

\*\*\*\*\*December 4, 2019\*\*\*\*\*

The Board of County Commissioners met in regular session on Wednesday, December 4, 2019. Commissioner Smith, Commissioner Kaaz, Commissioner Culbertson, Commissioner Schimke and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; Becky Matzeder, Executive Secretary; Krystal Voth, Planning and Zoning Deputy Director; Lauren Anderson, Public Works Interim Director; John Richmeier, Leavenworth Times

Residents: AW Himpel, Joe Herring, John Matthews, Greg Kaaz, Ted and Barbara Coble, Dave and Diane Strick, Lisa Miller, Trent Peter, Brandon Hildebrandt

**PUBLIC COMMENT:**

Brandon Hildebrandt requested an update on Hildebrandt Road.

David Van Parys reported the Core has approved the concept of repairing that levy but will not take place at the earliest late summer of next year.

**ADMINISTRATIVE BUSINESS:**

Mark Loughry reported the applicant on a Planning and Zoning case has asked to be moved next week.

Commissioner Smith indicated he was on a conference call with KDOT and distributed information to the Commission to be discussed in the work session.

Commissioner Stieben indicated Planning and Zoning and Mr. Van Parys are working on a FAQ document for County Road 1 and asked permission to do a mail list to the property owners affected.

It was the consensus of the Board to grant permission to do a mail list.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Culbertson to approve the consent agenda for Wednesday, December 4, 2019.***

***Motion passed, 5-0.***

Lauren Anderson requested approval of GBA E-58 bridge supplemental #2 for permitting services in an amount not to exceed \$4,052.00.

***A motion was made by Commissioner Culbertson and seconded by Commissioner Kaaz to approve GBA E-58 bridge supplemental #2 for permitting services in an amount not to exceed \$4,052.00.***

***Motion passed, 5-0.***

Ms. Anderson requested approval of an extension of the McAnany dust abatement contract to include Group 4 and Group 5.

Commissioner Kaaz expressed concern about competitive bidding.

***A motion was made by Commissioner Schimke and seconded by Commissioner Stieben to approve the extension of the McAnany dust abatement contract to include Group 4 and 5.***

***Motion passed, 3-2, Commissioners Smith and Kaaz voting nay.***

Ms. Anderson requested approval of the schedule extension of the Bettis dust abatement contract to continue through 2020 construction season.

***A motion was made by Commissioner Culbertson and seconded by Commissioner Schimke to approve the schedule extension of the Bettis dust abatement contract to continue through 2020 construction season and to be completed.***

***Motion passed, 5-0.***

Krystal Voth presented a consideration of a special use permit for a renewal for Reisbig Clean Ruble Landfill.

Commissioner Smith opened public hearing.

Greg Kaaz requested waiver of the traffic impact fee.

No one spoke in opposition.

Commissioner Smith closed public hearing.

***A motion was made by Commissioner Culbertson and seconded by Commissioner Schimke to approve Resolution 2019-30 for a special use permit for Reisbig Landfill and waive the TIF fee.***

***Motion passed, 4-0, Commissioner Kaaz abstained.***

Ms. Voth presented a consideration of a rezone from RR-5 to a RR-2.5 located on 155<sup>th</sup> St.

Commissioner Smith opened public hearing.

Joe Herring spoke in favor.

Diane Strick spoke in opposition.

Dave Strick spoke in opposition.

Trent Peter spoke in opposition.

Barbara Coble spoke in opposition.

John Bonee spoke in favor.

Ted Coble spoke in opposition.

Commissioner Smith closed public hearing.

***A motion was made by Commissioner Culbertson and seconded by Commissioner Schimke to approve rezoning from RR-5 to RR-2.5.***

***Motion passed, 4-1 Commissioner Kaaz voting nay.***

The request to grant a building permit for an accessory structure will be continued until December 11<sup>th</sup>.

Commissioners Stieben and Culbertson will attend the Extension Dinner on December 9.

Commissioner Kaaz will attend the League of Women Voters meeting and the CASA dinner.

Commissioner Culbertson attended the Easton City Council meeting and the Leavenworth City Council meeting.

The Board adjourned at 11:08 a.m.

Final Approved

\*\*\*\*\*December 4, 2019 \*\*\*\*\*

The Board of County Commissioners met in a work session on Wednesday, December 4, 2019. Commissioner Smith, Commissioner Kaaz, Commissioner Culbertson, Commissioner Schimke and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; Becky Matzeder, Executive Secretary; John Richmeier, Leavenworth Times

Residents: John Matthews

The Board held a work session to discuss topics that they plan to discuss during the Legislative Breakfast on December 17<sup>th</sup>.

The Board ended the work session at 12:42 p.m.

Final Approved

\*\*\*\*\*December 11, 2019 \*\*\*\*\*

The Board of County Commissioners met in regular session on Wednesday, December 11, 2019. Commissioner Smith, Commissioner Kaaz, Commissioner Culbertson, Commissioner Schimke and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; Becky Matzeder, Executive Secretary; Krystal Voth, Planning and Zoning Interim Director; Lauren Anderson, Public Works Interim Director; Janet Klasinski, County Clerk; Ken Miller, City of Lansing; John Richmeier, Leavenworth Times

Residents: John Matthews, AW Himpel, Joe Herring, Matthew and Erica Slaymaker

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Mark Loughry reminded everyone of the changes to the regular meeting days for the holidays to include meetings on December 23<sup>rd</sup> and December 30<sup>th</sup>.

Janet Klasinski requested approval of a cereal malt beverage license located on 158<sup>th</sup> Street.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Culbertson to approve the cereal malt beverage license.***

***Motion passed, 5-0.***

Mr. Loughry indicated budget amendments will be heard on December 23<sup>rd</sup>.

***A motion was made by Commissioner Culbertson and seconded by Commissioner Schimke to approve the consent agenda for Wednesday, December 11, 2019 as presented.***

***Motion passed, 5-0.***

Lauren Anderson requested approval of change order from Wilson and Company on the Eisenhower Road sales tax project for a retaining wall to avoid the relocation costs of Leavenworth Waterworks not to exceed \$2,500.00.

***A motion was made by Commissioner Schimke and seconded by Commissioner Stieben to approve the Wilson Leavenworth water conflict avoidance proposal for the supplemental agreement not to exceed \$2,500.00.***

***Motion passed, 5-0.***

Ms. Anderson requested approval of change order from Wilson and Company for the design of the Rural Water District #8 relocation within the design of Eisenhower Road.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Culbertson to approve Wilson Eisenhower Road supplemental agreement with Rural Water District #8 for the water main relocation in an amount not to exceed \$50,600.00.***

***Motion passed, 5-0.***

Krystal Voth requested approval of Resolution 2019-31 authorizing a rezoning from RR-5 to RR-2.5.

***A motion was made by Commissioner Schimke and seconded by Commissioner Culbertson to approve Resolution 2019-31 formalizing a rezoning of a property from RR-5 to RR-2.5.***

***Motion passed, 4-1 Commissioner Kaaz voting nay.***

Ms. Voth presented a request from Erica Slaymaker to build an accessory building before the re-platting process has been completed.

Commissioner Culbertson requested a work session on accessory buildings on agriculture land.

***A motion was made by Commissioner Culbertson and seconded by Commissioner Stieben to grant a building permit for an accessory structure for a tract of land which does not have a primary residence.***

***Motion passed, 5-0.***

***A motion was made by Commissioner Culbertson and seconded by Commissioner Schimke that this Board recess from open session and go into a 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 9:55 a.m. Present in the executive session will be Commissioners Jeff Culbertson, Vicky Kaaz, Doug Smith, Chad Schimke and Mike Stieben, County Administrator Mark Loughry and Senior County Counselor David Van Parys and other as may be invited by the Board.***

***Motion passed, 5-0.***

The Board returned to regular session at 9:55 a.m.; no decisions were made no action taken.

Commissioners Stieben and Culbertson attended the County Extension dinner.

Commissioners Stieben and Kaaz attended the League of Women's voters holiday tea on Saturday.

Commissioner Kaaz attended the Mental Health Task Force meeting last Thursday and the Leavenworth City Commission meeting last night.

Commissioners Smith and Stieben attended the Women's Republican meeting.

Commissioner Smith toured CASA on Tuesday.

Commissioner Schimke will tour CASA this afternoon and indicated KCKCC would like to come in and speak about further investing and supporting Leavenworth County.

Commissioner Smith will attend Basehor City Council this evening.

Commissioner Schimke will attend the Lansing City Council meeting.

Either Commissioner Kaaz or Commissioner Schimke will attend the LCDC meeting tomorrow.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Culbertson to adjourn.***

***Motion passed, 5-0.***

The Board adjourned at 10:02 a.m.

\*\*\*\*\*December 11, 2019\*\*\*\*\*

The Board of County Commissioners met in a work session on Wednesday, December 11, 2019. Commissioner Smith, Commissioner Kaaz, Commissioner Culbertson, Commissioner Schimke and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; Becky Matzeder, Executive Secretary; Krystal Voth, Planning and Zoning Interim Director; John Richmeier, Leavenworth Times

Residents: John Matthews, Joe Herring, AW Himpel

A work session was held to discuss compliance deposits.

Direction was given to staff to draft a policy formalizing what was discussed and refund all current deposits.

The Board ended the work session at 10:58 a.m.

\*\*\*\*\*December 18, 2019 \*\*\*\*\*

The Board of County Commissioners met in regular session on Wednesday, December 18, 2019. Commissioner Smith, Commissioner Kaaz, Commissioner Culbertson, Commissioner Schimke and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; Becky Matzeder, Executive Secretary; Linda Lobb, Council on Aging Director; Lauren Anderson, Public Works Interim Director; Aaron Yoakum, Buildings and Grounds Superintendent; Bob Weber, County Appraiser; Any Dedeke, Leavenworth County Sheriff; Jim Sherley, Undersheriff; Kelly Meyer, CASA Director; Crystal Blackdeer, Leavenworth County Humane Society; John Richmeier, Leavenworth Times

Residents: AW Himpel, John Matthews, Joe Herring, Heather Green, Stephen Meyer, Margaret McLaurin, Jeanne Ire, Mary Dunlap, Jim Lourentizos,

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Mark Loughry reminded everyone the Treasurer's office will be closed December 31 for end of year.

Aaron Yoakum presented proposals on the demolition of 319 Walnut.

***A motion was made by Commissioner Schimke and seconded by Commissioner Kaaz to approve the Remco Demolition proposal in an amount not to exceed \$12,320.00.***

***Motion passed, 5-0.***

Commissioners Smith and Culbertson had a conference call with MARC on the 152 Bridge and presented a follow up letter as to the conversation.

Commissioner Kaaz reminded everyone of the meeting changes on Monday, December 23<sup>rd</sup> and December 30<sup>th</sup>.

***A motion was made by Commissioner Stieben and seconded by Commissioner Schimke to approve the consent agenda for Wednesday, December 18, 2019.***

***Motion passed, 5-0.***

David Van Parys presented a proposed agreement with Rural Water District #8 on the water line relocation on the Eisenhower Road project.

***A motion was made by Commissioner Schimke and seconded by Commissioner Stieben to approve the water line relocation agreement with Rural Water District #8.***

***Motion passed, 5-0.***

Bob Weber requested approval of Board Order 2019-8, tax relief abatement due to a tornado.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Stieben to approve Board Order 2019-8, making certain findings regarding the applications for the abatement of property taxes on certain homesteads damaged by tornado, as provided by the County Appraiser.***

***Motion passed, 5-0.***



Linda Lobb requested approval of the appointment of Anita Krondak to the Wyandotte/Leavenworth Advisory Board.

***A motion was made by Commissioner Schimke and seconded by Commissioner Stieben to approve the appointment of Anita Krondak to the Wyandotte/Leavenworth Advisory Board.***

***Motion passed, 5-0.***

Ms. Lobb requested the chairman to sign the notification of grant awards in the amount of \$78,240.00.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Culbertson to authorize the chairman to sign the 2020 Notification Grant Awards for 111B, 111C and 111C2.***

***Motion passed, 5-0.***

Ms. Lobb requested authorization to place two vehicles on PurpleWave.

***A motion was made by Commissioner Culbertson and seconded by Commissioner Schimke to allow the vehicles to be surplus on Purple Wave.***

***Motion passed, 5-0.***

Lauren Anderson requested approval of an agreement with Benesch for additional consultant services on Bridge SH-30 for \$32,728.50.

***A motion was made by Commissioner Stieben and seconded by Commissioner Schimke to approve an agreement with Benesch for additional consultant services on Bridge SH-30 for \$32,728.50.***

***Motion passed, 5-0.***

Ms. Anderson requested approval of an agreement with Benesch for additional consultant services on Bridges E-18, A-49, T-34 and F-46 for \$134,513.75.

***A motion was made by Commissioner Culbertson and seconded by Commissioner Kaaz to approve an agreement with Benesch for additional consultant services on Leavenworth County bridges E-18, A-49, T-34 and F-46 in an amount not to exceed \$134,513.75***

***Motion passed, 5-0.***

Crystal Swan Blackdeer requested approval of an out of cycle grant in the amount of \$11,000.00.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Schimke to approve \$11,000.00 from the BOCC contribution line item for Leavenworth Humane Society request.***

***Motion passed, 5-0.***

Kelly Meyer requested a one-time funding request in the amount of \$12,000.00 indicating CASA lost a regular funding source.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Culbertson to make a one-time allocation to First Judicial District CASA in the amount of \$12,000.00.***

***Motion passed, 5-0.***

Commissioner Schimke recommended to approve to fully fund a feasibility study for the 152 Bridge and then ask stakeholders to cost share after.

***A motion was made by Commissioner Schimke and seconded by Commissioner Kaaz to approve an amount not to exceed \$50,000.00 to solicit bids for a feasibility study of the 152 Bridge with an understanding upon approval then approach stakeholders for a cost share.***

***Motion passed, 5-0.***

Commissioner Stieben attended the Tonganoxie City Council meeting. He indicated he received two texts message thanking the County road crews for clearing the roads. He will conduct a town hall and potluck tomorrow night.

Commissioner Schimke indicated Fire District One commended the County on the roads.

Commissioner Kaaz attended the LCDC and the Leavenworth City Commission meeting.

Commissioner Smith attended the MARC meeting and Planning and Zoning Commission holiday dinner and will attend the Basehor city council meeting tomorrow night.

Commissioners Kaaz and Schimke attended the Fire District One trustee meeting on Monday indicating the Fire district would like to do quarterly reports.

Commissioner Kaaz will attend the Lansing City Council meeting tomorrow night.

Commissioner Culbertson received messages commending the County road crews.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Culbertson to adjourn.***

***Motion passed, 5-0.***

The Board adjourned at 10:42 a.m.

\*\*\*\*\*December 23, 2019 \*\*\*\*\*

The Board of County Commissioners met in regular session on Monday, December 23, 2019. Commissioner Smith, Commissioner Kaaz, Commissioner Culbertson, Commissioner Schimke and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, County Counselor; Debbie Cox, Acting Secretary; Janet Klasinski, County Clerk; John Richmeier, Leavenworth Times;

Residents: John Matthews, Dan Marshall, Joe Herring

**PUBLIC COMMENT:**

There were no public comments.

**ADMINISTRATIVE BUSINESS:**

Mark Loughry reminded everyone the courthouse will be closed December 24 and December 25. The board will meet on Monday, December 30 due to the New Year's holiday. Treasurer's office will be closed December 31 for end of year.

***A motion was made by Commissioner Culbertson and seconded by Commissioner Schimke to approve the consent agenda for Wednesday, December 23, 2019.***

***Motion passed, 5-0.***

Commissioner Smith addressed an open seat on board of directors for MARC.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Schimke to appoint Jeff Culbertson to represent Leavenworth County on the MARC Board of directors.***

***Motion passed, 5-0.***

Commissioner Kaaz agreed to assume Commissioner Culbertson's position on workforce.

***A motion was made by Commissioner Culbertson and seconded by Commissioner Kaaz to open public hearing for the consideration of budget amendments.***

***Motion passed, 5-0.***

Janet Klasinski presented budget amendments for 2019 to certain funds. No changes are being submitted for levied funds. Using fee funds saves taxpayers money. Some of the sales tax projects spent more than expected for the current year. All levied funds came in under budget.

There were no public comments.

***A motion was made by Commissioner Kaaz and second by Commissioner Stieben to close the public hearing.***

***Motion passed 5-0.***

***A motion was made by Commissioner Kaaz and seconded by Commissioner Culbertson to approve the 2019 budget amendments as present by the County Clerk.***

***Motion passed 5-0.***

Commissioner Stieben attended Tonganoxie City Council meeting and a town hall meeting.

Commissioner Schimke visited with Tim Vandall, Lansing City Administrator to discuss coordination of the Desoto Road and Eisenhower Road projects to avoid unnecessary inconvenience to taxpayers.

Commissioner Smith attended the Basehor City Council meeting, the Road and Bridge Christmas party and the retirement for a 30+ year employee. He has received good comments regarding the recent snow event.

Commissioner Kaaz attended Lansing City Council meeting.

Commissioner Culbertson met with staff to select an engineer for the Millwood Rd Bridge work. Their suggestion will come before the board for a decision.

Mr. Loughry addressed a January meeting to discuss bridge inspection services. Some changes to the process will help identify more heavily used routes and bridges whose closure would require an extensive detour.

***A motion was made by Commissioner Stieben and seconded by Commissioner Kaaz to adjourn.***

The Board adjourned at 9:27 a.m.