

*****May 1, 2017*****

The Board of County Commissioners met in regular session on Monday, May 1, 2017. Commissioner Smith and Commissioner Graeber are present; Commissioner Holland is absent: Also present: Mark Loughry, Financial Administrator; Mollie Hill, County Counselor; Andrea Hughes, Deputy County Counselor; Becky Matzeder, Executive Secretary; Janice Van Parys, Leavenworth County Treasurer; Bob Weber, County Appraiser; David Lutgen, Public Works Director; Trevor Huhn, Buildings and Ground; John Behne, Maintenance; Megan Waters, Community Corrections Director; Ken Miller, City of Lansing; John Matthews, Resident; William Trower, Resident; Joyce McMillen, Resident; Karen Roggemeyer, Resident; Thomas and Helen Reed, Residents; Stan and Janice Greer, 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 Smith to approve the April 27, 2017 meeting minutes.

Motion passed, 2-0.

Mark Loughry has received inquiries about recycling in the Tonganoxie area indicating the cost to the county would be \$2,100.00 per year per bin.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to approve a recycling bin in the Tonganoxie area on a trial basis and the have Mr. Loughry report back in 90 days.

Motion passed, 2-0.

David Lutgen presented a resolution for the PRP program that will provide standards for roadway improvements.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to approve Resolution 2017-23, amending the participatory road program to govern roadways under jurisdiction of the Board of County Commissioners, Leavenworth County, Kansas.

Motion passed, 2-0.

John Behne was recognized as the Employee of the Month for the month of May.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to approve the bills for the month of April.

Motion passed, 2-0.

Bob Weber presented the quarterly report for the Leavenworth County Appraiser's Office.

Mr. Weber requested approval of disaster relief tax abatement for 814 Shawnee, Tax ID 1-03503 that was destroyed by fire.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to approve the disaster relief tax abatement for 814 Shawnee.

Motion passed, 2-0.

Mr. Weber requested approval for reappointment of the Leavenworth County Appraiser for a term beginning July 1, 2017 and ending June 30, 2031.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to reappoint Bob Weber as the Leavenworth County Appraiser and approving Resolution 2017-24, pursuant to K.S.A 19-430 appointing the County Appraiser for the County of Leavenworth.

Motion passed, 2-0.

Jeff Culbertson presented the quarterly report for the GIS department.

Megan Waters presented the quarterly report for Adult Community Corrections.

Mr. Waters requested approval of the Comprehensive Plan and Competitive Grant Application, Behavioral Health Grant Application and Offender Workforce Development Specialist training.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to approve the Comprehensive Plan and Competitive Grant Application and Behavioral Health Grant Application.

Motion passed, 2-0.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to approve the Offender Workforce Development Specialist training.

Motion passed, 2-0.

A motion was made by Commissioner Smith and seconded by Commissioner Graeber to recess into executive session for 10 minutes under attorney/client privilege the subject would be email retention. Present would be: the two Commissioners, Mark Loughry, Janet Klasinski, Mollie Hill and Andrea Hughes. To begin at 9:55 a.m. to return at 10:05 a.m. to reconvene in this room.

Motion passed, 2-0.

The Governing Body reconvened into regular session at 10:05 a.m. no votes were taken or decisions made during the executive session and discussion was limited to the subject stated.

A motion was made by Commissioner Graeber to journal emails for 60 days until a policy is developed.

Motion dies for lack of a second.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to journal emails for 60 days until a policy is developed with the exception of the County Attorney's Office, District Court and the Sheriff's Department.

Motion passed, 2-0.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to discuss non-elected personnel for 15 minutes; Present would be the two Commissioners, Janice Van Parys and Mark Loughry to begin at 10:15 a.m. to return at 10:30 a.m.

Motion passed, 2-0.

The Governing Body reconvened into regular session at 10:30 a.m.; no votes taken or decisions made during executive session. The discussion was limited to the subject stated.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to schedule an executive session for Thursday and direct Mr. Loughry to proceed as necessary.

Motion passed, 2-0.

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

Motion passed, 2-0.

The Board adjourned at 10:31 a.m.

Final Approved

*****May 4, 2017*****

The Board of County Commissioners met in regular session on Thursday, May 4, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, Financial Administrator; Mollie Hill, County Counselor; Andrea Hughes, Deputy County Counselor; Becky Matzeder, Executive Secretary; Jeff Joseph, Planning and Zoning Director; Michael Swan, Assistant Planner; Jamie Miller, EMS/Health Department Director; Linda Lobb, Council on Aging Director; Chuck Magaha, Emergency Management Director; Major Jim Sherley, Leavenworth Sheriff's Department; Tamara Copeland, Human Resources Director; Roger Marrs, Information Systems Deputy Director; Joe Herring, Herring Survey; John Richmeier, Leavenworth Times

Public Comment was not held.

ADMINISTRATIVE BUSINESS:

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to approve the May 1, 2017 meeting minutes.

Motion passed, 3-0.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to have the chairman sign and date the OCB's.

Motion passed, 3-0.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber for approval of the agenda for the week of May 8, 2017.

Motion passed, 3-0.

Commissioner Graeber commended the Council on Aging on the turnout for their fundraiser event.

Linda Lobb presented the quarterly report for Council on Aging.

Ms. Lobb requested approval to purchase a leaf and lawn vacuum for the Chore Program that provides lawn maintenance for low income seniors in the amount of \$1,750.00 from the Memorial account.

It was the consensus of the Board that Ms. Lobb has the purchasing authority for the Memorial Account.

Ms. Lobb requested approval to solicit bids for a wheelchair van.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to approve solicitation of bids for a wheelchair van.

Motion passed, 3-0.

Jamie Miller presented the quarterly report for the Health Department.

Mr. Miller presented the quarterly report for the EMS Department.

Chuck Magaha presented the quarterly report for Emergency Management.

Planning and Zoning presented Case Number DEV-17-009, consideration of a special use permit for Leavenworth County Sheriff's Firearms Range.

Commissioner Smith opened public hearing.

No one spoke in favor or opposition.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve Case Number DEV-17-009, a special use permit for Leavenworth County Sheriff's Firearm Range, subject to all conditions.

Motion passed, 3-0.

A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve Resolution 2017-25, issuing a special use permit for a firearms range.

Motion passed, 3-0.

Planning and Zoning presented Case Number DEV-17-014, consideration of a special use permit for Joey's Lawncare Pro, Inc.

Commissioner Smith opened public hearing.

No one spoke in favor or opposition.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve Case Number DEV-17-014, a special use permit for Joey's Lawncare Pro, LLC., subject to all conditions.

Motion passed, 3-0.

A motion was made by Commissioner Holland seconded by Commissioner Graeber to approve Resolution 2017-26, a special use permit for a landscaping, lawn care, lawn maintenance, snow removal and related business for Joey's Lawn Pro, LLC.

Motion passed, 3-0.

Planning and Zoning presented Case Number DEV-17-018, consideration of a special use permit for Kane Family Farm.

Commissioner Smith opened public hearing.

No one spoke in favor

A motion was made Commissioner Graeber and seconded by Commissioner Holland to approve Case Number DEV-17-018, a special use permit for Kane Family Farm, subject to all conditions.

Motion passed, 3-0.

A motion was made Commissioner Holland seconded by Commissioner Graeber to approve Resolution 2017-27, a special use permit for a convention/conference center for Kansas Family Farms, LLC.

Motion passed, 3-0.

A motion was made by Commissioner Smith and seconded Commissioner Holland to recess into executive session for 20 minutes for attorney/client privilege the subject is potential litigation. Present would be the three Commissioners, Mark Loughry, Mollie Hill and Tamara Copeland. To begin at 10:00 a.m. and return to regular session at 10:20 a.m.

Motion passed, 3-0.

The Governing Body reconvened into regular meeting at 10:20 a.m. no votes taken or decisions made during executive session and the discussion was limited to the subject stated.

A motion was made by Commissioner Holland and seconded by Commissioner Smith to direct staff as discussed in executive session.

Motion passed, 3-0.

A motion was made by Commissioner Smith seconded by Commissioner Holland to recess into executive session for 20 minutes to protect attorney/client privilege to discuss legal matters concerning employment contracts. Present would be the three Commissioners, Roger Marrs and by phone Scott Ryburn to begin at 10:25 a.m. and return at 10:45 a.m.

Motion passed, 3-0.

The Governing Body reconvened into regular meeting at 10:45 a.m. no votes taken or decisions made during executive session and the discussion was limited to the subject stated.

A motion was made by Commissioner Smith and seconded by Commissioner Graeber to direct outside counsel continue contract negotiations with the employees that has responded.

Motion passed, 3-0.

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

Motion passed, 3-0.

The Board adjourned at 10:47 a.m.

*****May 8, 2017 *****

The Board of County Commissioners met in regular session on Monday, May 1, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, Financial Administrator; Mollie Hill, County Counselor; Andrea Hughes, Deputy County Counselor; Becky Matzeder, Executive Secretary; Ken Miller, City of Lansing; Joe Herring, Herring Survey; John Matthews, Resident, Andrew Miller, Resident; Dennis Bixby, Resident; John Richmeier, Leavenworth Times

PUBLIC COMMENT:

Andrew Miller spoke about a gate across Millwood Rd.

The item is on the agenda at 9:15 a.m.

ADMINISTRATIVE BUSINESS:

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the May 4, 2017 meeting minutes.

Motion passed, 3-0.

Commissioner Smith inquired about the policies that have been under review.

A motion was made by Commissioner Smith and seconded by Commissioner Graeber to suspend the Whistle Blower policy for 30 days until review.

Motion passed, 2-1, Commissioner Holland voting nay.

Dennis Bixby spoke about the history of the KCATA and requested to continue to serve on the board.

Mark Loughry indicated the resolution is formalizing the process for appointing members to the KCATA.

A motion was made by Commissioner Smith and seconded by Commissioner Graeber to adopt Resolution 2017-28, regarding the appointment of a commissioner/representative to the Kansas City Area Transportation Authority and providing for the appointee's qualifications.

Motion passed, 3-0.

Andrea Hughes requested approval of a gated fence across a section of Millwood Road for Andrew Miller who has acquired valid title to the land on the north and south side of the road.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve Resolution 2017-29 and the gated fence agreement.

Motion passed, 3-0.

A motion was made by Commissioner Smith and seconded by Commissioner Graeber to enter into executive session at 9:35 a.m. for 10 minutes and reconvene to this room at 9:45 a.m. under attorney/client privilege. Present would be: the three Commissioners, Mark Loughry, Mollie Hill and Andrea Hughes.

Motion passed, 3-0.

The Governing Body returned at 9:45 a.m. no decisions were made in executive session.

A motion was made by Commissioner Smith and seconded by Commissioner Graeber to direct staff to proceed as discussed in executive session.

Motion passed, 3-0.

Commissioner Graeber commented about violations on a current special use permit.

Mr. Loughry has directed staff to report on the specific special use permit.

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

Motion passed, 3-0.

The Board adjourned at 9:51 a.m.

Final Approved

*****May 11, 2017*****

The Board of County Commissioners met in regular session on Thursday, May 11, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, Financial Administrator; Mollie Hill, County Counselor; Becky Matzeder, Executive Secretary; Tamara Copeland, Human Resources Director; Larry Malbrough, Information Systems Director; Jeff Joseph, Planning and Zoning Director; Lucas Schmalbeck, Juvenile Corrections Director; David Van Parys, Consultant; Ken Miller, City of Lansing; Joe Herring, Herring Survey; David Hoffman, Attorney at Law; John Matthews, Resident; Louis Klemp, Resident; John Richmeier, Leavenworth Times

PUBLIC COMMENT:

Louis Klemp made public comment.

ADMINISTRATIVE BUSINESS:

Mark Loughry indicated the bids for 147th Street sales tax project are under review.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the May 8, 2017 meeting minutes.

Motion passed, 3-0.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber for approval of the agenda for the week of May 15, 2017.

Motion passed, 3-0.

Jeff Joseph presented the Planning and Zoning quarterly report.

Larry Malbrough presented the Information Systems quarterly report.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the livestreaming with a 12 hour delay.

Motion passed, 3-0.

Lucas Schmalbeck presented the Juvenile Corrections and Juvenile Detention Center quarterly reports.

David Hoffman addressed the Board.

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

Motion passed, 3-0.

The Board adjourned at 10:11 a.m.

*****May 15, 2017*****

The Board of County Commissioners met in regular session on Monday, May 1, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, Financial Administrator; Mollie Hill, County Counselor; Becky Matzeder, Executive Secretary; David Lutgen, Public Works Director; Sara Shafer, Public Works Deputy Director; Stacy Driscoll, Register of Deeds; Janet Klasinski, County Clerk; Brandon Johannes, Leavenworth/Lansing Chamber of Commerce President; Ken Miller, City of Lansing; David Van Parys, Consultant; Joe Herring, Herring Survey; John Matthews, Resident; Louis Klemp, Resident; Jane Gilbert, Resident; Jerry Wilburn, Resident; John Richmeier, Leavenworth Times

PUBLIC COMMENT:

Louis Klemp made public comment.

ADMINISTRATIVE BUSINESS:

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the May 11, 2017 meeting minutes.

Motion passed, 3-0.

Commissioner Smith commented the elected officials need to be removed from the nepotism policy.

Brandon Johannes presented a formal invitation to the Board for membership to the Leavenworth/Lansing Chamber of Commerce.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve Leavenworth County for membership to the Leavenworth/Lansing Chamber of Commerce.

Motion passed, 3-0.

Sara Shafer presented an update of the sales tax projects to include 147th Street, Eisenhower Road and McIntyre Road.

David Van Parys briefed the Board on legal issues on the sales tax projects.

David Lutgen presented the quarterly report for Public Works.

Mr. Lutgen requested approval of the construction engineering agreement for A-32 bridge replacement with Benesch in the amount of \$99,650.00.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the construction engineering agreement for A-32 bridge replacement.

Motion passed, 3-0.

Mr. Lutgen requested approval of the agreement for professional services for the survey and design of bridge HP-19 with Wilson & Company in the amount of \$152,430.00.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the agreement with Wilson & Company in the amount of \$152,430.00 for the survey and design of bridge HP-19.

Motion passed, 3-0.

Jane Gilbert made comment.

Jerry Wilburn made comment.

Mr. Lutgen requested to dispose of surplus vehicles and equipment.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the disposal of surplus vehicles and equipment.

Motion passed, 3-0.

Mr. Lutgen requested approval to solicit bids for three pickup trucks.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the solicitation of bids for three pickup trucks.

Motion passed, 3-0.

Mr. Lutgen requested a waiver to employ his son as a flagger.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the waiver for Mr. Lutgen's son to be employed as a summer flagger.

Motion passed, 3-0.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to make Mark Loughry the Leavenworth County Administrator effective immediately with all the responsibilities and duties required by the job.

Motion passed, 2-1 Commissioner Holland voting nay.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to have Tamara Copeland return to full time management of the Human Resources Department but make herself available to assist and help Mr. Loughry in his new position as County Administrator.

Motion passed, 3-0.

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

Motion passed, 3-0.

The Board adjourned at 10:29 a.m.

*****May 18, 2017*****

The Board of County Commissioners met in regular session on Thursday, May 18, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; Mollie Hill, County Counselor; Becky Matzeder, Executive Secretary; Jamie Miller, EMS Director; Tammy Saldivar, Transfer Station Director; Ken Miller, City of Lansing; Greg Kaaz, Lexeco; Joe Herring, Herring Survey; John Matthews, Resident; Louis Klemp, Resident; Jerry Wilburn, Resident; Gary Starcher, Resident; John Richmeier, Leavenworth Times

PUBLIC COMMENT:

Greg Kaaz made public comment.

Louis Klemp made public comment.

Gary Starcher made public comment.

ADMINISTRATIVE BUSINESS:

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the May 15, 2017 meeting minutes.
Motion passed, 3-0.***

Commissioner Smith inquired about letters from a former Planning and Zoning director that states certain properties are buildable lots.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber for approval of the agenda for the week of May 22, 2017.
Motion passed, 3-0.***

Charlie Sedlock updated the Board on Hamm's landfill disposal and recycling that the Leavenworth County Transfer Station utilizes.

Jamie Miller requested authorization to purchase an emergency ventilator for an additional ambulance within the fleet.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the purchase of an emergency ventilator in the amount of \$5,565.00.
Motion passed, 3-0.***

Mr. Miller presented a letter of appreciation for the Board's signature for an employee with the Health Department who is retiring.

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to adjourn.
Motion passed, 3-0.***

The Board adjourned at 9:55 a.m.

*****May 22, 2017*****

The Board of County Commissioners met in regular session on Monday, May 22, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; Mollie Hill, County Counselor; Becky Matzeder, Executive Secretary; Janet Klasinski, County Clerk; Tamara Copeland, Human Resources Director; David Lutgen, Public Works Director; Sara Shafer, Public Works Deputy Director; Ken Miller, City of Lansing; Joe Herring, Herring Survey; John Richmeier, Leavenworth Times

Residents: Michael Strick, Wendy Scheidt, Patrick Vielhauer, Louis Klemp, David Nester, John Bradford, Janette Labbee-Holdeman

PUBLIC COMMENT:

Joe Herring, Janette Labbee-Holdeman, Michael Strick, Wendy Scheidt, Patrick Vielhauer and Louis Klemp made public comment.

ADMINISTRATIVE BUSINESS:

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the May 18, 2017 meeting minutes.
Motion passed, 3-0.***

Mollie Hill reported a technical glitch that caused a break in the recording of Thursday's meeting.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to convene as the Board of Canvassers.
Motion passed, 3-0.***

Janet Klasinski requested to approve the votes of the sales tax for the city of Lansing.

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the election from May 16th for the city of Lansing sales tax question and approve the votes.
Motion passed, 3-0.***

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to reconvene as the Board of County Commission.
Motion passed, 3-0.***

Tamara Copeland presented the quarterly report for the Human Resources Department.

Commissioner Smith requested an amount how much was paid out in settlements for 2016.

John Bradford spoke about the proposed Patriot Highway project.

Commissioner Smith suggested that Mr. Bradford hold a public meeting.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to protect attorney/client privileges the Board will go into executive session to discuss employment contract

matters. Present would be: the three Commissioners, Roger Marrs and Scott Ryburn for 30 minutes in this room. To begin at 10:05 a.m. and return at 10:35 a.m.

Motion passed, 3-0.

The Board returned to regular session at 10:35 a.m. no decisions were made and discussion was limited to the attorney/client privilege.

A motion was made by Commissioner Smith and seconded by Commissioner Graeber to allow Mr. Ryburn to continue negotiations for two weeks with the contract employees and if not resolved in two weeks to seek declaratory judgement against the contracts.

Motion passed, 2-1 Commissioner Holland voting nay.

It was the consensus of the Board to hold two meetings next week on Tuesday, May 30th.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to approve a bill from Scott Ryburn in the amount of \$3,210.67.

Motion passed, 2-1 Commissioner Holland voting nay.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to adjourn.

Motion passed, 3-0.

The Board adjourned at 10:39 a.m.

*****May 25, 2017*****

The Board of County Commissioners met in regular session on Thursday, May 25, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; Mollie Hill, County Counselor; Becky Matzeder, Executive Secretary; Jeff Joseph, Planning and Zoning Director; Krystal Davis, Senior Planner, Michael Swan, Assistant Planner; David Lutgen, Public Works Director; Sara Shafer, Public Works Deputy Director; Joe Herring, Herring Survey; Dan Lynch, Realtor; Dave Thiel, Realtor; Ken Miller, City of Lansing; John Richmeier, Leavenworth Times

Several citizens were present to show opposition of the Patriot Highway.

The Patriot Highway project was discussed.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland that the Patriot Highway project be permanently tabled.

Motion passed, 3-0.

A motion was made by Commissioner Smith and seconded by Commissioner Graeber to recess for 5 minutes.

Motion passed, 3-0.

PUBLIC COMMENT:

Bob Donaldson made public comment.

ADMINISTRATIVE BUSINESS:

Mark Loughry indicated progress is being made on the code of conduct policies.

Commissioner Holland voiced concerns about challenging the employment contracts.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the May 22, 2017 meeting minutes.

Motion passed, 3-0.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to have the chairman sign and date the OCB's.

Motion passed, 3-0.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith for approval of the agenda for the week of May 29, 2017.

Motion passed, 3-0.

Planning and Zoning presented Case Number DEV-17-043/045, consideration of a preliminary and final plat for the estates at Parson's Ridge.

A motion was made by Commissioner Smith and seconded by Commissioner Graeber to approve Case Number DEV-17-043/045, a preliminary and final plat for Parson's Ridge, subject to all conditions.

Motion passed 2-1 Commissioner Holland voting nay.

Planning and Zoning presented Case Number DEV-17-008, a review of a special use permit for a horse boarding business for Zig Zag Run.

Commissioner Smith opened public hearing.

The applicant, Kristine Magner requested a 10 year permit.

No one spoke in opposition.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve Case Number DEV-17-008, a special use permit for Zig Zag Run for 10 years, subject to all conditions.
Motion passed, 3-0.***

***A motion was made by Commissioner Graeber and seconded by Commissioner Smith to approve Resolution 2017-30, issuing a special use permit for a horse boarding business.
Motion passed, 3-0.***

Planning and Zoning presented Case Number DEV-17-015, review request for a special use permit for Adventure KC Zip Line with the addition of obstacle courses and events.

Commissioner Smith opened public hearing.

No one spoke for or in opposition.

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve Case Number DEV-17-015, a special use permit for Adventure KC Zip Line, subject to all conditions.
Motion passed, 3-0.***

***A motion was made by Commissioner Graeber and seconded by Commissioner Smith to approve Resolution 2017-31, using a special use permit for an amusement park, Adventure KC Zip.
Motion passed, 3-0.***

Planning and Zoning presented Case Number DEV-17-031, a special use permit for a day care facility for Nye Daycare.

Commissioner Smith opened public hearing.

Dan Butler spoke in favor.

No one spoke in opposition.

***A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve Case Number DEV-17-031, Nye Daycare, subject to all conditions.
Motion passed, 3-0.***

***A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve Resolution 2017- 32, issuing a special use permit for a day care facility.
Motion passed, 3-0.***

Planning and Zoning presented Case Number DEV-17-046, a request for a change to article 19 to add custom cabinetry to the table of uses.

Commissioner Smith opened public hearing.

No one spoke in favor or opposition.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve Case Number DEV-17-046, a request for a change to article 19 to add custom cabinetry to the table of uses.

Motion passed, 3-0.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve Resolution 2017-33, amending an article of the 2006 Zoning and Subdivision Regulations.

Motion passed, 3-0.

Jeff Joseph briefed the Board on a complaint received pertaining to the special use permit for 24619 163rd street indicating the Code Enforcement Officer has followed up on the complaints and has found only one violation that has been reported to the State.

Commissioner Smith addressed the letters issued by a former Planning and Zoning director.

Mark Loughry will work with Planning and Zoning staff and legal counsel to see what can be done to address the letters and streamline the process.

Mr. Joseph reported that three members of the Leavenworth County Planning Commission terms are expiring and all are willing to serve again.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to reappoint Steve Rosenthal, John Matthews and Erllys Moe to the Leavenworth County Planning Commission.

Motion passed, 3-0.

Mr. Joseph indicated Mr. Grosidier resigned from the Leavenworth County Planning Commission.

Commissioner Holland received a letter indicating Wolfgang Schmidt is interested in serving on the Planning Commission.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to appoint Wolfgang Schmidt to the Leavenworth County Planning Commission for the unexpired term.

Motion passed, 3-0.

Mr. Joseph indicated there is a vacancy in the air quality forum with MARC and recommended Krystal Davis for the position.

A motion was made by Commissioner Graeber seconded by Commissioner Holland to appoint Krystal Davis to the air quality forum with MARC.

Motion passed, 3-0.

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

Motion passed, 3-0.

The Board adjourned at 10:46 a.m.

*****May 30, 2017 SESSION I*****

The Board of County Commissioners met in two regular sessions on Tuesday, May 30, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; Andrea Hughes, Deputy County Counselor; Becky Matzeder, Executive Secretary; Jamie Miller, EMS Director; David Lutgen, Public Works Director; Trevor Huhn, Buildings and Ground; Tammy Saldivar, Transfer Station; Melissa Johnson, Code Enforcement; Janet Klasinski, County Clerk; Joe Herring, Herring Survey; Brian Lee, Resident; John Richmeier, Leavenworth Times

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Tammy Saldivar updated the Board on the recycling bin that placed in Tonganoxie on May 8.

Mark Loughry asked the Board what their goal with the mill levy will be during budget hearings.

Commissioner Holland and Commissioner Smith commented they do not want to increase the mill levy.

The Board acknowledged Melissa Johnson from Planning and Zoning as Employee of the Month.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the May 25, 2017 meeting minutes.

Motion passed, 3-0.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber for approval of the agenda for the week of June 5, 2017.

Motion passed, 3-0.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to adjourn.

Motion passed, 3-0.

The Board adjourned Session I at 9:16 a.m.

*****May 30, 2017 SESSION II*****

The Board of County Commissioners met in two regular sessions on Tuesday, May 30, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; Andrea Hughes, Deputy County Counselor; Becky Matzeder, Executive Secretary; Jamie Miller, EMS Director; David Lutgen, Public Works Director; Trevor Huhn, Buildings and Ground; Janet Klasinski, County Clerk; Joe Herring, Herring Survey; Brian Lee, Resident; John Richmeier, Leavenworth Times

PUBLIC COMMENT:

Brian Lee requested a variance to an agricultural entrance off K-92 and County Road 33.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the variance with 75 feet spacing between the two entrances.

Motion passed, 3-0.

Mr. Loughry indicated the variance will be drafted by next week.

ADMINISTRATIVE BUSINESS:

David Lutgen requested approval of an agreement for professional services for construction engineering with McAfee Henderson Solutions in the amount of \$212,089.60 for the 147th Street sales tax project.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve an agreement with McAfee Henderson Solutions in the amount of \$212,089.60 for the 147th Street sales tax project.

Motion passed, 3-0.

Trevor Huhn requested authorization to award bid for the Justice Center roof replacement to Delta Innovative Services in the amount of \$707,000.00.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to award bid to Delta Innovative Services in the amount of \$707,000.00.

Motion passed, 3-0.

Mr. Huhn requested authorization to hire Professional Fire Alarm Systems to replace the fire alarm system in the Justice Center in the amount of \$92,991.00 based on their state procurement contract.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve Professional Fire Alarm Systems in the amount of \$92,991.00 for replacement fire alarms at the Justice Center.

Motion passed, 3-0.

Jamie Miller requested authorization to solicit contractors for a design build for a remodel of the EMS Station #2 at 425 Laming Rd, Tonganoxie.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to authorize solicitation of bids for contractors for a remodel of EMS Station #2.

Motion passed, 3-0.

*A motion was made by Commissioner Graeber and seconded by Commissioner Holland to adjourn.
Motion passed, 3-0.*

The Board adjourned Session II at 9:44 a.m.

Final Approved