

*****March 2, 2015*****

The Board of County Commissioners met in regular session on Monday, March 2, 2015. Commissioner Holland, Commissioner Graeber and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; David Van Parys, County Counselor; Debbie Cox, Executive Secretary; Linda Lobb, Director, Council on Aging; John Richmeier, Leavenworth Times; Residents: Jerry Smith, Denise Bardroff, Karl Bardroff & Susan Murphy.

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the February 26, 2015 meeting minutes.

Motion passed, 3-0.

Linda Lobb requested to spend \$2,162.00 from the Memorial Fund for a riding mower with blade. The money is in the memorial fund which requires BOCC approval for all purchases.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the purchase of a lawn mower in the amount of \$2,162.00 through the COA Memorial Fund.

Motion passed, 3-0.

Linda also requested to purchase two benches for the south end of building where seniors wait to board the busses for trips. No vendor has been identified, but research shows two industrial strength benches can be purchased for around a total of \$1,000.00.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the purchase of two industrial strength benches through the COA Memorial Fund, in the total amount of approximately \$1,000.00.

Motion passed, 3-0.

Commissioner Bixby requested a map for tomorrow's meeting in Topeka with KDOT. Mr. Hurley presented a Resolution adopting the long range plan for road projects which was adopted in 2012. He also presented the 2014 Resolution approving the sales tax projects. Mike Spickelmier will work with GIS today to prepare the maps requested by Commissioner Bixby.

Spickelmier also discussed the priorities of the three sales tax projects. He has met with bond adviser and they are working on a timeline. Piper Jaffrey indicates it will be possible to solicit bids on the first project before the renewed sales tax is in effect in 2017.

In response to a question by Commissioner Graeber, Spickelmier stated we are hoping to target local construction companies. We still have much coordination to do with the cities involved in each project, including utilities and other local projects which might conflict if the work is done at the same time.

Commissioner Graeber also asked for an update on the new Tonganoxie Annex. Spickelmier stated that John Forslund is following the instructions given by the BOCC. Treanor Architects are working on schematics so that bidders will know exactly what they are bidding on.

Discussion of changes to the SUP resolution for Bardroff, LLC, and a review of the minutes will be made by the BOCC. The final resolution will be presented on Thursday, March 5, at 9:15 a.m.

Commissioner Bixby requested commissioners consider researching some type of promotion for Leavenworth County along the interstate and perhaps seeing what it would take to do a marketability study of travel and tourism for Leavenworth County.

The Board adjourned at 9:51 a.m.

Final Approved

*****March 5, 2015*****

The Board of County Commissioners met in regular on Thursday, March 5, 2015. Commissioner Holland, Commissioner Graeber and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; David Van Parys, County Counselor; Hallie Hughes, Executive Secretary; Jeff Joseph, Planning and Zoning Director; Connie Forge, Resident; Bob Forge, Resident; George Hill, Resident; Karl Bardroff II, Resident; Dustin Bardroff; Susan Murphy, Resident; Don Murphy, Resident; Jere Smith, Resident; Louis Klemp, Resident; John Richmeier, Leavenworth Times.

PUBLIC COMMENT:

Mr. Klemp indicated he was concerned why the BOCC did not question the County Appraiser regarding the increase in property values and where he gathered the information.

Commissioner Graeber requested the County Appraiser to meet with the BOCC next week to discuss how the appraisals have gone up.

ADMINISTRATIVE BUSINESS:

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the March 2, 2015 meeting minutes.

Motion passed, 3-0.

Mr. Hurley indicated Tuesday, March 10, KDOT is holding a meeting at the Lansing Community Center at 6:00 p.m. to brief the local cities on the traffic control regarding Kansas Highway K-7.

Commissioner Bixby indicated he discussed with KDOT, about kiosks located in the Topeka and Lawrence Service Area on I-70. KDOT indicated the kiosks could include material regarding traveling and touring to Leavenworth County. Commissioner Bixby indicated he would like to have the County provide brochure racks for area tourist attractions in Leavenworth County.

A motion was made by Commissioner Graeber and second by Commissioner Holland to approve the agenda for the week of March 9, 2015, as amended.

Motion passed, 3-0.

Mr. Van Parys presented Resolution 2015-8, and requested the Commission to carefully review the provisions in section four and five. He advised the public hearing was closed on February 19, and a Resolution needed to be approved.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve and execute Resolution 2015-8.

Motion passed, 3-0.

Mr. Van Parys advised that SB 228 regarding the KP&F and KPERS was passed by the Senate and set for hearing in House committee next Monday morning, and he and the Sheriff plan to attend.

Commissioner Holland indicated Leavenworth County has made contributions to both the LCDC and LCPA could now have a voting member of the LCDC Board.

A motion was made by Commissioner Graeber and seconded by Commissioner Bixby to nominate Commissioner Holland as the voting member representing the BOCC on the LCDC and LCPA Board.

Motion passed, 3-0.

Commissioner Bixby presented a letter from The Guidance Center and the Leavenworth Youth Achievement Center, indicating their program was invited to apply for funding from the Kansas Health Foundation to form a community coalition to address healthy and affordable food and the need to educate the community on the need to be physically active. Commissioner Bixby requested next week's agenda be amended to discuss if the BOCC would be interested in participating in the planning stage of development to address the areas of concern.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the OCB's and authorize the Chairman to sign and date the same.

Motion passed, 3-0.

The Board adjourned at 9:39 a.m.

Meeting came back to order at 9:40 a.m.

Mr. Van Parys requested to amend the approved agenda to reflect Rural Water District #5 public hearing.

The Board adjourned at 9:41 a.m.

*****March 9, 2015*****

The Board of County Commissioners met in regular on Monday, March 9, 2015. Commissioner Holland, Commissioner Graeber and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; David Van Parys, County Counselor; Hallie Hughes, Executive Secretary; Jamie Miller, Director of EMS and the Health Department; Chuck Magaha, Director of Emergency Management; Mike Spickelmier, Director of Public Works; Mick Schwartzkopf, Assistant Director Public Works; Fran Keppler, Noxious Weed Supervisor; Trevor Huhn, Buildings and Ground Manager; Doug Smith, Road and Bridge Superintendent; Tammy Saldivar, Solid Waste Manager; Wayne Malnicof, County Surveyor; John Richmeier, Leavenworth Times; Jere Smith, Resident.

PUBLIC COMMENT:

There were no public comments.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to expand the allowed speaking time for public comment at Commission Meeting from three minutes to five minutes. If there are numerous members of the public wishing to speak during public comment, each speaker would be limited to three minutes.

Motion passed, 3-0.

ADMINISTRATIVE BUSINESS:

Commissioner Graeber requested a letter be drafted in support of the Leavenworth Youth Achievement Center and Guidance Centers application for funding from the Kansas Health Foundation

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the March 5, 2015 meeting minutes, as amended.

Motion passed, 3-0.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to adjourn the BOCC session and convene as the Leavenworth County Board of Health.

Motion passed, 3-0.

Board of Health session began at 9:09 a.m.

Jamie Miller Director of EMS and the Health Department presented for signature the annual grant application in the amount of \$372,975.69. It would provide funding for multiple programs including childcare licensing, family planning, immunization action plan, maternal and child health care, pregnancy maintenance initiative, public health emergency preparedness, and teen pregnancy targeted case management. The amount applied for is \$4,000.00 more than last year.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the grant application for funding in the amount of \$372,975.69 and authorize the Chairman to sign and date the same.

Motion passed, 3-0.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland that the Commission adjourn as the Board of Health and reconvene as the BOCC at 9:10 a.m.

Motion Passed 3-0.

Chuck Magaha, Director of Emergency Management, explained an invoice from MARC to allow MARC to continue several programs in which local governments participate. The amount of \$2,993.00 dues for these programs for 2015, with slight increases projected for 2016 and 2017.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve \$3,000.00 to fund MARC programs for 2015. Payment of the MARC invoice for \$2,993.00.

Motion passed, 3-0.

Public Works held a public hearing regarding the location of Burrows Road. Burrows Road is an open County right-of-way that a road was never built upon that lies adjacent to an existing open public roadway, 207th Street.

There were no comments from the public during the public hearing.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to vacate Burrows Road.

Motion passed, 3-0.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to adopt Board Order 2015-2 vacating Burrows Road.

Motion passed, 3-0.

Public Works presented their monthly report.

Bridge E-20 (Cemetery Road South of Easton over Dawson Creek), is on schedule for construction in 2016.

HP-25 (High Prairie Road east of 187th Street {CR-29}) is the 2015 KDOT processing bid replacement project, and currently scheduled for bid money from KDOT in May 2015.

HP-10 and HP-17 Bridge Replacement (207th Street and Stranger Road) is scheduled for replacement of HP-17 this summer and replacement of HP10 in the future when the budget allows.

K-11 and K-14 Bridge Decks (Coffin Road and CR-18 over Salt Creek) the bridges and decks are complete and Public Works will be repairing the bumps across the bridges in the near future.

SH-15 (Stillwell Road east of 198th Street) is the bridge with partial KDOT funding for replacement. The BOCC gave tentative approval partially if the current landowner was willing to donate the easements necessary to complete the project.

Mike Spickelmier recommended that the three projects from the one cent sales tax extension; 147th Street (Parallel to Fairmount), McIntyre Road (K-7 to K-5), Eisenhower Road to County Road 5, should require three separate construction consulting service provides for three separate projects occurring at the same time. He also requested authorization to add an engineer in Public Works if needed.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to authorize Public Works to issue RFQ's for construction consulting services for the three projects and to determine if additional in-house engineering services would be required for the three projects.

Motion passed, 3-0.

Buildings and Grounds indicated the roof replacement at the Health Department is going well. Building and Grounds also requested approval to advertise for four on-call service contracts.

A motion was made by Commissioner Graeber and seconded by Holland to authorize Buildings and Grounds to advertise for On-Call Services for a multi-year contract.

Motion passed, 3-0.

Mr. Spickelmier presented an award to Doug Smith from LTAPS for completing the Advanced Road Scholar Supervisor Skills Program. There are 3 levels of the program and he has completed level 2 of the program.

A motion was made by Commissioner Graeber and seconded by Holland to accept the low bid from Vance Brothers for Road Oil in 2015.

Motion passed, 3-0.

Mr. Spickelmier indicated he is working with the Human Resources Director on a mechanics wage comparison.

A motion was made by Commissioner Holland to approve the wage study.

Mr. Hurley indicated he would like to review the study and look at the 2015 budget to determine if funding is available to cover the cost recommended when the study is complete as well as for budgeting in 2016.

Commissioner Holland withdrew his motion regarding the Public Works salary.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the OCB's and authorize the Chairman to sign and date the same.

Motion passed, 3-0.

The Board suspended the meeting 10:10 a.m. to meet downstairs.

*****March 12, 2015*****

The Board of County Commissioners met in regular on Thursday, March 12, 2015. Commissioner Holland, Commissioner Graeber and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; David Van Parys, County Counselor; Hallie Hughes, Executive Secretary; Bob Webber, County Appraiser; John Richmeier, Leavenworth Times; Karl Zetmeir, Resident; Mike Boller, Resident; Louis Klemp, Resident.

PUBLIC COMMENT:

Karl Zetmeir indicated like many homeowners he is unhappy that his property valuation for 2015 which has increased 3%. He purchased his current home four years ago and the values had not changed until now. A neighbor purchased the vacant lot across the street from his property last year and has not built on the property yet and his valuation went up 22%.

Commissioner Graeber indicated appraisals in Kansas are driven by a computer assisted mass appraisal system that is operated by the Kansas Department of Revenue and it covers every county. He indicated a similar situation in 1990 led to court action which found several factors in violating the Kansas constitution in arriving at fair market values. Bob Webber is complying with state statues but Commissioner Graeber thinks it is questionable when properties have gone up in valuation when there were no sales in the immediate area or upgrades made to the property.

Mike Boller indicated he moved back to Leavenworth from Washington, DC eighteen months ago and had two appraisals conducted on the property before he purchased it for the price he paid on the property; his new appraisal came out six months after he purchased the property, and he questions the assumptions that were made.

Commissioner Graeber indicated the BOCC cannot directly interfere with the appraisers operation. The BOCC can ask questions of the Appraiser, but cannot require him to make changes he is accountable to the rules set by the Property Valuation Division. Mr. Webber is tied to the computer system unless a lawsuit successfully challenged the legality and the constitutionality of the system.

Louis Klemp recommended that a lawsuit should be filed, indicating the system needs to be corrected.

ADMINISTRATIVE BUSINESS:

Commissioner Graeber requested drafting a letter to the Congressional Delegation in support of Fort Leavenworth reflecting its importance to our community and surrounding areas and urging their support.

Commissioner Bixby indicated he will represent the BOCC on the steering coalition supporting the Leavenworth Youth Achievement Center and Guidance Center and will attend their 11:00 a.m. meeting on March 18.

Commissioner Graeber also advised that the BOCC sign letters to both the Guidance Center and the Leavenworth Youth Achievement in support application of funding from the Kansas Health Foundation.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the March 9, 2015 meeting minutes, as amended.

Motion passed, 3-0.

A motion was made by Commissioner Graeber and second by Commissioner Holland to approve the agenda for the week of March 16, 2015.

Motion passed, 3-0.

Bob Webber made a presentation on the appraisal process citing K.S.A. 79-1412a and K.S.A. 79-1455, establishing the powers and duties of county and district appraisers, which require that each year all taxable and exempt real and tangible personal property shall be appraised by the county appraiser at its fair market value as of January 1 in accordance with K.S.A. 79-503a unless otherwise specified by law.

Mr. Webber discussed the three approaches to valuation which are the cost, income and market or comparable sales approaches. The income approach is geared toward the income fixing properties such as apartment buildings, shopping centers, and other commercial properties. The cost approach is used for residential and commercial property by determining the depreciation by taking the value of sales of other properties that have sold, their age, sales price subtracting land value, replacement cost, to get percent of depreciation. The appraisers follow this procedure for all properties. Mr. Webber indicated the preferred method is the comparable sales approach in figuring value. In reviewing this process the appraiser's look for trends. One such trend is comparable on properties that have sold twice over a period of time, and then the sale prices are compared. Mr. Webber indicated through the multiple regressions older properties that were built before 1945 have not followed a trend whereas newer properties have followed a 2.7% to 2.9% trend.

Mr. Webber advised when presenting the appraiser's quarterly report he discussed the 3.5% assessed value but it was taken out of context as it is not the appraised value. Using the assessed value of residential properties assessed at 11.5% and commercial properties assessed at 25%, as set in the Kansas constitution. Including new hotels and new construction the total assessed value increase was about 3.5%. If new construction is taken out of the formula the total valuations went up 2.1%. Mr. Webber indicated for just the City of Leavenworth, the valuations went up 1.3%, Basehor went up 2.4% when conducting the valuation on preexisting homes, the changes to single family residents the average change was 1.6%.

Mr. Webber indicated all counties are going through the same process as Leavenworth County and are using the same system and processes to arrive at market value. The appraiser's job is not to raise or lower property values. The Kansas Constitution states that there needs to be a uniform way to tax properties that the legislature will describe a format and method. These procedures are nationally and internationally recognized. Not every state uses the same computer system, some states follow the cost value approach, some go with an overall area value for what the model says and do not cite comparables, and some use the multiple regression analysis that says this is what the value should be. Kansas goes further because it recognized comparing full length comparable and making adjustments is the best way of trying to achieve market value.

Commissioner Graeber advised the BOCC to review the materials provided by Mr. Webber and revisit the topic at a later date.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the OCB's and authorize the Chairman to sign and date the same.

Motion passed, 3-0.

Commission went into a 10 minute recess at 10:50 a.m.

Session reconvened at 11:00 a.m.

Mr. Van Parys requested approval of the BOCC for a single tract property located at the intersection of 175th and Michals Road that had previously been unserved under public water supply and transfer the property from Rural Water District #8 to Rural Water District #5 so they can be served water.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the transfer of water supply to the property located at the intersection of 175th and Michals Road from Rural Water District #8 to Rural Water District #5.

Motion passed, 3-0.

The Board adjourned at 11:11 a.m.

Final Approved

*****March 16, 2015*****

The Board of County Commissioners met in regular on Monday, March 16, 2015. Commissioner Holland, Commissioner Graeber and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; David Van Parys, County Counselor; Hallie Hughes, Executive Secretary; Mike Spickelmier, Director of Public Works; Doug Smith, Road and Bridge Superintendent; Lisa Schmidt, Danny Zeck Ford; John Richmeier, Leavenworth Times.

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the March 12, 2015 meeting minutes.

Motion passed, 3-0.

Public Works presented bids for three light vehicles for the County Shop. The lowest bid came from Roberts Chevrolet in Platte City, Missouri of \$89,247.00. Mike Spickelmier indicated the seconded lowest bid was received from Danny Zeck Ford, in the amount of \$93,709.00. Mr. Spickelmier advised the Leavenworth County Purchasing Policy allows the BOCC to give a 5% consideration to local vendors verifying the bid from Danny Zeck Ford is within the 5% consideration.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to accept the bid for Public Works to purchase three light vehicles from Danny Zeck Ford in the amount of \$93,709.00.

Motion passed, 3-0.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to accept the bid for the Sheriff's Department to purchase eight 2016 Ford Interceptor SUV patrol vehicles from Danny Zeck Ford in the amount of \$220,208.00.

Motion passed, 3-0.

Commissioner Bixby indicated the BOCC will meet at the Courthouse to participate in the St. Patrick's Day parade.

Commissioner Bixby advised that the Community Development Block Grant Program has distributed applications for their workshops held in Russell and Topeka. The workshop reviews KAN STEP Grants reviewing the self-help program for communities to address water, sewer and public building needs.

Commissioner Graber suggested copies of the brochure be distributed to local governments throughout Leavenworth County.

Mr. Hurley indicated a meeting will be held at 10:00 a.m. at the Fairmount Fire Department to discuss the Avian Influenza case in Leavenworth County and the measures that will be taken to quarantine the area from potential outbreak.

The Board adjourned at 9:25 a.m.

*****March 19, 2015*****

The Board of County Commissioners met in regular on Thursday, March 19, 2015. Commissioner Holland, Commissioner Graeber and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; David Van Parys, County Counselor; Hallie Hughes, Executive Secretary; Andy Dedeke, Sheriff; Jillian Ogden, Planning Coordinator; Roger Harrison, Resident; John Richmeier, Leavenworth Times.

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the March 16, 2015 meeting minutes.

Motion passed, 3-0.

A motion was made by Commissioner Graeber and second by Commissioner Holland to approve the agenda for the week of March 23, 2015, as amended.

Motion passed, 3-0.

Sheriff Dedeke presented an extension of the food service contract with CBM Managed Services for approval reflecting a slight increase of about \$0.08 per meal based on the CPI of 3.9% for 2015.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to extend the food service contract with CBM Managed Services and authorize the Chairman to sign and date the same.

Motion passed, 3-0.

Commissioner Graeber referred to a letter in opposition of the Brew to Brew charity run that will be held in April, reporting the negative impact the event has as the runners pass through a small portion of Leavenworth County.

Sheriff Dedeke indicated the Brew to Brew run is held annually. He provides three off duty officers to observe the event to ensure the safety and of all in the area for the event. The number one complaint the Sheriff's Office receives is parking, as spectators will park along the County roads to observe the race, making it difficult to drive on and to allow farmers to get into the fields.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber approve the Temporary Special Use Permit for the Brew to Brew run conditioned on providing a completed application, the \$100.00 application fee is paid, and \$2,000,000.00 liability insurance certificate provided by the sponsor before the end of the day on Friday, March 20, 2015.

Motion passed, 3-0.

Planning and Zoning presented Case DEV-15-017, request for a Temporary Special Use Permit for the Bruce Michael Edwards Memorial Time Trial, indicating this is an annual charity event. The 6.2 mile course is an out and back layout on Round Prairie Road with off-street parking that will be held on Saturday, April 25. The applicant, Roger Harrison, requested the application fee of \$100.00 be waived and requested a \$200.00 donation from the Special Parks and Recreation Fund to defer expenses.

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland approve the Temporary Special Use Permit for Case DEV-15-017, to waive the \$100.00 application fee, and to authorize a \$200.00 payment from the Special Parks and Recreation Fund to defer expenses.
Motion passed, 3-0.***

David Van Parys indicated a request of Kansas Open Records has been received by the Sheriff's Office. The records requested are easily obtainable. Mr. Van Parys indicated the BOCC can request prepayment for any time and copying completed to fulfill the response to the request.

Mr. Hurley received an e-mail from Scott Anglemyer of the Workforce Partnership, requesting to meet with the BOCC to discuss the Workforce Partnership Chief Elected Officials Board and Leavenworth County's representation on it.

Commissioner Holland indicated an interest to serve on the Board.

Commissioner Bixby advised to be very cautious prior to getting involved with the Workforce Partnership with the other Counties.

The Board adjourned at 9:44 a.m.

*****March 23, 2015*****

The Board of County Commissioners met in regular on Monday, March 23, 2015. Commissioner Holland, Commissioner Graeber and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; David Van Parys, County Counselor; Roger Marrs, Deputy County Counselor; Hallie Hughes, Executive Secretary; Janet Klasinski, County Clerk; Pat Barnhardt, Special Alcohol Board; Deborah Gregor, Special Alcohol Board; Barbara Adolphson, Special Alcohol Board; Jere Smith, Resident; John Richmeier, Leavenworth Times.

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the March 19, 2015 meeting minutes.

Motion passed, 3-0.

Mr. Hurley advised that Planning and Zoning will present the Brew to Brew Temporary Special Use Permit in Thursday's meeting.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the OCB's and authorize the Chairman to sign and date the same.

Motion passed, 3-0.

Commissioner Bixby indicated a letter was received from the City of Linwood, requesting maintenance services from Road and Bridge. He indicated Mike Spickelmier and Doug Smith will work with the City to schedule the necessary repairs.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to go into Executive Session for 5 minutes to discuss potential litigation. Present: The three Commissioners, Pat Hurley, David Van Parys. Executive session began at 9:11 a.m.

Motion passed, 3-0.

Commission returned from executive session at 9:16 a.m., no action was taken.

Janet Klasinski indicated the Special Alcohol Board is requesting approval of funding in the amount of \$27,045.00. The funding for this program comes from distributions made by the state and received by the County. Currently there is \$76,855.00 in the account.

Pat Barnhardt, Special Alcohol Board member indicated the board serves the Leavenworth County Community and has five board members from Leavenworth, one from Easton, one from Lansing, one from Basehor, and one from Tonganoxie. The Special Alcohol Board provides funding to organizations and schools to help educate youth on the dangers of drugs and alcohol. In order to receive funding an application is required, and in order to be eligible for funding the following year a post evaluation allocating funding spent is required.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland approve the distribution of funds from the Leavenworth County Cities drug and alcohol abuse to be awarded to the Special Alcohol Board, in the amount of \$27,045.00.

Motion passed, 3-0.

A motion was made by Commissioner Bixby and seconded by Commissioner Holland to go into Executive Session for 30 minutes to discuss potential litigation. Present: The three Commissioners, Pat Hurley, Roger Marrs. Executive session began at 9:34 a.m.

Motion passed, 3-0.

Commission returned from executive session at 10:04 a.m., no action was taken.

A motion was made by Commissioner Holland and seconded by Commissioner Bixby to return to Executive Session for 30 minutes to discuss potential litigation. Present: The three Commissioners, Pat Hurley, Roger Marrs. Executive session began at 10:10 a.m.

Motion passed, 2-0, with Commissioner Graeber abstaining.

Commission returned from executive session at 10:40 a.m., no action was taken.

The Board adjourned at 10:45 a.m.

*****March 26, 2015*****

The Board of County Commissioners met in regular on Thursday, March 26, 2015. Commissioner Holland, Commissioner Graeber and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; David Van Parys, County Counselor; Hallie Hughes, Executive Secretary; Sean Crittendon, Director of Leavenworth County Department of Juvenile Services; Jeff Joseph, Planning and Zoning Director; Jillian Ogden, Planning Coordinator; Jim Kraatz, Senior Planning Coordinator; Krystal Davis, Planning Intern; Joe Herring; Herring Surveying Company; Brendan Sheehan, Resident; Jon Orndorff, Resident; Raul Flores, KC Track Club; Shannon Briscoe, KC Track Club; John Richmeier, Leavenworth Times.

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the March 23, 2015 meeting minutes.

Motion passed, 3-0.

A motion was made by Commissioner Graeber and second by Commissioner Holland to approve the agenda for the week of March 30, 2015.

Motion passed, 3-0.

Sean Crittendon, Director of Leavenworth County Department of Juvenile Services, indicated Wyandotte County Unified Government Intake and Assessment Program is currently experiencing staffing shortage. Leavenworth County has been requested for assistance. Mr. Crittendon indicated his staff consists of eight individuals who will work their days off to staff Wyandotte County's Intake and Assessment. Wyandotte County will reimburse Leavenworth County for all expenses.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the Memorandum of Understanding with Wyandotte County Unified Government and Leavenworth County, and authorize the Chairman to sign and date the same.

Motion passed, 3-0.

Mr. Hurley advised that the request from Linwood for assistance on their roads is based on a Memorandum of Understanding with the City of Linwood executed in August 2014. The letter and request for an update on when the County will perform the road work as agreed in the MOU. Mike Spickelmier and Doug Smith will contact the City of Linwood to schedule a work plan.

Commissioner Holland indicated that Mr. Van Parys met with the KCATA's attorney, Mr. Riffel, to negotiate the sale of the 4-H Property. He understood that the KCATA does not have a park-and-ride program in the metro area, and would like to move forward with selling the 4-H property.

Commissioner Bixby indicated the KCATA does have funding for the 4-H Property and while they do not have a park-and-ride program KDOT does, but currently they do not have funding for the program. Commissioner Bixby also indicated that at times the KCATA purchases property and may hold it for several years before they use it for public transportation.

Mr. Van Parys indicated he met with Mr. Riffle, counsel for KCATA, on Friday and was advised the timing of funding was the issue. Mr. Van Parys indicated he will contact Mr. Riffle to determine the interest of KCATA in proceeding with acquisition of the property.

Commissioner Graeber suggested sending a letter with a date requesting a final offer.

Commissioner Bixby advised KCATA meets on April 22, and will discuss the 4-H Property at that time.

Planning and Zoning presented Case DEV-15-021, requesting a Temporary Special Use Permit to hold a cycling event on April 26, 2015. The applicant, Brendan Sheehan, provided Planning and Zoning with an emergency plan, and indicated CPSC approved helmets will be required for all riders. The applicant requested the \$100.00 application fee be waived since this is a non-profit event to promote cycling in the County.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve Case Number DEV-15-021, the Temporary Special Use Permit for Cool Hand Luke Gravel Grinder event, subject to the recommended conditions, and to waive the \$100.00 application fee.

Motion passed, 3-0.

Planning and Zoning presented Case DEV-15-008, requesting a Temporary Special Use Permit for the Brew to Brew Run, scheduled for Sunday, April 12, indicating this is an annual running event between Lawrence and Kansas City benefitting the Cystic Fibrosis Foundation, and requested the application fee be waived.

Commissioner Bixby indicated he was not inclined to waive the application fee as the application of the Temporary Special Use Permit was not completely filled out nor approved thirty days prior to the event as required by Planning and Zoning.

Jeff Joseph, Planning and Zoning Director indicated only one complaint was received following last year's event.

Raul Flores, KC Track Club Board Member, indicated the event route has been altered with additional signage to detour the participants from previous routes to alleviate any problems.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve Case Number DEV-15-008, the Temporary Special Use Permit for Brew-to-Brew event, subject to the recommended conditions including payment of the application fee.

Motion passed, 3-0.

Planning and Zoning presented Case DEV-15-002, and Case DEV-15-003, requesting approval of a Preliminary and Final Plat. Applicants Jonathan Orndorff and Ashlee Lohman would like to build two single-family residences on the property. In order to acquire building permits, the property must be divided in compliance with the Leavenworth County Zoning and Subdivision Regulations by platting the parcel.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the preliminary and Final Plat to result in two compliant parcels subject to the recommended conditions.

Motion Passed, 3-0.

Planning and Zoning presented Case DEV-15-012, and Case DEV-15-013, requesting approval of a Preliminary and Final Plat. Applicants Debbie Robinette and Tim Voelker are requesting to reconfigure four lots into a nine-lot subdivision so it can be sold for future single-family residences.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the Final Plat to result in nine compliant parcels subject to recommended conditions.

Motion Passed, 3-0.

Commissioner Bixby attended the MARC Board Meeting on Tuesday and heard a presentation on the economic forecasting of the aging population in the KC Metro. He suggested we ask MARC to present the report to the BOCC, and invite members of the local governments, and interested county departments.

Commissioner Holland recommended inviting Scott Anglemyer, of the Workforce Partnership, to a BOCC meeting to discuss becoming a Board Member of the Workforce Partnership.

Mr. Hurley will contact Mr. Anglemyer to schedule a meeting with the BOCC.

The board recessed at approximately 10:30 a.m. to review bills for the remainder of the day.

*****March 30, 2015*****

The Board of County Commissioners met in regular on Monday, March 30, 2015. Commissioner Holland, Commissioner Graeber and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; Hallie Hughes, Executive Secretary; Jeff Joseph, Planning and Zoning Director; Kim Buchanan, Emergency Management; Jere Smith, Resident; John Richmeier, Leavenworth Times.

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

A motion was made by Commissioner Bixby and seconded by Commissioner Graeber to approve the March 26, 2015 meeting minutes, as amended.

Motion passed, 3-0.

Jeff Joseph indicated Planning and Zoning has completed revising the flood maps prior to July 16, as requested by the state and needed approval by the BOCC.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber approve and execute Resolution 2015-09 adopting new flood maps for Leavenworth County, Kansas and amending Resolution 2009-22.

Motion passed, 3-0.

Commissioner Bixby asked Planning and Zoning to determine if other counties application fees for Special Use Permits based upon the amount of staff time.

Mr. Joseph indicated they charge a flat fee to cover the cost of the Planning and Zoning Department as they work on Temporary Special Use Permit applications. Mr. Joseph will research other counties application fees and report back to the BOCC.

Mr. Hurley advised that Wyandotte County has indicated they will no longer need assistance from Leavenworth County on their Intake Assessment Program for juvenile services.

Mr. Hurley indicated Scott Angelmyer with the Workforce Partnership will meet with the BOCC on Thursday to discuss Leavenworth County's past participation. Mr. Hurley has contacted Mary Laird of MARC regarding a presentation on "Economic Impact of an Aging Population in the Kansas City Metro Area". Ms. Laird is working with Frank Lenk to schedule a presentation for the BOCC.

Commissioner Graeber indicated he has received phone calls from Marvin Tornaden regarding a burn ban on Sundays.

Commissioner Holland agreed that a response is appropriate and a letter will be prepared for BOCC approval.

Commissioner Graeber indicated a gentleman in Leavenworth who has trouble going down stairs had requested help getting into a public transportation vehicle. EMS has been accommodating them. Commissioner Graeber indicated the situation has been addressed with the individual's home healthcare provider. EMS will continue to help the individual until the end of April, but the individual will have to wait if EMS is responding to an emergency call.

Kim Buchanan of Emergency Management briefed the BOCC on how burn permits and bans are handled and indicated the current system works very well. She also indicated the Tonganoxie Township Fire Department has had a burn ban in effect to insufficient man power and are visiting the issue.

Commissioner Bixby will attempt to contact Mr. Tornaden to discuss his concerns, and suggested a letter be drafted.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber for approval of the bills that have been signed by the Commission.

Motion passed, 3-0.

The Board adjourned at 9:41 a.m.

Final Approved