

\*\*\*\*\*October 2, 2018\*\*\*\*\*

The Board of County Commissioners met in regular session on Tuesday, October 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; Jeff Joseph, Planning and Zoning Director; Krystal Voth, Planning and Zoning Deputy Director; Christa Mcgaha, Planner, Lucas Schmalbeck, Juvenile Community Corrections; David Lutgen, Public Works Director; John Richmeier, Leavenworth Times

Residents: Glen Berry, Joe Herring, John Matthews, Heather Gauger, David Hamby, Dana Fontenot

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Mark Loughry reported the Leavenworth County Safety Days will be Friday, October 12.

***A motion was made by Commissioner Smith and seconded by Commissioner Holland to approve the consent agenda for Tuesday, October 2, 2018.***

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

The Veteran's Day Parade Committee has requested the donation of two port a potties and the usage of the south parking lot of the Justice Center for staging.

***A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve the donation of two port-a-potties and the usage of the south parking lot of the Justice Center for staging.***

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

Lucas Schmalbeck requested approval for the FY2019 Carryover Reimbursement budget for the Juvenile Community Corrections for Leavenworth and Atchison counties.

***A motion was made by Commissioner Holland and seconded by Commissioner Smith to authorize the chairman to sign FY 2019 Carryover Reimbursement budget for the Juvenile Community Corrections for Leavenworth and Atchison counties.***

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

David Lutgen requested to award a contract for the Justice Center parking lot improvements to McConnell and Associates in the amount of \$81,575.00.

***A motion was made by Commissioner Holland and seconded by Commissioner to approve McConnell and Associates for an alternate bid in the amount of \$81,575.00.***

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

Planning and Zoning presented Case Number DEV-18-061, a preliminary plat for Rock Ridge Estates.

***A motion was made by Commissioner Holland and seconded by Commissioner Klemp to deny Case Number DEV-18-061, a preliminary plat for Rock Ridge Estates.***

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

Planning and Zoning presented Case Number DEV-18-023, a special use permit for Happy Hearts Working, an adult daycare facility with a request to waive the TIF fee of \$589.29.

The applicant spoke in favor.

No one spoke in opposition.

Commissioner Klemp closed public hearing.

***A motion was made by Commissioner Smith and seconded by Commissioner Holland to approve Resolution 2018-20 issuing a special use permit for Happy Hearts Working to include the waiver of the traffic impact fee; subject to all other conditions.***

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

Planning and Zoning presented Case Number DEV-18-073, a special use permit for Gauger Kennels.

Commissioner Klemp opened public comment.

No one spoke in favor or opposition.

Commissioner Klemp closed public hearing.

***A motion was made by Commissioner Holland and seconded by Commissioner Klemp to approve Resolution 2018-21, issuing a special use permit for Gauger Kennels; subject to all conditions.***

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

Commissioner Klemp requested staff to look into funding from MARC for the Eisenhower Road project.

It was the consensus of the Board to look into call for projects for MARC in 2020 for the Eisenhower Road project.

Commissioner Klemp requested a presentation by the County Clerk on the pros and cons for a request to the State legislation to allow mail in ballots.

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

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

The Board adjourned at 10:22 a.m.

\*\*\*\*\*October 9, 2018 \*\*\*\*\*

The Board of County Commissioners met in regular session on Tuesday, October 9, 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; Linda Lobb, Council on Aging Director; John Richmeier, Leavenworth Times

Residents: Glen Berry, John Matthews, Joe Herring

**PUBLIC COMMENT:**

There were no public comments.

**ADMINISTRATIVE BUSINESS:**

***A motion was made by Commissioner Smith and seconded by Commissioner Klemp to approve the consent agenda for Tuesday, October 9, 2018.***

***Motion passed, 2-0.***

Linda Lobb requested the chairman's signature to accept unallocated funds from the State.

***A motion was made by Commissioner Smith seconded by Commissioner Klemp to allow the chairman to sign the request for the Notification of Grant Award with Wyandotte County.***

***Motion passed, 2-0.***

Commissioner Smith met with Vernon Fields indicating Basehor will be working with MARC on 155<sup>th</sup> Street.

Commissioner Smith attended the Linwood City Council Meeting last week.

Commissioner Klemp asked about the County Road 1 moratorium.

Mark Loughry indicated the land study is on track for a presentation in November.

Commissioner Klemp asked about the Leavenworth County Master plan.

Mr. Loughry indicated meetings have been held with two firms that are providing proposals.

Commissioner Klemp disagrees with the mil increase for mental health for the schools.

Commissioner Klemp indicated he would like to apply for funding from MARC on the Eisenhower Road project.

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

***Motion passed, 2-0.***

The Board adjourned at 9:36 a.m.

\*\*\*\*\*October 16, 2018 \*\*\*\*\*

The Board of County Commissioners met in regular session on Tuesday, October 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; Chuck Magaha, Emergency Management Director; Larry Malbrough, Information Systems Director; David Lutgen, Public Works Director; John Richmeier, Leavenworth Times

Residents: Glen Berry, Joe Herring, Gary Starcher, John Matthews, Jerry Wilburn

**PUBLIC COMMENT:**

Joe Herring announced the Planning Commission meetings are now on YouTube and asked if applicants have disagreements on plats to let them speak during the case.

**ADMINISTRATIVE BUSINESS:**

Mark Loughry reminded staff about the Kansas Association of Counties conference happening October 15 thru October 17.

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

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

Chuck Magaha requested the chairman's signature on the Emergency Management Performance Grant.

***A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve the chairman to sign the Emergency Management Performance Grant.***

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

Larry Malbrough requested authorization to purchase equipment for District Court in the amount of \$73,945.00 from CDWG.

***A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve the purchase of equipment for District Court in the amount of \$73,945.00 from CDWG.***

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

David Lutgen requested to approve a change order for the 182<sup>nd</sup> Street project in the amount of \$29,254.00.

***A motion was made by Commissioner Holland to approve the change order in the amount of \$29,254.00 for 182<sup>nd</sup> Street project.***

***Commissioner Smith seconded the motion for discussion.***

Commissioner Smith indicated change orders should come before the Board before the work is done.

***Motion failed, 1-2 Commissioner Smith and Commissioner Klemp voting nay.***

***A motion was made by Commissioner Smith and seconded by Commissioner Holland to table the matter to get more information.***

***A motion was made by Commissioner Smith and seconded by Commissioner Holland to pay the contractor for the work that has been done and all change orders to come before the Board before the work is done.***

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

Commissioner Smith indicated LCDC reported that federal highway will be providing funding for an R cut on Parallel.

Commissioner Smith indicated the city of Tonganoxie is going to design a sewer system for the industrial park.

Commissioner Smith suggested a letter of support for the R cut and have Sarah Shafer write a briefing report since she attended the meeting.

Commissioner Klemp spoke about delaying the Eisenhower Road project to see if MARC will contribute funding.

***A motion was made by Commissioner Klemp and seconded by Commissioner Holland to do the MARC funding scheduling process #3 on the Eisenhower Road project and proceed with that.***

Commissioner Smith indicated he would like to wait until after the court hearing.

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

Commissioner Klemp indicated he feels the County is wasting money on the Port Authority and directed staff to look into the procedures to disband the Port Authority.

It was the consensus of the Board to direct staff to get information as to how the County can separate from the Port Authority.

Commissioner Klemp spoke about consolidation, the County Road 1 moratorium, mental health and mail in ballots.

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

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

The Board adjourned at 10:27 a.m.

\*\*\*\*\*October 23, 2018 \*\*\*\*\*

The Board of County Commissioners met in regular session on Tuesday, October 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; Jeff Joseph, Planning and Zoning Director; Sarah Shafer, Public Works Deputy Director; Stacy Driscoll, Register of Deeds; Mark Rountree, Leavenworth Times

Residents: Joe Herring, Vicky Kaaz, AW Himpel, John Matthews, Larry Van Fleet, Nick Carmitchel, Tom and Suzanne Fehseke

PUBLIC COMMENT:

Joe Herring made public comment.

ADMINISTRATIVE BUSINESS:

*A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve the minutes and schedule for the week of November 5, 2018.*

*No vote taken.*

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

*Motion passed, 3-0.*

Sarah Shafer requested approval of a change order on the 150<sup>th</sup> Street PRP project for additional asphalt required to stabilize the subgrade with an estimate of \$10,000.00.

*A motion was made by Commissioner Smith and seconded by Commissioner Holland to approve the change order not to exceed \$10,000.00 on 150<sup>th</sup> Street project.*

*Motion passed, 3-0.*

Jeff Joseph presented an annexation from the city of Basehor that is a landlocked parcel with no road frontage.

The landowner, Nick Carmitchel spoke.

Mark Loughry indicated until the right of way for any future road is platted, there would be no access to a county street but could assess the city of Basehor's street at their discretion.

*A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve Resolution 2018-22 regarding the city of Basehor annexation.*

Commissioner Smith commented about the property not being within the sewer district and pay on the debt.

*Motion passed, 3-0.*

Ms. Shafer reported on the K-7 and Parallel Parkway r cut proposal indicating Wyandotte County has been offered KDOT funding for improvements to the intersection.

It was the consensus of the Board to draft a letter of support for the r cut and notify the mayor of Basehor for a possible letter of support from the city.

Commissioner Smith reminded everyone about the Health Assessment for County employees.

Commissioner Smith reported while attending the KAC conference mental health was a big topic and that counties will be trying to lobby through the state for more funding.

Commissioner Smith inquired about the unfilled positions in departments.

Mr. Loughry indicated the Board approved a policy that is in place.

Commissioner Smith inquired if the Board is interested in hiring someone to gather right of ways on the PRP projects and an engineer estimate of costs on the projects.

Commissioner Klemp suggested October 31<sup>st</sup> for a response from the city regarding the Port Authority.

Commissioner Smith reported that the Leavenworth Humane Society will host a fundraiser costume party Saturday October 27 at 7:00 at Crancers.

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

The Board adjourned at 6:53 p.m.

\*\*\*\*\*October 30, 2018 \*\*\*\*\*

The Board of County Commissioners met in regular session on Tuesday, October 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; Jeff Joseph, Planning and Zoning Director; Krystal Voth, Deputy Planning and Zoning Director; Christa Mcgaha, Planner; Linda Lobb, Council on Aging Director; Janet Klasinski, County Clerk; Mark Roundtree, Leavenworth Times

Residents: Glen Berry, Joe Herring, John Matthews, Chad Schmike, Rose Anne Sachse, AW Himpel, Dan Sachse, Teresa Cox

**PUBLIC COMMENT:**

Joe Herring made public comment.

**ADMINISTRATIVE BUSINESS:**

Janet Kiasinski reported that early voting at the Tonganoxie Fairgrounds and Basehor Community Library had a great turnout.

Commissioner Klemp suggested to draft a congratulatory certificate to the Lansing volleyball team for placing 3<sup>rd</sup>.

***A motion was made by Commissioner Smith and seconded by Commissioner Holland to approve the consent agenda for Tuesday, October 30, 2018.***

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

Linda Lobb requested to approve a letter of support for the KDOT 49-5310 grant application for Council on Aging.

***A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve the KDOT 49-5310 grant letter of support for Council on Aging.***

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

Planning and Zoning presented Case Number DEV-18-083/084, a preliminary and final plat for Sachse Farms.

Joe Herring spoke on behalf of the applicant.

***A motion was made by Commissioner Holland and seconded by Commissioner Smith to approve Case Number DEV-18-083/084, a preliminary and final plat for Sachse Farms.***

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

Planning and Zoning presented Case Number DEV-18-081, an application for a special use permit for Seifert's Flooring.

Commissioner Klemp opened public hearing.

No one spoke in opposition or in favor.



Commissioner Klemp closed public hearing.

***A motion was made by Commissioner Smith and seconded by Commissioner Holland to approve Resolution 2018-23 for a special use permit for Seifert's Flooring for 10 years.***

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

Commissioner Smith reported the city of Lansing will be requesting one mile for their urban growth management area.

Commissioner Smith indicated the Alliance Against Family Violence should be up and running by the beginning of the year.

Commissioner Smith asked if the Tonganoxie Planning Commission will have a chance to look at the County Road 1 plan before it comes to this Commission.

Mark Loughry indicated Tonganoxie's staff was involved with the development of the plan and had an opportunity to participate in the discussions and this Board has asked it to come back to them as quickly as possible.

Commissioner Smith asked about putting a deadline on getting the right of way acquisitions on the PRP projects.

Mr. Loughry indicated if a deadline is set for staff and they feel it cannot get it done by that date then look at options for hiring an outside agency to obtain the right of ways.

It was the consensus of the Board to set December 31<sup>st</sup> as a deadline for staff to see if right of way acquisitions can be acquired and deeds recorded.

Commissioner Klemp discussed individuals that were videotaping employees of the Courthouse last week and requested Mr. Loughry obtain estimates on locks for the offices.

Mr. Loughry indicated he has asked staff to get estimates for release buttons on the doors.

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

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

The Board adjourned at 10:09 a.m.