

*****August 3, 2017*****

The Board of County Commissioners met in regular session on Thursday, August 3, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; Becky Matzeder, Executive Secretary; Linda Lobb, Director of Council on Aging; Jamie Miller, Director of EMS/Health Department; Chuck Magaha, Director of Emergency Management; David Van Parys, Interim County Counselor; Joe Herring, Herring Survey; Larry Van Fleet, Resident; John Matthews, Resident; Louis Klemp, Resident; Andy Alcock, Channel 41 News; John Richmeier, Leavenworth Times

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Mark Loughry requested an executive session at the end of the meeting for attorney/client privileges.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the July 31, 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 August 7, 2017.

Motion passed, 3-0.

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

Motion passed, 3-0.

A motion was made by Commissioner Holland seconded by Commissioner Graeber to approve the bills for the month of July.

Motion passed, 3-0.

Mark Buchanan introduced Lisa Harding, County Appraiser's Office, as the employee of the month for August.

Linda Lobb presented the quarterly report for Council on Aging.

Chuck Magaha presented the quarterly report for Emergency Management.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to move forward with the application process for a Mitigation grant.

Motion passed, 3-0.

Jamie Miller presented the quarterly report for the Health Department.

Mr. Miller presented the quarterly report for EMS.

Mr. Miller requested approval of the Paramedics Sponsorship Agreements that binds the employee for three years or the employee must reimburse the County for training.

Mr. Loughry requested the Board grant Mr. Miller authorization to sign the agreements.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to authorize Jamie Miller to approve and sign the Paramedics Sponsorship Agreements.

Motion passed, 3-0.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to go into executive session pursuant to K.S.A. 75-4319 (b)(2) that this body recess from regular session and go into executive session for the subject of consultation with the Board's attorney, David Van Parys, for privileged attorney/client consultation and for the purpose of protecting and preserving the attorney/client privilege of that to be discussion. The Board further requests that such motion provide that period of executive session be for a period of time not to exceed 30 minutes and the Board will go in at 9:45 a.m. and resume in this room at regular session at 10:15 a.m. Those present would be the three Commissioners, Mark Loughry and David Van Parys.

Motion passed, 3-0.

The Governing Body returned from executive session into regular session at 10:15 a.m. no decisions were made and the subject was attorney/client privilege.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to instruct staff to proceed with necessary steps in regard to the topic discussed.

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 10:15 a.m.

*****August 7, 2017*****

The Board of County Commissioners met in regular session on Monday, August 7, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; Becky Matzeder, Executive Secretary; Janet Klasinski, County Clerk; David Lutgen, Public Works Director; Bob Weber, County Appraiser; Jeff Culbertson, GIS Director; Megan Waters; Adult Community Corrections Director; Ken Miller, City of Lansing; Joe Herring, Herring Survey; John Matthews, Resident; John Richmeier, Leavenworth Times

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Mark Loughry discussed the ad valorem tax.

David Lutgen provided the Board a map for a traffic control plan for Grinter Farms.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the August 3, 2017 meeting minutes.

Motion passed, 3-0.

Janet Klasinski requested the approval of the election for the city of Leavenworth and the city of Tonganoxie.

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

Mr. Weber requested approval of disaster relief tax abatement for 12283 214th Street in the amount of \$652.25.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to grant tax relief abatement for 12283 214th Street in the amount of \$652.25.

Motion passed, 3-0.

Mr. Weber requested approval of disaster relief tax abatement for 20193 Linwood Road in the amount of \$1587.00.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to grant tax relief abatement for 20193 Linwood Road in the amount of \$1587.00.

Motion passed, 3-0.

Mr. Weber requested approval of disaster relief tax abatement for 624 Spruce in the amount of \$1557.00.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to grant tax relief abatement for 624 Spruce in the amount of \$1557.00.

Motion passed, 3-0.

Mr. Weber presented a contract renewal for the commercial appraiser, Joe Roth.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the contract for the commercial appraiser, Joe Roth.

Motion passed, 3-0.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to adjourn as the Board of County Commissioners and reconvene as the Board of County Canvassers.

Motion passed, 3-0.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to certify the results of the city of Leavenworth and city of Tonganoxie election.

Motion passed, 3-0.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to adjourn as the Board of County Canvassers and reconvene as the Board of County Commissioners.

Motion passed, 3-0.

Jeff Culbertson presented the quarterly report for the GIS Department.

Megan Waters presented the quarterly report for Adult Community Corrections.

Ms. Waters requested approval of a revised Behavioral Health Grant.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the revised Behavioral Health Grant.

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 10:09 a.m.

*****August 10, 2017*****

The Board of County Commissioners met in regular session on Thursday, August 10, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; Becky Matzeder, Executive Secretary; David Van Parys, Interim County Counselor; Janet Klasinski, County Clerk; Jeff Joseph, Planning and Zoning Director; Michael Swan, Assistant Planner; David Lutgen, Public Works Director; Trevor Huhn, Buildings and Grounds; Wayne Malnicof, County Surveyor; Joe Herring, Herring Survey; Larry Van Fleet, Resident; Don Navinsky, Resident; John Matthews, Resident; Gary Starcher, Resident; Darrell Starcher, Resident; Cecil Hayden, Resident; Gary and Kittie Umshied, Resident; Mike Boyd, Basehor-Linwood School; John Richmeier, Leavenworth Times

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

David Van Parys reported he will be conducting three fence viewings.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the August 7, 2017 meeting minutes.

Motion passed, 3-0.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland for approval of the agenda for the week of August 14, 2017.

Motion passed, 3-0.

Wayne Malnicof requested approval to vacate a portion of an unopened road known as Shobert Road.

Commissioner Smith opened public hearing.

No one spoke in favor or opposition

Commissioner Smith closed public hearing.

A motion was made by Commissioner Holland and seconded by Commissioner to vacate a 50 foot dedication of Shobert Road.

Motion passed, 3-0.

A motion was Commissioner Holland and seconded by Commissioner Graeber to approve Board Order 2017-4, vacating a portion of Shobert Road.

Motion passed, 3-0.

Trevor Huhn requested authorization to solicit contractors to add a backup HVAC system to the Courthouse server room.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve solicitation of contractors for a backup HVAC system.

Motion passed, 3-0.

Mr. Huhn requested authorization for change order for new roof drains on the Justice Center roof and the Jail roof in the amount of \$32,216.00.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the change order for new roof drains on the Justice Center and Jail roof in the amount of \$32,216.00.

Motion passed, 3-0.

Planning and Zoning revisited Case Number DEV-17-057, consideration of a special use permit for Hayden Gun Shop.

Mr. Van Parys indicated he felt the Board could waive the liability insurance condition or reduce the amount of insurance required.

On July 27, the Board recessed public hearing.

The applicant, Cecil Hayden spoke.

Commissioner Holland recommended contacting the County's insurance company to see if the insurance requirement can be waived.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to amend the agenda to reflect Case Number DEV-17-057 be added on August 17th.

Motion passed, 3-0.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to extend the public hearing to August 17th for Case Number DEV-17-057.

Motion passed, 3-0.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to open public hearing in regards to Sewer District #3.

Motion passed, 3-0.

Mr. Van Parys indicated the contribution to Sewer District #3 would not be appropriate according to Attorney General's opinions.

Larry Van Fleet spoke.

Gary Umshied spoke.

Mike Boyd spoke.

Don Navinsky spoke.

A motion was made by Commissioner Holland to rescind the motion that was made on July 24 that contributed \$10,000.00 to Sewer District #3.

The motion was seconded by Commissioner Graeber for discussion asking if it would be possible to reassess situation.

Mr. Van Parys indicated reconsideration of reassessment would not be worth it.

Motion passed 2-1, Commissioner Smith voting nay.

Mr. Van Parys commented staff has looked at every option for reassessment.

Commissioner Smith closed public hearing for Sewer District #3.

Ms. Klasinski indicated a resolution would need to be approved authorizing the current cost to Sewer District #3 without the \$10,000.00 contribution from the County.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve Resolution 2017-51.

Motion passed, 3-0.

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

Motion passed, 3-0.

The Board adjourned at 10:44 a.m.

Final Approved

*****August 14, 2017*****

The Board of County Commissioners met in regular session on Monday, August 14, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; Becky Matzeder, Executive Secretary; David Van Parys, Interim County Counselor; Jeff Joseph, Planning and Zoning Director; Larry Malbrough, Information Systems Director; Lucas Schmalbeck, Juvenile Corrections Director; David Lutgen, Public Works Director; Sarah Shafer, Public Works Deputy Director; Ken Miller, City of Lansing; Joe Herring, Herring Survey; John Matthews, 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 10, 2017 meeting minutes.

Motion passed, 3-0.

Jeff Joseph proposed an increase in the compliance deposit fee for engineered septic systems.

Mark Loughry recommended drafting a policy to bring back to the Board.

Mr. Joseph proposed a fee for boundary and adjustments to property.

Mr. Joseph presented the quarterly report for Planning and Zoning.

Larry Malbrough presented the quarterly report for Information Systems.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to continue the email journaling until policy is created.

Motion passed, 3-0.

Mr. Malbrough requested renewal of CGI Communications video tours agreements.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the renewal agreement with CGI for three years.

Motion passed, 3-0.

Lucas Schmalbeck presented the quarterly report for Juvenile Corrections.

Sarah Shafer updated the Board on the sales tax road projects.

David Van Parys gave a legal update on the sales tax road projects.

It was the consensus of the Board to look at cost of a stop light on Eisenhower Road as an alternate.

David Lutgen updated the Board on other County road projects.

Mr. Lutgen presented a traffic control plan for Grinter Farms with a proposal for message boards.

The matter will be discussed on August 21st.

Mr. Lutgen requested to award the salt bid to Hutchison Salt Company at \$49.10 per ton.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to award Hutchison Salt Company the salt bid in the amount of \$49.10 per ton.

Motion passed, 3-0.

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

Motion passed, 3-0.

The Board adjourned at 10:27 a.m.

Final Approved

*****August 17, 2017*****

The Board of County Commissioners met in regular session on Thursday, August 17, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; Becky Matzeder, Executive Secretary; David Van Parys, Interim County Counselor; Jeff Joseph, Planning and Zoning Director; Michael Swan, Assistant Planner; Janet Klasinski, County Clerk; Paul Kramer, Leavenworth City Administrator; Nancy Bauder, Leavenworth Mayor; Lisa Weakley, Leavenworth City Commissioner; Bill New, Steve Jack and Blaine Weeks, LCDC/LCPA; Joe Herring, Herring Survey; Ken Miller, City of Lansing; Jessica Forbes, Alliance Against Family Violence; Roger Marrs, Information Systems Deputy Director; Scott Ryburn, Attorney at Law; John Matthews, 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 14, 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 August 21, 2017.

Motion passed, 3-0.

Commissioner Graeber mentioned a letter regarding flooding in a residence's backyard.

Mark Loughry indicated Public Works and Planning and Zoning are aware of the issue.

David Van Parys reconvened the public hearing on Case Number DEV-17-057, consideration of a special use permit for Hayden Gun Shop offering options to the Board regarding the liability insurance requirement of the applicant.

Commissioner Smith closed the public hearing.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to lower the insurance requirement to \$500,000.00 allowing the applicant to operate the business but revisit in 30 days if applicant cannot obtain insurance.

Motion passed, 3-0.

Janet Klasinski reported the mill levy remained the same as last year at 37.608.

Commissioner Smith commented he would like to see a quarter of a mill reduction.

Mark Loughry indicated keeping the quarter of a mill would be to establish a reserve fund for the general fund.

Commissioner Smith opened the public hearing on the 2018 budget.

Blaine Weeks spoke on behalf on the Leavenworth County Port Authority asking the Board to consider reallocating \$87,817.00 back to the Port Authority to build reserve and promote Leavenworth County.

Commissioner Holland referenced a letter from the Leavenworth Historical Society that requested funding but was denied and asked the Board for reconsideration.

Bill New commented about the LCDC and Port Authority budgets.

Commissioner Smith closed the public hearing on the 2018 budget.

A motion was made by Commissioner Smith and seconded by Commissioner Graeber in order to protect the privacy interests of the individual to be discussed to go into executive session to discuss non-elected personnel to begin at 10:00 a.m. and return to regular session at 10:10 a.m. Present would be the three Commissioners and Mark Loughry.

Motion passed, 3-0.

The Governing Body returned to regular session from executive session at 10:10 a.m. No decisions were made and the discussion was limited to the subject stated.

Mr. Loughry recommended the approval of the 2018 budget as presented indicating allocation of the funding could be determined up until January 1st.

A motion was made by Commissioner Graeber to approve the budget presented by the County Clerk.

Motion dies for lack of second.

A motion was made by Commissioner Graeber to approve the budget presented by the County Clerk.

Motion dies for lack of second.

A motion was made by Commissioner Smith to lower the budget a quarter of a mill.

Motion dies for lack of second.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to approve the budget as presented by County Clerk.

Motion was denied, 1-2, Commissioner Smith and Commissioner Holland voting nay.

A motion was made by Commissioner Smith and seconded by Commissioner Graeber to approve the budget with a quarter of a mill decrease.

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

Ms. Klasinski requested approval of the special other funds budget that includes the service road and bridge along with the sewer districts with a mill levy of 8.462.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to approve the special other funds with a mill levy of 8.462.

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

A motion was made by Commissioner Smith and seconded by Commissioner Graeber to preserve the attorney/client privilege the Board go into executive session to discuss pending litigation. Present

would be the three Commissioners, Roger Marrs and Scott Ryburn. To go into executive session at 10:25 a.m. and return at 10:45 a.m. to this room.

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

The Governing Body returned to regular session coming from executive session at 10:45 a.m. No decisions were made and discussion was limited to attorney/client privilege.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to approve the bill from Anderson and Byrd.

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

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.

Final Approved

*****August 21, 2017*****

The Board of County Commissioners met in regular session on Monday, August 21, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; Becky Matzeder, Executive Secretary; David Van Parys, Interim County Counselor; Andy Dedeke, Leavenworth County Sheriff; Jim Sherley, Undersheriff; Jamie Miller, EMS Director; David Lutgen, Public Works Director; Jeff Joseph, Planning and Zoning Director; Chuck Magaha, Emergency Management Director; Janet Klasinski, County Clerk; Dave Breuer, Mayor of Basehor; Evan Fitts, Attorney at Law; Joe Herring, Herring Survey; Louis Klemp, Resident; John Richmeier, Leavenworth Times

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Commissioner Smith asked if the Board had time to review a response from outside counsel, Scott Ryburn.

A motion was made by Commissioner Graeber and seconded by Commissioner Smith to approve the response from Scott Ryburn and have the chairman sign the same.

Commissioner Holland made comment.

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

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the August 17, 2017 meeting minutes.

Motion passed, 3-0.

Andy Dedeke requested approval to accept the funds from the 2017 Edward Byrne JAG grant in the amount of \$10,535.00.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to allow the Sheriff's Department to accept funding from the 2017 Edward Byrne JAG grant.

Motion passed, 3-0.

Evan Fitts, representative from Day 3, developer for Falcon Lakes, requested approval of the Falcon Lakes Neighborhood Revitalization Area Plan Interlocal Agreement that proposes a rebate incentive back to the homeowner.

Dave Breuer spoke about the agreement.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the Falcon Lakes Neighborhood Revitalization Area Plan Interlocal Agreement.

Motion passed, 3-0.

Discussion took place regarding Grinter Farms traffic control issues.

Public Works will put barricades up at Hemphill Road and Woodend Road.

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

The Board adjourned at 10:29 a.m.

Final Approved

*****August 24, 2017*****

The Board of County Commissioners met in regular session on Thursday, August 24, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Becky Matzeder, Executive Secretary; David Van Parys, Interim County Counselor; Jeff Joseph, Planning and Zoning Director; Michael Swan, Assistant Planner; Megan Waters, Adult Community Corrections Director; Ken Miller, City of Lansing; Joe Herring, Herring Survey; Anita Gonzales, Leavenworth Bicycle Club; John Matthews, Resident; John Richmeier, Leavenworth Times

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Commissioner Holland inquired about the Deffenbaugh contract.

David Van Parys indicated he is meeting with staff to work on a proposed contract.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the August 21, 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 August 28, 2017.

Motion passed, 3-0.

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

Motion passed, 3-0.

Planning and Zoning presented Case Number DEV-17-088, consideration of a temporary special use permit for the Buffalo Bill Century Ride, a cycling event on county roads.

Commissioner Smith opened the public hearing.

No one spoke in favor or opposition.

Commissioner Smith closed the public hearing.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve Case Number DEV-17-088, a temporary special use permit for the Buffalo Bill Century Ride and waive the \$100 application fee, subject to all other conditions.

Motion passed, 3-0.

Mr. Van Parys reported Hayden Gun Shop was able to obtain insurance in which the special use permit will now be processed.

Mr. Van Parys attended Codes Court in which a special use permit was surrendered.

Megan Waters requested approval of the revised 2018 carry-over budget for Adult Community Corrections funds and the 2017 quarterly budget adjustment report.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve community corrections to carry over budget \$21,801.39 and authorize the chairman to sign and date the 2017 quarterly budget adjustment report.

Motion passed, 3-0.

Commissioner Graeber indicated the Board is receiving flooding reports.

Public Works and Planning and Zoning are following up with the reports.

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

Motion passed, 3-0.

The Board adjourned at 9:18 a.m.

Final Approved

*****August 28, 2017*****

The Board of County Commissioners met in regular session on Monday, August 28, 2017. Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; Becky Matzeder, Executive Secretary; David Van Parys, Interim County Counselor; Jamie Miller, EMS/Health Dept. Director; David Lutgen, Public Works Director; Trevor Huhn, Buildings and Ground; Janet Klasinski, County Clerk; George Brajkovic, Tonganoxie City Administrator; Ken Miller, City of Lansing; Joe Herring, Herring Survey; Jim Flaherty, Attorney at Law; John Matthews, Resident; Dean Oroke, Resident; Curtis Oroke, Resident; Karen and Walter Swieten, Residents; Lyle Fisher, Resident; TC Bryant, Resident; John Richmeier, Leavenworth Times

PUBLIC COMMENT:

Karen and Walter Swieten commented.

TC Bryant inquired about a sewer tap on a lot he purchased.

Mr. Lutgen indicated Public Works will look into the situation.

Lyle Fisher made public comment.

ADMINISTRATIVE BUSINESS:

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

Jamie Miller requested approval of a contract with Stroke Prevention Plus that would provide bio and cardio gauge health screenings to County employees.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the contract with Stroke Prevention Plus and have the chairman sign and date the same.

Motion passed, 3-0.

David Lutgen requested to the Board to accept previously chip sealed dust patches as improved roads into the County Roadway Inventory subject to the donation of right of way be recorded and items within the clear zone and sight distance be relocated to include but not limited to private fences and vertical utilities.

A motion was made by Commissioner Smith and seconded by Commissioner Graeber to grandfather the roads in and ask for additional right of way if property owner is willing and continue maintaining them as hard surface roads.

Commissioner Smith rescinded his motion and Commissioner Graeber rescinded his second.

A motion was made by Commissioner Smith seconded by Commissioner Graeber to accept the list of roads into the current County inventory as hard surfaced roads and ask for additional right of way and if additional roads are identified to be addressed at that time.

Motion passed, 3-0.

Mr. Lutgen requested approval of a revised contract with MHS and King's Construction on the 182nd Street bridge from design to design build.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the revised contract with MHS and King's Construction on the 182nd Street bridge.

Motion passed, 3-0.

Mr. Lutgen requested to revise the entrance permit application to include that the County will no longer offer to install the entrance, the fee will remain at \$150.00 but only \$100.00 is refundable with two site visits and the permit will include county driveway details and location requirements.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the revised entrance permit application.

Motion passed, 3-0.

Mr. Lutgen requested authorization to accept bid from RA Construction in the amount of \$38,957.00 for the replacement of the salt dome roof at the County Shop.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to accept bid from RA Construction in the amount of \$38,957.00 for the replacement of the salt dome roof.

Motion passed, 3-0.

Mr. Lutgen requested approval of the Public Works on-services consultant list for 2017 to 2020.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the Public Works on-services consultant list for 2017 to 2020.

Motion passed, 3-0.

David Van Parys requested consideration and approval of two conditional agreements to finance and cause the extension of utility services to an unincorporated area of the county to serve a potential customer in the County in the amount of \$7,344,00.00 for aid-in-construction costs with reimbursement to the county.

Jim Flaherty and George Brajkovic commented.

A motion was made by Commissioner Holland to commit to the amount of \$7,344,00.00 for aid in construction costs with reimbursement from Atmos Energy and Suburban Water to the County.

Mr. Van Parys asked the Board to consider the motion that the Board approves entering into the agreement with Atmos Energy and Suburban Water to include the terms outlined in that agreement.

Commissioner Holland rescinded his motion.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve entering into the agreement with Atmos Energy and Suburban Water to include the terms outlined in that agreement, subject to final review and approval.

Motion passed, 3-0.

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

The Board adjourned at 10:59 a.m.

Final Approved

*****August 31, 2017*****

The Board of County Commissioners met in regular session on Thursday, August 31, 2017.

Commissioner Smith, Commissioner Graeber and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; Becky Matzeder, Executive Secretary; David Van Parys, Interim County Counselor; Jeff Joseph, Planning and Zoning Director; Janice Van Parys, Leavenworth County Treasurer; Lisa Crook, Leavenworth County Deputy Treasurer; Tamara Copeland, Human Resources Director; Janet Klasinski, County Clerk; Gina Riekhof, Gilmore & Bell; Joe Herring, Herring Survey; John Matthews, Resident; Gary Starcher, Resident; John Richmeier, Leavenworth Times

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Janice Van Parys introduced Lisa Crook as the Employee of the Month for September.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the August 28, 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 September 4, 2017.

Motion passed, 3-0.

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

Motion passed, 3-0.

Jeff Joseph requested approval to implement a fee for boundary line adjustment applications in the amount of \$200.00.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve a \$200.00 fee for boundary line adjustment applications.

Motion passed, 3-0.

Mr. Joseph requested to increase the deposit fee for engineered septic systems from \$125.00 to \$500.00.

A motion was made by Commissioner Graeber to approve an increase the deposit fee for engineered septic systems from \$125.00 to \$500.00.

Commissioner Holland seconded the motion for discussion asking how long Planning and Zoning would hold the refund.

Commissioner Smith suggested setting a date that is one year from when the building permit is issued.

Commissioner Graeber rescinded his previous motion.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve the increased deposit fee for engineered septic systems to \$500.00 and allow one year for return of the deposit if conditions indicate as necessary.

Motion passed, 3-0.

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

Ms. Copeland requested approval of the Flexible Benefit Plan for the 2017-2018 plan year due to changes in HIPPA, ACA and to clarify allowable benefits for retirees.

A motion was made by Commissioner Holland and seconded by Commissioner Graeber to approve the Flexible Benefit Plan for 2017-2018.

Motion passed, 3-0.

Mark Loughry presented a resolution that expresses Leavenworth County's intent to move forward with a development by issuing industrial revenue bonds.

David Van Parys reiterated Mr. Loughry's comments and explained the steps that will need to be taken in moving forward with the development.

Gina Riekhof explained the workings of the industrial revenue bonds and answered questions by the Board.

A motion was made by Commissioner Graeber and seconded by Commissioner Holland to approve Resolution 2017-52, a resolution determining the intent of Leavenworth County, Kansas to issue its industrial revenue bonds in one or more series in the approximate principal amount of \$500,000,000 to finance the costs of acquiring, constructing and equipping multiple facilities for the benefit of Binswanger Advisory Services, Inc. and its successors and assigns (master resolution).

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 10:11 a.m.