

\*\*\*\*\*January 2, 2018 SESSION I\*\*\*\*\*

The Board of County Commissioners met in regular session on Tuesday, January 2, 2018. Commissioner Smith, Commissioner Klemp and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Becky Matzeder, Executive Secretary; Mark Buchanan, Deputy County Appraiser; Trevor Huhn, Buildings and Ground; Teresa Wilson, Buildings and Ground Administrative Assistant; Sarah Schafer, Public Works Deputy Director; John Richmeier, Leavenworth Times

Residents: Gary Starcher

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Trevor Huhn introduced Teresa Wilson as the Employee of the Month for January.

Mark Loughry discussed the water relocation agreement with Consolidated Rural Water District #1 on the McIntyre Road project.

***A motion was made by Commissioner Holland and seconded by Commissioner Klemp to approve the water line relocation agreement with Consolidated Rural Water District #1 on the McIntyre Road project.***

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

***A motion was made by Commissioner Klemp and seconded by Commissioner Holland to approve the consent agenda for Tuesday, January 2, 2018 Session I.***

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

Mark Buchanan requested approval of disaster relief tax abatement for 21400 Dempsey Rd and tax credit for 831 Kiowa St.

***A motion was made by Commissioner Klemp and seconded by Commissioner Holland to approve tax abatement for 21400 Dempsey Rd, Tax I.D. 1-28219 in the amount of \$9,050.00 in assessed value in the 2017 tax year.***

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

***A motion was made by Commissioner Klemp and seconded by Commissioner Holland to approve a tax credit equal to \$436.00 in assessed value for 831 Kiowa St, Tax I.D. 1-03224 to be applied against 2018 taxes.***

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

Commissioner Klemp requested research on when the last time the city of Leavenworth paid money to fund the Port Authority.

Mr. Loughry indicated he will convey to the city of Leavenworth that the BOCC believes that in order for them to participate in appointing members to the port authority they should be contributing equal to what the County contributes financially.

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

The Board adjourned Session I at 10:13 a.m.

Final Approved

\*\*\*\*\*January 2, 2018 SESSION II \*\*\*\*\*

The Board of County Commissioners met in regular session on Tuesday, January 2, 2018. Commissioner Smith and Commissioner Klemp are present; Commissioner Holland is absent; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Becky Matzeder, Executive Secretary

Residents: James Berry, Rod and Linda Sturgeon; AW Himpel, John Matthews

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Rod Sturgeon expressed his interest in serving on the Leavenworth County Port Authority board.

Commissioner Klemp warned against telephone scams.

Commissioner Klemp spoke about the County bid for gasoline and suggested to contact OPIS.

Mark Loughry discussed the advantages and disadvantages of a gasoline contract.

Commissioner Klemp indicated schools receive federal impact money and asked why one state receives it and others don't.

Commissioner Smith commented he has been speaking with two State representatives regarding federal impact money.

***A motion was made by Commissioner Klemp and seconded by Commissioner Smith to adjourn.  
Motion passed, 2-0.***

The Board adjourned Session II at 7:23 p.m.

\*\*\*\*\*January 9, 2018 SESSION I \*\*\*\*\*

The Board of County Commissioners met in regular session on Tuesday, January 9, 2018. Commissioner Smith, Commissioner Klemp and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Becky Matzeder, Executive Secretary; Janet Klasinski, County Clerk; Janice Van Parys, County Treasurer; Andy Dedeke, Leavenworth County Sheriff; Sarah Shafer, Public Works Deputy Director; Lauren Anderson, Public Works; Jeff Culbertson, GIS Director; Ken Miller, City of Lansing; John Richmeier, Leavenworth Times

Residents: John Matthews, Gary Starcher, Jim Starcher, AW Himpel, James Berry, Cecilia Pruitt, Linda Sturgeon, Joe Herring

**PUBLIC COMMENT:**

Cecilia Pruitt asked when an appointment to the Port Authority will take place.

Mark Loughry indicated it is on next week's schedule.

James Berry asked about the recycling bins in Tonganoxie.

Mr. Loughry indicated we have a contract with the hauling company for a few more months.

**ADMINISTRATIVE BUSINESS:**

Janet Klasinski requested appointment of Richard Ewoldsen as treasurer to the Reno Township.

***A motion was made by Commissioner Holland and seconded by Commissioner Klemp to appoint Richard Ewoldsen as treasurer to the Reno Township.***

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

David Van Parys presented a proposed settlement agreement with Advanced Correctional Healthcare and Leavenworth County Sheriff's Department involving services provided.

***A motion was made by Commissioner Holland and seconded by Commissioner Klemp to accept the settlement agreement with Advanced Correctional Healthcare in the amount of \$20,000.00.***

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

Mark Loughry presented two projects that will require utility relocation within the Consolidated Rural Water District #1 service area indicating these projects will be put on hold due to the water district not going out for bid for the work to include Hollingsworth Road from 147<sup>th</sup> to 155<sup>th</sup> and McPherson Road, Kelly Road and 119<sup>th</sup> Street.

***A motion was made by Commissioner Klemp and seconded by Commissioner Holland to approve the consent agenda for Tuesday, January 9, 2018 Session I.***

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

***A motion was made by Commissioner Klemp and seconded by Commissioner Holland that the Board go into Sine Die.***

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

*A motion was made by Commissioner Klemp and seconded by Commissioner Holland to appoint Commissioner Smith as temporary chairman.*

*Motion passed, 3-0.*

*A motion was made by Commissioner Holland and seconded by Commissioner Smith to appoint Commissioner Klemp as chairman.*

*Motion passed, 3-0.*

The Board discussed regular meeting days and times.

Mr. Loughry indicated a charter resolution could be adopted to hold a meeting once a week.

*A motion was made by Commissioner Smith and seconded by Commissioner Klemp to hold meetings on Tuesdays at 9:00 a.m. with the 4<sup>th</sup> Tuesday an evening meeting at 5:30 p.m.*

*Motion passed, 3-0.*

*A motion was made by Commissioner Smith and seconded by Commissioner Klemp to approve the Leavenworth Times as the official County newspaper.*

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

*A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve Commerce Bank as the depository for the County.*

*Motion passed, 3-0.*

*A motion was made by Commissioner Holland to leave the district boundaries as they are.*

*Commissioner Klemp seconded the motion for discussion.*

*Motion passed, 2-1 Commissioner Klemp voting nay.*

Commissioner Klemp expressed his displeasure with the judge regarding the employment contract lawsuit.

Commissioner Klemp inquired about the Port Authority

Mr. Loughry indicated the Port Authority agreement needs to be updated and discussion needs to be held with the entities on a new agreement.

It was the consensus of the Board to add the Port Authority discussion to the agenda for January 23, 2018.

Commissioner Klemp suggested having a study session regarding the finances of the Eisenhower Road project.

Mr. Loughry suggested it would be appropriate to hold a session before the County would issue more debt.

Commissioner Klemp inquired who appoints members to the Drug and Alcohol committee.

Commissioner Smith inquired about the Alliance Against Family Violence program.

Ms. Klasinski indicated she believes the Alliance Against Family Violence will not be opened back up.

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

The Board adjourned Session I at 10:33 a.m.

Final Approved

\*\*\*\*\*January 9, 2018 SESSION II \*\*\*\*\*

The Board of County Commissioners met in regular session on Tuesday, January 9, 2018. Commissioner Smith, Commissioner Klemp and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Becky Matzeder, Executive Secretary

Residents: James and Rhonda Berry, Roger Brandt, Mike Goetz

PUBLIC COMMENT:

Roger Brandt commented on the Board's decision regarding the projects put on hold due to CRWD#1.

James Berry suggested expanding the Employee of the Month to the Justice Center.

ADMINISTRATIVE BUSINESS:

Mark Loughry presented a charter resolution regarding the BOCC meeting days.

*A motion was made by Commissioner Smith and seconded by Commissioner Holland to approve the charter resolution exempting Leavenworth County from the provisions of K.S.A. 19-209 and establishing that the Board of County Commissioners of Leavenworth County shall meet not less than one time per week.*

*Motion passed, 3-0.*

*A motion was made by Commissioner Smith and seconded by Commissioner Holland to adopt Charter Resolution 2018-1.*

*Motion passed, 3-0.*

David Van Parys presented a letter to local representatives requesting them to enact amendments to the statutes relating to Kansas rural water districts in order to require that they use competitive bidding practices.

*A motion was made by Commissioner Holland to send the letter to the representatives requesting the amendments to the statutes.*

*The motion was seconded by Commissioner Smith for discussion.*

*Motion passed, 3-0.*

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

*Motion passed, 3-0.*

Commissioner Smith inquired about the property the Port Authority owns.

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

*Motion passed, 3-0.*

The Board adjourned Session II at 7:32 p.m.

\*\*\*\*\*January 16, 2018 SESSION I\*\*\*\*\*

The Board of County Commissioners met in regular session on Tuesday, January 16, 2018. Commissioner Smith, Commissioner Klemp and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Becky Matzeder, Executive Secretary; Jeff Joseph, Planning and Zoning Director; Krystal Voth, Senior Planner; Melissa Johnson, Code Enforcement Officer; David Lutgen, Public Works Director; Ken Miller, City of Lansing; John Richmeier, Leavenworth Times

Residents: Glen Berry, Joe Herring, AW Himpel, Mark Breuer, Dan Lynch, Dave Thiel, David and Karen Sherrill, Roger Dill, Kevin Smith, Charlie Stimac, Tamara Miller

**PUBLIC COMMENT:**

Karen Sherrill requested the County to look at the Planning and Zoning regulations regarding the number of dogs allowed at a residence and their definition of a kennel.

Joe Herring requested to rescind Resolution 2017-1 prior to the work session to discuss the Access Management Policy.

Glen Berry made public comment.

**ADMINISTRATIVE BUSINESS:**

Commissioner Smith commented he feels there should be two meetings a week.

David Van Parys indicated the charter resolution that was adopted does not preclude the Board to meet more than once a week.

***A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve the consent agenda for Tuesday, January 16, 2018.***

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

David Lutgen requested to approve an agreement with Kansas Department of Transportation and Noxious Weeds to spray state owned right of ways within Leavenworth County for control of noxious weeds.

***A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve the agreement with KDOT for spraying state owned right of ways.***

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

Mr. Lutgen requested to approve an agreement with Kansas Department of Corrections for inmate labor.

Commissioner Holland asked about the pay rate.

Mr. Loughry will check into rates.

Mr. Van Parys requested approval of a resolution appointing Roger Marrs for delinquent sales tax services.



A motion was made by Commissioner Smith to adopt Resolution 2018-1 to allow Roger Marrs to perform the duties of the tax sale.

Commissioner Holland seconded the motion for discussion.

Commissioner Holland asked the current salary for Roger Marrs.

The motion and the second were rescinded.

*A motion was made by Commissioner Holland and seconded by Commissioner Smith to adjourn Session I.*

*Motion passed, 3-0.*

The Board adjourned Session I at 9:41 a.m.

Final Approved

\*\*\*\*\*January 16, 2018 SESSION II\*\*\*\*\*

The Board of County Commissioners met in regular session on Tuesday, January 16, 2018. Commissioner Smith, Commissioner Klemp and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Becky Matzeder, Executive Secretary; Jeff Joseph, Planning and Zoning Director; Krystal Voth, Senior Planner; Melissa Johnson, Code Enforcement Officer; David Lutgen, Public Works Director; Sarah Shafer, Deputy Director of Public Works; Ken Miller, City of Lansing; John Richmeier, Leavenworth Times

Residents: Glen Berry, Joe Herring, AW Himpel, Mark Breuer, Dan Lynch, Dave Thiel, Roger Dill, Kevin Smith, Charlie Stimac, Tamara Miller

The Board of County Commissioners convened as the Board of Health.

Melissa Johnson presented Case Number VIO-12-030 and requested to declare the property located at 14829 Rolling Hills Road, Basehor Kansas, a nuisance and in violation of Resolution 2009-27.

***A motion was made by Commissioner Holland and seconded by Commissioner Smith to declare 14829 Rolling Hills Road, Basehor Kansas, a nuisance and in violation of Resolution 2009-27.***

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

The Board adjourned as the Board of Health and reconvened as the Leavenworth County Commission.

Mr. Loughry reported the current salary for Roger Marrs.

***A motion was made by Commissioner Smith and seconded by Commissioner Klemp to adopt Resolution 2018-1 for Roger Marrs to provide services for the tax sale.***

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

***A motion was made by Commissioner Smith and seconded by Commissioner Holland to adjourn Session II to go into a work session to discuss Access Management Policy.***

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

The Board adjourned Session II at 9:56 a.m.

A motion was made by Commissioner Klemp to reconvene into Session II.

The motion dies for lack of a second.

A work session was held to discuss the Access Management Policy.

\*\*\*\*\*January 23, 2018 SESSION I\*\*\*\*\*

The Board of County Commissioners met in regular session on Tuesday, January 23, 2018. Commissioner Smith, Commissioner Klemp and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Becky Matzeder, Executive Secretary; Trevor Huhn, Buildings and Ground, Stacy Driscoll, Register of Deeds; Mayor Dave Breuer, City of Basehor; Pat Barnhardt, Special Alcohol Committee; John Richmeier, Leavenworth Times

Residents: John Matthews, Glen and Rhonda Berry, Larry Van Fleet, Joe Herring, Greg Kaaz, AW Himpel, Peggy Fratzel, Jon Hall, June Foley, John and Teresa Groves, Barbara Adolphson, Darren Koester, Dale Eiseman

**PUBLIC COMMENT:**

Greg Kaaz commented on the Leavenworth County Port Authority funding and the construction of the Eisenhower Road project.

**ADMINISTRATIVE BUSINESS:**

Trevor Huhn requested approval of a change order to the jail visitation remodel in the amount of \$16,821.37.

***A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve the change order to the jail visitation remodel in the amount of \$16,821.37.***

***Motion passed, 2-1 Commissioner Klemp voting nay.***

A letter was received by the Board to reappoint a member to the First Judicial Nominating Commission being currently filled by Mark Preisinger.

***A motion was made by Commissioner Holland and seconded by Commissioner Smith to appoint Mark Preisinger to the First Judicial Nominating Commission.***

Commissioner Klemp indicated he would like to see who else would be interested in serving.

***Motion passed, 2-1 Commissioner Klemp voting nay.***

David Van Parys reported the city of Leavenworth has filed a petition in Court challenging the decision for the design of a roundabout on the Eisenhower Road project indicating the Board has 20 days to respond.

***A motion was made by Commissioner Smith and seconded by Commissioner Klemp to approve a bill for Anderson & Byrd in the amount of \$9,176.27.***

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

Commissioner Holland reported the Workforce will hold a state wide job fair March 8, 2018.

***A motion was made by Commissioner Smith and seconded by Commissioner Klemp to approve a bill for Fisher, Patterson, Saylor & Smith in the amount of \$3,830.48.***

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

*A motion was made by Commissioner Smith and seconded by Commissioner Holland to approve the consent agenda for Tuesday, January 23, 2018.*

*Motion passed, 3-0.*

Pat Barnhardt explained the process regarding the distribution of funds from the Special Alcohol funding.

*A motion was made by Commissioner Smith and seconded by Commissioner Holland to adjourn Session I.*

*Motion passed, 3-0.*

The Board adjourned Session I at 6:27 p.m.

Final Approved

\*\*\*\*\*January 23, 2018 SESSION II\*\*\*\*\*

The Board of County Commissioners met in regular session on Tuesday, January 23, 2018. Commissioner Smith, Commissioner Klemp and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Becky Matzeder, Executive Secretary; Stacy Driscoll, Register of Deeds, Mayor David Breuer, City of Basehor

Residents: John Matthews, Glen and Rhonda Berry, Joe Herring, Larry Van Fleet, AW Himpel, Joe Perry, Dale Eiseman, Jeremy Foster

Joe Perry presented a proposal for the renovation of the Linwood Community Building with a joint effort from Leavenworth County.

Mr. Loughry commented there needs to be a commitment from the city of Linwood to maintain the building and it should be discussed at the budget process.

Commissioner Klemp inquired about the gasoline process.

Mr. Loughry felt the approach we are using is very competitive.

Commissioner Klemp inquired about the cooperative insurance.

Mr. Loughry indicated there are municipal pools that we could participate in but forming a pool would be difficult.

The Board discussed the need for a quarterly department head meeting.

It was consensus of the Board to have Mr. Loughry meet with the departments and report back to the Board.

***A motion was made by Commissioner Holland and seconded by Commissioner Smith to adjourn Session II.***

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

The Board adjourned Session II at 6:54 p.m.

\*\*\*\*\*January 30, 2018 SESSION I\*\*\*\*\*

The Board of County Commissioners met in regular session on Tuesday, January 30, 2018. Commissioner Smith, Commissioner Klemp and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Becky Matzeder, Executive Secretary; Janet Klasinski, County Clerk; Lucas Schmalbeck, Juvenile Corrections Director; Jeff Joseph, Planning and Zoning Director; Krystal Voth, Senior Planner; Nancy Bauder, Larry Dedeker, Jermaine Wilson and Mike Griswold, Leavenworth City Commissioners; Paul Kramer, Leavenworth City Manager; Tim Vandall, Lansing City Administrator; Ken Miller, City of Lansing; Jason Ward, Mayor of Tonganoxie; George Brajkovic, Tonganoxie City Manager; Steve Jack, LCDC Executive Director; Bill New, LCPA; Blaine Weeks, LCPA; Vernon Fields, Basehor City Councilman; John Richmeier, Leavenworth Times

Residents: Gary Starcher, John Matthews, Joe Herring, Glen Berry, David and Karen Sherrill, AW Himpel, Rex and Alberta Malson, Fred Haynes, Gearhard Vogel, Ted and Barbara Coble, Linda Sturgeon, Carl and Jennifer Young, Karen Rogers, Dan Gotscholl

**PUBLIC COMMENT:**

Karen Sherrill requested the Board to review the language set forth by Planning and Zoning regarding kennels.

Mark Loughry commented he felt the language is appropriate.

**ADMINISTRATIVE BUSINESS:**

Mark Loughry presented a policy update previously approved by the Board changing 10 years to 5 years for retired employees to participate through MetLife.

***A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve the change in the MetLife process.***

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

Commissioner Smith attended the Linwood Elementary School chili supper fundraiser.

***A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve the minutes from January 23, 2018 Session I.***

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

***A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve the consent agenda for Tuesday, January 30, 2018 to include Case Number DEV-17-137/138 Preliminary and Final Plat for Smith's Corner, subject to all conditions.***

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

Lucas Schmalbeck presented a MOU between the Juvenile Corrections Department and the Guidance Center as overseer of funds from KDOC.

***A motion was made by Commissioner Smith and seconded by Commissioner Holland to approve the MOU with Juvenile Corrections Department and the Guidance Center.***

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

Planning and Zoning presented Case Number DEV-17-119 Consideration of a Special Use Permit for Doodlebug Blessing Golden Doodles.

Commissioner Klemp opened the public hearing.

No one spoke in favor.

Rex Malson, Carl Young and Fred Haynes spoke in opposition of the permit.

Commissioner Klemp closed the public hearing.

*A motion was made by Commissioner Smith and seconded by Commissioner Holland to deny Case Number DEV-17-119.*

*Motion passed, 3-0.*

*A motion was made by Commissioner Smith and seconded by Commissioner Holland to adjourn Session I.*

*Motion passed, 3-0.*

The Board adjourned Session I at 9:26 a.m.

Final Approved

\*\*\*\*\*January 30, 2018 SESSION II\*\*\*\*\*

The Board of County Commissioners met in regular session on Tuesday, January 30, 2018. Commissioner Smith, Commissioner Klemp and Commissioner Holland are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Becky Matzeder, Executive Secretary; Janet Klasinski, County Clerk; David Lutgen, Public Works Director; Sarah Shafer, Public Works Deputy Director; Nancy Bauder, Larry Dedeke, Jermaine Wilson and Mike Griswold, Leavenworth City Commissioners; Paul Kramer, Leavenworth City Manager; Tim Vandall, Lansing City Administrator; Ken Miller, City of Lansing; Jason Ward, Mayor of Tonganoxie; George Brajkovic, Tonganoxie City Manager; Steve Jack, LCDC Executive Director; Bill New, LCPA; Blaine Weeks, LCPA; Vernon Fields, Basehor City Councilman; John Richmeier, Leavenworth Times

Residents: Gary Starcher, John Matthews, Joe Herring, Glen Berry, AW Himpel, Linda Sturgeon

Mark Loughry reiterated the topic of discussion for the Leavenworth County Port Authority is who appoints the board members and who is funding it also indicating the agreement needs updated.

Blaine Weeks suggested keeping the 2018 budget and filling the two vacant board member positions.

***A motion was made by Commissioner Smith and seconded by Commissioner Holland to table the issue until after the Port Authority conducts a work session and comes back with a solution.***

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

The Board decided the nominations for the two board members will be on the agenda for February 6<sup>th</sup>.

Discussion took place regarding the funding of the Eisenhower Road project and secondary road projects.

Paul Kramer spoke on behalf of the city of Leavenworth.

Commissioner Smith would like a work session on the sewer districts.

***A motion was made by Commissioner Smith and seconded by Commissioner Holland to adjourn Session II.***

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

The Board adjourned Session II at 10:30 a.m.