

*****April 5, 2023 *****

The Board of County Commissioners met in a regular session on Wednesday, April 5, 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; Misty Brown, Deputy County Counselor; Amy Allison, Planning and Zoning Deputy Director; Bill Noll, Infrastructure and Construction Services; Janet Klasinski, County Clerk; John Richmeier, Leavenworth Times

Residents: Wes Baker, Chip Demoss, John Matthews, Cindy Lynch, Joe Herring, Kirk Sours, Eric Weslander

PUBLIC COMMENT:

Wes Baker commented on an agenda item.

ADMINISTRATIVE BUSINESS:

David Van Parys introduced Misty Brown as the Deputy County Counselor.

Mark Loughry recognized April as Kansas County Government Month and thanked County employees for their service.

Commissioner Doug Smith inquired about the definition of a serial meeting.

Mr. Van Parys indicated two commissioners can confer together but when a third commissioner is introduced it is considered a meeting. He indicated if someone from the public wishes to meet with a commissioner, that commissioner must make sure the individual has not met with other commissioners about the same subject making it a serial meeting.

Commissioner Doug Smith inquired if the Board should invite state representatives to give an update about what is going on in session.

Mr. Loughry gave a brief update on the bills being passed or considered in legislation in regards to property taxes.

A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, April 5, 2023 as presented.

Motion passed, 5-0.

Bill Noll requested authority to award a contract commitment of funds for a KDOT project for bridge ST-100.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to award the contract commit to funds for KDOT bridge project replacement grant for bridge ST-100 on Fairmount Road.

Motion passed, 5-0.

Chip Demoss spoke on behalf of the applicant of Whiskey Ridge Event Center.

Mr. Loughry provided a brief review of the background of the special use permit for Whiskey Ridge Event Center.

A motion was made by Commissioner Doug Smith to approve Resolution 2023-4 with a change in the resolution as a private firetruck with off duty firefighters and strike the township fire department as being fire watch.

Mr. Van Parys iterated the motion should be stated as the conditional approval of Resolution 2023-4 as subject to the conditions set forth therein.

Commissioner Doug Smith withdrew his motion.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to approve Resolution 2023-4 and strike the township fire department and use private fire truck and certified off duty fire fighters until said time the applicant can install sprinklers by the end of 2023.

Commissioner Doug Smith and Commissioner Mike Smith withdrew their motions.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to table Resolution 2023-4 for one week.

Motion passed, 4-0, Commissioner Culbertson abstained.

Resolution 2023-6 and an interlocal agreement was presented for the formation of Fire District #2.

Eric Weslander spoke on behalf of the formation of Fire District #2.

No action was taken on the resolution or interlocal agreement.

Mr. Loughry reached out to the cities regarding scheduling joint work sessions.

Commissioners Doug Smith and Kaaz attended Keith Rickard's retirement ceremony at the Guidance Center. They both will attend a JCAB meeting tomorrow.

Commissioner Stieben attended the Tonganoxie City Council meeting. He also attended a KDHE meeting for a local farmer.

Commissioner Culbertson attended the Easton City Council meeting and the Leavenworth City Commission meeting. He met with the County insurance attorney to schedule the engineer inspection for Flatlands.

Commissioner Mike Smith will attend a ribbon-cutting ceremony for the 4th and Eisenhower project with the city of Leavenworth on April 13th at 3:30 p.m.

Commissioner Kaaz attended a transportation meeting for the city of Leavenworth and will attend a KCATA meeting on Tuesday. She announced she has relocated her office to the Cushing Building.

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

The Board adjourned at 10:44 a.m.

*****April 12, 2023 *****

The Board of County Commissioners met in a regular session on Wednesday, April 12, 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; John Jacobson, Planning and Zoning Director; Amy Allison, Planning and Zoning Deputy Director; Connie Harmon, Council on Aging Director; Jamie VanHouten, Community Corrections Director; Bob Weber, County Appraiser; Tammy Saldivar, Solid Waste Director; Edd Hingula, Leavenworth County Commissioner; John Richmeier, Leavenworth Times

Residents: Eric McMillin, John Wagner, Cindy Lynch, Wes Baker, Chip DeMoss, Mike Spickelmier

Commissioner Mike Smith recognized Gene Young from Young Sign Company, Dave Trinkle, former Lansing City Council member and Jeff Fulch, retired street superintendent for the city of Lansing passings.

PUBLIC COMMENT:

Eric McMillin commented on an agenda item.

ADMINISTRATIVE BUSINESS:

A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, April 12, 2023 as presented.

Motion passed, 5-0.

Connie Harmon requested approval of a one-year contract with Accessible Solutions for cloud-based client software.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Doug Smith to approve a one- year contract with Accessible Solutions, Inc. for a cloud-based client software in the amount of \$7,925.00.

Motion passed, 5-0.

Jamie VanHouten requested approval of applications for the Juvenile Comprehensive Plan, the JCAB grant and non-matching juvenile crime prevention community grant.

Mark Loughry recognized the Community Corrections Department as number one in the State of Kansas for utilization of the screening tool the state implemented for intake of juveniles.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to approve the 2024 Juvenile Comprehensive Plan.

Motion passed, 5-0.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to approve the 2024 and 2025 JCAB grant.

Motion passed, 5-0.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to approve the 2024 non- matching juvenile crime prevention community grant.

Motion passed, 5-0.

Mr. Loughry inquired if the Board would like a work session with Atchison County to discuss Juvenile Community Corrections.

Bob Weber requested approval of Board Order 2023-3, a disaster tax relief abatement located at 23390 175th St.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to approve Board Order 2023-3, a disaster tax relief abatement located at 23390 175th St.

Motion passed, 5-0.

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

Chip DeMoss spoke on behalf of the applicant of Whiskey Ridge.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Doug Smith to adopt by reference the findings of the Planning Commission and approve Resolution 2023-4, conditionally granting the issuance of a special use permit to Orison, LLC for the operation of Whiskey Ridge Event Center subject to all conditions as stated in the resolution.

Motion fails, 2-2, Commissioner Culbertson abstained.

A motion was made by Commissioner Stieben to return this back to the Planning and Zoning Commission until the sprinklers have been constructed and waive the one-year requirement.

Motion dies for lack of a second.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to waive the one-year waiting period to reapply.

Motion passed, 4-0, Commissioner Culbertson abstained.

The Board considered the updated public comment policy.

Commissioner Kaaz indicated she would like to keep the public comment policy status quo.

A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to adopt the proposed policy.

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

Tammy Saldivar presented the quarterly report for the Transfer Station.

Mr. Weber presented the quarterly report for the County Appraiser's Office.

John Wagner commented on a non-agenda item.

Commissioner Doug Smith will attend the Basehor City Council meeting. Commissioner Kaaz and Commissioner Doug Smith attended the JCAB meeting in Atchison. He reported May 12th is Child Care Provider Appreciation Day.

Commissioner Stieben attended a meeting on the Panasonic battery plant. He will hold a meeting for the Property Tax Task Force and will also be volunteer at the Child Abuse Prevention fundraising breakfast at the Heritage Center tomorrow at 6:30 a.m.

Commissioner Culbertson spoke at the Chamber of Commerce about transportation and will speak on the same topic at the Lions Club. He also attended the Leavenworth City Commission meeting.

Commissioner Mike Smith will attend the ribbon-cutting ceremony for the 4th and Eisenhower project. He recognized recently hired employees.

Eric McMillin commented on a non-agenda item.

Commissioner Kaaz will volunteer at the Child Abuse Prevention fundraising breakfast at the Heritage Center tomorrow at 6:30 a.m. She participated in strategic planning for the Kansas City Area Transit Authority.

Mr. Loughry reported Senator Pittman will attend the April 19th Commission meeting and a joint work session with the city of Tonganoxie will take place May 1st at 5:30 p.m. in Tonganoxie.

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

Motion passed, 5-0.

The Board adjourned at 10:37 a.m.

*****April 19, 2023 *****

The Board of County Commissioners met in a regular session on Wednesday, April 19, 2023. Commissioner Kaaz, Commissioner Doug Smith, Commissioner Mike Smith, Commissioner Culbertson are present; Commissioner Stieben is absent; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Bill Noll, Infrastructure and Construction Services; Aaron Yoakam, Buildings and Grounds Director; Larry Malbrough, Information Systems Director; Senator Jeff Pittman; Edd Hingula, Leavenworth City Commissioner; John Richmeier, Leavenworth Times

Residents: Eric McMillin, Joe Herring, Kirk Sours, Wes Baker, Eric Weslander

PUBLIC COMMENT:

Elaine Belardo with the Deeper Window Association invited the Board to attend a film premiere presented by the KU Alzheimer's Disease Research Center on April 20 at 6:30 p.m. at the First United Methodist Church.

ADMINISTRATIVE BUSINESS:

Senator Jeff Pittman updated the Board on legislation taking place in Topeka and answered questions from the Board.

A representative with Varney and Associates presented the 2022 Leavenworth County Audit.

Mark Loughry reported May 24th at 5:30 p.m. will be a joint meeting with the city of Basehor.

A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, April 19, 2023 as presented.

Motion passed, 4-0.

David Van Parys presented Resolution 2023-6, regarding the formation of Fire District #2.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Doug Smith to approve Resolution 2023-6 regarding the formation for Fire District #2.

Motion passed, 4-0.

Bill Noll presented a declaration of property as surplus as presented.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to approve the declaration of property recorded in book 513, page 1873 as surplus as presented.

Motion passed, 4-0.

A representative from Kimley-Horn presented the Regional Transportation Study Plan.

Larry Malbrough presented the quarterly report for Information Systems.

Aaron Yoakam presented the quarterly report for Buildings and Grounds.

Mr. Noll presented the quarterly report for Public Works.

Eric McMillin commented on a non-agenda item.

Commissioners Mike Smith and Stieben will attend the KCAA Spring Conference in Hayes next week. He reported May 6th at 9:00 a.m. a fishing derby will be held at Bernard Park. He attended the ribbon cutting ceremony for the 4th and Eisenhower intersection.

Commissioner Doug Smith attended the Basehor City Council meeting. He will attend the 4H Foundation meeting this Saturday and the MARC meeting next week.

Commissioner Kaaz attended the Child Abuse Prevention breakfast fundraiser. She participated in the Port Authority meeting and Transit Authority Finance Committee meeting. She will attend the Workforce Partnership meeting next week.

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

Motion passed, 4-0.

The Board adjourned at 11:18 a.m.

Final Approved

*****April 26, 2023 *****

The Board of County Commissioners met in a regular session on Wednesday, April 26, 2023. Commissioner Kaaz, Commissioner Doug Smith, , Commissioner Culbertson are present; Commissioner Stieben is present by phone; Commissioner Mike Smith is absent; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Aaron Yoakam, Buildings and Grounds Director; Jamie VanHouten, Community Corrections Director; Connie Harmon, Council on Aging Director; Monica Swigart, Human Resources Director; Jamie Miller, EMS/Health Dept. Director; Tom Cole, Economic Development Administrator; Edd Hingula, Leavenworth County Commissioner; John Richmeier, Leavenworth Times

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Commissioner Stieben inquired if representatives have reached out about House Bill 2036.

Mark Loughry reported Representative Buehler sent an email.

The Board briefly discussed House Bill 2036.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to accept the consent agenda for Wednesday, April 26, 2023 as presented.

Motion passed, 4-0.

Aaron Yoakum requested to award bid to Barkley Asphalt Company for mill/overlay and patchwork to the Health Department parking lot.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to award the bid to Barkley Asphalt Company for mill and overlay at the Health Department parking lot in an amount not to exceed \$130,000.00 with \$100,000.00 funded through the ELC grant.

Motion passed, 4-0.

Jamie VanHouten requested to renew the Adult Corrections Advisory Board appointments.

A motion was made by Commissioner Culbertson and seconded by Commissioner Doug Smith to approve the request to renew the Adult Corrections Board appointments as recommended.

Motion passed, 4-0.

Ms. VanHouten requested to renew the Juvenile Corrections Advisory Board appointments.

A motion was made by Commissioner Culbertson and seconded by Commissioner Doug Smith to approve the request to renew the Juvenile Corrections Board appointments as recommended.

Motion passed, 4-0.

Ms. VanHouten requested approval of the application of the FY24 Adult Comprehensive Plan grant.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to approve the application for the FY24 Adult Comprehensive Plan grant.

Motion passed, 4-0.

Ms. VanHouten requested approval of the FY23 Adult Comprehensive Plan Budget Amendment.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to approve the FY23 Adult Comprehensive Plan Budget Amendment receiving an additional \$19,618.93.

Motion passed, 4-0.

Ms. VanHouten presented the quarterly report for the Adult and Juvenile Community Corrections.

Connie Harmon presented the quarterly report for Council on Aging.

Monica Swigart presented the quarterly report for Human Resources.

Jamie Miller presented the quarterly report for EMS and the Health Department.

Tom Cole presented the quarterly report for Economic Development.

Commissioner Culbertson updated the Board on issues he is working on the Property Tax Task Force and also attended the MARC meeting.

Commissioner Doug Smith attended the MARC meeting and the Leavenworth County 4-H Foundation Awards banquet. He will attend the Basehor City Council meeting, the JCAB meeting and the Fairmount Township meeting.

Commissioner Kaaz served lunch to the volunteers of the Council on Aging. She also participated the Women in History event, the Workforce Partnership meeting and attended the Leavenworth City Commission meeting. She will attend the KCATA meeting this afternoon.

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

Motion passed, 4-0.

The Board adjourned at 10:42 a.m.