

\*\*\*\*\*August 3, 2015\*\*\*\*\*

The Board of County Commissioners met in regular on Monday, August 03, 2015. Commissioner Holland, Commissioner Graeber, and Commissioner Bixby are present. Also present: David Van Parys, County Counselor; Hallie Hughes, Executive Secretary; Rebecca Matzeder, Executive Secretary; Janet Klasinski, County Clerk; Jeff Culbertson; Director of GIS; Tamara Copeland, Human Resources Director; Megan Waters, Director of Community Corrections and Director of City County Probation; and John Matthews, Resident.

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

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

*Motion passed, 3-0.*

*A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the July 27, 2015 meeting minutes.*

*Motion passed, 3-0.*

*A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the July 30, 2015 meeting minutes.*

*Motion passed, 3-0.*

Jeff Culbertson presented the quarterly report for GIS. He indicated GIS has started building a new Planimetric map layer. The new layer will be a vector map showing physical features, tree lines fences structures and various landscaping. It will be useful for several departments including Planning and Zoning, County Appraiser and NG911.

Mr. Culbertson indicated GIS scanned and digitized the 1985 and 1991 paper aerial photos in the historical aerial photo library. He indicated this creates digital back up so we have them forever and it adds another useful layer to the GIS archives of maps. This completes his goal for having the aerial photography every 10 years from current year back to 1941.

Mr. Culbertson indicated GIS has started the contract for bid process with MARC for the 2016 aerial photo acquisition. He indicated they are going to shrink the coverage area down to help expedite the vendor's process. He indicated with the cooperation of MARC by shrinking the coverage area, we should receive the photos within 4 to 6 months.

Mr. Culbertson indicated GIS has provided Fire District One with a new map indexing system to help them respond to residents in Lansing, High Prairie and Delaware Townships. The fire district now has up to date maps and customized GIS mapping data and software to create a state-of-the-art fire department.

Tamara Copeland presented the BOCC with the Blue Cross Blue Shield Renewal Contract for the 2015-2016 benefit period. She indicated that an RFP was sent out to various insurance companies to obtain offers for the best insurance rates. Blue Cross Blue Shield was the lowest. There was a 19% cap built in

with the contract and was negotiated to 18.6%. She recommended budgeting \$5,700.00 per person. This would increase the budget by approximately \$173,500.00.

Ms. Copeland indicated that a cap was not agreed to for next year. As part of long term planning, Ms. Copeland thinks the County needs to engage in earlier communications with our brokers to come up with other alternatives that we can offer our employees.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the BCBS agreement to move forward with 2016 Open Enrollment.***

***Motion passed, 3-0.***

Tamara Copeland presented the quarterly report for Human Resources, indicating the office is in a transitional phase and will prioritize tasks to be completed by the end of the year.

Ms. Copeland indicated open enrollment is tentatively scheduled for Thursday August 13 and Wednesday August 19. She indicated all insurance companies will provide information to the employees to learn about the plans. Ms. Copeland indicated BCBS premiums will increase by 18.6%, Delta Dental and MetLife premiums will remain the same. All forms will need to be received no later than August 28.

***A motion was made by Commissioner Graeber and seconded by Commissioner Bixby to go into Executive Session for 15 minutes to discuss potential litigation. Present: The three Commissioners, David Van Parys, Tamara Copeland. Executive session began at 9:44 a.m.***

***Motion passed, 3-0.***

Commission returned from executive session at 10:02 a.m., no action was taken.

Megan Waters presented the quarterly report for Adult Community Corrections and City County Probation. Ms. Waters indicated she has been working with Mr. Hurley and Mr. Marrs about trying to set up a program to be able to document and collect data to track the number of cases that City/County receives.

Commissioner Bixby indicated he received a letter from the Kansas Board of Emergency Medical Services, indicating that our local EMS service have met all requirements.

The Board adjourned at 10:18 a.m.

\*\*\*\*\*August 6, 2015\*\*\*\*\*

The Board of County Commissioners met in regular on Thursday, August 06, 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; Rebecca Matzeder, Executive Secretary; Jeff Joseph, Planning and Zoning Director; Krystal Davis, Planning Coordinator; Bob Weber, County Appraiser; Linda Lobb, Council on Aging Director; Chuck Magaha, Director of Emergency Management; Jamie Miller, Director of EMS and the Health Department; Al Mueller, Resident; Jennifer Tobey, Resident and John Richmeier, Leavenworth Times

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

David Van Parys requested the BOCC approve Resolution 2015-20 authorizing the sale of general obligation sales tax bonds, series 2015, of Leavenworth County, Kansas.

***A motion was made by Commissioner Bixby and seconded by Commissioner Graeber to approve the adoption of Resolution 2015-20.***

***Motion passed, 3-0.***

Mr. Van Parys addressed the resolution authorized the sale of \$10 million dollars of general obligation sales tax bonds for the purpose of transportation projects approved in the sales tax election.

Commissioner Graeber indicated this was as presented to the general public at the sales tax election. Commissioner Graeber indicated to comply with all federal regulations we are issuing \$10 million dollars at this time, and will need to issue additional bonds to do all the road projects promised to the citizens.

Commissioner Bixby indicated he received in a report a request for a Temporary Special Use Permit for a bike route through Leavenworth County. The applicant requested to waive the \$100 application fee.

David Van Parys indicated that all fees need to be applied uniformly to all applicants.

***A motion was made by Commissioner Bixby and seconded by Commissioner Holland to retain application fees for non-profit organizations.***

***Motion passed 2-1 with Commissioner Graeber voting nay***

Jennifer Tobey with the Leavenworth Bike Club indicated that with this route they do not ask for anything extra from the County.

Planning and Zoning presented Case Number DEV-15-08, an application for a Temporary Special Use Permit for 33<sup>rd</sup> Annual Buffalo Century Ride hosted by the Leavenworth Bike Club. The ride starts and ends in Leavenworth city on September 19, 2015. Approximately 150 to 250 cyclists will participate. The event will be from 8:00 a.m. to 5:00 p.m. The road will remain open to vehicle traffic during the event. Clean-up from the event will begin at 5:00 p.m.

***A motion was made by Commissioner Graeber seconded by Commissioner Holland to approve Case Number DEV-15-080, application for a Temporary Special Use Permit for 33<sup>rd</sup> Annual Buffalo Century Ride subject to terms and conditions.***

***Motion passed, 3-0.***

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the August 3, 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 August 10, 2015.***

***Motion passed, 3-0.***

Bob Weber presented the County Appraiser's quarterly report. He indicated the Appraiser's office is working on maintenance re-inspection and has completed 4394 of the 5200 parcels required for the year.

Mr. Weber has certified real estate and personal property values to county clerk for the second quarter.

Mr. Weber requested renewal of the contract for commercial appraiser, Joseph Roth. The contract amount would remain the same as previous years in the amount of \$39,500.00.

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve contract renewal for commercial appraiser, Joseph Roth, and authorize BOCC to sign.***

***Motion passed 3-0***

Linda Lobb presented the Council on Aging quarterly report. She indicated Council on Aging has had to turn down riders because they have not been able to fill positions. She indicated they are having a difficult time finding drivers at the pay rate offered.

Ms. Lobb indicated the Council on Aging received \$12,000.00 from St Paul Lutheran Church from a church member estate for the Memorial Fund. She requested approval to buy new hot boxes from a portion of that donation. She indicated \$11,845.00 was raised from Meals-on-Wheels summer benefit. She also received a \$2,000.00 grant from Banfield Trust for Pets and Loving Seniors program.

Ms. Lobb requested approval to purchase a portable AED machine for the Leisure and Learning trip bus. She recommended using funds from the Memorial account. She will check with EMS about the best product.

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to purchase a portable AED machine from the Memorial account with the guidance of Jamie Miller, Director of EMS.***

***Motion passed 3-0.***

Chuck Magaha presented the Emergency Management quarterly report. He indicated three hazardous material calls.

Mr. Magaha indicated the Emergency Management office made presentations to over 2500 visitors at the County Fair on flood preparedness and family preparedness.

The Emergency Management office participated in a hazardous material scenario with Fort Leavenworth involving mass causality treatment. The annual fire evacuation drill for all County buildings went very well in May.

Mr. Magaha indicated Emergency Management has been awarded the \$60,000.00 grant from the State.

Mr. Magaha presented a report for a Federal Mitigation project on a parcel located on the Northwest corner of County Road 14 and 167<sup>th</sup> St. that is a repetitive flood prone area. It would be turned into agriculture use. FEMA allows the lease of the parcel for \$1.00. for agricultural use. Mr. Magaha indicated he has five more parcels in the county located in the flood plain would be included in the Federal Mitigation project.

***A motion was made by Commissioner Graeber seconded by Commissioner Holland to authorize the Federal Mitigation project to remove the six parcels of repetitive flood prone areas.***

***Motion passed 3-0***

***A motion made by Commissioner Holland and seconded by Commissioner Graeber to allow the corner of Santa Fe Trail and 167<sup>th</sup> St. put back into agriculture use at 1.4 acres at \$1.00 annual lease.***

***Motion passed 3-0***

Jamie Miller presented EMS quarterly report. He indicated EMS is currently at 40% of budget. He indicated statistically EMS is averaging 30 to 31 calls a day and administrators have been out on call to help with the caseload.

EMS received the 2015 State Board of EMS inspection on July 22 and received a 100% inspection and a "perfect inspection."

Mr. Miller presented the Health Department quarterly report. Expenditures are on track and the Health Department is in the process of reapplying for WIC grant. Preliminary discussions indicate WIC will be fully funded for the upcoming fiscal year.

Mr. Hurley advised the County Counselor for Atchison County indicated his counselors would like to schedule a meeting to discuss sharing resources. Mr. Hurley will obtain dates and advise the BOCC.

Commissioner Bixby received a letter from Jackson County Commission inviting the BOCC to the 2015 Northeast Kansas County Commissioners Annual Meeting on October 2 in Holton, Kansas.

The Board adjourned at 10:15 a.m.

\*\*\*\*\*August 10, 2015\*\*\*\*\*

The Board of County Commissioners met in regular on Monday, August 10, 2015. Commissioner Holland, Commissioner Graeber, and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; David Van Parys, County Counselor; Rebecca Matzeder, Executive Secretary; Mike Spickelmier, Director of Public Works; Mick Schwartzkopf, Assistant Director Public Works; Trevor Huhn, Buildings and Ground Manager; Doug Smith, Road and Bridge Superintendent; Wayne Malnicof, County Surveyor; Tammy Saldivar, Solid Waste Manager; Fran Keppler, Noxious Weeds; Tamara Copeland, Director of Human Resources; 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 August 6, 2015 meeting minutes as amended.***

***Motion passed, 3-0.***

Public Works presented their monthly report.

Bridge E-20 (Cemetery Road South of Easton over Dawson Creek), plans were submitted to KDOT and remain on schedule for construction in 2016.

HP-25 (High Prairie Road east of 187th Street {CR-29}), KDOT began construction in July and is on schedule.

HP-10 & HP-17 Bridge Replacement (207<sup>th</sup> St and Stranger Road), Public Works indicated they are in process of locating utilities and construction is scheduled for 2016.

SH-15 (Stillwell Road east of 198th Street) is the bridge with partial KDOT funding for replacement. Public Works indicated they are working on in house engineering.

Mike Spickelmier indicated consultant interviews for the Sales Tax Projects (McIntyre K-7 to K-5) are scheduled for August 14, 2015. Commissioner Graeber will be assisting with the interviews.

Mr. Spickelmier presented a contract between John Forslund and Leavenworth County for project management services on the Sales Tax Projects. He indicated there will be a need for additional oversight and monitoring. He indicated the contract would pay \$100.00 per hour no more than twenty hours per week for a term of one year with five potential extensions. Mr. Spickelmier indicated the funding for this expenditure would be paid from the sales tax proceeds.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber for Public Works to enter into a contract with John Forslund for project management services funded by the sales tax proceeds and authorize the Chairman to sign and date the same.***

***Motion passed, 3-0.***

Trevor Huhn presented a report for Building and Grounds. He indicated the carpet project for the first floor of the Justice Center is complete. Mr. Huhn indicated there is money left over for carpet and requests to obtain estimates to replace existing carpet in the dispatch area and also for the Sheriff's Office.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to allow Public Works to solicit bids for carpet at the Justice Center.***

***Motion passed, 3-0.***

Mr. Huhn presented the BOCC with pictures of the north Courthouse staircase showing deterioration on the pedestals. Mr. Huhn indicated he would like to obtain estimates to fix the stones and pedestals.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to allow Public Works to solicit bids for the deterioration on the north Courthouse staircase and pedestals.***

***Motion passed, 3-0.***

Fran Keppler, Noxious Weed presented an update on mower tractor #105. A vehicle hit the tractor and caused extensive damage. They are currently determining insurance coverage, but will rent in the interim.

Mr. Spickelmier indicated Public Works prepared the budget for Sewer District 3. The budget is the same as prepared every year.

David Van Parys indicated the status quo on assessments would be the same as last year since \$20,000.00 was added by BOCC to reduce individual assessments.

Commissioner Holland indicated he did not agree that would be status quo. The \$20,000.00 was an enhancement.

Mr. Van Parys indicated that if the assessments are per the original formula, a public hearing would need to be conducted to set assessments for 2016.

Commissioner Bixby indicated the enhancement for Sewer District 3 was never part of the budget but to the approval of the budget. He indicated it was a contribution after the budget was already in place. The \$20,000.00 was taken from general fund one year and economic development another year.

Mr. Van Parys indicated he would check the statutes to determine if a public hearing is necessary.

Ms. Keppler resumed the discussion on mower tractor #105. She indicated her driver was off the tractor at the time and was not injured. Ms. Keppler researched the cost of renting a tractor at \$40.00 per equipment hour approximately \$3,200.00 per week. If the tractor is totaled by the insurance company, Public Works will request a replacement.

Doug Smith, Road and Bridge Superintendent, indicated Road and Bridge went out for salt bids. Central Salt in Lyons, KS was low bid at \$58.97 per ton.

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to accept the bids and award to Central Salt at \$58.97 per ton.***

***Motion passed, 3-0.***

Mr. Smith indicated a significant amount of concrete curb has deteriorated at Ginger Creek and Glenwood Estates. Mr. Smith estimated there is approximately 1,000 feet of curb replacement. D.J.'s Foundation/Flatwork was low bid at \$35.00 per linear foot.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to accept the bid of D.J.'s Foundation/Flatwork at \$35.00 per linear foot to replace 1,000 feet of curbing.***

***Motion passed, 3-0.***

Tammy Saldivar, Solid Waste Manager, indicated the County Wide Clean-Up is scheduled for October 3, 2015. Mr. Spickelmier expressed interested in posting the announcement on social media and the County website.

Wayne Malnicof, County Surveyor, indicated he is ahead of the survey and plat review.

Mr. Spickelmier requested authorization to issue RFP for rock crushing.

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to authorize Public Works to solicit proposals for rock crushing services.***

***Motion passed, 3-0.***

Tamara Copeland, Director of Human Resources presented a request for a Part Time/Full Time HR Generalist position. She indicated HR was understaffed with large backlogs. This position would assist in the large backlog along with doing the day to day tasks allowing staff to focus on the critical ADP issues, cross training and other difficult issues that arise.

***A motion was made by Commissioner Bixby and seconded by Commissioner Graeber to approve a part-time position for the Human Resources Department.***

***Motion passed 3-0.***

Patrick Hurley, County Administrator, indicated he left a message with the County Counselor in Atchison suggesting August 18 or September 1 for a meeting between the County Commissions.

***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 adjourned at 10:23 a.m.



\*\*\*\*\*August 13, 2015\*\*\*\*\*

The Board of County Commissioners met in regular on Thursday, August 13, 2015. Commissioner Holland, Commissioner Graeber, and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; David Van Parys, County Counselor; Rebecca Matzeder, Executive Secretary; Janet Klasinski, County Clerk, Jeff Joseph, Planning and Zoning Director; Larry Malbrough, I.S. Director; Sean Crittendon, Director of Leavenworth County Department of Juvenile Services; Brigid McCaully, Business Manager for Leavenworth County Department of Juvenile Services; Gina Riekhof with Gilmore and Bell; John Richmeier, Leavenworth Times

**PUBLIC COMMENT:**

There were no public comments.

**ADMINISTRATIVE BUSINESS:**

David Van Parys introduced Gina Riekhof of Gilmore and Bell. Gilmore and Bell has been serving Leavenworth County as bond counsel for the upcoming sales tax funded with general obligation bonds. He stated because the County entered a lease purchase agreement for the financing of the County Annex in December 2014, but will not draw the money until fiscal year 2015 it has been determined that roughly \$1 million dollars will count on our \$10 million dollar bank qualified bond limit for 2015. He advises the County to proceed to issue a general obligation sales tax bond for \$8,500,000.00 with closing date September 24.

Mr. Van Parys recommended entering agreements with Gilmore and Bell for services as bond counsel for tax compliance services agreements. Resolution 2015-21 addresses the disclosure compliance procedure. Resolution 2015-22 addresses the tax compliance procedure relating to tax-exempt financial obligations. Mr. Van Parys indicated this would protect the County through the cycle of the general obligation bonds.

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to authorize the retention of Gilmore and Bell as the bond counsel and legal counsel for the forthcoming bond issue.***

***Motion passed, 3-0***

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the adoption of Resolution 2015-21.***

***Motion passed, 3-0***

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the adoption of Resolution 2015-22.***

***Motion passed, 3-0***

Ms. Riekhof explained it has been a learning process for the County with the IRS and FCC regulations. She commended Leavenworth County for taking a proactive approach with the procedures approved.

Commissioner Bixby indicated next week's agenda needs to reflect the Budget approval hearing.

Patrick Hurley indicated a work session with Atchison County will be Tuesday, August 18 at 11:30 at the Atchison County Courthouse. All county commissioner and county administrator will be attending.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the agenda for the week of August 17, 2015 as amended.***

*Motion passed, 3-0.*

*A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the August 10, 2015 meeting minutes as amended.*

*Motion passed, 3-0.*

Larry Malbrough presented the quarterly report for Information Systems. He indicated the budget is at expected levels. The work stations for FTR recording system were replaced in the BOCC meeting room. The on-line burn permits went live May 18.

Jeff Joseph presented the quarterly report for Planning and Zoning. He indicated building are exceeding with last year's number.

Mr. Joseph described how Planning and Zoning have implemented measures to streamline the development application process. He indicated they have created checklists for all applications; a pre-application meeting with the applicant is conducted, updated the web site with pertinent information and updated all fees. He indicated the Planning and Zoning department has a packet of information for the applicant.

Sean Crittendon presented the quarterly reports for Juvenile Services. He indicated the Kansas Department of Corrections Division of Juvenile Services has announced plans to reduce the 1<sup>st</sup> Judicial District budget by \$28,441.94.

Mr. Crittendon suggested one solution to the reduction would be consolidation of Adult Community Corrections within the 1<sup>st</sup> Judicial District. He has received a letter from the Atchison County Commissioners requesting budget information for 2015 and 2016.

Patrick Hurley indicated he spoke with the Atchison County Counselor about the request. He indicated it is an open records request.

Mr. Crittendon indicated everything is in line financially for the budget for 2016. Everything was approved by BOCC prior to the \$28,441.94 reduction.

Mr. Crittendon inquired about BOCC approval of local consolidation in Leavenworth County of the adult and juvenile supervision.

Mr. Hurley said it would be logical and cost effective if Adult Community Corrections, City/County Probation and Juvenile Services were consolidated into a Department of Adult and Juvenile services in Leavenworth County.

*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 Holland was contacted by a local business interested in developing property proposing a building for Council on Aging when our lease runs out.

The County Commissioners will attend a work session with the Atchison County Counselor on August 18 at the Atchison County Courthouse.

The Board adjourned at 10:23 a.m.

\*\*\*\*\*August 17, 2015\*\*\*\*\*

The Board of County Commissioners met in regular on Monday, August 17, 2015. Commissioner Holland, Commissioner Graeber, and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; David Van Parys, County Counselor; Rebecca Matzeder, Executive Secretary; Janet Klasinski, County Clerk, Linda Lobb, Director of Council on Aging, Kathy Miller, Finance Account Clerk for Council on Aging; Sean Crittendon, Director of Leavenworth County Department of Juvenile Services; Brigid McCaully, Business Manager for Leavenworth County Department of Juvenile Services; Megan Waters, Director of Community Corrections; Steve Wagner, Contracted CPA; John Matthews, Resident; Carol Hall, Resident; Vicki Lozenski; Louis Klemp, Resident; John Richmeier, Leavenworth Times

**PUBLIC COMMENT:**

Louis Klemp commented on the County budget. He suggested the public should know what the expenditures were and what they were spent on.

**ADMINISTRATIVE BUSINESS:**

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the August 13, 2015 meeting minutes.***

***Motion passed, 3-0.***

Kathy Miller requested approval for three grants for several programs offered by Council on Aging. The grants reimburse approximately half of the expenses for the programs.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve and authorize the Chairman to sign and date the three grant applications.***

***Motion passed, 3-0***

Commissioner Bixby indicated he met with some of the Johnson County Commissioners and they will be extending an invitation to the BOCC on their workforce development and plans. Commissioner Bixby indicated they would be contacting Patrick Hurley for available dates.

Planning and Zoning will be on the agenda for August 20, 2015 at 9:15 a.m. to discuss the minimum property standard proposal.

Commissioner Graeber and Public Works met with four engineering firms that will be submitting bids for the design on the McIntyre Road sales tax project.

Commissioner Holland inquired if a time frame has been set for Sewer District 3. Mr. Hurley indicated he would check with David Van Parys to see if public hearing is required.

Janet Klasinski suggested setting the Sewer Districts Resolutions on the agenda for Thursday, August 20, 2015 at 9:10 a.m. to adopt the resolutions for assessments for Sewer Districts 1, 2, 5, 6, 7a and 7b.

Commissioner Holland indicated he spoke with KOSS construction and they are in the process of taking down the batch plant for the US 73 Highway project.

A public hearing was conducted regarding the adoption of 2016 County Budget. Ms. Klasinski indicated the mill levy is set at 37.273. up .7 from the previous year. County's expenditures after transfers was \$48,264,625.00. Last year's budget was \$45,733,938.00.

Commissioner Bixby inquired whether there was anyone from the public that wished to provide public comment.

Carol Hall and Vicki Lozenski both live on 207<sup>th</sup> St. inquired if the 207<sup>th</sup> St. project would be included in the 2016 budget. Commissioner Bixby advised it was included. We are waiting for the fiber optic bundles to be moved.

Commissioner Holland suggested that Public Works sends letters to residents stating this project is still on for 2016.

***A motion was made by Commissioner Graeber to adopt the 2016 County Budget as published in the Leavenworth Times.***

***Motion dies for lack of second***

Commissioner Graeber indicated the budget included the capacity for an EMS ambulance and staff to be located in Basehor. This will provide a better service to the citizens of southern Leavenworth County. He also indicated a 1.5% increase in salary for the rank and file employees when they are facing increased health insurance for family coverage.

Commissioner Holland indicated the County pays the 19% increase in the health insurance for the single employee portion to every employee.

Commissioner Holland recommends adopting a policy on employee travel requesting overnight lodging.

***A motion was made by Commissioner Graeber to adopt the 2016 County Budget as published in the Leavenworth Times.***

***Motion dies for lack of second***

Ms. Klasinski indicated after publication we cannot raise a budget, but we can lower expenditures. She indicated if we would need to lower the budget by \$418,000 to keep the mill levy as the same as last year.

***A motion was made by Commissioner Holland seconded by Commissioner Bixby to cut \$381,000 to include the salary increase of \$265,000.00 and the sheriff's budget of \$116,000.00 and to approve this budget with those reductions.***

***Motion passed 2-1 with Graeber voting nay***

Ms. Klasinski indicated the need to continue the budget hearing the next day to make these adjustments.

***A motion was Commissioner Holland and seconded by Commissioner Graeber to approve 2016 Special Funds budget with the mill levy remaining the same as last year.***

***Motion passed 3-0***

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to recess until Tuesday, August 18, 2015 10:00 a.m. for continuance of the budget hearing.***

***Motion passed 3-0***

David Van Parys presented the BOCC with the Standard and Poor's rating for upcoming bond issues which was very favorable to the County.

Sean Crittendon presented the BOCC with documents reflecting the consolidations of Juvenile Services with Adult Community Services and City/County Probation.

Commissioner Holland indicated the BOCC had already approved the consolidation and to implement it.

The Board adjourned at 11:00 a.m.

Final Approved

\*\*\*\*\*August 18, 2015\*\*\*\*\*

The Board of County Commissioners met in regular on Tuesday, August 18, 2015. Commissioner Holland, Commissioner Graeber, and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; David Van Parys, County Counselor; Rebecca Matzeder, Executive Secretary; Janet Klasinski, County Clerk, Steven Wagner, Certified CPA; Andrew Dedeke, Leavenworth County Sheriff; James Sherley, Leavenworth County Undersheriff; John Richmeier, Leavenworth Times

**PUBLIC COMMENT:**

There were no public comments.

**ADMINISTRATIVE BUSINESS:**

Janet Klasinski indicated based on BOCC prior actions the budget now reflects and updating the numbers it would result in a mill levy increase of .093. She indicated in order to make the mill levy at .06 another \$17,106.00 would have to be reduced.

Commissioner Holland indicated he had been contacted by a resident questioning whether the sales tax extension was tied to property tax reduction. He indicated when the 1 cent sales tax was presented to the citizens it was for road improvements. There were three major projects included 147<sup>th</sup> St, McIntyre Road and Eisenhower Road. He indicated if the sales tax did not pass then the mill levy would have to increase to do those projects. Holland stated the mill levy increase considered in the 2016 budget would be for the general budget and has nothing to do with the 1 cent sales tax.

Commissioner Graeber stated the sales tax was brought forward to the citizens with a commitment to the citizens that it would be used for roads. He indicated we are not invading that sales tax in any way for what is being proposed in the 2016 budget.

***A motion was made by Commissioner Graeber to approve the 2016 County budget with the .7 mill levy increase.***

Ms. Klasinski indicated the .7 increase would include LCDC, 1.5% increase salary, Basehor EMS, Leavenworth Sheriff enhancement of \$116,000.00, air conditioning for fair building and Council on Aging stipend increase.

***Motion dies for lack of second***

Commissioner Holland stated he would like to approve pay increases to departments that have not already given raises and to departments that do not generate their own sources of funds to raise salaries.

Ms. Klasinski indicated she did not know if the County could implement those types of raises. County officials have been told not to discriminate between departments.

Sheriff Andy Dedeke stated it is imperative that the rank and file employees receive raises so he would withdraw his request for the enhancement and return with it next year in order for employees to get raises.

***A motion was made by Commission Graeber and seconded by Commissioner Holland to approve the budget as brought forward less the \$116,000.00 enhancement that the Sheriff has voluntarily withdrawn.***

***Motion passed 2-1with Bixby voting nay***

Commissioner Bixby indicated he met with US Senator Jerry Moran and discussed the detention facility at Guantanamo Bay possibly moving to Ft. Leavenworth, Kansas. Senator Moran has asked the local taxing entities to write letters stating opinions on the matter.

Patrick Hurley and David Van Parys will draft a letter after contacting the local entities.

The Board adjourned at 10:52 a.m.

Final Approved

\*\*\*\*\*August 20, 2015\*\*\*\*\*

Amended

The Board of County Commissioners met in regular on Thursday, August 20, 2015. Commissioner Holland, Commissioner Graeber, and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; David Van Parys, County Counselor; Rebecca Matzeder, Executive Secretary; Mike Spickelmier, Director of Public Works; Trevor Huhn, Buildings and Ground Manager; Jeff Joseph, Planning and Zoning Director; Jeff Culbertson, GIS, Janet Klasinski, County Clerk; Joe Herring, Resident; Chris Couch, Resident; John Jacobson, 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 August 17, 2015 meeting minutes.*

*Motion passed, 3-0.*

*A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the August 18, 2015 meeting minutes.*

*Motion passed, 3-0.*

*A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the agenda for the week of August 24, 2015.*

*Motion passed, 3-0.*

Trevor Huhn presented the resolutions for Sewer Districts 1, 2, 5,7a and 7b. He indicated Sewer District 5 went up \$25 which was the only change from last year.

*A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the Sewer District resolutions.*

*Motion passed 3-0.*

Mike Spickelmier presented for approval a proposal be solicited from BHC Rhodes of Overland Park for engineering services on the McIntyre Road project.

*A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve a proposal be solicited from BHC Rhodes.*

*Motion passed 3-0*

Commissioner Bixby indicated the need for minimum property standards came about because of the number of dilapidated properties in the county.

Commissioner Holland was contacted by local citizen asking about the property maintenance standard protocol. The citizen felt there was a lack of communication between the board and the public. Holland indicated we need to be more forthcoming to let the citizen know what we are proposing.

Commissioner Bixby indicated this is a work session and the job today is to craft an ordinance to fit Leavenworth County.



Jeff Joseph provided an overview of the property maintenance standard protocol starting with levels of neglect. He indicated three levels of determining neglect with Level 1 as Acceptable, Level 2 as Moderate and Level 3 as Neglected/Abandoned. He indicated this would be for parcels on five acres or less. He indicated Level 3 neglect would come before the BOCC after notices have been sent to the home owners.

Joe Herring spoke in opposition of the property maintenance standards. He stated people move to the county to not have people tell them what they can and cannot do. He indicated his main concern is the notification process.

Chris Couch spoke in opposition. He sees the property maintenance standards as a gateway ordinance to introduce superficial restrictions. He indicated issues such as dumping tires or trash should be a law enforcement concern.

John Jacobson spoke in opposition of the property maintenance standards. He feels there are statutes the County could utilize to address these issues. He suggested organizing a sub-committee of the public, BOCC and county staff.

***A motion was made by Commissioner Bixby and seconded by Commissioner Holland to refer the property maintenance standards to the Planning and Zoning commission.***

***Motion passed 3-0.***

David Van Parys indicated the Kansas Association of Counties sent notice on July 27 that they would be preparing a policy committee for legislative issues to be presented in the 2016 session. He indicated in 2015 Leavenworth County submitted a bill proposal regarding the demolition of dangerous, vacated structures and it did not pass. He suggested resubmitting the bill in the 2016 session. It was the consensus of the BOCC to resubmit the bill.

Janet Klasinski stated the BOCC need to approve each resolution separately with regards to the Sewer Districts.

She indicated the Resolutions to be approved are Resolution 2015-23 Sewer District 1, Resolution 2015-24 Sewer District 2, Resolution 2015-25 Sewer District 5, Resolution 2015-26 Sewer District 7a and Resolution 2015-27 Sewer District 7b.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve Resolutions 2015-23, 2015-24, 2015-25, 2015-26 and 2015-27.***

***Motion passed 3-0.***

David Van Parys asked the BOCC to consider a motion for Executive Session for 15 minutes to discuss potential litigation.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to go into Executive Session for 15 minutes to discuss pending litigation. Present: The three Commissioners, Pat Hurley, David Van Parys. Executive session began at 10:17 a.m.***

***Motion passed, 3-0.***

Commission returned from executive session at 10:34 a.m., no action was taken.

***A motion made by Commissioner Graeber and seconded by Commissioner Holland to approve Resolution 2015-28 Sewer District 3.***

***Motion passed 2-1, Bixby voting nay***

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to go into Executive Session for 15 minutes to discuss non- elected personnel. Present: The three Commissioners, Pat Hurley, Roger Marrs. Executive session began at 10:43 a.m.***

***Motion passed, 3-0.***

Commission returned from executive session at 10:58 a.m., no action was taken.

***A motion was made by Commissioner Bixby and seconded by Commissioner Holland to go into Executive Session for 15 minutes to discuss non- elected personnel. Present: The three Commissioners, Pat Hurley, Roger Marrs. Executive session began at 11:03 a.m.***

***Motion passed, 3-0.***

Commission returned from executive session at 11:18 a.m., no action was taken.

***A motion was made by Commissioner Bixby and seconded by Commissioner Holland to go into Executive Session for 15 minutes to discuss non- elected personnel. Present: The three Commissioners, Pat Hurley, Roger Marrs, Mike Spickelmier. Executive session began at 11:19 a.m.***

***Motion passed, 3-0.***

Commission returned from executive session at 11:34 a.m., no action was taken.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to go into Executive Session for 5 minutes to discuss non- elected personnel. Present: The three Commissioners, Pat Hurley, Roger Marrs. Executive session began at 11:36 a.m.***

***Motion passed, 3-0.***

Commission returned from executive session at 11:41 a.m., no action was taken.

***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 adjourned at 11:50 a.m.

\*\*\*\*\*August 24, 2015\*\*\*\*\*

The Board of County Commissioners met in regular on Monday, August 24, 2015. Commissioner Holland, Commissioner Graeber, and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; David Van Parys, County Counselor; Rebecca Matzeder, Executive Secretary; Fran Keppler, Safety Committee; David Breuer, Mayor of Basehor; John Matthews, Resident; John Richmeier, Leavenworth Times

**PUBLIC COMMENT:**

David Breuer, Mayor of Basehor expressed his thanks for the Basehor EMS and appreciated all the time and effort put forth by the BOCC.

**ADMINISTRATIVE BUSINESS:**

Commissioner Holland referenced a memorandum to the citizens of Leavenworth County that indicated if the sales tax did not pass the cities and counties would suffer a loss of over \$7,000,000.00 a year which would require either cuts in services or increased property taxes.

Commissioner Bixby indicated the voting was all about a choice by the people.

Commissioner Holland suggested publishing an article in the paper showing how much the mill levy increase would cost for \$100,000.00 home so the citizens could see the mill levy increase is not a high amount.

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the August 20, 2015 meeting minutes.  
Motion passed, 3-0.***

Commissioner Bixby presented a resolution to express the opposition of the proposal that detainees from Guantanamo Bay, Cuba be relocated to the United States Disciplinary Barracks at Fort Leavenworth.

***A motion was made by Commissioner Graeber and seconded by Commissioner Bixby to approve Resolution 2015-29, expressing the Commissioner's opposition to the proposal of the Guantanamo Bay detainees possible relocation to Fort Leavenworth.  
Motion passed 3-0***

Fran Keppler, chairperson for the Leavenworth County Safety committee indicated in the past we have done safety days and have had decreased attendance. She proposed taking lunch to each facility to include the Justice Center, Courthouse, EMS/Health Department, Council on Aging and the County Shop and raffling one day off with pay per location. If you want the day off with pay you have to participate. She indicated there will be 10 to 15 minute learning sessions from Emergency Management and Leavenworth County Sheriff.

***A motion was made by Commissioner Holland and seconded Commissioner Graeber to approve the day off raffle for safety days.  
Motion passed 3-0.***

***A motion was made by Commissioner Bixby and seconded by Commissioner Graeber to go into Executive Session for 15 minutes to discuss potential property acquisition. Present: The three***

**Commissioners, Pat Hurley, Mayor Dave Breuer and David Van Parys. Executive session began at 9:30 a.m.**

***Motion passed, 3-0.***

Commission returned from executive session at 09:50 a.m., no official action was taken.

***A motion was made by Commissioner Bixby and seconded by Commissioner Graeber to go into Executive Session for 15 minutes to discuss potential property acquisition. Present: The three Commissioners, Pat Hurley, Mayor Dave Breuer and David Van Parys. Executive session began 9:51 a.m.***

***Motion passed, 3-0.***

Commission returned from executive session at 10:07 a.m., no official action was taken.

***A motion was made by Commissioner Graeber and seconded by Commissioner Bixby to go into Executive Session for 10 minutes to discuss non-elected personnel. Present: The three Commissioners and Pat Hurley, Executive session began 10:09 a.m.***

***Motion passed, 3-0.***

Commission returned from executive session at 10:22 a.m., no official action was taken.

***A motion made by Commissioner Bixby and seconded by Commissioner Graeber to go into Executive Session for 5 minutes to discuss non-elected personnel. Present: The three Commissioners, Executive session began at 10:23 a.m.***

***Motion passed, 3-0.***

Commission returned from executive session at 10:29 a.m., no official action was taken.

***A motion by Commissioner Holland and seconded by Commissioner Graeber to extend the County Administrator's employment agreement as stated with no raises required and no extra benefits required ongoing for one year.***

***Motion passed 2-1 Bixby voting nay***

Commissioner Bixby requested an Executive session to begin at 10:40 a.m. for 5 minutes to discuss non-elected personnel to include the three Commissioners, Pat Hurley and Roger Marrs. He indicated after 5 minutes the session will include Tamara Copeland, Human Resources Director, Mike Spickelmier, Director of Public Works and one unnamed employee for a period of 10 minutes.

Commission went into a 5 minute recess at 10:35 a.m.

Session reconvened at 10:40 a.m.

***A motion made by Commissioner Bixby and seconded by Commissioner Holland to go into Executive Session for 5 minutes to discuss non-elected personnel. Present: The three Commissioners, Pat Hurley and Roger Marrs, Executive session began at 10:42 a.m.***

***Motion passed, 3-0.***

Commission returned from executive session at 10:56 a.m., no official action was taken.

Commissioner Bixby suspended the meeting for payment of the bills.

Commissioner Bixby and Commissioner Holland indicated they will attend the MARC meeting on August 25, 2015.

Commissioner Holland indicated he will attend the Leavenworth County Port Authority Board Meeting on August 26, 2015.

The Board adjourned at 10:57 a.m.

Final Approved

\*\*\*\*\*August 27, 2015\*\*\*\*\*

The Board of County Commissioners met in regular on Thursday, August 27, 2015. Commissioner Holland, Commissioner Graeber, and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; David Van Parys, County Counselor; Becky Matzeder, Executive Secretary; Jeff Joseph, Planning and Zoning Director; Jim Kraatz, Senior Planning Coordinator; Jillian Ogden, Planning Coordinator; John Richmeier, Leavenworth Times

Residents: Steve Ohler, Jean Ohler, Larry Harkrader, Mike Sweeney, Barbara Livingston, Scott Wyckoff Rick Friederich, Joni Friederich, Joe Chandler, Bill Coiner, Tom Lindsey, Kahla Wheeler, Susan Rader, Jennifer Weible, Curtis Weible, Charles Lindsey, Mike Doyle, Patti Shirley, Debra Stineagl, Linda Paroff, Steve Rosenthal, Mary Knapp, Alice Broughton, Joe Herring, Larry Hahn, Sarah Hiss, Trever Standish, Drew Hiss, Virgil Staponski, Diana Manford, Mark Breuer, Michael Adams, Randy Clowers.

**PUBLIC COMMENT:**

There were no public comments.

**ADMINISTRATIVE BUSINESS:**

*A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the August 24, 2015 meeting minutes.*

*Motion passed, 3-0.*

*A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the agenda for the week of August 31, 2015 as amended.*

*Motion passed, 3-0.*

Planning and Zoning presented Case Number DEV-15-071 and Case Number DEV-15-072 consideration of an application for a preliminary and final plat for Doyle Acres.

*A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve DEV-15-071 and DEV-15-072, to approve the application for the preliminary and final plat for Doyle Acres, subject to all recommended conditions.*

*Motion passed 3-0*

Planning and Zoning presented Case Number DEV-15-064 and Case Number DEV-15-065 consideration for an application for a preliminary and final plat for Redbud Ridge.

*A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve DEV-15-064 and DEV-15-065, to approve the application for the preliminary and final plat for Redbud Ridge, subject to all recommended conditions.*

*Motion passed 3-0*

Planning and Zoning presented Case Number DEV-15-056 consideration for an application for a preliminary and final plat for Shamrock Place.

*A motion was made by Commissioner Holland approve DEV-15-056, to approve the application for a preliminary and final plat for Shamrock Place, subject to all recommended conditions.*

Commissioner Graeber asked if Planning and Zoning was cancelling private septic systems since it was within 660 feet of a municipality.

Jim Kraatz indicated it was not within 660 feet of a municipality and was requesting approval to allow septic systems.

***Commissioner Graeber seconded the motion.***

Commissioner Bixby asked what this distance was if it was not within the 660 feet.

Jim Kraatz indicated it would be closest to the city of Bonner Springs.

***Motion passed 3-0.***

David Van Parys is now present

Planning and Zoning presented Case Number DEV-15-076 and Case Number DEV-15-077 consideration of a preliminary and final plat of Warner Sorensen Subdivisions.

David Van Parys asked if the property was adjacent to any municipality.

Jim Kraatz indicated it abuts the city of Tonganoxie to the north and is a subdivision request.

Commissioner Bixby was concerned that the city of Tonganoxie was requiring the buyer to get building permit and hook up to city water and sewer. The house on the property has a well and septic system.

David Van Parys indicated this property is not within boundaries of the city of Tonganoxie.

Mark Breuer with Schlagel and Associates represents the property owner indicated the city administrator was present at the planning commission meeting and did not have any objection.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve DEV-15-076 and DEV-15-077, to approve the preliminary and final plat of Warner Sorenson Subdivisions, subject to all recommendations.***

***Motion passed 3-0***

Jill Ogden indicated there is a valid protest petition on Case Number DEV-15-070.

Commissioner Bixby indicated that required a unanimous vote to pass.

Planning and Zoning presented Case Number DEV-15-070 consideration of an application to rezone a parcel of land from RR-2.5 Rural Residential to B-3 General Business District. This request is to rezone the southern half of Lot 2 and a small portion of Lot 1 of Theno Farm Subdivision. The Planning Commission recommended denial of the rezoning because it does not conform to the Comprehensive Plan and does not benefit the surrounding areas.

Commissioner Bixby opened public hearing on Case Number DEV-15-070 allowing a main speaker for proponents and opponents ten minutes, the subsequent speakers two minute with time for rebuttal if necessary.

Joe Herring in spoke in favor of the rezoning, indicating that a rezone would not affect the integrity of the plat avoiding a re-class situation but to match plat lines. They are looking at a rezone application that had no business design when it came in.

Commissioner Holland inquired if they don't rezone to B-3 could the applicant apply for a special use permit.

Mr. Joseph indicated the business the applicant is asking for cannot be approved for a special use permit.

Rick Friederich spoke in opposition of the rezoning. He cited Planning and Zoning regulations listing of factors to consider and mandated they were not met. He indicated rezoning would open the door for big lot industrial businesses on this corner.

Commissioner Holland indicated that if we changed the regulations then we could apply the special use permit and have more control over what is being done on the property.

Michael Sweeney spoke in opposition raising concerns regarding the amount of traffic this potential business would attract.

Joni Frederick spoke in opposition. She spoke about the unique rural area and people moved to Leavenworth County for the rural atmosphere.

Scott Wyckoff spoke in opposition indicated this area has a lot of residential growth. He indicated he believes in economic development but we need to attract a business that will work with the community.

Linda Paroff spoke in opposition indicating how the character of the area will be affected. She indicated half of the area has been granted to Kansas wildlife so it stays in a natural state.

Joe Chandler president of Bear Lake home owner's association spoke in opposition raised concerns regarding property values and character of the area.

Jason Grantham spoke in opposition indicated he is in favor of development and the road does not support the kind of traffic the business would attract.

Alice Broughton spoke in opposition raised concerns about the appearance of the potential business.

Dave Erickson spoke in opposition indicating this is not the type of business they want for the area. He raised safety concerns regarding traffic.

In rebuttal, Joe Herring indicated he understood the safety concerns. He indicated the road is designed to handle a significant amount of traffic.

Commissioner Bixby closed the public hearing portion of meeting.

David Van Parys indicated this has been reviewed by the Planning Commission and suggested to consider their recommendation.

***A motion was made by Commissioner Graeber and seconded by Bixby to deny the application to rezone a parcel of land from RR-2.5 Rural Residential to B-3 General Business District.***

***Motion passed 2-1 Holland voting nay***



Planning and Zoning presented Case Number DEV-15-019 request for a special use permit for a small limited business.

Trevor Standish indicated he is looking to start a small business. He indicated it will produce hand crafted and hand bottled premium spirits.

Commissioner Holland asked approximately how much would be produced.

Mr. Standish indicated the volume would be very limited.

Commissioner asked if anyone wanted to speak in favor or opposition. No one did.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the Special Use Permit for a small limited business subject to all terms and conditions.***

***Motion passed 3-0***

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve and execute Resolution 2015-30.***

***Motion passed 3-0***

Jill Ogden indicated there is a valid protest petition on Case Number DEV-15-069.

Planning and Zoning presented Case Number DEV-15-069 request for a special use permit for Eighty Acres. The applicant currently operates under special use permit #10-010. The applicant is requesting changes to their previous SUP to include adding one additional person living on site, increasing the number of part-time contract labor workers from five to eight and specifying quiet time hours for the four concert events from 1:00 a.m. to 6:00 a.m.

Commissioner Holland asked there have been any noise complaints for the concerts.

Jeff Joseph indicated they received one complaint but could not find any violation.

Kahla Wheeler is the owner of Eighty Acres and spoke in favor of the special use permit. She indicated they have had eight events and average about 70 to 90 cars per event. She indicated they have five part-time veterans working on the property. She indicated they have been trying to be good to the community. She indicated there is a brush barrier between her property and 167<sup>th</sup> St so dust is being controlled.

Mike Adams spoke in favor of Eighty Acres. He indicated he works for part-time for Eighty Acres. He indicated there are no traffic issues. Dust is a constant issue on Michals Road but he stated if you live in the County you understand.

Randy Clowers spoke in favor of Eighty Acres. He indicated wherever you go on the road creates dust. He indicated the brush barrier helps with this issue.

Susan Rader spoke in favor. She indicated she was a previous neighbor and is now employed by the facility. She indicated it is a facility trying to accommodate the needs of the community.

Brett Rader spoke in opposition. He indicated he has lived there 22 years and would like to see things go back to the way it was.

Commissioner Bixby closed the public hearing portion of meeting.

Commissioner Holland indicated the dust abatement would be done in front of the neighbor's homes and not the entire road and disagreed to the dust abatement.

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the special use permit for Eighty Acres subject to all terms and conditions.***

***Motion passed 3-0***

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve and execute Resolution 2015-31.***

***Motion passed 3-0***

Pat Hurley indicated the final 2016 budget contained a .586 mill increase. The County Clerk calculated what that would be on different values of homes and it was miniscule.

***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.***

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

***Motion passed 3-0.***

The Board adjourned at 10:58 a.m.

\*\*\*\*\*August 31, 2015\*\*\*\*\*

The Board of County Commissioners met in regular on Monday, August 31, 2015. Commissioner Holland, Commissioner Graeber, and Commissioner Bixby are present. Also present: Patrick Hurley, County Administrator; Becky Matzeder, Executive Secretary; Sean Crittendon, Director of Leavenworth County Department of Juvenile Services; Brigid McCaully, Business Manager for Leavenworth County Department of Juvenile Services; Sheriff Andy Dedeke; John Matthews, Resident; Jere Smith, Resident; 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 August 27, 2015 meeting minutes.*

*Motion passed, 3-0.*

Janet Klasinski now present

*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.*

Janet Klasinski indicated the Fairmount Township has a vacancy for the trustee position. She indicated the position was advertised and three candidates are interested and are all qualified. The candidates are: Timothy Johnson, Keith Yoder and Gary Eberth. She indicated a motion was needed by the BOCC to designate one of the three candidates as the new Fairmount Township trustee.

*A motion was made by Commissioner Holland and seconded by Commissioner Bixby to approve Gary Eberth as trustee for the Fairmount Township.*

*Motion passed 3-0.*

Sean Crittendon presented an appointment for Juvenile Corrections Advisory Board Commission position. He indicated that Tracy Duggar, who retired from Leavenworth County, showed interest to give back to the community. Mr. Crittendon recommended Tracy Duggar for this open position.

*A motion was made by Commissioner Holland and seconded by Commissioner Graeber to appoint Tracy Duggar to the Juvenile Corrections Advisory Board Commission.*

*Motion passed 3-0.*

Mr. Crittendon requested the BOCC to approve carry over funds in the amount of \$43,000.00 from the State of Kansas be reallocated back into the Adult Community Corrections program.

*A motion was made by Commissioner Holland seconded by Commissioner Graeber for approval of the reallocation of the carry over funds back to Adult Community Corrections and the chairman to sign and date the same.*

*Motion passed 3-0.*

Mr. Crittendon recommended consolidating administratively Atchison and Leavenworth's juvenile program to meet the \$28,000.00 reduction required by the State. By consolidating, Mr. Crittendon indicated possibly having additional funds to place in programs in the communities we serve.

***A motion was made by Commissioner Graeber seconded by Commissioner Holland to fully consolidate Atchison Juvenile Community Corrections within the Leavenworth County Department of Juvenile Services.***

***Motion passed 3-0.***

Commissioner Graeber raised a concern about the plan design on 147<sup>th</sup> St. project. He indicated we do not want to run out of time if changes need to be made.

Commissioner Holland indicated that if we do this for 147<sup>th</sup> St. in respect to the Donahoo project, we are doing this for Falcon Lakes so they can develop what part of Falcon Lakes is not developed. He indicated the city of Basehor should find a developer to purchase Falcon Lakes subdivisions that are not currently developed.

Commissioner Bixby indicated Pat Hurley will arrange a work session with the BOCC, Public Works and the Mayor of Basehor.

***A motion made by Commissioner Bixby and seconded by Commissioner Holland to go into Executive Session for 15 minutes to discuss pending litigation. Present: The three Commissioners, Pat Hurley and Roger Marrs. Executive session began at 9:34 a.m.***

***Motion passed, 3-0.***

Commission returned from Executive Session at 9:49 a.m., no official action was taken.

Sheriff Dedeker requested approval of the contractual agreement between the Leavenworth County Sheriff's Office and Sunguard OSSI. He indicated the current CAD/RMS and JMS systems predate the occupancy of the Justice Center which occurred in 2000. He indicated the current CAD, Sunguard HTE announced a version they used would no longer be supported. He indicated the RMS and JMS systems are very problematic and creates ghost data.

Sheriff Dedeker commented Sunguard OSSI is able to provide the historical data transfer from the HTE system currently in use to the OSSI version. He indicated Sunguard has agreed to support the current HTE version throughout the implementation to OSSI at no cost to the office if contracted by August 31, 2015. He indicated funding for this project will be paid from depreciation, equipment reserve and special sheriff accounts.

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the contractual agreement between the Leavenworth County Sheriff's Office and Sunguard OSSI.***

***Motion passed 3-0.***

The Board adjourned at 10:03 a.m.