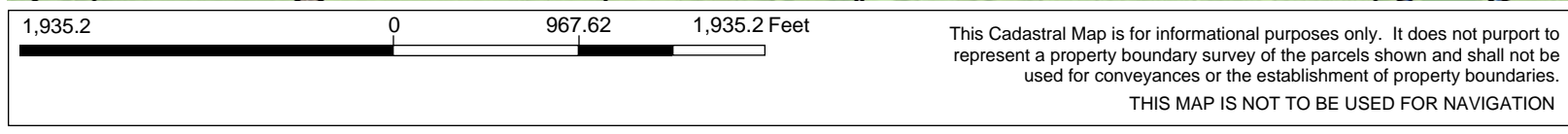
This Cadastral Map is for informational purposes only. It does not purport to represent a property boundary survey of the parcels shown and shall not be used for conveyances or the establishment of property boundaries.

THIS MAP IS NOT TO BE USED FOR NAVIGATION

## Notes



# DEV-24-004 Smith Trust Rezone



## Notes

**Allison, Amy**

---

**From:** Anderson, Kyle  
**Sent:** Monday, January 29, 2024 9:07 AM  
**To:** Johnson, Melissa  
**Subject:** RE: DEV-24-004 Rezone of Smith Trust Agreement - Herring

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

We have not received any complaints on this property.

Kyle Anderson  
Environmental Technician/Code Enforcement  
Leavenworth County Planning & Zoning  
300 Walnut St. Ste. 212  
Leavenworth, KS 66048  
913-684-1084

*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.*

---

**From:** Johnson, Melissa <MJohnson@leavenworthcounty.gov>  
**Sent:** Wednesday, January 17, 2024 3:02 PM  
**To:** Magaha, Chuck <cmagaha@lvsheriff.org>; Anderson, Kyle <KAnderson@leavenworthcounty.gov>; Miller, Jamie <JMiller@leavenworthcounty.gov>; Patzwald, Joshua <jpatzwald@lvsheriff.org>; Van Parys, David <DVanParys@leavenworthcounty.gov>; Noll, Bill <BNoll@leavenworthcounty.gov>; McAfee, Joe <JMcAfee@leavenworthcounty.gov>; Baumchen, Daniel <DBaumchen@leavenworthcounty.gov>; 'rwd8lv@gmail.com' <rwd8lv@gmail.com>; Design Group Leavenworth <DesignGroupLeavenworth@evergy.com>; 'stfdchief1760@gmail.com' <stfdchief1760@gmail.com>  
**Cc:** PZ <PZ@leavenworthcounty.gov>  
**Subject:** DEV-24-004 Rezone of Smith Trust Agreement - Herring

The Department of Planning & Zoning has received an application for a Rezone request regarding a property 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, January 31, 2024.

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

Thank you,

*Melissa Johnson*

Planner I  
Leavenworth County

# MEMO

**To:** Amy Allison  
**From:** Chuck Magaha  
**Subject:** Rezoning Smith Trust  
**Date:** February 12, 2024

Amy, I have reviewed the request of the rezoning from the Smith Trust, regarding the rezoning of the parcel you provided to our office from a RR5 to a RR2.5. If this will turn into a subdivision I will comment on the new application. I have no comments to lend at this time. If you feel I have missed an issue please give a call at 684-0457.

**Allison, Amy**

---

**From:** Rural Water <rwd8lv@gmail.com>  
**Sent:** Friday, January 19, 2024 10:18 AM  
**To:** Johnson, Melissa  
**Subject:** Re: DEV-24-004 Rezone of Smith Trust Agreement - Herring

**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.

At this time water is available to this area. Due to line size, fire protection is not available. If you have any questions please contact me.

Thank you,

On Wed, Jan 17, 2024 at 3:01 PM Johnson, Melissa <[MJohnson@leavenworthcounty.gov](mailto:MJohnson@leavenworthcounty.gov)> wrote:

The Department of Planning & Zoning has received an application for a Rezone request regarding a property 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, January 31, 2024.

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

Thank you,

Melissa Johnson

Planner I

Leavenworth County

Planning & Zoning Department

Leavenworth County Courthouse

300 Walnut St, Suite 212

Leavenworth County, Kansas 66048

(913) 684-0465

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.*

--

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

MAR 01 2024

**Leavenworth County Planning Commission:**

In the matter of the rezoning application (DEV-24-004) regarding the rezoning of referenced property from, RR-5 to RR2.5, *per Smith Trust Agreement request for rezoning 22323, 22027 & 00000 Tonganoxie Drive*

As property owners in the close vicinity of the property, We strongly **OPPOSE** the rezoning of this property in question from RR-5 to RR-2.5.

Terry and Shirley Stevens  
18972 Green Rd.  
Tonganoxie Ks.



We mark Behymer + Sherry  
Hedden are writing to say  
two votes for,

NO!

on DEU-24.004 for rezoning  
request from RR-5 zoning  
district to RR-2.5 zoning  
district on property of  
two tracts of land East half  
of South East Quarter of section  
13 Township 10 South Range 21  
East of the 16<sup>th</sup> p.m L.C. and South  
22 acres of the East half of  
Southeast quarter of section 13  
Township 10 Range 21 East of the  
16<sup>th</sup> p.m L.C. KS. address 22323,  
22027 + 00000 Tonganoxie Duwe.  
parcel ID# 146-13-0-00-0018.00  
146-13-0-00-00-018.01 + 146-13-0-00-00-  
016.00

this is not fair or right to  
everyone one. We have been living  
out here a long time, and don't  
want the rules changed just  
because their last name is  
Smith! Our taxes are already  
too high. How far out of

town do you have to go, to  
not have houses on top of  
everyone. We say

NO!

two votes!

Sherry Hadden  
+  
Mark Bohmer





**County of Leavenworth**  
Planning & Zoning Department  
300 Walnut, Suite 212  
Leavenworth, Kansas 66048  
Phone: 913-684-0465

**SCANNED**  
Amy A 3/5/24

February 16, 2024

HEDDEN, SHERRY ANN  
19050 GREEN RD  
TONGANOXIE, KS 66086-4256

no!

### NOTICE OF PUBLIC HEARING

Notice is hereby given for the Leavenworth County Planning Commission to hold a public hearing regarding an application (DEV-24-004) for a rezoning request from RR-5 zoning district to RR-2.5 zoning district on the following described property:

Two tracts of land in the East half of the Southeast Quarter of Section 13, Township 10 South, Range 21 East of the 6<sup>th</sup> P.M., Leavenworth County AND The South Twenty-two acres of the East Half of the Southeast Quarter of Section 13, Township 10, Range 21 East of the 6<sup>th</sup> P.M., Leavenworth County, Kansas.

**Request submitted by Herring Surveying on behalf of the Smith Trust Agreement**

**Address: 22323, 22027 & 00000 Tonganoxie Drive**

**Parcel ID number: 146-13-0-00-00-018.00, 146-13-0-00-00-018.01 & 146-13-0-00-00-016.00**

The hearing will be held on Wednesday the 13th day of March, 2024 at 5:30 p.m., in the Meeting Room, located on the second floor of the Leavenworth County Courthouse, 300 Walnut Street, Leavenworth, Kansas.

The hearing of this Rezoning is not limited to those persons receiving copies of this notice. If you know of any neighbor or other interested property owner who has not received a copy of this letter, it would be appreciated if you would inform them of this public hearing

Further information is available, including the full legal description, for inspection during regular business hours in the Leavenworth County Planning & Zoning Department.

We encourage public input. If you wish to provide comments in writing instead of in person, written comments must be received no later than noon Tuesday, March 12, 2024.

Respectfully,

Amy Allison  
Deputy Director  
Leavenworth County Planning and Zoning

not fair!



**County of Leavenworth**  
Planning & Zoning Department  
300 Walnut, Suite 212  
Leavenworth, Kansas 66048  
Phone: 913-684-0465

SCANNED

BY: AmyA DATE: 3/5/24

February 16, 2024

BEHYMER, MARK L & HEDDEN, SHERRY ANN  
19050 GREEN RD  
TONGANOXIE, KS 66086

no!

### NOTICE OF PUBLIC HEARING

Notice is hereby given for the Leavenworth County Planning Commission to hold a public hearing regarding an application (DEV-24-004) for a rezoning request from RR-5 zoning district to RR-2.5 zoning district on the following described property:

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**Request submitted by Herring Surveying on behalf of the Smith Trust Agreement**

**Address: 22323, 22027 & 00000 Tonganoxie Drive**

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We encourage public input. If you wish to provide comments in writing instead of in person, written comments must be received no later than noon Tuesday, March 12, 2024.

Respectfully,

Amy Allison  
Deputy Director  
Leavenworth County Planning and Zoning

Rules are  
no favorites

## **RESOLUTION 2024-09**

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:

**Two tracts of land in the East half of the Southeast Quarter of Section 13, Township 10 South, Range 21 East of the 6th P.M., Leavenworth County AND The South Twenty-two acres of the East Half of the Southeast Quarter of Section 13, Township 10, Range 21 East of the 6th P.M., Leavenworth County, Kansas, more commonly known as 22323, 22027, & 00000 Tonganoxie Drive**

**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 17<sup>th</sup> day of January, 2024, and

**WHEREAS**, it is hereby found that the Leavenworth County Planning Commission, after notice as required by law, did conduct a public hearing upon the granting of such request for a Rezoning on the 13<sup>th</sup> day of March, 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 approved; and

**WHEREAS**, the Board of County Commissioners considered, in session on the 3<sup>rd</sup> day of April, 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 of the Leavenworth County Planning Commission and the findings of fact adopted by the Board of County Commissioners in regular session on the 3<sup>rd</sup> day of April, 2024, and incorporated herein by reference, it is hereby resolved that the request for rezoning as described above, also known as 22323, 22027 & 00000 Tonganoxie Drive, Parcel Identification Number 146-13-0-00-00-018.00, 146-13-0-00-00-018.01 & 146-13-0-00-00-016.00, 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 3<sup>rd</sup> day of April, 2024  
Board of County Commission  
Leavenworth, County, Kansas

---

Jeff Culberston, Chairman

ATTEST:

---

Vicky Kaaz, Member

---

Janet Klasinski, Leavenworth County Clerk

---

Doug Smith, Member

---

Mike Smith, Member

---

Mike Stieben, Member

**Leavenworth County  
Request for Board Action  
Resolution 2024-10  
Rezoning from PR-1 to RR-5**

**Date:** April 3, 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** ☒

---

---

**Action Requested:**

1. Chairman, I move to adopt Resolution 2024-10 and approve the rezoning as outlined in Case DEV-24-005 based on the findings on the Golden Factors, as set forth in the Staff Report and as substantiated by the findings of fact as adopted by the Planning Commission.

**Analysis:** The applicants are requesting a rezoning from Planned Residential - 1 to Rural-Residential 5. The Comprehensive Plan identifies the future land use of this area as County Road 1 (PR-1). Due to the request not matching the future land use map, Staff recommends denial. The proposed zoning district is less dense than the future land use designation.

**Planning Commission Recommendation:** The Planning Commission voted 8-0 (1 absent) to recommend approval of Case No. DEV-24-005 (Resolution 2024-10) rezoning request from PR-1 to RR-5.

**Alternatives:**

1. Approve case DEV-24-005 (Resolution 2024-10), Rezoning Request from PR-1 to RR-5 with Findings of Fact; or
2. Deny case DEV-24-005 (Resolution 2024-10), Rezoning Request from PR-1 to RR-5 with Findings of Fact; or
3. Revise or Modify the Planning Commission Recommendation to Resolution 2024-10, Rezoning Request from PR-1 to RR-5 with Findings of Fact; or
4. Remand the case back to the Planning Commission.

**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-24-005 Elston Rezone

March 13, 2024

**REQUEST: *Public Hearing Required***

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

**STAFF REPRESENTATIVE:**

AMY ALLISON  
DEPUTY DIRECTOR

**SUBJECT PROPERTY:** 00000 KANSAS AVE

**FUTURE LAND USE MAP:** COUNTY ROAD 1

**APPLICANT/APPLICANT AGENT:**

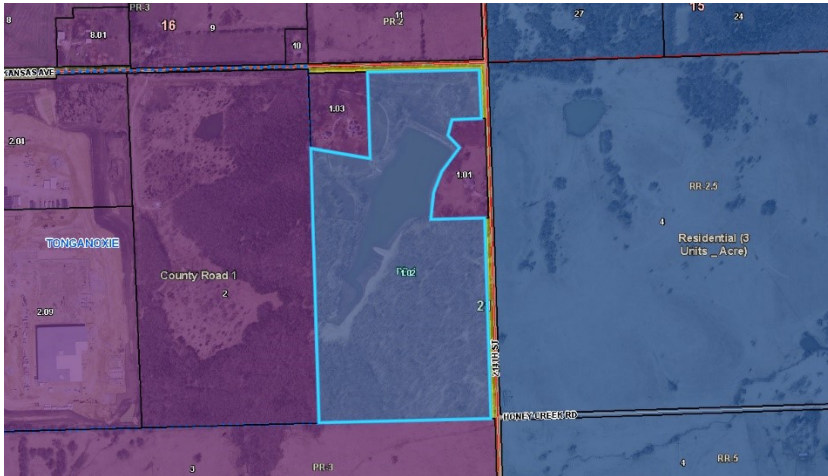
MARK ELSTON  
21589 KANSAS AVE  
TONGANOXIE KS 66086

**PROPERTY OWNER:**

MARK ELSTON

**CONCURRENT APPLICATIONS:**

N/A



**LAND USE**

ZONING: PR-1

FUTURE LAND USE  
DESIGNATION: COUNTY ROAD  
1 (PR-1)

**LEGAL DESCRIPTION:**

LOT 2, ELSTON ESTATES, LEAVENWORTH COUNTY, KANSAS.

SUBDIVISION: ELSTON  
ESTATES

FLOODPLAIN: N/A

**STAFF RECOMMENDATION: DENIAL**

**ACTION OPTIONS:**

1. Recommend approval of Case No. DEV-24-005, Rezone for Elston, to the Board of County Commission; or
2. Recommend denial of Case No. DEV-24-005, Rezone for Elston to the Board of County Commission for the following reasons; or
3. Continue the hearing to another date, time, and place.

**PROPERTY INFORMATION**

PARCEL SIZE: 68.75 ACRES

PARCEL ID NO:  
195-21-0-00-00-001.02

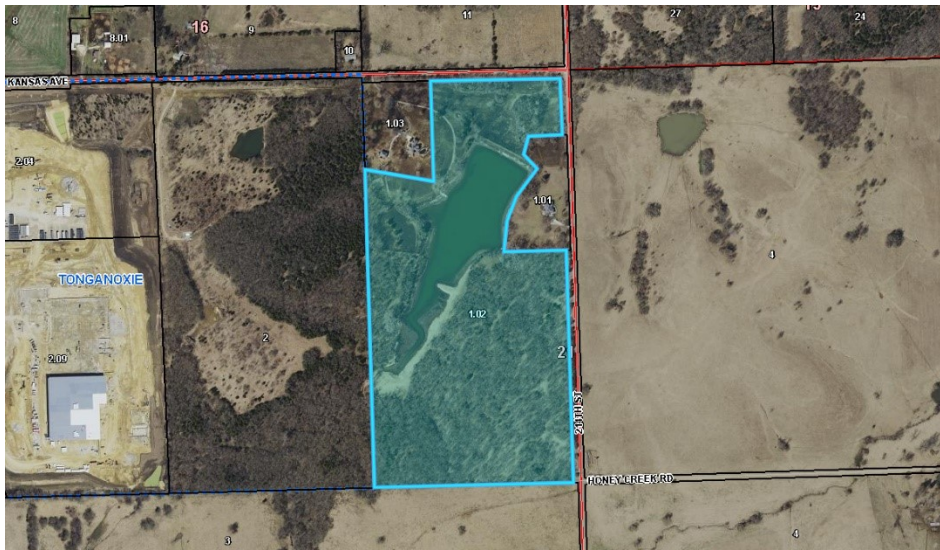
BUILDINGS:  
N/A

**PROJECT SUMMARY:**

Request to rezone one parcel at 00000 KANSAS AVENUE  
(PID: 195-21-0-00-00-001.02) from PR-1 to RR-5.

ACCESS/STREET:  
KANSAS AVE/ 214<sup>TH</sup> ST  
LOCAL, GRAVEL, ±24' WIDE

**Location Map:**



**UTILITIES**

SEWER: SEPTIC

FIRE: TONGANOXIE TWSP

WATER: SUBURBAN WATER

ELECTRIC: EVERGY

**NOTICE & REVIEW:**

STAFF REVIEW: 2/3/2024

NEWSPAPER NOTIFICATION:  
2/20/2024

NOTICE TO SURROUNDING  
PROPERTY OWNERS:  
2/16/2024

<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: Surrounding parcels range in size from one acre to more than 300 acres. The area is not densely populated.</i>  <i>Nearby City Limits: Tonganoxie abuts the property to the west.</i>  <i>Initial Growth Management Area: This parcel is located within the Urban Growth Area of Tonganoxie.</i>		X
<b>2. Zoning and uses of nearby property:</b> <i>Adjacent Uses: Most of the adjacent parcels are residential and agricultural in nature. The property to the west is a vacant parcel in the Tonganoxie Industrial Park.</i>  <i>Adjacent Zoning: Properties to the north are zoned PR-2, PR-3 to the south and RR-2.5 to the east. The property to the west is located in Tonganoxie's Industrial Park.</i>		X
<b>3. Suitability of the Property for the uses to which it has been restricted:</b> <i>The property is suitable for residential use. Future expansion of industrial uses to the west may support commercial or further industrial uses.</i>	X	
<b>4. Extent to which removal of the restrictions will detrimentally affect nearby property:</b> <i>The current zoning designation is for moderate density residential. The proposed zoning district is a low density residential which is compatible from a use standpoint but not for density. The anticipated development in this area would support future infrastructure that would be needed for growth to occur.</i>	X	X
<b>5. Length of time the property has been vacant as zoned:</b> <input checked="" type="checkbox"/> Vacant: <input type="checkbox"/> Not Vacant:	X	
<b>6. Relative gain to economic development, public health, safety and welfare:</b> <i>The property was rezoned as part of the County Road 1 rezoning. The current zoning designation reflects the possible future development that is anticipated from growth along the US 24-40 Corridor. Economic Development was a main consideration for rezoning the parcel to PR-1. However, the public health, safety and welfare should not be impacted by the request.</i>	X	X
<b>7. Conformance to the Comprehensive Plan:</b> <i>Future Land Use Map: County Road 1 (PR-1)</i> <i>Section 4 Land Use and Development Plan Strategies: The proposed use is not compatible with the future land use designation.</i>		X

#### **STAFF COMMENTS:**

The applicant is requesting a rezoning from Planned Residential - 1 to Rural-Residential 5. The Comprehensive Plan identifies the future land use of this area as *County Road 1 (PR-1)*. Because the existing zoning matches the Future Land Use map, staff is recommending denial. If approval of the request is considered, staff does recommend rezoning the parcel to RR-2.5 which would match the zoning to the east. RR-2.5 would still allow for the type of development the applicant has proposed in their development plan.

**ATTACHMENTS:**

A: Application & Narrative

B: Zoning Map

C: Memorandums



Tonganoxie  
Energy Suburban  
64.20  
21 11 21  
464 Lot 2  
Elston Estates

195-21 001.02  
**REZONING APPLICATION**

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

CK 48334

Office Use Only  
Township: Tonganoxie Date Received: 01.17.2024  
Planning Commission Date \_\_\_\_\_  
Case No. DEV-24 Date Paid 01.17.2024  
Zoning District PR-1 Comprehensive Plan Land Use Designation PR-1

**APPLICANT/AGENT INFORMATION**

NAME MARK ELSTON  
ADDRESS 21589 KANSAS AVE  
CITY/ST/ZIP TONGANOXIE KS  
66086  
PHONE 913-908-8754  
EMAIL MARKRELSTON@GMAIL  
CONTACT PERSON MARK ELSTON

**OWNER INFORMATION (If different)**

NAME \_\_\_\_\_  
ADDRESS \_\_\_\_\_  
CITY/ST/ZIP \_\_\_\_\_  
PHONE \_\_\_\_\_  
EMAIL \_\_\_\_\_  
CONTACT PERSON \_\_\_\_\_

**PROPOSED USE INFORMATION**

Proposed Land Use 5 ACRE LOT FOR RESIDENTIAL RR-5  
Current Zoning PR-1 to RR 5 Requested Zoning 5 ACRE LOTS  
Reason for Requesting Rezoning DIVIDE LAND UP FOR FAMILY FOR FUTURE  
Home s.

**PROPERTY INFORMATION**

Address of Property SAME  
Parcel Size 68% Acres  
Current use of the property WOODED LAND / POND  
Present Improvements or structures Ø  
PID 195-21 001.02

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 Mark Elston Date 12/20/2023

ATTACHMENT A

ENTERED IN TRANSFER RECORD IN  
MY OFFICE THIS DAY 12/01/2022

*Janet Klasmaker*  
COUNTY CLERK

Doc #: 2022R10742  
TERRILOIS MASHBURN  
REGISTER OF DEEDS  
LEAVENWORTH COUNTY, KANSAS  
RECORDED ON:  
12/01/2022 03:10:00 PM  
RECORDING FEE: 38.00  
PAGES: 2

MAIL TO:

*MARK ELSTON*  
*21589 KANSAS AVE*  
*TONGANOXIE KS*  
*66086*

## STATUTORY WARRANTY DEED

Grantor(s): Lori J. Elston, an unmarried person,

Conveys and Warrants to Mark Ross *ELSTON mb* ~~Elston~~, an unmarried person,

The following described premises, to-wit:

**Lot 2, Elston Estates, Leavenworth County, Kansas.**

For the sum of One Dollar and other good and valuable consideration.

Subject to: easements and restrictions of record, if any

Dated this November 21, 2022

PURSUANT TO K.S.A. 79-1437 (E), A REAL ESTATE VALIDATION QUESTIONNAIRE IS NOT REQUIRED DUE  
TO EXEMPTION NO. 8

DocId:8124659  
TX:4088609



Lori J. Elston

*Lori J. Elston*

Lori J. Elston

State of Kansas, Douglas County} ss.

This instrument was acknowledged before me on November 21<sup>st</sup>, 2022 by Lori J. Elston, an unmarried person.

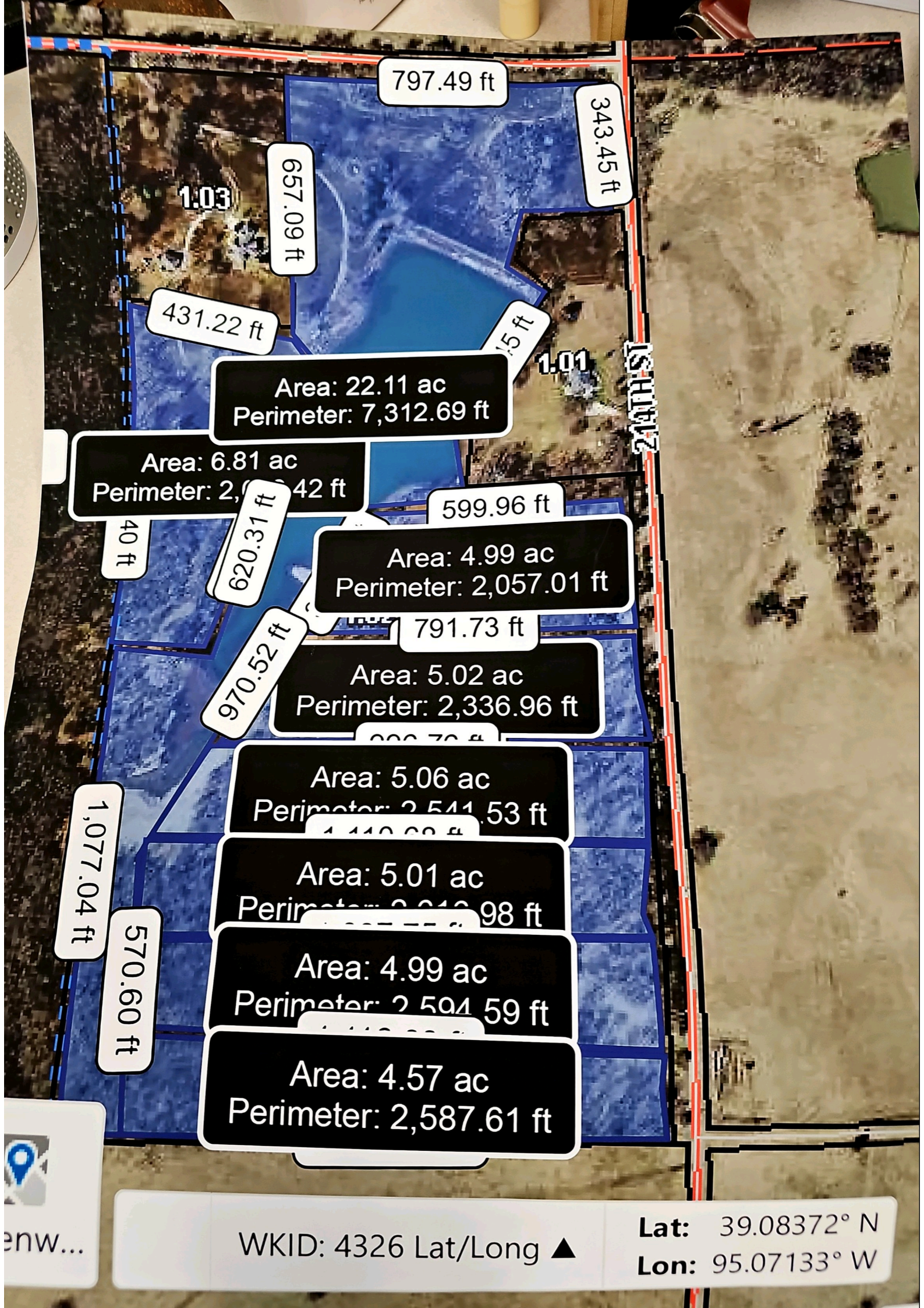
My appointment expires:



*Jennifer Baugh*  
Notary Public

JENNIFER BAUGH





797.49 ft

343.45 ft

657.09 ft

1.03

431.22 ft

15 ft

1.01

Area: 22.11 ac  
Perimeter: 7,312.69 ft

Area: 6.81 ac  
Perimeter: 2,642 ft

40 ft

620.31 ft

599.96 ft

Area: 4.99 ac  
Perimeter: 2,057.01 ft

970.52 ft

791.73 ft

Area: 5.02 ac  
Perimeter: 2,336.96 ft

666.76 ft

Area: 5.06 ac  
Perimeter: 2,541.53 ft

440.00 ft

Area: 5.01 ac  
Perimeter: 2,242.98 ft

1,077.04 ft

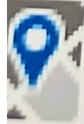
570.60 ft

Area: 4.99 ac  
Perimeter: 2,504.59 ft

Area: 4.57 ac  
Perimeter: 2,587.61 ft

Lat: 39.08372° N  
Lon: 95.07133° W

WKID: 4326 Lat/Long ▲



enw...



01.17. 2024 mg

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Leavenworth Planning and Zoning:

My name is Mark Elston.

My home and property are located at 21589 Kansas Ave. Tonganoxie KS

My far west property line butts up against the Tonganoxie city property line of the industrial park.

I have 2 parcels of land. One of 6 acres that my home sits on, and the other of 68 acres which includes a large pond.

My intention is for my 3 sons to build on the family land by dividing land on the east side of the pond into 5 acre plots. As the layout indicates, there will be 6 plots. Our intention is to have 1 driveway entrance on 214th St.

Presently, my former home, 17075 214th St. sits on the east side of the lake on a 5 acre tract. This would create uniform development for the area with higher tax bracket homes.

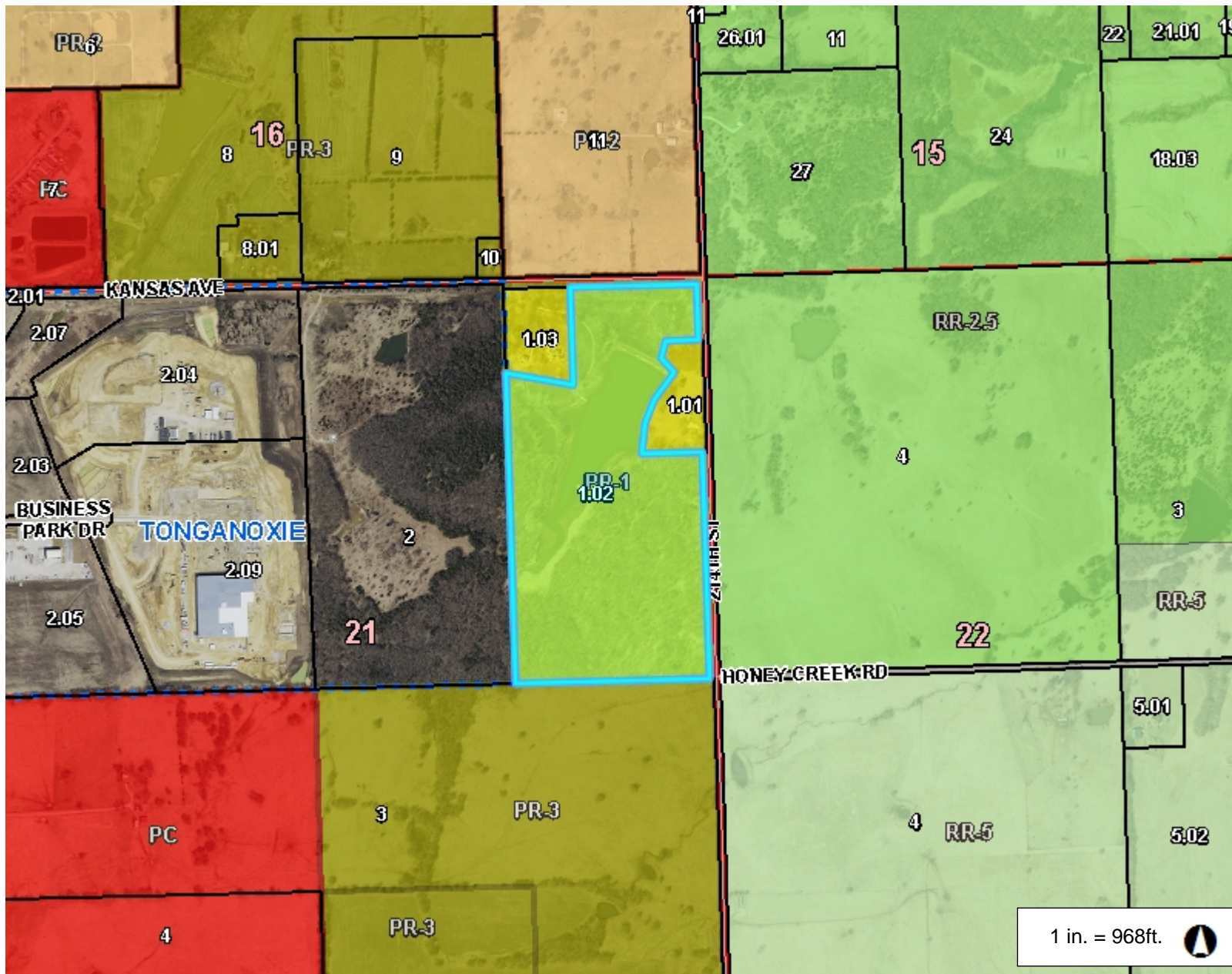
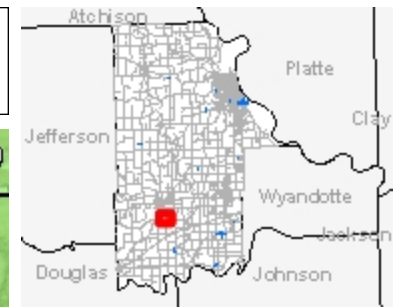
The pond plus remaining land on the west and north of the pond ( approx 22 acres ) would be plotted as one parcel. This will remain undeveloped for the foreseeable future with the understanding that it will go to my sons at some point in time.

The driveway that is the entrance for my home will remain the only driveway for that parcel as well.





# DEV-24-005 Elston 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. = 968ft.



1,935.2 0 967.62 1,935.2 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

## Allison, Amy

---

**From:** Anderson, Kyle  
**Sent:** Monday, February 12, 2024 12:17 PM  
**To:** Allison, Amy  
**Subject:** FW: DEV-24-005 Rezone of Elston Estates Lot 2 for Mark Elston

We have not received any complaints on this property.

Kyle Anderson  
Environmental Technician/Code Enforcement  
Leavenworth County Planning & Zoning  
300 Walnut St. Ste. 212  
Leavenworth, KS 66048  
913-684-1084

*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.*

---

**From:** Johnson, Melissa <[MJohnson@leavenworthcounty.gov](mailto:MJohnson@leavenworthcounty.gov)>  
**Sent:** Wednesday, January 17, 2024 4:05 PM  
**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)>; Van Parys, David <[DVanParys@leavenworthcounty.gov](mailto:DVanParys@leavenworthcounty.gov)>; Noll, Bill <[BNoll@leavenworthcounty.gov](mailto:BNoll@leavenworthcounty.gov)>; McAfee, Joe <[JMcAfee@leavenworthcounty.gov](mailto:JMcAfee@leavenworthcounty.gov)>; Baumchen, Daniel <[DBaumchen@leavenworthcounty.gov](mailto:DBaumchen@leavenworthcounty.gov)>; 'designgrouplawrenceservicecenter@evergy.com' <[designgrouplawrenceservicecenter@evergy.com](mailto:designgrouplawrenceservicecenter@evergy.com)>; 'Chief1860@ttrfd.com' <[Chief1860@ttrfd.com](mailto:Chief1860@ttrfd.com)>; 'travis@suburbanwaterInc.com' <[travis@suburbanwaterInc.com](mailto:travis@suburbanwaterInc.com)>; 'trish@suburbanwaterinc.com' <[trish@suburbanwaterinc.com](mailto:trish@suburbanwaterinc.com)>  
**Cc:** PZ <[PZ@leavenworthcounty.gov](mailto:PZ@leavenworthcounty.gov)>  
**Subject:** DEV-24-005 Rezone of Elston Estates Lot 2 for Mark Elston

The Department of Planning & Zoning has received an application for a Rezone request regarding a property from PR-1 to RR-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, January 31, 2024.

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

Thank you,

*Melissa Johnson*  
Planner I  
Leavenworth County  
Planning & Zoning Department

# MEMO

**To:** Melisa Johnson  
**From:** Chuck Magaha  
**Subject:** Rezoning Elston  
**Date:** February 12, 2024

Melissa, I have reviewed the request of the rezoning to Mr. Mark Elston regarding the rezoning of the parcel divide you provided to our office from PR-1 to RR5. I have no comments to lend at this time understanding that the property after rezoning will need to abide by the subdivision guideline. If you feel I have missed an issue please give a call at 684-0457.

**Allison, Amy**

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**From:** Timothy Smith <chief1860@ttrfd.com>  
**Sent:** Thursday, January 18, 2024 9:19 AM  
**To:** Johnson, Melissa  
**Subject:** Re: DEV-24-005 Rezone of Elston Estates Lot 2 for Mark Elston

**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.

The Tonganoxie Township Fire Department has reviewed this request and has no issues with it.

On Wed, Jan 17, 2024 at 4:04 PM Johnson, Melissa <[MJohnson@leavenworthcounty.gov](mailto:MJohnson@leavenworthcounty.gov)> wrote:

The Department of Planning & Zoning has received an application for a Rezone request regarding a property from PR-1 to RR-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, January 31, 2024.

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

Thank you,

Melissa Johnson

Planner I

Leavenworth County

Planning & Zoning Department

Leavenworth County Courthouse

300 Walnut St, Suite 212

Leavenworth County, Kansas 66048

(913) 684-0465

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.*

--

Tim Smith, Chief  
*Tonganoxie Township Rural Fire Department  
Past President Kansas State Association Fire Chiefs*

18993 McLouth Rd  
Tonganoxie KS 66086

Phone: [913-845-3801](tel:913-845-3801)  
Fax: [913-845-3801](tel:913-845-3801)  
Cell: [816-392-2468](tel:816-392-2468)

*Failure to Prepare*

*Is*

*Preparing to Fail*

## RESOLUTION 2024-10

A resolution of the Leavenworth County Kansas Board of Commissioners, authorizing a rezoning from PR-1 to RR-5 as defined by the Zoning and Subdivision Regulations of Leavenworth County, Kansas on the following described property:

**Lot 2, Elston Estates, Leavenworth County, Kansas, more commonly known as 00000 Kansas Avenue.**

**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 17<sup>th</sup> day of January, 2024, and

**WHEREAS**, it is hereby found that the Leavenworth County Planning Commission, after notice as required by law, did conduct a public hearing upon the granting of such request for a Rezoning on the 13<sup>th</sup> day of March, 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 approved; and

**WHEREAS**, the Board of County Commissioners considered, in session on the 3<sup>rd</sup> day of April, 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 of the Leavenworth County Planning Commission and the findings of fact adopted by the Board of County Commissioners in regular session on the 3<sup>rd</sup> day of April, 2024, and incorporated herein by reference, it is hereby resolved that request for rezoning as described above, also known as 00000 Kansas Avenue, Parcel Identification Number 195-21-0-00-00-001.02, 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-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 3<sup>rd</sup> day of April, 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  
March 13, 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:** Doug Tystad, Steve Rosenthal, Allan Stork, Wolf Schmidt, William Gottschalk, Jaden Bailey, Jeff Spink, Marcus Majure

**Members absent:** Robert Owens and Steve Skeet *(Commissioner Skeet arrived at 5:43 PM)*

**Staff present:** John Jacobson-Director, Amy Allison-Deputy Director, Josh Schweitzer-Planner, David Van Parys-County Counselor

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

**ROLL CALL VOTE - Motion to approve the passed, 6/0** *(2 absent, 1 abstain)*

**Secretary's Report:** Amy Allison gave the secretary's report going over the agenda, stating that there were two items on the consent agenda.

**Declarations:** None

**Commissioner Gottschalk made a motion to approve the agenda. Commissioner Stork seconded the motion.**

**ROLL CALL VOTE - Motion to approve the agenda passed, 7/0** *(2 absent)*

**Case DEV-24-003 Preliminary Plat Orchard Meadow**

**Consideration of a Preliminary Plat for a tract of land in the Northeast ¼ of Section 16, Township 11 South, Range 22 East of the 6<sup>th</sup> P.M., Leavenworth County, Kansas.**

Amy Allison gave the staff report for the above-listed case, outlining the details of the request.

Chairman Majure asked if there were any questions or discussions from the board. Chairman Majure asked if there was any additional information to present., if not he would accept a motion on the exception.

**Commissioner Rosenthal motioned to approve the request for the Exception for Case DEV-24-003. Commissioner Tystad seconded the motion.**

**ROLL CALL VOTE - Motion to approve passed 7/0** *(2 absent)*

**Commissioner Rosenthal motioned to approve the request for the Preliminary Plat for Case DEV-24-003. Commissioner Gottschalk seconded the motion.**

**ROLL CALL VOTE - Motion to approve passed 8/0** *(1 absent)*

---

**Case DEV-24-014 Exception Limestone Tract Split**

**Consideration of an Exception from Article 50, Section 40.3.i. Lot-Depth to Lot-Width for a tract of land in the Northeast ¼ of Section 16, Township 9 South, Range 22 East of the 6<sup>th</sup> P.M., Leavenworth County, Kansas.**

Josh Schweitzer gave the staff report for the above-listed case, outlining the details of the request.

Chairman Majure asked if there were any questions or discussions from the board. Chairman Majure asked if there was any additional information to present., if not he would accept a motion on the exception.

**Commissioner Stork motioned to approve the request for the Exception for Case DEV-24-014.  
Commissioner Skeet seconded the motion.**

**ROLL CALL VOTE - Motion to approve passed 8/0 (1 absent)**

---

**Case DEV-24-017 Exception Wagner Tract Split**

**Consideration of an Exception from Article 50, Section 40.3.i. Lot-Depth to Lot-Width for a tract of land in the Northwest ¼ of Section 21, Township 8 South, Range 21 East of the 6<sup>th</sup> P.M., Leavenworth County, Kansas.**

Josh Schweitzer gave the staff report for the above-listed case, outlining the details of the request.

Chairman Majure asked if there were any questions or discussions from the board. Chairman Majure asked if there was any additional information to present., if not he would accept a motion on the exception.

**Commissioner Stork motioned to approve the request for the Exception for Case DEV-24-017.  
Commissioner Rosenthal seconded the motion.**

**ROLL CALL VOTE - Motion to approve passed 8/0 (1 absent)**

---

**Case DEV-24-004 Rezoning Smith Trust**

**Consideration of a rezoning request form RR-5 zoning district to the RR-2.5 zoning district on the following described property: Two tracts of land in the East half of the Southeast Quarter of Section 13, Township 10 South, Range 21 East off the 6<sup>th</sup> P.M., Leavenworth County AND The South Twenty-two acres of the East Half of the Southeast Quarter of Section 13, Township 10, Range 21 East of the 6<sup>th</sup> P.M., Leavenworth County, Kansas.**

Amy Allison gave the staff report for the above-listed case, outlining the details of the request.

Chairman Majure asked if there were any questions or discussions from the board.

Chairman Majure opened the public comment portion of this hearing and invited the applicant to come forward. Mr. Joe Herring, Herring Surveying, came forward to answer questions about the request.

Chairman Majure invited individuals wishing to so speak in favor or opposition of the request. Several residents came forward to speak in opposition of the request.

The public comment portion of the meeting was closed.

Chairman Majure asked if there was any additional information to present., if not he would accept a motion.

**Commissioner Stork motioned to approve the request for the request for Case DEV-24-004.  
Commissioner Schmidt seconded the motion.**

**ROLL CALL VOTE - Motion to approve passed 8/0 (1 absent)**

---

**Case DEV-24-005 Rezoning Elston**

**Consideration of a rezoning request from PR-1 zoning districts to RR-5 zoning district on the following described property: Lot 2, Elston Estates, Leavenworth County, Kansas.**

Amy Allison gave the staff report for the above-listed case, outlining the details of the request.

Chairman Majure asked if there were any questions or discussions from the board.

Chairman Majure opened the public comment portion of this hearing and invited the applicant to come forward. Mark Elston came forward to answer questions about the request.

Chairman Majure invited individuals wishing to so speak in favor or opposition of the request.

The public comment portion of the meeting was closed.

Chairman Majure asked if there was any additional information to present., if not he would accept a motion.

**Commissioner Skeet motioned to approve the request for the request for Case DEV-24-005.  
Commissioner Schmidt seconded the motion.**

**ROLL CALL VOTE - Motion to approve passed 8/0** *(1 absent)*

**Meeting was adjourned 7:31 PM**

**Work Session called to order at 7:41**

**Work Session was to discuss 2024 Comprehensive Plan Annual Review.**

**Work Session ended at 7:32 PM.**

## Leavenworth County Request for Board Action

**Date:** March 28, 2024

**To:** Board of County Commissioners

**Cc:** Mark Loughry; Misty Brown; Bill Noll; John Jacobson

**From:** David C. Van Parys

**Department Head Approval:** N/A

**Additional Reviews as needed:**

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

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**Action Requested:** Determination of whether the annexation proposed by the City of Tonganoxie, Kansas, embodied by Resolution 02-24-01, will hinder the proper growth and development of the area. This determination by the board is required under K.S.A. 12-520c(a)(3).

**Recommendation:** It is recommended that the board find that the proposed annexation will hinder the proper growth and development of the area due to unresolved issues with the legal description of the proposed annexation area. The BOCC previously found the jurisdictional boundaries created by the proposed annexation would create issues relating to land use control, law enforcement, taxation and hinder the ingress and egress to the area proposed for annexation and cause concerns for future road maintenance.

**Analysis:** Resolution 02-24-01 of the city is the third such resolution covering the area bounded by U. S. 24-40 (Chieftain Road), Co. Rd. 1(Honey Creek Road) and 222<sup>nd</sup> Street. The first resolution was found by this board to hinder the proper growth and development of the area due to the limited scope of the proposed annexation. The City submitted a second resolution that proposed to annex the area identified by this board as being the proper extension of city boundaries in the area. However, the second resolution was found to hinder the proper growth and development of the area due to the creation of city boundaries that in some instances did not reach the rights of way of the existing roads. This proposed annexation resolution does not address the concerns previously noted by the board and creates the discrepancies and uncertainties that are identified above.

**Alternatives:** (1) Make the finding that the proposed annexation will not hinder the proper growth and development of the area; or (2) Table the matter for further study by the board and staff.

**Budgetary Impact:** Cannot be determined at this time due to the issues discussed above


- ☐ 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:** N/A

**Additional Attachments:** (1) Copy of City Resolution No. 02-24-01; (2) Excerpt from 3/22/24 e-mail discussing issues created by the legal description and mapping submitted by the city and accompanying documents discussed in that e-mail.

## CERTIFICATE

I hereby certify that the foregoing resolution is a true and correct certified copy of Resolution 02-24-01 and that said resolution was approved on February 5, 2024 by the governing body of the City of Tonganoxie, Kansas.

  
Daniel Porter, Acting City Clerk

[BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK]

**RESOLUTION NO. 02-24-01**

**THIRD RESOLUTION REQUESTING THE BOARD OF COUNTY COMMISSIONERS OF LEAVENWORTH COUNTY, KANSAS TO MAKE A FINDING THAT ANNEXATION OF CERTAIN REAL PROPERTY NOT ADJOINING THE PRIMARY BOUNDARY OF THE CITY OF TONGANOXIE, KANSAS WILL NOT HINDER OR PREVENT THE PROPER GROWTH AND DEVELOPMENT OF THE AREA OR OF ANY OTHER INCORPORATED CITY LOCATED WITHIN LEAVENWORTH COUNTY, KANSAS, PURSUANT TO K.S.A. 12-520c.**

**WHEREAS**, Robbins Acquisitions, Inc., a Kansas corporation ("RAI"), owns approximately 67.8 acres of land, part of which adjoins the southwestern city limits of the City of Tonganoxie, Kansas (the "City"), within the area generally bounded to the west by Chieftain Road (U.S. 24/40), to the north by Kansas Avenue, to the east by 222<sup>nd</sup> Street, and to the south by Honey Creek Road (County Road 1), as legally described on Exhibit A attached hereto and incorporated herein (the "RAI Land");

**WHEREAS**, Evergy Kansas Central, Inc., a Kansas corporation ("EKCI"), owns approximately 14.2 acres of land, as legally described on Exhibit A attached hereto and incorporated herein (the "EKCI Land", and collectively with the RAI Land, the "Land"), which EKCI Land adjoins the RAI Land;

**WHEREAS**, on March 30, 2023, RAI filed with the City Clerk a written Petition and Consent to Annexation (the "Initial Petition") for the EKCI Land, which Initial Petition indicated that RAI and EKCI had entered into an Option to Purchase Real Estate for the EKCI Land;

**WHEREAS**, on October 16, 2023, the City's Governing Body adopted Resolution No. 10-23-03 (the "First Resolution") requesting the Board of County Commissioners of Leavenworth County, Kansas (the "BOCC") to make certain findings required by K.S.A. 12-520c(a)(3) because the EKCI Land is located approximately 20 feet southwest of the City's corporate limits, and does not adjoin the City's boundary line;

**WHEREAS**, on October 17, 2023, the City Clerk filed a certified copy of the First Resolution with the BOCC;

**WHEREAS**, on November 8, 2023, the BOCC considered the First Resolution and a report prepared by County staff, and thereafter found and determined that the proposed annexation by the City of solely the EKCI Land would hinder or prevent the proper growth and development of the area because it would not fully annex into the City the road right of way of 222<sup>nd</sup> Street, would hinder the extension of public utilities to the area, and would not create a natural and logical boundary for the City, and the BOCC recommended that the proper growth and development of the area would best be served by the annexation of additional area to include the full road rights-of-way now maintained by the County for those roads adjoining the area;

**WHEREAS**, on November 14, 2023, RAI conveyed the EKCI Land to EKCI;

**WHEREAS**, on November 15, 2023, RAI filed with the City Clerk a written Petition and Consent to Annexation (the "RAI Petition") for the RAI Land, a copy of which RAI Petition is attached hereto as Exhibit B and incorporated herein;

**WHEREAS**, on November 17, 2023, EKCI filed with the City Clerk a written Petition and Consent to Annexation (the "EKCI Petition", and collectively with the RAI Petition, the "Amended Petitions") for the EKCI Land, a copy of which EKCI Petition is attached hereto as Exhibit B and incorporated herein;

**WHEREAS**, the Amended Petitions include the additional area that the BOCC recommended for annexation to best serve the proper growth and development of the area;

**WHEREAS**, on November 20, 2023, the City's Governing Body passed Ordinance No. 1516 to annex the Land pursuant to K.S.A. 12-520(a)(7), and the western half of the 222<sup>nd</sup> Street right-of-way along the area where the eastern half of 222<sup>nd</sup> Street is already within the City's corporate limits pursuant to K.S.A. 12-520(e);

**WHEREAS**, on November 29, 2023, a summary of Ordinance No. 1516 was published in the *Tonganoxie Mirror* pursuant to K.S.A. 12-3007;

**WHEREAS**, on December 1, 2023, the City Clerk sent certified copies of Ordinance No. 1516 to the County Clerk, Register of Deeds, BOCC, County Administrator and County Counselor pursuant to K.S.A. 12-522;

**WHEREAS**, thereafter, the BOCC and/or County staff: (i) questioned whether the City properly annexed the Land pursuant to K.S.A. 12-520(a)(7) because the Land adjoins other land that was annexed by the City pursuant to K.S.A. 12-520c, and K.S.A. 12-520c(b) states that "[n]o land adjoining any land annexed by any city under the provisions of this section shall be deemed to be adjoining the city for the purpose of annexation under any other act or section of this act until the adjoining land or the land annexed under this section shall adjoin the remainder of the city by reason of the annexation of the intervening territory"; and (ii) indicated that the BOCC would not recognize the annexation and directed County staff to take no action that will validate the annexation to avoid any potential future tax, election, zoning and law enforcement issues;

**WHEREAS**, the Land includes the additional area that the BOCC recommended for annexation, but for the avoidance of doubt, the City's Governing Body adopted Resolution No. 01-24-01 (the "Second Resolution") on January 2, 2024 to request the BOCC make the findings required by K.S.A. 12-520c(a)(3);

**WHEREAS**, on January 3, 2024, the City Clerk filed a certified copy of the Second Resolution with the BOCC, and the City Attorney also hand-delivered a certified copy of the Second Resolution to the BOCC;

**WHEREAS**, on January 31, 2024, the BOCC considered the Second Resolution and a report prepared by County staff, and thereafter found and determined that the annexation would hinder or prevent the proper growth and development of the area because of an apparent gap in the legal description that would exclude the western half of 222<sup>nd</sup>



Street right-of-way along the area where the eastern half of 222<sup>nd</sup> Street is already within the City's corporate limits; and

**WHEREAS**, the City's Governing Body has deemed it advisable to pass this third Resolution to clarify the annexation area and again request the BOCC to make the findings required by K.S.A. 12-520c(a)(3).

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF TONGANOXIE, KANSAS:**

**Section 1.** The Governing Body has deemed it advisable to grant the Amended Petitions for annexation of the Land, along with certain road right-of-way, all as legally described on **Exhibit C** attached hereto and incorporated herein, and in accordance with the following findings:

(a) The Land is located within the same county as the City, and the owners of the Land filed petitions requesting the City to annex the Land (K.S.A. 12-520c(a)(1)-(2)).

(b) "As a guide in determining the advisability of such annexation," K.S.A. 12-520a(e) sets forth the following factors:

(i) Extent to which any of the area is land devoted to agricultural use – the Leavenworth County Appraiser classifies the RAI Land as agricultural, and the EKCI Land as utilities. The RAI Land is currently vacant and undeveloped, and the City is not aware of any pending development plans. The EKCI Land is currently vacant and undeveloped as well, but EKCI intends to construct an electrical substation to improve electric service in the southern portion of Leavenworth County. The County's Comprehensive Plan identifies the proposed future land use/zoning of the Land as Planned Mixed Use (MXD).<sup>1</sup>

(ii) Area of platted land relative to unplatted land – only the northern parcel of the RAI Land (approximately 51 acres) is unplatted. The

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<sup>1</sup> Leavenworth County Comprehensive Plan pp.10-12, 75-76, 89 (Figure 5.2), available at <https://files.leavenworthcounty.gov/Department/Planning%20&%20Zoning/Document%20Center/Comprehensive%20Plan%20Project/LVCO%20COMPREHENSIVE%20PLAN.pdf>. The County's Comprehensive Plan describes Mixed Use as follows:

The Mixed Use land use category includes existing and proposed areas for development retail, service, office, and industrial uses. Mixed Use is primarily designated along existing major corridors, including US 24/40 between Tonganoxie and Basehor, and as a way to introduce higher density development in areas of natural expansion for Basehor and Lansing. Mixed Use offers flexibility in density and land use. This category should provide for the daily needs of residents and visitors. Nodal development is an important consideration within this category; key interchanges and intersections within this category should be more densely developed. Given this land use category's proximity to major roadways, special consideration should be given to building design, access, parking, and landscaping, while minimizing any negative impacts on adjacent residential uses.

*Id.* at p.75.

remaining parcels of the RAI Land and the EKCI Land are currently platted. See legal descriptions on Exhibit A attached hereto.

(iii) Topography, natural boundaries, storm and sanitary sewers, drainage basins, transportation links or any other physical characteristics which may be an indication of the existence or absence of common interest of the city and the area proposed to be annexed – the Land is located west of the Tonganoxie Business Park ("TBP"), across 222<sup>nd</sup> Street. The City provides water and sanitary sewer utility services to the TBP, so these utilities are stubbed directly across the street from the Land. There are transportation links that connect the Land and the City, including: (A) U.S. 24/40, which bounds the Land to the west and runs through the City, east-west where U.S. 24/40 is also known as State Avenue, north-south where U.S. 24/40 is also known as West Street, and then northeast-southwest where U.S. 24/40 is also known as Chieftain Road; and (B) 222<sup>nd</sup> Street, which bounds the Land to the east and runs north-south from U.S. 24/40 (where U.S. 24/40 is also known as West Street) to I-70. As further evidence of the existence of a common interest of the City and the Land, the City and the County entered into Interlocal Agreements dated May 18, 2009 for (X) comprehensive and coordinated land use planning along certain portions of County Road 1; and (Y) City contribution of \$1,500,000 to County Road 1 improvements.

(iv) Extent and age of residential development in the area to be annexed and adjacent land within the city's boundaries – there is no existing residential development on the Land, but there is an existing residence on one parcel that adjoins the Land (which is not part of this annexation). There are residences on parcels across Chieftain Road (U.S. 24/40) to the west of the Land, and across 222<sup>nd</sup> Street to the southeast of the Land. The TBP is across 222<sup>nd</sup> Street to the east of the Land.

(v) Present population in the area to be annexed and the projected population growth during the next five years in the area proposed to be annexed – the Land currently has no population, but the Land presents opportunities for growth and development of the City due to its location and economic development activities within the TBP across 222<sup>nd</sup> Street to the east of the Land.

(vi) Extent of business, commercial and industrial development in the area – the Land is located west of the TBP, across 222<sup>nd</sup> Street. Within the TBP, the Unilock landscape design and paver business opened in 2018, the new Hill's Pet Nutrition facility opened in the fall of 2023, and a new DSM Nutritional Products facility is currently under construction and anticipated to open by the end of 2025.

(vii) Present cost, methods and adequacy of governmental services and regulatory controls in the area – as indicated above, City water

and sanitary sewer services are stubbed directly across 222<sup>nd</sup> Street from the Land, and EKCI intends to construct an electrical substation on the EKCI Land. The City has adequate governmental services and regulatory controls in the area.

(viii) Proposed cost, extent and the necessity of governmental services to be provided by the city proposing annexation and the plan and schedule to extend such services – as indicated above, City water and sanitary sewer services are stubbed directly across 222<sup>nd</sup> Street from the Land, and EKCI intends to construct an electrical substation on the EKCI Land. Any cost to the City to extend governmental services to the Land would be minimal.

(ix) Tax impact upon property in the city and the area – because the majority of the Land is classified for agricultural use, other than the EKCI Land which is classified for utilities, tax revenue available to the City will be minimal. Tax revenue is subject to change if the Land is rezoned and developed.

(x) Extent to which the residents of the area are directly or indirectly dependent upon the city for governmental services and for social, economic, employment, cultural and recreational opportunities and resources – as indicated above, there are currently no residents on the Land.

(xi) Effect of the proposed annexation on the city and other adjacent areas, including, but not limited to, other cities, sewer and water districts, improvement districts, townships or industrial districts and, subject to the provisions of K.S.A. 12-521a, and amendments thereto, fire districts – the Land is not included within any sewer or water district, improvement district, industrial district, or fire district. Other than the City, there are no townships or other cities near the Land. Annexation of the Land will improve electric service to the City and the southern portion of the County by way of the electrical substation proposed by EKCI.

(xii) Existing petitions for incorporation of the area as a new city or for the creation of a special district – there are no existing petitions for incorporation of the Land as a new city or special district.

(xiii) Likelihood of significant growth in the area and in adjacent areas during the next five years – development within the TBP could spur additional growth and development in surrounding areas, including the Land.

(xiv) Effect of annexation upon the utilities providing services to the area and the ability of those utilities to provide those services shown in the detailed plan – pursuant to K.S.A. 12-520b(c), the City is not required to develop a detailed plan for extension of utility service because the owners

of the Land submitted petitions to the City requesting annexation. As indicated above, however, City water and sanitary sewer services are stubbed directly across 222<sup>nd</sup> Street from the Land, and EKCI intends to construct an electrical substation on the EKCI Land. Annexation will improve utility service to the Land, and development of the intended electrical substation will improve electrical utility service to the southern portion of Leavenworth County.

(xv) Economic impact on the area – annexation will improve utility service to the Land, and EKCI's development of its intended electrical substation will improve electrical utility service to the southern portion of Leavenworth County. As noted above, development within the TBP could spur additional growth and development in surrounding areas, including the Land.

(xvi) Wasteful duplication of services – the City is not aware of any potential wasteful duplication of services as the Land is currently vacant and undeveloped.

**Section 2.** The Governing Body, having deemed it advisable to annex the Land, hereby respectfully requests the BOCC to find and determine that such annexation will not hinder or prevent the proper growth and development of the area or that of any other incorporated city located within the County, pursuant to K.S.A. 12-520c(a)(3). The Governing Body further respectfully requests the BOCC to make the requested findings within 30 days following receipt of a certified copy of this Resolution.

**Section 3.** The City Clerk is hereby directed to file a certified copy of this Resolution with the BOCC.

**Section 4.** The City Manager and other officials and representatives of the City, including the City Attorney, are hereby further authorized and directed to take such actions and to execute any other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution.


**Section 5.** This Resolution shall be effective upon adoption by the Governing Body.

*[Remainder of page intentionally left blank; signature page follows.]*

**ADOPTED BY THE GOVERNING BODY OF THE CITY OF TONGANOXIE,  
KANSAS, AND APPROVED BY THE MAYOR ON FEBRUARY 5, 2024.**

**SEAL**



  
\_\_\_\_\_  
David Frese, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Daniel Porter, Acting City Clerk

## **EXHIBIT A**

### **Legal Description – Land\***

#### **RAI Land**

Lots 1 and 4, Harman Farms Replat, a replat of Lots 6, 7, and 8, Harman Farms Subdivision, Leavenworth County, Kansas.

and

All that part of the North Half of Section 20, Township 11 South, Range 21 East of the 6th P.M. in Leavenworth County, Kansas, lying South and East of the East right-of-way of U.S. Highway 24-40, less any part thereof taken or used for road purposes.

#### **EKCI Land**

Lot 3, Harman Farms Replat, a replat of Lots 6, 7, and 8, Harman Farms Subdivision, Leavenworth County, Kansas.

*\*These legal descriptions are from the deeds that vest title in each property owner.*



**EXHIBIT B**

**RAI Petition and EKCI Petition**

*[Attached on following pages.]*

**PETITION AND CONSENT TO ANNEXATION  
INTO THE CITY OF  
TONGANOXIE, KANSAS**

To: The Governing Body of the City of Tonganoxie, Kansas

The undersigned owners of record of the following described tract of real property hereby petition the Governing Body of the City of Tonganoxie, Kansas (the "City") to annex such land to the City pursuant to the laws of the State of Kansas. The land to be annexed is legally described in Attachment A, which is attached to this petition and incorporated by reference as if fully set forth herein.

The undersigned further warrants and guarantees that they are the only owners of record of the tract of property described in Attachment A.

Property Owner of Record: Robbins Acquisitions Inc.  
495 Navajo Ln W. Lake Quivira, KS 66217  
Address of Owner: \_\_\_\_\_

Property Owner signature: \_\_\_\_\_  
(If property is owned by married couple, both must sign. If corporate or partnership entity holds title, please note authority to execute petition.)

STATE OF KANSAS)  
LEAVENWORTH COUNTY)

BE IT REMEMBERED, that on this 15 day of November,  
2023, before me, the undersigned, a Notary Public in and for the County and State  
aforesaid, came Benjamin Robbins, who are/is personally known to me to be the  
same person(s) who executed the above Petition, and such person(s) duly  
acknowledged the execution of the same to be their free and voluntary act and deed.

Heather Holey  
Notary Public



9-16-24  
My Commission Expires

S20, T11, R21E, ACRES 51.01, PT OF THE NE1/4, LYING E OF CHEIFTAIN RD Deed Book/Page 09 1/2310 09  
1/1207 0652/0010 0652/0008 0652/0006 0654/0004 0650/1663 0637/0082 0598/1212 0546/0547

HARMAN FARMS REPLAT, S20, T11, R21E, Lot 4, ACRES 10.6

HARMAN FARMS REPLAT, S20, T11, R21E, Lot 1, ACRES 6.23

**PETITION AND CONSENT TO ANNEXATION  
INTO THE CITY OF  
TONGANOXIE, KANSAS**

To: The Governing Body of the City of Tonganoxie, Kansas

The undersigned owners of record of the following described tract of real property hereby petition the Governing Body of the City of Tonganoxie, Kansas (the "City") to annex such land to the City pursuant to the laws of the State of Kansas. The land to be annexed is legally described in Attachment A, which is attached to this petition and incorporated by reference as if fully set forth herein.

The undersigned further warrants and guarantees that they are the only owners of record of the tract of property described in Attachment A.

Property Owner of Record: Evergy Kansas Central, Inc.

Address of Owner: 818 S Kansas Ave, Topeka, KS 66612

Property Owner signature: *[Signature]*  
(If property is owned by married couple, both must sign. If corporate or partnership entity holds title, please note authority to execute petition.)

STATE OF KANSAS)  
LEAVENWORTH COUNTY)

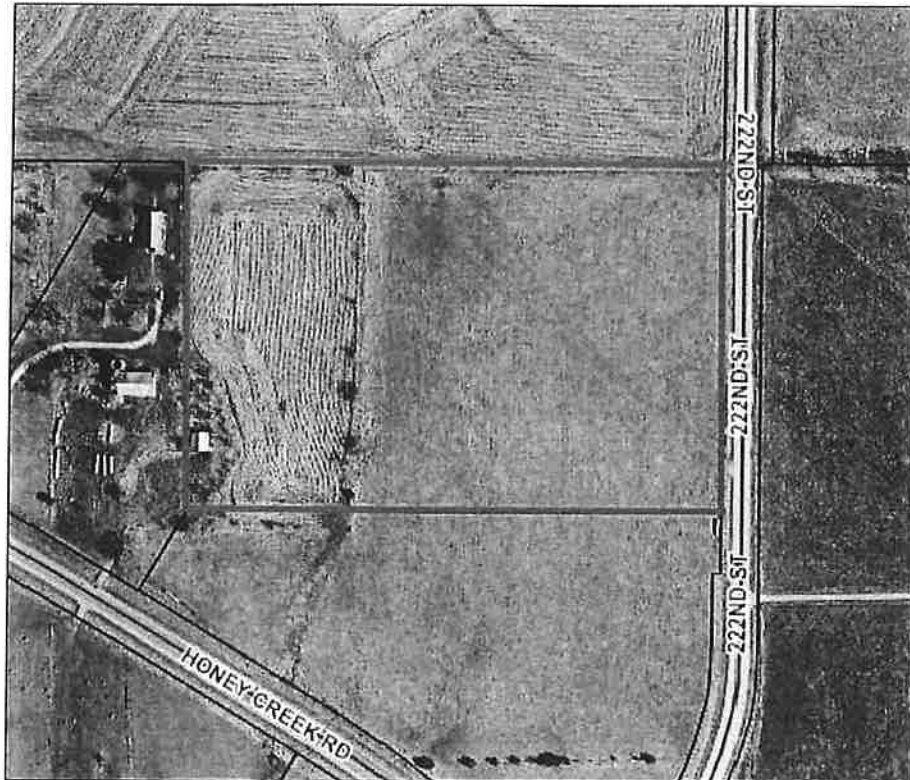
BE IT REMEMBERED, that on this 17<sup>th</sup> day of November, 2023, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Justice Vick, who are/is personally known to me to be the same person(s) who executed the above Petition, and such person(s) duly acknowledged the execution of the same to be their free and voluntary act and deed.



*Petition And Consent To Annexation Into The City Of Tonganoxie, Kansas*

**Attachment A**

Lot 3, Harman Farms Replat, a replat of Lots 6, 7, and 8, Harman Farms Subdivision,  
Leavenworth County, Kansas



## **EXHIBIT C**

### **Legal Description – Annexation Area**

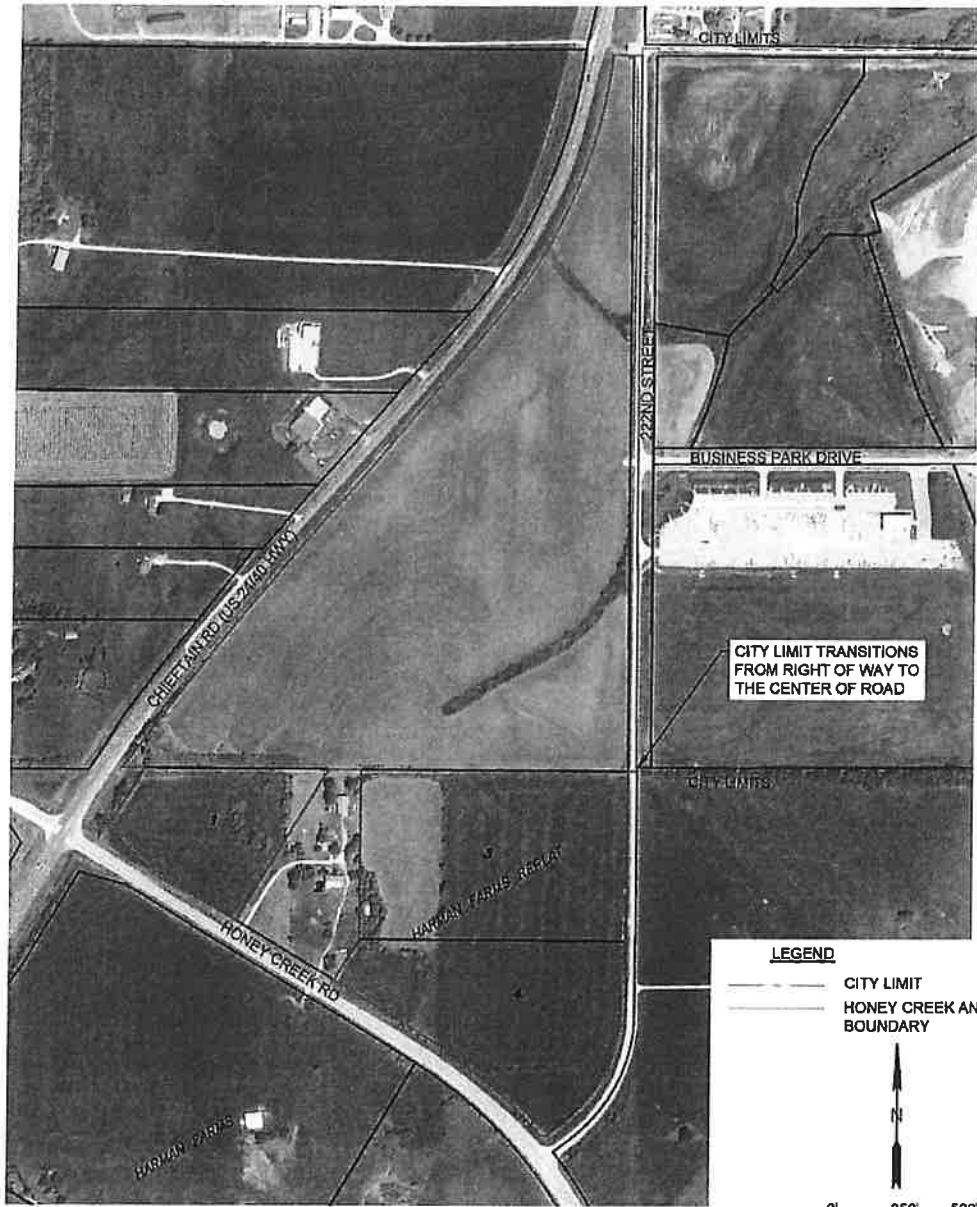
Lots 1, 3 and 4, Harman Farms Replat, a replat of Lots 6, 7, and 8, Harman Farms Subdivision, Leavenworth County, Kansas.

and

All that part of the North Half of Section 20, Township 11 South, Range 21 East of the 6th P.M. in Leavenworth County, Kansas, lying South and East of the East right-of-way of U.S. Highway 24-40, less any part thereof taken or used for road purposes except for the adjacent right-of-way to the centerline of 222<sup>nd</sup> Street along the eastern boundary of this tract for a north-south distance of approximately 2,644 feet.

*[See map attached on following page.]*





**BG CONSULTANTS**  
ENGINEERS - ARCHITECTS - SURVEYORS

CITY OF TONGANOXIE, KS

COUNTY  
LEAVENWORTH

PROJECT NO: 24-1001L  
DATE: 03/01/2024

Exhibit C – Provides the legal description of the area to be annexed.

The first section of legal descriptions for Lots 1, 3, and 4 of Harman Roads replat does not match the depiction shown on the accompanying map on page 15. I have attached a copy of the Harman Farms Replat for reference. This replat clearly conveys property to the centerline of the roadway and the property within the road right-of-way easement was not excluded. Therefore, the legal description provided includes all of the road right-of-way along Lots 1, 3, and 4's frontage. The petition for annexation documents and the map on page 15 depict the taxable land as shown on the county appraisal GIS Interactive map that does not represent the extent of the legal description's ownership. In the county nearly all of properties extend to the centerline of the roadway and the county holds a roadway or right-of-way easement. Most counties own very little right-of-way in fee simple title. This fact was further researched by Dan Baumchen, the County Surveyor, to ensure the replat accurately represented the road easement records and condemnation cases that had occurred in this location and it was found to be accurate. In short, the legal description in this section goes to the centerline of the roadways and the map depicts it stopping at the right-of-way line.

The second legal description is not clear. It is also written in a manner that does not meet the standard of care for a licensed survey professional in the State of Kansas. It would not be an accepted legal description by the County Surveyor as part of our review process for recording surveys at the register of deeds in compliance with Kansas Surveying Minimum Standards or KSA 58-2009. There are two issues: First, once a legal description removes a portion of a property utilizing a "less any part" statement, a portion of the whole excluded area that was removed cannot be added back into the originally described tract using a second exception statement. The intent to add that portion of 222<sup>nd</sup> Street is clear looking at the map but is done in an ineffective way. In this legal description, the original description states that the tract is located south and east of US 24-40. This excluded all KDOT right of way. That leaves two road easement that may be left, Kansas Ave. on the North and 222<sup>nd</sup> Street on the East. The legal attempted to add 222<sup>nd</sup> Street back in. The map shows the annexation stopping at the south right-of-way of what was Kansas Ave on the north. This portion is never referenced in the legal and the map should have depicted it to the section line and does not. Second, the legal description is an aliquot part legal description that is written based on outdated information. Having a licensed surveyor write the legal based upon the attached survey of the area from 2013, that provides the information necessary for a meets and bounds description, would have been much clearer. Their second option would have been to deviate from the recorded legal description by removing the "less any part" statement that removed all right of way upfront and specifically stated that it excluded any right of way along the north property line that may exist for the removed roadway commonly known as Kansas Ave and included all right-of-way along the east line for the road commonly known as 222<sup>nd</sup> Street.

A Replat of Lots 6, 7, and 8, HARMAN FARMS SUBDIVISION,  
Leavenworth County, Kansas.

FINAL PLAT

PREPARED FOR:  
Robbins Acquisitions Inc.  
PO BOX 480  
Tonganoxie, KS 64606  
PID NO. 194 20 0 00 00-001 06  
PID NO. 194 20 0 00 00-001 07  
PID NO. 194 20 0 00 00-001 08

PROPERTY DESCRIPTION - As per Title Commitment  
Lots 6, 7, and 8, HARLAN FARMS SUBDIVISION, Leavenworth County, Kansas

### CERTIFICATION AND DEDICATION

The undersigned proprietors state that all taxes of the above described tract of land have been paid and that they have caused the same to be subdivided in the manner shown on the accompanying plat, which subdivision shall be known as: **HARMAN FARMS REPLAT**.

Comments shown on this site are solely intended for public use. The rights of any subject are strictly left intact. Comments are the responsibility of the user, and will be removed if they are found to be abusive, defamatory, or otherwise in violation of the law. Comments are not to be used for any other purpose, including but not limited to, the collection of personal information or the distribution of false information. Comments are not to be used for any other purpose, including but not limited to, the collection of personal information or the distribution of false information. Comments are not to be used for any other purpose, including but not limited to, the collection of personal information or the distribution of false information.

[illegible]

Streets shown on the accompanying plat and not heretofore dedicated for public use are hereby so dedicated.

IN TESTIMONY WHEREOF,  
We, the undersigned owners of HARDMAN FARMS REPLAT, have put our hands this 17<sup>th</sup> day of DEC. 2021.

Dev Roberts  
Roberts Acquisitions, LLC

WITNESSES CERTIFICATE: We, the undersigned, do hereby certify that on the 1<sup>st</sup> day of Dec., 2011, before me, a notary public in and for said County and State upon the within, before me, appeared, the persons who executed the foregoing instrument of writing, and they acknowledged the execution of same. In testimony whereof, I have hereunto set my hand and official seal at the place and date first above written.

NETTARY PUBLIC *William H. Johnson*  
My Commission Expires: *12/31/2011*

 NOTARY PUBLIC, STATE OF WASHINGTON  
WILLIAM H. JOHNSON  
MY COMMISSION EXPIRES 12/31/2011

APPROVALS  
We, the Laramie County Planning Commission, do hereby approve the foregoing plat of HARMAN  
FARM REPLAT this 10<sup>th</sup> day of June, 2021.

Amey Allison  
Secretary  
Krisztina de Veth  
Amey Allison

**CLERGY (PASTOR) APPROVAL:**  
The *County Engineer's* sole review is only for general conformance with the subdivision regulations as adopted by Lawrenceburg County. The County is not responsible for the accuracy and adequacy of the amount, distribution, placement, test quantities.

*Alvin H. Black*  
City Engineer Alvin H. Black

COUNTY COMMISSION MEMORANDUM

*Very True*  
J. J. Kippel

U.S. GOVERNMENT PRINTING OFFICE: 2019-11-13/2022  
 REGISTER OF DEEDS

HERRING SURVEYING COMPANY

1001 10th Street, Suite 100, San Diego, CA 92101  
619.594.4444 Fax 619.594.4445  
www.sutter.com

1. *Journal of the American Medical Association*, 1997; 277: 1001-1005.

SP No. 18-20-09-00-000

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 Subject Order: 2017/17 - Fauschard, Fauschard

LOT 3  
HURMAN FARMS  
Doc # 20140003

LOT 4  
HARMAN FIELDS  
Doc # 301680017

- 1/2" Rebar Set with Cap No. 1-296
- 1/2" Rebar Found, unless otherwise noted
- Concrete Basic to be Set around Pile
- W/E Utility Encasement
- D/E Drainage Encasement

B.S.L. - Building Setback Line  
 R/W - Permanent Dedicated Roadway Easement  
 BM - Benchmark  
 P/B - Point of Beginning  
 /// - No Vehicle Entry/Access Areas

NC - Not to be used for any agreement with city

- A - Public Easement
- A - Air Corridor Easement
- C - Utility Easement
- D - Drainage Easement

I hereby certify that this survey was made by me, or under my direct supervision, on the ground during the date of October 19th November 1922 and that none of what is shown is the best of my knowledge.

Joseph A. Herrington



# Certificate of Survey

## Survey Descriptions

### North Tract:

A tract of land situated in a portion of the Northeast Quarter and the Southeast Quarter of Section 20, Township 11 South, Range 21 East of the 6th Principal Meridian, Leavenworth County, Kansas, lying South and East of the East right-of-way of U.S. Highway No. 24-40 and lying North and East of Honey Creek Road, said tract being more particularly described as follows:

(Note: The bearing system in the following description is based on Grid North, Kansas State Plane Coordinate System NAD'83).

Commencing at the Northeast corner of the Southeast Quarter of said Section 20;

Thence South 88°15'18" West 33.00 feet, along the North line of the Southeast Quarter of said Section 20, to a point on the West right-of-way line of 222nd Street, as now established, said point also being the "true point of beginning";

Thence South 01°50'18" East 744.45 feet, along said West right-of-way line, to a jog to the West in said West right-of-way line, said point being on the North line of a permanent Roadway Easement to the Board of County Commissioners of Leavenworth County as recited in a Warranty Deed recorded in Book 852 of Page 4;

Thence South 88°08'38" West 15.78 feet, along said jog to the West, to a point being a jog to the South in said West right-of-way line;

Thence South 01°51'21" East 134.18 feet, along said West right-of-way line, to the beginning of a curve concave to the Northwest having a radius of 340.00 feet;

Thence Southwesterly 490.01 feet, along said West right-of-way line and said curve to the right having a chord bearing of South 24°08'24" West 473.37 feet;

Thence South 50°08'08" West 58.41 feet along said West right-of-way line;

Thence North 84°22'35" West 38.23 feet (North 84°03'30" West 38.20 feet - Dead), along said West right-of-way line, to a point on the Northeast right-of-way line of Honey Creek Road, as established by permanent Roadway Easement to the Board of County Commissioners of Leavenworth County as recited in a Warranty Deed recorded in Book 852 of Page 4, said point also being on a non-tangent curve concave to the Southwest having a radius of 1,880.00 feet;

Thence Northwesterly 538.70 feet, along said Northeast right-of-way line and said curve to the left having a chord bearing of North 51°37'58" West 537.40 feet;

Thence North 80°46'53" West 1,251.27 feet along said Northeast right-of-way line;

Thence North 45°23'07" West 178.84 feet, along said Northeast right-of-way line, to a point on the Southeast right-of-way line of U.S. Highway No. 24-40, as established by permanent Roadway Easement to the Board of County Commissioners of Leavenworth County as recited in a Warranty Deed recorded in Book 852 of Page 4;

Thence North 31°01'16" East 188.42 feet along said Southeast right-of-way line;

Thence North 22°34'51" East 53.15 feet, along said Southeast right-of-way line, to a point on said North line of the Southeast Quarter and the South line of the Northeast Quarter of said Section 20;

Thence continuing North 22°34'51" East 148.85 feet along said Southeast right-of-way line;

Thence North 33°40'20" East 305.28 feet along said Southeast right-of-way line;

Thence North 55°42'57" East 188.88 feet, along said Southeast right-of-way line, to the beginning of a non-tangent curve concave to the Northwest having a radius of 5,758.85 feet;

Thence Northwesterly 183.83 feet, along said Northeast right-of-way line and said curve to the left having a chord bearing of North 38°08'53" East 183.82 feet;

Thence North 40°07'02" East 202.45 feet, along said Southeast right-of-way line, to a point being a jog to the Northwest in said Southeast right-of-way line;

Thence North 48°50'21" West 47.58 feet, along said Southeast right-of-way line, to a point being a jog to the Northwest in said Southeast right-of-way line, said point also being 55.00 feet Northwesterly of and at right angles to the center line of a 100 foot wide right-of-way for the Union Pacific Railroad;

Thence North 40°02'38" East 156.77 feet, along said Southeast right-of-way line, and a line 35.00 feet Northwesterly of and parallel with said railroad center line, to a point being a jog to the Northwest in said Southeast right-of-way line;

Thence North 48°53'40" West 5.00 feet, along said Southeast right-of-way line, to a point being a jog to the Northwest in said Southeast right-of-way line, said point being 45.00 feet Northwesterly of and at right angles to the center line of a 100 foot wide right-of-way for the Union Pacific Railroad;

Thence North 40°02'38" East 489.25 feet, along said Southeast right-of-way line, and a line 40.00 feet Northwesterly of and parallel with said railroad center line, to the beginning of a curve concave to the Northwest having a radius of 5,632.00 feet;

Thence Northwesterly 496.71 feet, along said Southeast right-of-way line and said curve to the left being 40.00 feet Northwesterly of and concentric with said railroad center line having a chord bearing of North 37°53'39" East 498.55 feet, to the beginning of a compound curve concave to the Northwest having a radius of 1,872.43 feet;

Thence Northwesterly 785.57 feet, along said Southeast right-of-way line and said curve to the left being 40.00 feet Northwesterly of and concentric with said railroad center line having a chord bearing of North 23°05'48" East 777.58 feet, to a point on the Easterly right-of-way line of U.S. Highway No. 24-40, as now established;

Thence North 1°04'32" East 258.46 feet, along said Southeast right-of-way line, to a point on the North line of the Northeast Quarter of said Section 20;

Thence North 88°20'23" East 88.41 feet, along said North line, to a point on the West right-of-way line of said 222nd Street;

Thence South 01°50'24" East 2,650.53 feet, along said West right-of-way line, to the "true point of beginning" of the tract herein described, containing 3,776,020 square feet or 86,585 acres, more or less.

Subject to all easements and restrictions of record.

Error of Closure = 1 : 372,588

### South Tract:

A tract of land situated in a portion of the Southeast Quarter and the Southwest Quarter of Section 20, Township 11 South, Range 21 East of the 6th Principal Meridian, Leavenworth County, Kansas, lying South and East of the East right-of-way of U.S. Highway No. 24-40 and lying South and West of Honey Creek Road, said tract being more particularly described as follows:

(Note: The bearing system in the following description is based on Grid North, Kansas State Plane Coordinate System NAD'83).

Commencing at the Southeast corner of the Southeast Quarter of said Section 20;

Thence South 88°34'09" West 33.00 feet, along the South line of the Southeast Quarter of said Section 20, to a point on the West right-of-way line of 222nd Street, as established by a permanent Roadway Easement to the Board of County Commissioners of Leavenworth County as recited in a Warranty Deed recorded in Book 852 of Page 4, said point also being the "true point of beginning";

Thence continuing South 88°34'09" West 2,609.85 feet, along said South line, to the Southeast corner of the Southeast Quarter and the Southwest Quarter of said Section 20;

Thence South 88°18'28" West 857.52 feet, along the South line of the Southwest Quarter of said Section 20, to a point on the Southeast right-of-way line of U.S. Highway No. 24-40, as now established, said point also being 42.00 feet Northwesterly of and at right angles to the center line of a 100 foot wide right-of-way for the Union Pacific Railroad;

Thence North 29°07'40" East 1,327.91 feet, along said Southeast right-of-way line, and a line 42.00 feet Northwesterly of and parallel with said railroad center line, to a jog to the Southwest in said Southeast right-of-way line, said point being on the South line of a permanent Roadway Easement to the Board of County Commissioners of Leavenworth County as recited in a Warranty Deed recorded in Book 852 of Page 4;

Thence South 60°51'00" East 45.70 feet, along said jog to the Southwest and said South line, to a point being a jog to the Northwest in said Southeast right-of-way line;

Thence North 57°51'55" East 58.83 feet along said Southeast right-of-way line;

Thence North 28°09'00" East 174.70 feet, along said Southeast right-of-way line, to a point on the East line of the Southeast Quarter and the West line of the Southwest Quarter of said Section 20;

Thence continuing North 28°09'00" East 525.50 feet along said Southeast right-of-way line;

Thence North 33°28'21" East 200.58 feet along said Southeast right-of-way line;

Thence North 28°09'00" East 400.00 feet, along said Southeast right-of-way line, to a point on the Southeast right-of-way line of Honey Creek Road, as established by permanent Roadway Easement to the Board of County Commissioners of Leavenworth County as recited in a Warranty Deed recorded in Book 852 of Page 4;

Thence South 78°44'38" East 181.27 feet along said Southeast right-of-way line;

Thence South 80°48'53" East 1,321.37 feet, along said Southeast right-of-way line, to the beginning of a curve concave to the Southwest having a radius of 1,390.00 feet;

Thence Southwesterly 1,538.84 feet, along said Southeast right-of-way line and said curve to the right having a chord bearing of South 33°05'28" East 1,477.71 feet, to a point on the West right-of-way line of said 222nd Street;

Thence South 01°50'18" East 315.08 feet (315.16 feet - Dead), along said West right-of-way line, to the "true point of beginning" of the tract herein described, containing 4,975,840 square feet or 114,235 acres, more or less.

Subject to all easements and restrictions of record.

Error of Closure = 1 : 1,858,440

### Legal Descriptions

(As recited in Stewart Title Company Title Commitment No. 01109-11832, dated June 21, 2013)

All that part of the South 1/2 of Section 20, Township 11, Range 21 East of the Sixth P.M., Leavenworth County, Kansas, lying South and East of the East right-of-way of U.S. Highway No. 24-40, less any part thereof taken or used for road purposes,

LESS THE FOLLOWING:

A portion of the Southwest 1/4 of Section 20, Township 11 South, Range 21 East of the Sixth Principal Meridian, Leavenworth County, Kansas, being a portion of that certain tract of land described in Deed recorded April 2, 1991 in Book 852 of Pages 4 through 10 of the Official Records of Leavenworth County, described as follows:

Commencing at the Northeast corner of said Southwest Quarter;

Thence on an assumed azimuth of 178 degrees 09 minutes 42 seconds, a distance of 1,128.72 feet coincident with the East line of said Southwest 1/4 to the proposed right of way line and the point of beginning;

Thence on a non-tangent curve to the right having a radius of 840.00 feet, a central angle of 28 degrees 53 minutes 11 seconds, (whose chord bears on azimuth 215 degrees 41 minutes 34 seconds, 319.28 feet) and arc length of 322.85 feet;

Thence on azimuth 230 degrees 08 minutes 09 seconds, a distance of 55.44 feet coincident with said proposed right of way line;

Thence on azimuth 184 degrees 36 minutes 48 seconds, a distance of 58.20 feet coincident with said proposed right of way line;

Thence on a non-tangent curve to the right having a radius of 1,880.00 feet, a central angle of 18 degrees 50 minutes 54 seconds, (whose chord bears on azimuth 152 degrees 10 minutes 48 seconds, 553.45 feet) and arc length of 555.96 feet coincident with said proposed right of way line to the East line of said Southwest 1/4;

Thence on azimuth 358 degrees 08 minutes 42 seconds, a distance of 822.81 feet coincident with said East line to the point of beginning.

AND ALSO

All that part of the North 1/2 of Section 20, Township 11, Range 21, Leavenworth County, Kansas, lying South and East of the East right-of-way of U.S. Highway No. 24-40, less any part thereof taken or used for road purposes.

### Certification:

I, the undersigned, do hereby certify that the survey shown herein was made by me, or under my direct supervision, this \_\_\_\_\_ day of \_\_\_\_\_, 2013, that the results are correctly shown and said survey meets or exceeds current Kansas Minimum Standards for Boundary Surveys, to the best of my knowledge and belief.

David L. King - Es. P.E.S. No. 782

### County Surveyor:

I hereby certify this Boundary Certificate of Survey meets the requirements of KS-58-2001 through 58-2005. The law of this Boundary certificate of survey was reviewed based on Kansas Minimum Standards for Boundary Surveys. No field verification is required. This review is for survey information only.

Leavenworth County Surveyor Wayne Mainick, P.E. No. 1239



Project : Haman Farm Partnership  
Certificate of Survey  
For: do Ms. Leslie Hubbel  
17804 168th Street Bonner Springs, Kansas 66012

SCHEDULE OF REVISIONS

NO.	DATE	DESCRIPTION
1	09/28/13	13014

The drawing and the data on which it is based are the property of the client and are not to be used for any other purpose without the written consent of the surveyor. The surveyor is not responsible for any errors or omissions in the drawing or data, or for any consequences arising therefrom, except to the extent of the surveyor's negligence.

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DATE: 09/28/13  
SCALE: 1"=300'

Sheet  
No. 2 of 2  
SUR2

**WORK SESSION  
MATERIAL ONLY**



SUBJECT	ISSUED BY	EFFECTIVE DATE	REVISION
Utility Relocation as part of a Public Improvement Project Policy	BOCC	4-1-2024	

**STATEMENT:**

The County Commission takes very seriously the expenditure of county funds. They believe that competitive bidding of projects protects the tax payers of Leavenworth County from overpaying for services. The Commission believes that if public funds are being utilized, regardless of the entity responsible for the project, a competitive bidding process should be followed.

Therefore, the BOCC wishes to implement the following policy. Any current policy or practice in place that would be in conflict with this policy is repealed.

**POLICY:**

Any County improvement project with the potential for utility relocations will have in place, prior to design, an agreement with all utilities that cover one of the following;

1. The utility will be moved entirely at the utilities expense.
2. If County funds will be required for the move any utility move that will likely exceed \$25,000.00 in cost will be publicly bid.
3. The relocation project will be fully funded by the County and handled as part of the County bid project.

In an effort to save citizen tax dollars the County will sign a perpetual agreement with a utility that agrees to stay in new ROW versus acquiring and moving into a new private easement. The agreement will require the County to pay for any future relocations necessitated by a County project.

The County will not be responsible for any enhancement or upsizing of existing utilities.

No County Capital Project with potential utility conflicts will start design or construction until one of the above-mentioned agreements are in place unless it is an emergency.

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Chair, Board of County Commissioners

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Date of Adoption

**AGREEMENT FOR THE RELOCATION OF UTILITIES IN COUNTY ROAD RIGHT  
OF WAY; THE RELOCATION OF UTILITIES NECESSITATED BY COUNTY ROAD  
IMPROVEMENT PROJECTS**

This Agreement is made and entered into this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ by and between \_\_\_\_\_, hereinafter referred to as “\_\_\_\_\_” and the board of county commissioners of the county of Leavenworth, Kansas, hereinafter referred to as the “County”. The county and \_\_\_\_\_ are hereinafter collectively referred to as “the parties”.

**RECITALS:**

WHEREAS, K.S.A. 12-2908 allows the parties to enter into agreements relating to the performance of governmental services ; and

WHEREAS, the parties desire to define their respective responsibilities and duties in instances of county road improvement projects which necessitate the relocation of certain utilities, all for the public safety, welfare and economic good of the county.

**NOW THEREFORE, BE IT AGREED:**

- 1) That \_\_\_\_\_ shall be authorized to locate, operate and maintain utility facilities owned and operated by it in such areas of the county road right of way that it deems proper and necessary. \_\_\_\_\_ shall locate, operate and maintain its utility facilities so located in such manner as to not impede public use and travel upon county roadways adjacent to said utility facilities, or impede the maintenance or improvement of county roads and road rights of way. \_\_\_\_\_ may exercise its rights provided for herein with a right-of-way permit but without the payment of any right-of-way permit fee to the county.
- 2) In exercising its rights provided for herein, \_\_\_\_\_ shall abide by the provisions of any Utility Accommodation policy of the county not in conflict with the terms of this Agreement. Notwithstanding any provisions of any such policy, \_\_\_\_\_ shall notify the county of its intention to locate its utility facilities in county road right of way not less than \_\_\_\_calendar days prior to such location. \_\_\_\_\_ shall further notify the county of its intention to conduct any repair or maintenance of its utility facilities located in county road right of way not less than \_\_\_\_calendar days prior to such maintenance and repair, unless the maintenance and repair is on an emergency basis, in which case \_\_\_\_\_ shall notify the county at the earliest practicable opportunity.
- 3) That the county shall maintain its road rights of way in such manner as to not unduly impede the use of the utility facilities of \_\_\_\_\_.

- 4) a) In such instances that the county shall undertake any road improvement project that necessitates the relocation, whether the relocation be permanent or temporary, of the utility facilities of \_\_\_\_\_ that are located outside of existing road right of way of the county, whether such utility facilities lie within or without any easement granted to \_\_\_\_\_, the county shall be responsible for the cost of such relocation.
- b) In such instances that the county shall undertake any road improvement project that necessitates the relocation, whether the relocation by permanent or temporary, of the utility facilities of \_\_\_\_\_ that are located within existing road right of way of the county, \_\_\_\_\_ shall be responsible for the cost of such relocation.
- 5) The parties shall, in each instance of relocation of utility facilities as provided for herein, confer and agree upon which of the parties shall be responsible for the design, construction and inspection of the actual relocation of said facilities. The design, construction and inspection of the relocation of the utility facilities of \_\_\_\_\_ shall collectively be referred to at “the relocation”. Provided that, regardless of which party is agreed upon as being responsible for the relocation, should the estimated costs of the relocation exceed the amount of twenty-five thousand dollars (\$25,000.00), the party responsible for the relocation shall utilize the process of public bidding as set out in the County’ Procurement Policy for the relocation.
- 6) That in each instance of the relocation of the utility facilities of \_\_\_\_\_ as provided for in this Agreement, the relocation shall be made into either existing road right of way of the county or into additional road right of way as may be acquired by the county. Any future relocation of any utility facility of \_\_\_\_\_ so located pursuant to this agreement as may be necessitated by any road improvement project of the county shall be at the expense of the county, subject to the foregoing provisions of this Agreement.
- 7) The parties agree that in each instance of any relocation of utility facilities as provided for herein, time is of the essence, and that the parties shall conduct the conferring and relocation as provided for herein in such manner as to minimize the cost of the relocation and any disruption of the service provided by the utility facilities.
- 8) That this Agreement is to be construed as a contract between the parties. This Agreement is subject to, governed by, and construed according to the laws of the State of Kansas. Jurisdiction and venue of any suit in connection with the Agreement shall reside only in courts located in Leavenworth County, Kansas
- 9) If a contractor is utilized to perform the construction and relocation of the facilities described herein, the parties agrees to require the contractor to indemnify, hold harmless, and save the County and \_\_\_\_\_ from personal injury and property damage claims arising out of the act or omission of the contractor, the contractor’s agent, subcontractors (at any tier), or suppliers (at any tier). If the parties defend a third party’s claim, the contractor shall indemnify the parties for damages paid to the third party and all related expenses the parties may incur in defending the claim.

10) For purposes of this Agreement, any required notices shall be deemed sufficiently given the third day following deposit in the U.S. mail, certified, return receipt requested, postage prepaid, and addressed as follows:

If to the County:

Mark Loughry  
County Administrator  
300 Walnut Leavenworth, KS 66048  
[mloughry@leavenworthcounty.gov](mailto:mloughry@leavenworthcounty.gov)

With a copy to:

David Van Parys  
Senior County Counselor  
300 Walnut  
Leavenworth, KS 66048  
[dvanparys@leavenworthcounty.gov](mailto:dvanparys@leavenworthcounty.gov)

If to the \_\_\_\_\_:

Notice shall also be deemed sufficiently given upon actual delivery by reliable courier service or other method.

11) This Agreement may be terminated by either of the parties upon written notice to the other party. The County may, when the interests of the County so require, terminate this contract in whole or in part, for the convenience of the County. The County shall give written notice of the termination to the Contractor specifying the part of the contract terminated and when termination becomes effective.

12) This Agreement is subject to, governed by, and construed according to the laws of the State of Kansas.

13) This Agreement may be modified or amended only in writing executed by both parties and will be subject to renegotiation in the event of changes to applicable law, rules, or regulations affecting the subject matter of this Agreement.

14) This Agreement is subject to the Kansas Cash Basis Law, K.S.A. 10-1101 *et seq.* and amendments thereto. Any automatic renewal of the terms of the Agreement shall create no legal obligation on the part of the County. This Agreement shall be construed and interpreted so as to ensure that the County shall at all times stay in conformity with such laws and, as a condition of this Agreement, the County reserves the right to unilaterally sever, modify, or terminate this Agreement at any time if, in the opinion of its legal counsel, the Agreement is deemed to violate the terms of such law. The County is obligated only to pay periodic payments or monthly installments under the Agreement as may lawfully be made from (a) funds budgeted and appropriated for that purpose during the County's current budget year or (b) funds made available from any lawfully operated revenue producing source.

15) This Agreement and its attachments set forth the parties' entire agreement. Neither party has

made any oral or side agreements or representations not contained in this Agreement. This is a legal document and not a mere recital and is binding upon the parties, their representatives, and successors in interest.

IN WITNESS WHEREOF the parties hereto have caused this Agreement to be signed by their duly authorized officers, on this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

Recommend for Approval

Attest:

BOARD OF COUNTY COMMISSIONERS

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

(SEAL)

\_\_\_\_\_  
Jeff Culbertson, Chairman, 1<sup>st</sup> District

\_\_\_\_\_  
Vicky Kaaz, 2<sup>nd</sup> District

\_\_\_\_\_  
Doug Smith, 3<sup>rd</sup> District

\_\_\_\_\_  
Mike Smith, 4<sup>th</sup> District

\_\_\_\_\_  
Mike Stieben, 5<sup>th</sup> District

IN WITNESS WHEREOF the parties here to have caused this Agreement to be signed by their duly authorized officers, on this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

EXEDUTED BY XXXXXXXXXX

Attest:

\_\_\_\_\_

\_\_\_\_\_

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(SEAL)