

*****February 1, 2023 *****

The Board of County Commissioners met in a regular session on Wednesday, February 1, 2023. Commissioner Kaaz, Commissioner Doug Smith, Commissioner Mike Smith, Commissioner Culbertson and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Amy Allison, Planning and Zoning Deputy Director; Tammy Saldivar, Solid Waste Director; Aaron Yoakam, Building and Grounds Director; Mike Spickelmier, Solid Waste Committee; John Richmeier, Leavenworth Times

Residents: John Matthews, Eric McMillin, Joe Herring, Wes Baker

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Mark Loughry reminded the Board about an open house for the Crisis Stabilization Unit for the Guidance Center today at 1:00 p.m.

A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, February 1, 2023 as presented.

Motion passed, 5-0.

A request was presented to approve the Solid Waste Committee members for 2023.

Mr. Loughry pointed out that the Solid Waste Committee does not have the authority to remove or appoint members of the committee.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Stieben to approve the minutes and appointment of officers and remove the person who has not attended in 10 years and them open it up to find somebody to fill that.

Motion passed, 5-0.

Mike Spickelmier requested approval of a tarp rate increase for the Transfer Station.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to approve the increase of the tarp fee as presented.

Motion passed, 5-0.

Mr. Loughry presented a policy on monument or historical marker placements on County property.

A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to approve the sign and monument marker and commemoration placement policy.

Motion passed, 5-0.

Amy Allison presented Case Number DEV-22-162, an exception on a tract split for Murr Farms.

A motion was made by Commissioner Stieben and seconded by Commissioner Culbertson to grant an exception on a tract split with a proposed angle to the line for Case Number DEV-22-162, Murr tract split located at 25479 Dempsey Road.

Motion passed, 5-0.

Ms. Allison presented Resolution 2023-4, a request for special use permit for Whiskey Ridge Event Center.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Stieben to table until next week.

Motion passed, 4-0 Commissioner Culbertson abstained.

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

Aaron Yoakam presented the quarterly report for Building and Grounds.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith that the Board recess for a closed executive meeting for the discussion of litigation 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 Board resume open meeting at 10:05 a.m. in the meeting room of the Board. Present in the executive meeting will be Commissioners Culbertson, Kaaz, Mike Smith, Doug Smith and Commissioner Stieben, Senior County Counselor David Van Parys and County Administrator, Mark Loughry.

Motion passed, 5-0.

The Board returned to regular session at 10:05 a.m. No action was taken and no decisions were made. The subject was limited to the legal interests of the County.

Commissioner Doug Smith attended the Basehor City Council meeting, the Fairmount Township meeting and the JCAB meeting with Commissioner Kaaz.

Commissioner Stieben met with Jeremy Greenameyer with LCDC and attended KAC Government Day in Topeka. He will attend County Day in Topeka on February 9.

Commissioner Culbertson met with Colonel Misenheimer regarding PILOT checks, attended the MARC 911 meeting and spoke with Senator Tyson about LAVTR funds.

Commissioner Mike Smith will speak with the Leavenworth/Lansing Leadership group on Friday.

Commissioner Kaaz attended a KCATA meeting, a ribbon-cutting ceremony for Willcott Brewing Company and the Women's Division of Commerce 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 10:13 a.m.

*****February 8, 2023 *****

The Board of County Commissioners met in a regular session on Wednesday, February 8, 2023. Commissioner Kaaz, Commissioner Doug Smith, Commissioner Mike Smith, Commissioner Culbertson and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Connie Harmon, Council on Aging Director; Jamie Miller, Health Dept./EMS Director; Amy Allison, Planning and Zoning Deputy Director; Bill Noll, Infrastructure and Construction Services; Aaron Yoakam, Buildings and Grounds Director; John Richmeier, Leavenworth Times

Residents: Louis Klemp, John Matthews, Wes Baker, Eric McMillin, Cindy Lynch

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

David Van Parys announced a settlement agreement has been reached with Flatlands in regards to ongoing litigation.

Commissioner Stieben requested to move the meeting for February 22nd to February 21st or February 23rd.

A motion was made by Commissioner Stieben and seconded by Commissioner Culbertson to change the date of the meeting from the 22nd of February to the 23rd of February at 9:00 a.m.

Motion passed, 5-0.

Commissioner Kaaz reported she will be out of town for the meeting the week of February 20th.

A motion was made by Commissioner Stieben and seconded by Commissioner Doug Smith that Jeff Culbertson be the chair.

Motion passed, 5-0.

A motion was made by Commissioner Culbertson and seconded by Commissioner Stieben to accept the consent agenda for Wednesday, February 8, 2023 as presented.

Motion passed, 5-0.

Jamie Miller requested approval of the purchase of replacement furniture for the Health Department conference room.

A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith authorize the Health Department to purchase replacement conference room furniture not to exceed \$33,000.00.

Motion passed, 5-0.

Connie Harmon requested approval of a MOU with St. Mary's University Occupational Therapy Program and the Council on Aging.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Culbertson to authorize the chairperson to sign the affiliation agreement with the University of St. Mary's Occupational Therapy Program and the Council on Aging.

Motion passed, 5-0.

Bill Noll requested approval of the Annual Noxious Weed Eradication Progress Report for 2023.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to approve and authorize the chairperson to sign the Annual Noxious Weed Eradication Progress Report for 2023.

Motion passed, 5-0.

Aaron Yoakam requested to engage SMH consultants for design services for the Cushing Building parking lot.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to engage with SMH consultants for the design services for the Cushing Building parking lot in an amount of \$52,910.00.

Motion passed, 5-0.

Amy Allison presented Resolution 2023-4 a request for a special use permit for Whiskey Ridge Event Center indicating the applicant has requested a continuance for a State Fire Marshall's report.

A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to table this issue until the 29th of February pending the ruling of the State Fire Marshall.

Motion passed, 4-0 Commissioner Culbertson abstained.

Commissioner Stieben amended his motion to March 1 and Commissioner Mike Smith amended his second.

Louis Klemp commented on a non-agenda item.

Commissioner Stieben will attend government day in Topeka tomorrow.

Commissioner Culbertson attended a meet and greet on Friday at Ten and Two.

Commissioner Doug Smith attended the ribbon cutting ceremony for the Crisis Stabilization Center for the Guidance Center and will attend the ground breaking for the Basehor Civic Campus on Saturday.

Commissioner Kaaz attended the Leavenworth City Commission meeting.

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

Motion passed, 5-0.

The Board adjourned at 9:29 a.m.

*****February 15, 2023 *****

The Board of County Commissioners met in a regular session on Wednesday, February 15, 2023. Commissioner Kaaz, Commissioner Doug Smith, Commissioner Mike Smith, Commissioner Culbertson and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Connie Harmon, Council on Aging Director; Bill Noll, Infrastructure and Construction Services; Edd Hingula, Leavenworth City Commissioner; John Richmeier, Leavenworth Times

Residents: John Matthews, Wes Baker, Sean Britz, Joe Herring

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Bill Noll briefed the Board regarding a possible grant through KDOT that would realign the intersection of 175th and Dempsey Road with an approximate cost to the County of \$295,000.00 that was not budgeted.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Culbertson to approve the HSIP fund.

Motion passed, 5-0.

Commissioner Kaaz corrected information about her being the first woman chair. She indicated minutes reflect Dollie Scheller was appointed chair on January 10, 1983.

A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, February 15, 2023 as presented.

Motion passed, 5-0.

Connie Harmon requested approval of a dining center contract with Florence Riford Senior Center and the Council on Aging.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Culbertson to approve the dining center contract with Florence Riford Senior Center and the Council on Aging as presented.

Motion passed, 5-0.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson that this Board recess for a closed executive meeting for the discussion of litigation 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 Board resume open meeting at 9:50 a.m. in the meeting room of the Board. Present in the executive meeting will be Commissioners Culbertson, Kaaz, Mike Smith, Doug Smith and Commissioner Stieben, Senior County Counselor David Van Parys and County Administrator Mark Loughry.

Motion passed, 5-0.

The Board has returned to regular session at 9:50 a.m. No action was taken and no decisions were made. The subject was limited to the legal interests of the County.

Commissioner Mike Smith reminded everyone of the ribbon-cutting ceremony for Council on Aging and K-State Extension Office this afternoon.

Commissioner Doug Smith will attend the Basehor City Council meeting, the Little Stranger Church Soup Social on February 21st and the MARC meeting next Tuesday.

Commissioner Stieben will attend the Elephant Club meeting and a Property Tax Force meeting.

Commissioner Kaaz attended a KCATA meeting and met with Frank White III to tour the Richard Allen Cultural Center. She also attended the Leavenworth City Commission meeting and will attend the Workforce Partnership meeting next week via Zoom.

Commissioner Kaaz inquired if anyone would like to attend the NEK-CAP ribbon-cutting ceremony on Tuesday as she will not be available.

Commissioner Kaaz reminded everyone that next week's Commission meeting will be held on Thursday.

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

Motion passed, 5-0.

The Board adjourned at 9:58 a.m.

*****February 23, 2023 *****

The Board of County Commissioners met in a regular session on Thursday, February 23, 2023. Commissioner Doug Smith, Commissioner Mike Smith, Commissioner Culbertson and Commissioner Stieben are present; Commissioner Kaaz is present by phone; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Larry Malbrough, Information System Director; Amy Allison, Planning and Zoning Deputy Director; Edd Hingula, Leavenworth City Commissioner; John Richmeier, Leavenworth Times

Residents: Sean Britz, Joe Herring, Wes Baker

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Commissioner Doug Smith inquired if the 2022 bi-annual bridge inspections are complete.

Commissioner Culbertson indicated he spoke with Bill Noll who is still working on the report.

Commissioner Culbertson briefed the Board about testifying on Senate Bill 79.

Commissioner Stieben inquired how long the fire has been burning at the landfill in Easton.

Mark Loughry indicated the current fire was February 22, 2022.

Commissioner Stieben inquired about the settlement agreement with Flatlands indicating it does not reflect the County was not liable for any specific thing.

David Van Parys reported the agreement was to end litigation and neither party acknowledged responsibility.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Doug Smith to accept the consent agenda for Thursday, February 23, 2023 as presented.

Motion passed, 5-0.

Amy Allison presented Case Number DEV-22-167 & 168, a preliminary and final plat for Oak Ridge Estates 2nd edition.

A motion was made by Commissioner Stieben and seconded by Commissioner Doug Smith to approve Case Number DEV-22-167 & 168 a preliminary and final plat for Oak Ridge Estates 2nd Edition.

Motion passed, 5-0.

Larry Malbrough requested approval to award bid to ISG for the server virtualization project.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to award the server virtualization project to ISG in an amount not to exceed \$289,658.32.

Motion passed, 5-0.

The scheduled executive session was not held.

Commissioner Mike Smith attended the ribbon cutting ceremony for NEK-CAP. He will attend the K-7 and Parallel Road presentation this evening.

Commissioner Culbertson attended two sessions in Topeka on KDHE and Senate Bill 79. He also attended the Leavenworth City Commission meeting and the Property Tax Task Force meeting.

Commissioner Doug Smith attended the ribbon cutting for the Council on Aging and Extension Office along with other members of the Commission, the Little Stranger Church fundraiser, the Basehor City Council meeting. He will attend K-7 and Parallel Road presentation and Fairmount Township meeting.

Commissioner Stieben attended a committee meeting for the Panasonic Battery Plant along with Mr. Loughry and Tom Cole, the Centennial Bridge presentation and the Property Tax Task Force meeting.

Commissioner Kaaz participated in the Port Authority meeting.

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

The Board adjourned at 9:44 a.m.