

\*\*\*\*\*January 5, 2022\*\*\*\*\*

The Board of County Commissioners met in a regular session on Wednesday, January 5, 2022. Commissioner Mike Smith, Commissioner Culbertson, Commissioner Doug Smith and Commissioner Stieben are present; Commissioner Kaaz is present by phone; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Ed Hingula, Leavenworth City Commissioner-Elect; John Richmeier, Leavenworth Times

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

**PUBLIC COMMENT:**

There were no public comments.

**ADMINISTRATIVE BUSINESS:**

Mark Loughry presented an outline for the challenge coin that will be presented to the local school districts.

It was the consensus of the Board to use the Courthouse and the state motto on the opposite side of the challenge coin.

Commissioner Stieben inquired if the Board intended to match funds with cities on ARPA funds for road improvement projects.

Mr. Loughry indicated the second half of the funds have not been received but felt it was the intention of the Board to wait to see what the final direction from the federal government was on how the funds can be utilized and what county projects are available.

Commissioner Culbertson reported he will be voting at a KAC meeting this afternoon to allow the Kansas Human Resources Association to be admitted to the Kansas Association of Counties as an affiliate member instead of an associate member making them a voting member of KAC indicating he will be voting yes and asking the Board if they were agreeable to that vote.

It was the consensus that Commissioner Culbertson votes yes at the KAC meeting.

Commissioner Culbertson stated the city of Easton passed a no jake-braking ordinance within the city limits and asked for a consensus from the Board to have Public Works put the signs up.

It was the consensus of the Board to allow Public Works to put the signs up.

Commissioner Culbertson reported he has been working on exposed high-pressure gas lines asking if the Board could direct the County Counselor to draft a resolution that states exposed high-pressure gas lines are against County regulations.

David Van Parys stated the Board could enact a resolution based on the public safety principle.

Commissioner Stieben inquired about businesses operating without a special use permit and penalties after they come into compliance.

Mr. Van Parys indicated once an application is submitted on such businesses an additional fee could be attached.

Commissioner Doug Smith recognized that Community Corrections received a juvenile crime prevention grant. He inquired if there has been a boat count from the storage businesses on how many out of county boats are stored within Leavenworth County.

Mr. Loughrystated he would ask the County Appraiser but indicated the business owners where not obligated to report that information.

***A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, January 5, 2022 as presented.***

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

David Van Parys presented Resolution 2022-1, approving the execution and delivery of an agreement to release and assign the city's opioid claims to the Kansas Attorney General certifying costs attributable to substance abuse and addition mitigation in excess of \$500.00.

***A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to approve Resolution 2022-1, opioid proceeds.***

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

Commissioner Mike Smith announced Harbor Freight is scheduled to open January 11. He will attend the swearing in of the new council members for the city of Lansing.

Commissioner Doug Smith recognized the County Shop for an excellent job of the snow removal.

Commissioner Stieben attended the Tonganoxie City Council meeting.

Commissioner Culbertson attended the Easton City Council meeting and attended the Leavenworth City Commission work session. He is working with Council on Aging for a spring benefit concert.

Commissioner Kaaz reported a joint board meeting will be held next week for Fire District #1.

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

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

The Board adjourned at 9:36 a.m.

\*\*\*\*\*January 12, 2022\*\*\*\*\*

The Board of County Commissioners met in a regular session on Wednesday, January 12, 2022. Commissioner Mike Smith, Commissioner Culbertson, Commissioner Kaaz, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Janet Klasinski, County Clerk; Connie Harmon, Council on Aging Director; Krystal Voth, Planning and Zoning Director; Larry Malbrough, Information Systems Director; Janice Van Parys, County Treasurer; Dave Arteberry with Stifel, Nicolaus and Co.; John Richmeier, Leavenworth Times

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

**PUBLIC COMMENT:**

There were no public comments.

**ADMINISTRATIVE BUSINESS:**

*A motion was made by Commissioner Culbertson and seconded by Commissioner Doug Smith to accept the consent agenda for Wednesday, January 12, 2022 as presented.*

*Motion passed, 5-0.*

*A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to adjourn sine die.*

*Motion passed, 5-0.*

*A motion was made by Commissioner Stieben and seconded by Commissioner Culbertson to appoint Mike Smith as temporary chair.*

*Motion passed, 5-0.*

*A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to return to regular session.*

*Motion passed, 5-0.*

*A motion was made by Commissioner Stieben and seconded by Commissioner Culbertson to appoint Mike Smith as chairperson.*

*Motion passed, 5-0.*

*A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to keep Wednesday as the regular meeting day.*

*Motion passed, 5-0.*

*A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to designate the Leavenworth Times as the official newspaper for the County.*

*Motion passed, 5-0.*

Janet Klasinski reported she would like to extend the agreement with Commerce Bank as the depository for the County.

*A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to keep Commerce Bank as the official depository for Leavenworth County.*

*Motion passed, 5-0.*

*A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to approve Resolution 2022-2, setting the Elected Officials salaries as approved in the 2022 budget.*

Commissioner Culbertson mentioned compensation for the County Clerk for her duties as the Human Resources Director.

It was the consensus of the Board to have the County Administrator get a stipend amount and present it to the Board.

*Motion passed, 5-0.*

Dave Arteberry presented Resolution 2022-3, the issuance of general obligation sales tax bonds.

*A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to approve Resolution 2022-3, the issuance of general obligation sales tax bonds.*

*Motion passed, 5-0.*

Larry Malbrough requested approval of an agreement with iBoss for web filtering solutions for Leavenworth County.

*A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to authorize the chairman to sign a three- year renewal contract with iBoss for the County's web filtering solutions in the amount of \$13,655.56.*

*Motion passed, 5-0.*

Todd Thompson requested funding from the ARPA funds for additional personnel.

*A motion was made by Commissioner Stieben and seconded by Commissioner Culbertson to approve the request from the County Attorney's Office for \$250,000.00 for one year on the condition that he meets with Mr. Loughry to review budget processes and potential other areas to find the money.*

*Motion passed, 5-0.*

Connie Harmon presented the quarterly report for Council on Aging.

Krystal Voth presented the quarterly report for Planning and Zoning.

No executive session was held.

Commissioner Mike Smith attended the Lansing City Council meeting and the Fire District #1 meeting.

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

Commissioner Stieben reported that individuals from the Trinity Lutheran Church will be participating in further tornado clean up in the area of 166<sup>th</sup> and Stilwell.

Commissioner Culbertson met with Senator Jeff Pittman and attended the Leavenworth City Commission meeting.

Commissioner Mike Smith met with Commissioner Jermaine Wilson and Bill Noll to discuss the 152 bridge.

Commissioner Kaaz also attended the Fire District #1 meeting, the Mental Health Task Force meeting and a fundraiser for the Leavenworth School Foundation.

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

The Board adjourned at 10:10 a.m.

Final Approved

\*\*\*\*\*January 19, 2022\*\*\*\*\*

The Board of County Commissioners met in a regular session on Wednesday, January 19, 2022. Commissioner Mike Smith, Commissioner Culbertson, Commissioner Kaaz, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Tammy Saldivar, Solid Waste Director; Bill Noll, Infrastructure and Construction Services; Andy Dedeke, Leavenworth County Sheriff; Aaron Yoakum, Buildings and Grounds Director; John Richmeier, Leavenworth Times

Residents: AW Himpel, John Matthews, Dennis Taylor

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Mark Loughry inquired about the process and appointment of a non-lawyer member to the Kansas Judicial Nominating Commission.

It was the consensus of the Board to advertise for the position.

Mr. Loughry mentioned the appointment of a member to the Kansas City Area Transportation Authority will be coming open.

***A motion was made by Commissioner Mike Smith and seconded by Commissioner Doug Smith to appoint Commissioner Vicky Kaaz to the KCATA committee.***

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

Mr. Loughry reported on the new ARPA funding guidelines.

Mr. Loughry indicated the executive session to discuss security will not be needed.

***A motion was made by Commissioner Culbertson and seconded by Commissioner Kaaz to accept the consent agenda for Wednesday, January 19, 2022 as presented.***

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

Mr. Loughry presented an agreement for services with the Guidance Center.

***A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to approve the agreement for services with the Guidance Center and Leavenworth County.***

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

Bill Noll requested to award bid to Linaweaver Construction for the 158<sup>th</sup> Street road improvement project.

***A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to accept the low bid from Linaweaver Construction for the 158<sup>th</sup> Street improvement project for \$3,125,000.00.***

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

Tammy Saldivar presented the quarterly report for the Solid Waste Department.

Bill Noll presented the quarterly report for Public Works to include the GIS Department and Noxious Weeds.

Mr. Loughry briefed the Board regarding security options at the Courthouse indicating he will bring a formal proposal forward next week for consideration.

***A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to 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 to protect the privacy interests of the persons involved and that this Board resume open session at 10:25 a.m. Present in the executive session will be Commissioners Jeff Culbertson, Vicky Kaaz, Doug Smith, Mike Smith, Mike Stieben and others as invited by the Board.***

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

The Board returned to regular session at 10:25 a.m. No action was taken and no decisions were made. The subject was limited to non-elected personnel.

Commissioners Doug Smith, Mike Smith and Culbertson attended a Kiwanis Club meeting where Senator Jerry Moran spoke.

Commissioner Doug Smith attended the Basehor City Council meeting last week.

Commissioner Stieben attended the recruitment and retention committee meeting with Tim Smith, Fire Chief for Tonganoxie Township.

Commissioner Culbertson will be meeting with a KDOT representative to flag locations for the no jake-braking signs.

Commissioner Kaaz attended the Martin Luther King Jr. celebration, the LCPA meeting, the Leavenworth City Commission meeting and the Fire District #1 Board of Trustees meeting.

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

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

The Board adjourned at 10:30 a.m.

\*\*\*\*\*January 26, 2022\*\*\*\*\*

The Board of County Commissioners met in a regular session on Wednesday, January 26, 2022. Commissioner Mike Smith, Commissioner Culbertson, Commissioner Kaaz, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Bill Noll, Infrastructure and Construction Services; Aaron Yoakum, Buildings and Grounds Director; TerriLois Mashburn, Register of Deeds; Jamie VanHouten, Community Corrections Director; Larry Malbrough, Information Systems Director; John Richmeier, Leavenworth Times

Residents: AW Himpel, John and Karen Fernandez, Tim Porterfield, Joe Herring, Ron Grey

**PUBLIC COMMENT:**

Karen Fernandez, Tim Porterfield and Joe Herring commented on agenda items.

**ADMINISTRATIVE BUSINESS:**

Mark Loughry reminded the Board that today is Government Day.

Mr. Loughry requested the Board to authorize the chairman to sign an agreement with Garda for security at the Courthouse indicating the company has made the changes requested by the County Counselor.

***A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to authorize the chairman to sign an agreement approved by the County Administrator and County Counselor for Courthouse security not to exceed \$110,000.00.***

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

Commissioner Doug Smith suggested a letter of appreciation to Nancy Bauder for her service on the KCATA Board.

***A motion was made by Commissioner Culbertson and seconded by Commissioner Doug Smith to accept the consent agenda for Wednesday, January 26, 2022 with the removal of the Grey's Corner case.***

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

***A motion was made by Commissioner Culbertson and seconded by Commissioner Doug Smith to approve Grey's Corner Case Number DEV-21-188 & 189***

***Motion failed, 3-1, Commissioner Doug Smith did not vote.***

Mr. Loughry requested an appointment to the NEK-CAP Board indicating Commissioner Kaaz was interested in serving.

***A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to appoint Commissioner Vicky Kaaz to the NEK-CAP Board of Directors.***

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

TerriLois Mashburn requested a transfer of funds in the amount of \$38,526.65 to the Register of Deeds Tech Fund.

***A motion was made by Commissioner Stieben and seconded by Commissioner Doug Smith to transfer \$38,526.65 to the Register of Deeds tech fund Board Order 1-001-4-04-9.***

*Motion passed, 5-0.*

Bill Noll requested the Board to accept the selection committee recommendation and award design and construction engineering to MHS on the small bridge and culvert project.

*A motion was made by Commissioner Culbertson and seconded by Commissioner Doug Smith to accept the selection committee recommendation to award design and construction engineering of the small bridge and culvert project to MHS.*

*Motion passed, 5-0.*

Mr. Noll requested to extend the Olsson master agreement for professional services through January 2023.

*A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to approve additional funding and the hourly rates for the Olsson agreement for professional services.*

*Motion passed, 5-0.*

Mr. Noll requested approval of the Annual Noxious Weeds Eradication Progress Report.

*A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to approve and sign the Annual Noxious Weeds Eradication Progress Report for 2022.*

*Motion passed, 5-0.*

Mr. Noll request to sell a 2016 Bandit XP 250 as surplus equipment on PurpleWave

*A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to approve placing a 2016 Bandit XP 250 chipper on the surplus equipment list for selling on the PurpleWave auction site.*

*Motion passed, 5-0.*

Larry Malbrough presented the quarterly report for Information Systems.

Aaron Yoakum presented the quarterly report for Buildings and Grounds.

Jamie VanHouten presented the quarterly report for adult and juvenile Community Corrections.

Commissioner Stieben attended March for Life in Topeka and attended the Leavenworth County Fire Association meeting.

Commissioner Kaaz attended the Leavenworth City Commission meeting and the Workforce Partnership Board Meeting.

Commissioners Kaaz and Mike Smith will be attending the Leavenworth/Lansing Chamber Annual Banquet this Friday. Commissioner Mike Smith reported the city of Lansing will be placing a city pool on the ballot for the next election.

Commissioner Doug Smith participated in the MARC meeting and will attend the Basehor City Council meeting and Fairmount Township meeting.

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

The Board adjourned at 10:35 a.m.

Final Approved

\*\*\*\*\*January 26, 2022\*\*\*\*\*

The Board of County Commissioners met in a work session on Wednesday, January 26, 2022. 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;

Residents: Nancy Carpenter, John Matthews, Dennis Taylor, AW Himpel

A work session was held to discuss special use permits.

The Board ended the work session at 11:17 a.m.

Final Approved