

*****April 3, 2018*****

The Board of County Commissioners met in regular session on Tuesday, April 3, 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; Jamie Miller, Director of EMS; Pat Morey, Jeff Joseph, Planning and Zoning Director; Krystal Voth, Senior Planner; Christa Mcgaha, Planner; Janet Klasinski, County Clerk; David Lutgen, Director of Public Works; Ken Miller, City of Lansing; Kris Roberts, Tonganoxie Community Historical Society; Brenden Sheehan, Santa Fe Trails Bicycle Shop; John Richmeier, Leavenworth Times

Residents: John Matthews, Gary Starcher, Glen Berry, Joe Herring, Debra Lowe, Kathy Budke, AW Himpel, Mark Heinen, Chad Schimke

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Mark Loughry reported RIF and DIF fees can be put on property owners taxes spread over a five year period instead of up front.

Kris Roberts from the Tonganoxie Community Historical Society requested funding for replacing the roof on the Reno Church in the amount of \$8,000.00.

Commissioner Klemp inquired if there will be matching funds.

Ms. Roberts indicated if that is what is required they will find them.

A motion was made by Commissioner Smith and seconded by Commissioner Klemp to approve \$8,000.00 to the Tonganoxie Community Historical Society for the replacement of the roof on the Reno Church.

Motion passed, 2-0.

Commissioner Klemp amended the motion to pay \$6,000.00 with matching funds.

The first motion stands.

A motion was made by Commissioner Smith and seconded by Commissioner Klemp to approve the consent agenda for Tuesday, April 3, 2018.

Motion passed, 2-0.

Jamie Miller requested authorization to reclassify all paramedic level positions with the County's pay plan.

A motion was made by Commissioner Smith and seconded by Commissioner Klemp to approve the paramedic reclassification.

Motion passed, 2-0.

David Lutgen requested authorization to award bid to Linaweaver Construction for the 179th Street in the amount of \$325,298.40.

A motion was made by Commissioner Smith and seconded by Commissioner Klemp to award bid to Linaweaver Construction for the 179th Street in the amount of \$325,298.40.

Motion passed, 2-0.

Planning and Zoning presented Case Number DEV-18-010, adding article 42 the Family Homestead Exemption to the Leavenworth County Zoning and Subdivision regulations.

Commissioner Klemp opened public hearing.

No one spoke in favor or opposition.

Commissioner Klemp closed public hearing.

A motion was made by Commissioner Smith and seconded by Commissioner Klemp to approve Case Number DEV-18-010, adding article 42 the Family Homestead Exemption to the Leavenworth County Zoning and Subdivision regulations.

Motion passed, 2-0.

A motion was made by Commissioner Smith and seconded by Klemp to approve resolution 2018-9, amending the articles of the 2006 Zoning and Subdivision Regulations.

Motion passed, 2-0.

Planning and Zoning presented Case Number DEV-18-022, issuing a temporary special use permit for Gravel Grinders. The applicant has requested to waive the \$100.00 application fee.

Commissioner Klemp opened the public hearing.

Brenden Sheehan spoke in favor.

No one spoke in opposition.

Commissioner Klemp closed public hearing.

A motion was made by Commissioner Smith and seconded by Commissioner Klemp to approve Case Number DEV-18-022, a temporary special use permit for Gravel Grinders and not waive the \$100.00 application fee; subject to all conditions.

Motion passed, 2-0.

Mr. Loughry will be bringing back an amendment to the development fee addressing corner lots.

Mr. Loughry attended the last Port Authority meeting and requested direction from the Board if they wish to amend the current agreement or draft a new agreement that removes the city from the Port Authority and makes it a county board.

A motion was made by Commissioner Smith and seconded by Commissioner Klemp to direct staff to draft a new agreement where it would be solely appointed by the Leavenworth County Commission and the cities would have non-voting spots.

Motion passed, 2-0.

Commissioner Smith inquired about consolidating health insurance with different cities within the county.

Mr. Loughry reported that would require the formation of an insurance work pool indicating that does not guarantee a reduction of the health insurance.

Commissioner Klemp received information that Sheriff Dedeke has identified a potential qualified successor to the office of the coroner.

David Van Parys reported Dr. Erik Mitchell will no longer serve as the District Coroner at the end of April.

Commissioner Klemp commented he does not want someone Mr. Dedeke is going to suggest.

Commissioner Klemp requested Mr. Van Parys to inquire what the Judge's salary is that is presiding on the lawsuit.

Commissioner Klemp discussed a letter dated December 31, 2014 which was sent to voters that sets the allocation and use of the proceeds from the 1% sales tax stating that 80% to road and street improvements and 20% for future capital needs to encourage capital development language was not what was approved in resolution 2014-41. Commissioner Klemp distributed a proposed Board Order that would ratify the County's position of the allocations and usage of the proceeds.

The Board adjourned at 10:18 a.m.

*****April 10, 2018*****

The Board of County Commissioners met in regular session on Tuesday, April 10, 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; Christa McGaha, Planner; Stephanie Sloop, Planning Coordinator; Sarah Shafer, Deputy Public Works Director; Ken Miller, City of Lansing, George Brajkovic, City of Tonganoxie; John Richmeier, Leavenworth Times

Residents: AW Himpel, John Matthews, Glen Berry, Cecilia Pruitt, Joe Herring, Chad Schmike, Linda Sturgeon, David Romisch, Rick Darrow

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Mark Loughry indicated he has reached out to the cities for a meeting with the governing bodies.

Commissioner Klemp requested the meeting to be a joint meeting with all governing bodies at once.

Jeff Joseph indicated staff has been working with the city of Lansing on an agreement to control the urban growth boundary areas.

Joe Herring inquired how the property owners would be notified.

Mr. Loughry reported multiple public hearings will be held with Planning and Zoning and the city level.

Commissioner Klemp recommended on future funding requests that entities would not be required to do matching funds.

Commissioner Klemp recommended a cutoff date for funding requests to be May 1, 2018.

A motion was made by Commissioner Smith and seconded by Commissioner Holland to approve the consent agenda for Tuesday, April 10, 2018.

Motion passed, 3-0.

Mr. Loughry requested authorization for three amendments to the personnel manual to include the payout of discretionary days upon departure and removing pages from a procedure no longer used.

A motion was made by Commissioner Smith and seconded by Commissioner Holland to amend the policies presented and adopt Board Order 2018-2, amending certain provisions of the County policies and procedures policy adopted by this Board on December 21, 2017.

Motion passed, 3-0.

Stephanie Sloop requested approval to hold the annual Mel Hendrick Fishing Derby to be held on June 23, 2018 at Happy Hollow Lake.

A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve the 2018 Mel Hendrick fishing derby.

Motion passed, 3-0.

Planning and Zoning presented Case Number DEV-18-032, a temporary special use permit for ALS Time Trial bicycle race.

Commissioner Klemp opened public hearing.

Dave Romish spoke in favor of the event.

No one spoke in opposition.

Commissioner Klemp closed public hearing.

A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve Case Number DEV-18-035 subject to all conditions.

Motion passed, 3-0.

Planning and Zoning presented Case Number DEV-18-0-35 extension of the County Road 1 moratorium until the land use study is completed.

Jeff Joseph indicated the first public meeting on the land use study will be May 2, 2018.

Mr. Loughry indicated the city of Tonganoxie has not had a chance to review this.

George Brajkovic requested to table the case until Tonganoxie meets on April 16th to discuss.

A motion was made by Commissioner Smith and seconded by Commissioner Holland to table Case Number DEV-18-0-35, County Rd 1 moratorium until April 17th.

Motion passed, 3-0.

Commissioner Klemp presented a bill from Anderson & Byrd in the amount of \$13,455.20.

A motion was made by Commissioner Smith to approve a bill from Anderson and Byrd in the amount of \$13,455.20.

Commissioner Holland seconded the motion for discussion.

Commissioner Klemp inquired if a letter could be sent to the judge requesting that all legal maneuvering ceases.

David Van Parys suggested discussing matter with legal counsel during executive session next meeting.

Motion passed, 2-1 Commissioner Holland voting nay.

A work session was held regarding dust control on gravel roads.

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

Motion passed, 3-0.

The Board adjourned at 11:16 a.m.

Final Approved

*****April 17, 2018*****

The Board of County Commissioners met in regular session on Tuesday, April 17, 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; Jeff Joseph, Planning and Zoning Director; Ken Miller, City of Lansing; Scott Ryburn, Attorney at Law; Mary Ann Brown, Leavenworth County Historical Society; John Richmeier, Leavenworth Times

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

PUBLIC COMMENT:

Lindsey Blancarte asked about work on 222nd Street and Woodend Road and when the rural water has been tested last.

Mark Loughry indicated rural water districts are separate entities from the County and are required by State law to provide samples to them on a regular basis.

ADMINISTRATIVE BUSINESS:

A motion was made by Commissioner Smith and seconded by Commissioner Holland that the Board recess for a closed executive meeting for the discussion of pending litigation as justified by K.S.A. 75-4319(b)(2) consultation with legal counsel for the Board which would be deemed privileged in the attorney client relationship. The Board would go in for 20 minutes and resume the meeting at 9:25 a.m. in the board meeting room. Present would be Commissioner Holland, Commissioner Smith, Scott Ryburn, the County Administrator and Senior County Counselor.

Motion passed, 3-0.

A motion was made by Commissioner Smith seconded by Commissioner Holland to return to regular session at 9:25 a.m. no decisions were made and the discussion was limited to attorney client privilege.

Motion passed, 3-0.

A motion was made by Commissioner Smith and seconded by Commissioner Holland to allow legal counsel to proceed as discussed in executive session.

Motion passed, 2-0 Commissioner Klemp did not vote.

Commissioner Smith mentioned the Meals on Wheels benefit dinner Friday, April 20th.

Commissioner Smith attended the CASA breakfast.

Mr. Loughry reported the city of Linwood would be interested in taking over the Linwood Community Building if funds were made available during the budget process.

It was the consensus of the Board to draft a letter to the city of Linwood indicating the funding request will be considered during the budget process.

David Van Parys requested approval to appoint Dr. Gary McIntosh as the new District Coroner.

A motion was made by Commissioner Smith seconded by Commissioner Holland to appoint Dr. Gary McIntosh as District Coroner for the First Judicial District.

Motion passed, 3-0.

A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve board order 2018-3, appointing Dr. Gary McIntosh as District Coroner for the First Judicial District.

Motion passed 3-0.

A motion was made by Commissioner Smith and seconded by Commissioner Holland to approve the consent agenda for Tuesday, April 17, 2018.

Motion passed, 3-0.

Jeff Joseph reported the city of Tonganoxie has agreed to extend the County Road 1 moratorium until the land use study is complete.

Commissioner Klemp opened public hearing.

Lindsey Blancarte commented.

Joe Herring spoke in opposition.

Commissioner Klemp closed public hearing.

A motion was made by Commissioner Smith and seconded by Commissioner Holland to approve Resolution 2018-10, authorizing a moratorium on changes in the land use, zoning and subdivision development within a designated corridor around County Road 1.

Motion passed, 3-0

It was the consensus of the Board to draft a letter to entities requesting funds to come in during the budget process.

Mary Ann Brown spoke on behalf of the Leavenworth County Historical Society outlining repairs needed for the Carroll Mansion to include fixing a back porch, sidewalk and electrical issues. Ms. Brown requested funding in the amount of \$47,489.00 and to consider reinserting them into the county budget.

Commissioner Klemp requested allocation of funds from the special alcohol fund for the last three years.

Carl Riechert spoke on behalf of the Leavenworth Historical Museum Association outlining needs of the First City Museum to include lighting and flooring requesting funds in the amount of \$41,365.00.

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

Motion passed, 3-0.

The Board adjourned at 10:35 a.m.

*****April 24, 2018*****

The Board of County Commissioners met in regular session on Tuesday, April 24, 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; Janet Klasinski, County Clerk; Megan Waters, Adult Community Corrections Director; Carrie Ritchey, Treasurer for the Little Stranger Christian Church Society; Jeanie Hazels, Chairperson of the Fred Harvey Museum; Kim Knight, Assistant Principal Leavenworth High School

Residents: Glen and Rhonda Berry, AW Himpel, Joe Herring, Joanne Aaron

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Mark Loughry presented a 2017-2018 Demographic and taxation report indicating Leavenworth County is 103rd out of 105 counties in keeping the tax impact low for the citizens.

A motion was made by Commissioner Smith and seconded by Commissioner Klemp to approve the consent agenda for Tuesday, April 24, 2018.

Motion passed, 2-0.

Janet Klasinski informed the Board about purchasing electronic poll tablets in the amount of \$68,000.00.

Megan Waters presented the fiscal year 2019 Comprehensive Plan and fiscal year 2019 Behavioral Health Grant Plan for Adult Community Corrections requesting the chairman's signature.

A motion was made by Commissioner Smith and seconded by Commissioner Klemp to approve the Comprehensive Plan Competitive Grant application for Community Corrections and authorize the chairman to sign.

Motion passed, 2-0.

A motion was made by Commissioner Smith and seconded by Commissioner Klemp to approve the application for the Behavioral Health Grant for budget year 2019.

Motion passed, 2-0.

Carrie Ritchey offered a background to the Little Stranger Christian Church and requested \$12,000.00 for the restoration of the windows.

Jeanie Hazels requested \$5,882.22 to replace a heat pump system on the first floor of the Fred Harvey Museum.

Kim Knight presented a proposal from Leavenworth High School for mental health support to students.

Commissioner Klemp requested Ms. Knight to come back with a list of agencies willing to participate in the funding.

Commissioner Smith attended the Linwood city council meeting, Lansing Correctional Facility groundbreaking ceremony, LCDC meeting, the Council on Aging fundraiser and the grand opening of Country Chalet.

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

The Board adjourned at 6:50 p.m.

Final Approved