

*****July 7, 2021 *****

The Board of County Commissioners met in a regular session on Wednesday, July 7, 2021. Commissioner Mike Smith, Commissioner Kaaz, Commissioner Culbertson, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Krystal Voth, Planning and Zoning Director; Aaron Yoakum, Buildings and Grounds Director; Chuck Magaha, Emergency Management Director; Bill Noll, Infrastructure and Construction Services; John Richmeier, Leavenworth Times

Residents: AW Himpel, John Matthews, Dennis Taylor, Duskin Hull, Dee Hull, Mickey Hull, Rebecca Swearingen

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Commissioner Kaaz requested to remove the check registry from the consent agenda.

***A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, July 7, 2021 with the check registry removed.
Motion passed, 4-0. Commissioner Kaaz abstained.***

***A motion was made by Commissioner Culbertson and seconded by Commissioner Doug Smith to accept the check registry section of the consent agenda.
Motion passed, 4-0, Commissioner Kaaz abstained.***

Board Order 2021-2 was presented for approval authorizing the initiation of the tax lien foreclosures.

***A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to approve Board Order 2021-2 directing tax counsel Roger Marrs to initiate tax lien foreclosure action upon property subject to foreclosure due to unpaid delinquent property tax.
Motion passed, 5-0.***

Chuck Magaha requested approval of Resolution 2021-26, approving the Regional Homeland Security Hazard Mitigation Plan for Leavenworth.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Culbertson to adopt the Kansas Homeland Security Region Hazard Mitigation Plan for Leavenworth County and sign Resolution 2021-26.
Motion passed, 5-0.***

Aaron Yoakum requested approval a contract with Kaw Valley Engineering for an Alta survey of Cushing Hospital.

***A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to approve and sign the Kaw Valley Engineering INC. for the Alta survey for Cushing Hospital.
Motion passed, 5-0.***

Krystal Voth presented Resolution 2021-25, expanding the Planning Commission from nine members to ten members.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to approve Resolution 2021-25, amending the number of Planning Commissioners from nine to ten with the change in the language of the chairperson will serve a two - year term.

Motion passed, 5-0.

Ms. Voth requested the Board to appoint members to vacant Planning Commission positions.

A motion was made by Commissioner Kaaz and seconded by Commissioner Stieben to appoint Rocky Himpel, Wolf Schmidt, Amy Baker and Allan Stork to the Planning Commission.

Motion passed, 5-0.

Ms. Voth indicated she will re-advertise for the 1st district position as well as Commissioner Culbertson will make some calls.

Ms. Voth requested direction from the Board for non-compliance of a special use permit for Tri-Hull Crane.

Duskin Hull commented.

It was the consensus of the Board to have the applicant plant an additional 6 trees.

Commissioner Culbertson spoke with internet providers about rural internet.

Commissioner Kaaz attended the Leavenworth City work session yesterday.

Commissioner Mike Smith reported the city of Lansing's fireworks show was well done. He also visited the south end of the County with Sheriff Dedeker and met with Fire District #1 fire chief.

Commissioner Doug Smith participated in the Basehor 4th of July parade.

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

Motion passed, 5-0.

The Board adjourned at 9:45 a.m.

*****July 7, 2021*****

The Board of County Commissioners met in a budget hearing work session on Wednesday, July 7, 2021. Commissioner Mike Smith, Commissioner Kaaz, Commissioner Culbertson, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; Janet Klasinski, County Clerk; John Richmeier, Leavenworth Times

The Board discussed the budget for the Extension Office.

The Board discussed the budget for the Alliance Against Family Violence.

The Board discussed the budget for Riverside Resources.

The Board discussed the budget for CASA.

The Board discussed the budget for St. Vincent Clinic.

The Board discussed the budget for The Guidance Center.

The Board recessed at 12:02 p.m. and will reconvene at 1:30 p.m.

The Board discussed the budget for LCDC.

The Board ended hearings at 3:15 p.m.

*****July 14, 2021 *****

The Board of County Commissioners met in a regular session on Wednesday, July 14, 2021. Commissioner Mike Smith, Commissioner Kaaz, Commissioner Culbertson, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Krystal Voth, Planning and Zoning Director; Andy Dedeke, Leavenworth County Sheriff; Jamie Miller, EMS/Health Department Director; Janet Klasinski, County Clerk; John Richmeier, Leavenworth Times

Residents: AW Himpel, John Matthews, Dennis Taylor, Joe Herring, Wilma Plake

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Commissioner Culbertson reported he found an applicant in his district for the Planning Commission.

A motion was made by Commissioner Culbertson and seconded by Commissioner Kaaz to accept the consent agenda for Wednesday, July 14, 2021.

Motion passed, 5-0.

Janet Klasinski requested a motion to exceed the revenue neutral rate due to Senate Bill 13 by July 20th.

A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to authorize the chairman to sign the Indication of Exceeding the Revenue Neutral Rate for Leavenworth County Funds pursuant to K.S.A. 79-1460, 79-1801, 79-2024 and 79-2925c.

Motion passed, 4-1 Commissioner Stieben voting nay.

A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to authorize the chairman to sign the Indication of Exceeding the Revenue Neutral Rate for Leavenworth County Other Special District Funds pursuant to K.S.A. 79-1460, 79-1801, 79-2024 and 79-2925c.

Motion passed, 4-1 Commissioner Stieben voting nay.

Mark Loughry requested authorization to enter into an agreement with AETNA for County health insurance.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to authorize staff to enter into an agreement with AETNA for county health insurance coverage for employees.

Motion passed, 5-0.

Jamie Miller requested authorization to purchase an electronic locking door for the Health Department through grant funding.

A motion was made by Commissioner Culbertson and seconded by Commissioner Kaaz to approve the purchase and installation of an electronic door locking system for the Health Department in the amount of \$33,824.00 through grant funding.

Motion passed, 5-0.

Andy Dedeke requested approval of funding for 800 MHz pagers for EMS and Fire Districts.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Kaaz to approve the funding for 800 MHz pagers for municipal township fire departments and Leavenworth County EMS in an amount not to exceed \$150,000.00.

Motion passed, 5-0.

Krystal Voth presented Resolution 2021-24, a rezoning request from RR-5 to RR-2.5 that was continued from June 30th for a off plat restriction to be put in place allowing only three lots.

A motion was made by Commissioner Kaaz and seconded by Commissioner Culbertson to approve Resolution 2021-24 a rezoning from RR-5 to RR-2.5.

Motion passed, 4-1 Commissioner Stieben voting nay.

Commissioner Kaaz recognized Kaitlynn Hardison, an employee of Community Corrections. She indicated Ms. Hardison has adopted Dougherty Park as a way for clients on probation to work for community service. Commissioner Kaaz attended the Port Authority spec building meeting and the LCDC meeting. She will attend the JCAB and Adult Community Corrections meetings tomorrow.

Commissioner Doug Smith will attend the Basehor City Council meeting this evening and the JCAB meeting tomorrow.

Commissioner Stieben attend the Farmer's Market in Tonganoxie and announced Dollar General will be coming to the city of Linwood.

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

Motion passed, 5-0.

The Board adjourned at 9:50 a.m.

*****July 14, 2021 *****

The Board of County Commissioners met in a work session on Wednesday, July 14, 2021. Commissioner Mike Smith, Commissioner Doug Smith, Commissioner Culbertson, Commissioner Kaaz and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; Krystal Voth, Planning and Zoning Director; John Richmeier, Leavenworth Times

A work session was held to discuss camping versus living in a recreational vehicle and wind/solar regulations.

Direction was given to staff to bring back policy as discussed.

The Board ended the work session at 12:00 p.m.

Final Approved

*****July 14, 2021 *****

The Board of County Commissioners met in a work session on Wednesday, July 14, 2021. Commissioner Mike Smith, Commissioner Doug Smith, Commissioner Culbertson, Commissioner Kaaz and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; Janet Klasinski, County Clerk; John Richmeier, Leavenworth Times

A work session was held to discuss the 2022 Leavenworth County budget.

The Board ended the work session at 1:15 p.m.

Final Approved

*****July 21, 2021 *****

The Board of County Commissioners met in a regular session on Wednesday, July 21, 2021. Commissioner Mike Smith, Commissioner Kaaz, Commissioner Culbertson, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Krystal Voth, Planning and Zoning Director; Jamie VanHouten, Community Corrections Director; Aaron Yoakum, Buildings and Grounds; John Richmeier, Leavenworth Times

Residents: AW Himpel, Dennis Taylor, Joe Herring

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Mark Loughry reported from the Port Authority meeting this week. He also reported the County dental insurance has increased by \$5,000 per year and indicated the County will cover the cost instead of passing it on to the employees.

Commissioner Culbertson met with the Kickapoo Township Board and fire department to request they set up a depreciation fund for the pagers the County is funding.

A motion was made by Commissioner Kaaz and seconded by Commissioner Culbertson to accept the consent agenda for Wednesday, July 21, 2021.

Motion passed, 5-0.

Jamie VanHouten announced this week is the 22nd annual celebration of pre-trial probation and parole supervision week and mentioned the events that will be going on.

Ms. VanHouten requested approval of budget adjustments to line items, the carryover reimbursement budget and revised budget for fiscal year 2021 and 2022 for Community Corrections.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Kaaz to approve the budget line item adjustments to budget carryover reimbursement for fiscal year 2022 for Community Corrections.

Motion passed, 5-0.

A motion was made by Commissioner Stieben and seconded by Commissioner Doug Smith to approve the revised budget for fiscal year 2022

Motion passed, 5-0.

A motion was made by Commissioner Culbertson and seconded by Commissioner Kaaz to approve the budget line item adjustments for fiscal year 2021.

Motion passed, 5-0.

Aaron Yoakum requested approval of B&R Insulation to remove asbestos from the first and second floor of the Cushing building.

A motion was made by Commissioner Culbertson and seconded by Commissioner Kaaz to approve B&R Insulation, INC. to abate remaining asbestos on the first and second floor of the Cushing building in the amount of \$14,735.00.

Motion passed, 5-0.

Krystal Voth presented Case Number DEV-21-105, a temporary special use permit for a laydown yard for the SH-30 bridge project.

A motion was made by Commissioner Stieben and seconded by Commissioner Doug Smith to approve Case Number DEV-21-105, a temporary special use permit for a laydown yard for the SH-30 bridge project.

Motion passed, 5-0.

Ms. Voth requested approval of Resolution 2021-27, the updated Leavenworth County Sanitary Code.

Commissioner Mike Smith opened the public hearing.

No one spoke in favor or opposition.

Commissioner Mike Smith closed the public hearing.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to adopt Resolution 2021-27 of the Leavenworth County Sanitary Code.

Motion passed, 4-1 Commissioner Kaaz voting nay.

A brief discussion took place regarding ad valorem taxes.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben that the Board recess for a closed executive meeting for discussion involving the legal interests of the County as justified by K.S.A. 75-4319(B)(2) for consultation with legal counsel for the Board which would be deemed privileged in the attorney-client relationship and that the Board resume open session at 10:15 a.m. in the meeting room of the Board. Present in the executive meeting will be Commissioners Jeff Culbertson, Vicky Kaaz, Mike Smith, Doug Smith and Mike Stieben, Senior County Counselor David Van Parys and County Administrator Mark Loughry.

Motion passed, 5-0.

The Board returned to regular session at 10:15 a.m. No decisions were made, subject was limited to legal interests of the County.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to authorize the Senior County Counselor to proceed as discussed.

Motion passed, 5-0.

Commissioner Doug Smith attended the JCAB meeting, the Basehor City Council meeting and the Port Authority meeting. He will attend the open house for the Basehor transportation comprehensive plan.

Commissioner Stieben has met with the city of Linwood on their sales tax.

Commissioner Culbertson met with Representatives Pat Proctor and Lance Neelly.

Commissioner Kaaz attended the Leavenworth City Council meeting.

Commissioner Mike Smith attended the Fire District #1 meeting last night and met with Mayor McNeill from the city of Lansing.

It was the consensus of the Board to direct Mr. Loughry to proceed on the job description for a county economic developer.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Doug Smith to adjourn.
Motion passed, 5-0.***

The Board adjourned at 10:22 a.m.

Final Approved

*****July 28, 2021 *****

The Board of County Commissioners met in a regular session on Wednesday, July 28, 2021. Commissioner Mike Smith, Commissioner Kaaz, Commissioner Culbertson, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Krystal Voth, Planning and Zoning Director; Bill Noll, Infrastructure and Construction Services; Kris Roberts, Tonganoxie Historical Society; Lisa Weakley, Leavenworth Historical Society; Mary Leonard, Basehor Historical Museum; John Richmeier, Leavenworth Times

Residents: AW Himpel, Joe Herring, John Matthews, Dennis Taylor

PUBLIC COMMENT:

Joe Herring commented on an agenda item.

ADMINISTRATIVE BUSINESS:

Mark Loughry presented a draft letter addressed to local legislators asking for the reinstatement of LAVTR and demand transfers.

A motion was made by Commissioner Kaaz and seconded by Commissioner Culbertson to approve the LAVTR letter to be sent to local elected officials.

Motion passed, 5-0.

David Van Parys reported a resolution has been reached with regards to the retainage issue with dust abatement programs 2, 4,5 and 7 with McAnany and requested the Board to sign a settlement agreement.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to authorize the chairman to sign a settlement agreement for McAnany Construction.

Motion passed, 4-1 Commissioner Stieben voting nay.

Commissioner Stieben reported on a survey he conducted with his constituents regarding mask mandate.

Commissioner Kaaz requested the check registry be removed from the consent agenda.

Commissioner Doug Smith requested the Planning Commission appointment be removed from the consent agenda.

A motion was made by Commissioner Culbertson and seconded by Commissioner Doug Smith to accept the consent agenda for Wednesday, July 28, 2021 minus the Planning Commission and check registry.

Motion passed, 5-0.

A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to accept the check registry.

Motion passed, 4-0, Commissioner Kaaz abstained.

A motion was made by Commissioner Culbertson and seconded by Commissioner Stieben to accept the consent agenda line item Planning Commission appointment.

Motion failed, 3-2 Commissioners Mike Smith, Doug Smith and Kaaz voting nay.

Bill Noll requested disposal of equipment to sell on PurpleWave.

***A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to authorize Public Works to dispose of the surplus equipment through PurpleWave auctions.
Motion passed, 5-0.***

Krystal Voth presented Resolution 2021-28, a rezone from RR-2.5 to RR-1 located on Evans Road.

***A motion was made by Commissioner Culbertson and seconded by Commissioner Doug Smith to approve Resolution 2021-28 a request to rezone from 2.5 to 1 acre located at 16985 Evans Road.
Motion passed, 4-1 Commissioner Kaaz voting nay.***

***A motion was made by Commissioner Culbertson and seconded by Commissioner Doug Smith to direct planning staff to initiate what they need to do to change the zoning for the existing Lee Chile subdivision to be rezoned from 2.5 to 1 acre.
Motion passed, 4-1 Commissioner Kaaz voting nay.***

Mr. Loughry presented funding requests from local historical societies and museums.

***A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to divide \$50,000.00 equally amongst the museums and historical societies that made the request.
Motion passed, 5-0.***

Commissioner Doug Smith attended the Fairmount Township meeting last week and the Basehor Transportation projects open house.

Commissioner Culbertson met with Alexandria and Kickapoo Township Boards and fire districts regarding pagers.

Commissioner Kaaz participated in the Workforce Partnership meeting yesterday and met with the Mayor and staff from Basehor.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to adjourn.
Motion passed, 5-0.***

The Board adjourned at 9:28 a.m.

*****July 28, 2021 *****

The Board of County Commissioners met in a work session on Wednesday, July 28, 2021. Commissioner Mike Smith, Commissioner Doug Smith, Commissioner Culbertson, Commissioner Kaaz and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; Aaron Yoakum, Buildings and Grounds Director; Connie Harmon, Council on Aging Director; John Richmeier, Leavenworth Times

A work session was held to update the Board on the remodeling of the Cushing Building.

The Board ended the work session at 11:49 a.m.

Final Approved