

*****September 4, 2018 *****

The Board of County Commissioners met in regular session on Tuesday, September 4, 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; Bob Weber, County Appraiser; Ken Miller, City of Lansing; John Richmeier, Leavenworth Times

Residents: Glen Berry, Joe Herring

PUBLIC COMMENT:

Joe Herring made public comment.

Glen Berry made public comment.

ADMINISTRATIVE BUSINESS:

Mark Loughry announced trick or treaters from the Leavenworth Public Library will be at the Courthouse October 19th at 10:00 a.m.

Mr. Loughry presented two draft policies for the Board's review regarding budgeted unfilled positions and a depreciation policy.

It was the consensus of the Board to put the policies on a future agenda.

Commissioner Klemp requested the breakdown of the patrol trucks the Sheriff's Department purchased.

A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve the consent agenda for Tuesday September 4, 2018.

Motion passed, 3-0.

Commissioner Klemp pulled Case Number DEV-18-075 to ask a few questions.

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

Commissioner Klemp requested David Warm from MARC to give a report and a list of expenditures and what the County has received from MARC.

Commissioner Klemp would like to see all parameters of the proposed five member Commission.

Commissioner Holland indicated he would like the lawsuit settled before he leaves office.

Commissioner Klemp indicated he doesn't want to see any more contracts, requested a report on the 2017/2018 budgets that reflects money instead of mills and doesn't want to see any more lagoons.

A motion was made by Commissioner Smith and seconded by Commissioner Holland to move that this Board recess from open session into closed executive session to discuss personnel matters of non - elected personnel as justified by K.S.A. 75-4319 (b)(1) and that this Board resume open session in this meeting room at 10:35 a.m. Present in the executive session would be Commissioners Robert Holland,

Doug Smith and Mr. Klemp if he wishes, County Administrator Mark Loughry and Senior County Counselor David Van Parys.

Motion passed, 3-0.

The Board returned to regular session at 10:35 a.m.

A motion was made by Commissioner Holland and seconded by Commissioner Smith to come out of executive session and to instruct David Van Parys to document some wording and work with the County Administrator Mark Loughry and to present it to the individual that it pertains to and no decisions were made.

Motion passed, 3-0.

A motion was made by Commissioner Smith and seconded by Commissioner Holland to move that this Board recess from open session into closed executive session to discuss personnel matters of non - elected personnel as justified by K.S.A. 75-4319 (b)(1) and that this Board resume open session in this meeting room at 11:00 a.m. Present in the executive session would be Robert Holland, Doug Smith, Louis Klemp, Mark Loughry, David Van Parys and David Lutgen

Commissioner Smith amended his motion to reflect the three Commissioners, Robert Holland, Doug Smith and Louis Klemp and David Lutgen.

Motion passed, 3-0.

The Board returned to regular session 11:00 a.m.; no action was taken.

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

Motion passed, 3-0.

The Board adjourned at 11:01 a.m.

*****September 11, 2018 *****

The Board of County Commissioners met in regular session on Tuesday, September 11, 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; Helen Klinkenberg, Deputy County Clerk; Linda Scheer, County Clerk's Office; Jeff Joseph, Planning and Zoning Director; David Lutgen, Public Works Director; Mike Smith, Mayor of the city of Lansing; John Richmeier, Leavenworth Times

Residents: Glen Berry, John Matthews, Roger Brandt, AW Himpel, Linda Johnson, Diana Pitts, Gary Starcher, Vickie Kaaz, Joe Herring, Janette Labbee-Holdeman, Greg Ruff, Walt Schley, Lynn Rolf

Commissioner Klemp read a Proclamation declaring Leavenworth County, Kansas a Purple Heart County.

A motion was made by Commissioner Smith and seconded by Commissioner Holland to adopt Special Resolution 2018-1 honoring the Purple Heart.

Motion passed, 3-0.

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

Motion passed, 3-0.

Janet Klasinski presented the votes from the USD#458 school bond election with a 48% turnout.

A motion was made by Commissioner Holland and seconded by Commissioner Smith to certify the USD#458 election as the clerk has stated.

Motion passed, 3-0.

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

Motion passed, 3-0.

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Mark Loughry reported the MARC will be giving a presentation at the September 25th meeting.

Commissioner Holland questioned if David Hoffman is representing the County in the lawsuit.

David Van Parys indicated the motion and vote was stated clearly at the meeting.

Commissioner Holland rescinded his vote from the motion made on August 28 voting nay.

A motion was made by Commissioner Smith and seconded by Commissioner Holland to approve the consent agenda for Tuesday September 11, 2018.

Motion passed, 3-0.

David Lutgen requested to award bid to Independent Salt Company in the amount of \$53.68 per ton for the 2018-2019 salt season.

A motion was made by Commissioner Holland and seconded by Commissioner Smith to award bid to Independent Salt Company in the amount of \$53.68 per ton.

Motion passed, 3-0

Mr. Lutgen gave a brief update on PRP projects.

Commissioner Smith requested the Board be notified when letters are sent out to property owners.

A policy was presented for approval that addresses the budgeted unfilled positions within a department.

A motion was made by Commissioner Smith and seconded by Commissioner Holland to approve the budgeted unfilled positions policy.

Motion passed, 3-0.

A policy was presented for approval that addresses the use and allocation of depreciation funds.

A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve the use and allocation of depreciation fund policy.

Motion passed, 3-0.

Mr. Loughry indicated the Board expressed interest to limit lagoons to private residence versus a subdivision.

Jeff Joseph requested direction from the Board regarding lagoons.

Commissioner Smith indicated the discussion was to have no more sewer districts.

Mr. Joseph will draft a text amendment to the policy.

Commissioner Klemp requested Planning and Zoning to look at lot size.

It was the consensus of the Board to have Planning and Zoning review lot sizes.

Ms. Klasinski explained the initial steps necessary in making a five member commission happen presenting a preliminary map of the divided districts.

It was the consensus of the Board to post the tentative five district map on the County website.

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 Case 2018-CV-31 as justified by K.S.A. 75-4319(b)(2) consultation with legal counsel for the Board which could be deemed privileged in attorney client relationship and that the Board resume open meeting at 11:20 a.m. in this meeting room of the Board. Present in the executive session meeting would be Commissioner Holland, Commissioner Klemp if he wishes and Commissioner Smith, Senior County Counselor, David Van Parys and the County Administrator.

Motion passed 3-0

A motion was made by Commissioner Smith and seconded by Commissioner Holland that the Board returned to regular session no decisions were made stuck to the topic of pending litigation.

Motion passed 3-0.

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

Motion passed, 3-0.

The Board adjourned at 11:21 a.m.

Final Approved

*****September 18, 2018 *****

The Board of County Commissioners met in regular session on Tuesday, September 18, 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; Stephanie Sloop, Planning Coordinator; David Lutgen, Public Works Director; Ken Miller, City of Lansing; John Richmeier, Leavenworth Times

Residents: AW Himpel, Glen Berry, Bill Trower, John Matthews, Cathy Grigsby

PUBLIC COMMENT:

Cathy Grigsby made comment about 174th Street and the PRP program.

Bill Trower commented about two holes that needs filled in on Donahoo Road.

ADMINISTRATIVE BUSINESS:

A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve the consent agenda for Tuesday September 18, 2018.

Motion passed, 3-0.

David Van Parys requested appointment of Dr. Ellis Ransom as Deputy District Coroner.

A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve Board Order 2018-6 appointing Dr. Ellis Ransom as Deputy District Coroner.

Motion passed, 3-0.

Stephanie Sloop was available to answer questions about the appointment of Janette Labbee-Holdeman to the Leavenworth County Planning Commission.

A motion was made by Commissioner Holland and seconded by Commissioner Klemp to approve Janette Labbee-Holdeman to a position on the Leavenworth County Planning Commission.

Motion passed, 3-0.

David Lutgen requested to move certain PRP projects to dust abatement projects upon donation of easements.

Mark Loughry recommended moving the PRP projects that have acquired 100% participation to the top of the dust abatement list.

A motion was made by Commissioner Smith and seconded by Commissioner Holland to move to approve the PRP projects to dust abatement upon donation of the easement as required by PRP policy and to move these PRP roads to the top of the list of the dust abatement projects.

Motion passed, 3-0.

Commissioner Smith attended the Tonganoxie City Council meeting reporting they approved the salt bid off the County contract.

Commissioner Holland attended the retirement of Fire Chief Rick Huhn on Friday.

Commissioner Klemp mentioned water rights given to Johnson County from Wyandotte County asking where in Leavenworth County can we maintain the capacity of lime and sludge being disposed of.

Mr. Loughry indicated he can request a report from the State.

Commissioner Klemp attended the Northeast Kansas Officials Meeting and indicated he met with other commissioners that were talking about the consolidation of resources they have.

Commissioner Klemp mentioned he is looking at a new pay structure for the Commissioners.

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

The Board adjourned at 10:17 a.m.

Final Approved

*****September 25, 2018 *****

The Board of County Commissioners met in regular session on Tuesday, September 25, 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; David Lutgen, Public Works Director; Megan Waters, Adult Community Corrections Director; Ron Achelpohl, Director of Transportation for MARC; David Warm, Executive Director of MARC

Residents: Glen and Rhonda Berry, Vicky Kaaz, Cathy Grigsby, Bill Mason, Robert Puhr, Linda Johnson, Mark Matthews, Dana Foutenot, Candy Dials, Vladimir Spudic, Katheryn Meyer, Bobbie Bowen

PUBLIC COMMENT:

Bill Mason commented about the Commission salaries and a five member Commission.

Cathy Grigsby and Robert Puhr commented about the PRP program and 174th Street.

Glen Berry commented about the Commission salary.

ADMINISTRATIVE BUSINESS:

Mark Loughry updated the Board on the potholes on Donahoo Road indicating the dust patch has exceeded the limit.

A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve the consent agenda for Tuesday September 25, 2018.

Motion passed, 3-0.

Megan Waters presented end of the year outcomes report for the Kansas Department of Corrections and requested approval and signature.

A motion was made by Commissioner Smith and seconded by Commissioner Holland to authorize the chairman to sign the FY2018 end of year outcome report for the Kansas Department of Corrections.

Motion passed, 3-0.

David Lutgen requested approval of an agreement for professional services for construction engineering with Benesch in the amount of \$25,900.00 for bridges HP-10 and HP-17.

A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve an agreement for professional services for construction engineering with Benesch in the amount of \$25,900.00 for bridges HP-10 and HP-17.

Motion passed, 3-0.

Mr. Lutgen requested approval of a change order on the Eisenhower Road project from Wilson and Company for the design implementation of storm water BMP's in the amount of \$52,400.00.

A motion was made by Commissioner Smith and seconded by Commissioner Holland to approve a change order on the Eisenhower Road project from Wilson and Company for the design implementation of storm water BMP's in the amount of \$52,400.00.

Motion passed, 3-0.

David Warm and Ron Achelpohl presented the process of the allocation of funding from the Mid America Regional Council.

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

The Board adjourned at 7:05 p.m.

Final Approved