

*****May 1, 2023 *****

The Board of County Commissioners met in a work session on Monday, May 1, 2023. Commissioner Mike Smith, Commissioner Doug Smith, Commissioner Kaaz, Commissioner Culbertson and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; Tom Cole, Economic Development Administrator

The Board held a joint work session with the Tonganoxie City Council to discuss projects and initiatives that included the roadways in the Industrial Park.

The work session ended at approximately 6:46 p.m.

Final Approved

*****May 3, 2023 *****

The Board of County Commissioners met in a regular session on Wednesday, May 3, 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; John Jacobson, Planning and Zoning Director; Amy Allison, Planning and Zoning Deputy Director; Bill Noll, Infrastructure and Construction Services; Edd Hingula, Leavenworth City Commissioner; John Richmeier, Leavenworth Times

Residents: John Matthews, Cindy Lynch, Chip DeMoss, Eric Weslander, Joe Herring

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Commissioner Kaaz read a proclamation recognizing Economic Development Week.

Commissioner Kaaz read a proclamation recognizing May as Mental Health Awareness Month.

The Board recognized the Register of Deeds office in leading the enrollment in property fraud alerts in all Kansas counties for two years in a row.

Commissioner Stieben reported on issues regarding the K-16 road closure.

Commissioner Stieben discussed SCR 1611 that deals with property taxes and inquired if the Board could send a letter of concern.

It was the consensus of the Board to have staff draft a letter of concern.

Commissioner Stieben mentioned the discussion with Tonganoxie on 222nd Street.

It was the consensus of the Board to schedule a work session to discuss 222nd Street.

A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, May 3, 2023 as presented.

Motion passed, 5-0.

David Van Parys presented Resolution 2023-9, creating the formation of Fire District #2 rescinding Resolution 2023-6.

A motion was made by Commissioner Stieben and seconded by Commissioner Doug Smith to approve Resolution 2023-9, creating the formation of Fire District #2, rescinding Resolution 2023-6.

Motion passed, 5-0.

Amy Allison presented Resolution 2023-7, a request for a special use permit for Rock Hard Yard Art.

A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to approve Resolution 2023-7, a special use permit for Rock Hard Yard Art located at 2624 Golden Road.

Motion passed, 5-0.

Ms. Allison presented Resolution 2023-8, an amendment to Article 19 of the Leavenworth County Zoning and Subdivision Regulations.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Culbertson to approve Resolution 2023-8, an amendment to Article 19 of the Leavenworth County Zoning and Subdivision Regulations removing discrepancies pertaining to public and private utilities.

Motion passed, 5-0.

Ms. Allison presented Case Number DEV-23-047, a request for a temporary special use permit for Whiskey Ridge Event Center.

Commissioner Kaaz opened the public hearing.

No one spoke in opposition of the permit.

No one spoke in favor of the permit.

Commissioner Kaaz closed the public hearing.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Doug Smith to approve the applicant for Whiskey Ridge, LCC, Case Number DEV-23-047, for a temporary special use permit for two events to be conducted at 19051 Tonganoxie Drive, Tonganoxie, KS permit to be subject to the conditions set forth in the staff report and based upon the evaluation of the application by staff and that evaluation and findings incorporated into this motion. Further that this motion takes into account the applicable Golden Factors, specifically that the proposed use is compatible with the character of the neighborhood, provides economic benefit and gain to the area and will not detrimentally affect neighboring properties.

Motion passed, 5-0.

Bill Noll requested approval of chemical dust control on a portion of George Road during the K-16 improvement project.

A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to approve chemical dust control for a portion of George Road during the K-16 safety improvement project through KDOT funding in the amount of \$19,609.00.

Motion passed, 5-0.

Commissioner Mike Smith mentioned the Board attended a joint meeting with the city of Tonganoxie. He will attend the Lansing Mayor State of the City Address this Friday and the Lansing Fishing Derby is this Saturday. He reported that he and Commissioner Stieben attended the Kansas Association of Counties conference last week in Hayes.

Commissioner Doug Smith attended the Fairmount Township meeting, the JCAB meeting, the joint work session with the city of Tonganoxie and Law Day.

Commissioner Stieben held a Property Tax Task Force meeting and has been receiving call regarding the K-16 improvement project.

Commissioner Culbertson attended the Leavenworth City Commission meeting. He met with the new Deputy County Counselor to discuss enforcement on junk properties and the high-pressure gas line resolution.

Commissioner Kaaz attended the JCAB meeting, Law Day, the Gala of Hope, the KCATA Board meeting and reported this Friday is Night at the Races for CASA.

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.

Final Approved

*****May 3, 2023 *****

The Board of County Commissioners met in a work session on Wednesday, May 3, 2023. Commissioner Mike Smith, Commissioner Doug Smith, Commissioner Kaaz, Commissioner Culbertson and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator

The Board held a work session to discuss Juvenile Community Corrections.

Direction was given to staff to draft a document that formally separates the juvenile services of Atchison and Leavenworth Counties.

The Board ended the work session at 10:36 a.m.

Final Approved

*****May 10, 2023 *****

The Board of County Commissioners met in a regular session on Wednesday, May 10, 2023. Commissioner Kaaz, Commissioner Doug Smith, Commissioner Mike Smith and Commissioner Stieben are present; Commissioner Culbertson present by phone; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Jamie Miller, EMS/Health Department Director; Chuck Magaha, Emergency Management; Corporal Megan Mance, Leavenworth County Sheriff's Department; Bill Noll, Infrastructure and Construction Services; Edd Hingula, Leavenworth City Commissioner; David Frese, Mayor of Tonganoxie; John Richmeier, Leavenworth Times

Residents: Renee Larkin-Boeppler, Lisa Schmidt

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Commissioner Kaaz read a proclamation recognizing National Police Week.

Commissioner Kaaz read a proclamation recognizing Child Care Provider Appreciation Day occurring May 12th.

Commissioner Doug Smith read from a letter dated March 19, 1990 from the Board of County Commissioners to the Kansas Legislators discussing the state mandates the county has to pay for.

Commissioner Stieben requested the amount each department has in carryover per year for the budget process.

Commissioner Kaaz read a statement clarifying information that Pat Proctor has put on social media.

Mark Loughry read the statistics that would affect property taxes with veteran's exemptions.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Doug Smith to accept the consent agenda for Wednesday, May 10, 2023 as presented.

Motion passed, 5-0.

Jamie Miller and Chuck Magaha requested to end the COVID-19 disaster declaration.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Stieben to end the COVID-19 disaster declaration.

Motion passed, 5-0.

Bill Noll requested approval an agreement with KDOT for construction engineering services by Finney and Turnipseed for bridge ST-100.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to approve KDOT agreement for construction engineering services by Finney and Turnipseed for bridge ST-100 not to exceed \$26,000.00.

Motion passed, 5-0.

Mr. Noll requested to accept bid from Dondlinger Construction for the E-48 bridge replacement project.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to accept the bid from Dondlinger Construction for the E-48 bridge replacement project as part of the KDOT local bridge grant in an amount not to exceed \$439,513.00.

Motion passed, 5-0.

Renee Larkin commented on a non-agenda item.

Commissioner Kaaz attended a luncheon for the Workforce Partnership, the kick-off event for Ride KC, the Night at the Races for CASA, the Mental Health Task Force meeting, and the Leavenworth City Commission meeting.

Commissioner Stieben participated in the Port Authority meeting. He met with staff on the K-16 project regarding fire department trucks. He is also holding a town hall at the Linwood Community Center tomorrow at 6:00 p.m. to speak about Fire District #2.

Commissioner Mike Smith attended the Fishing Derby in Lansing and the Lansing Mayor State of the City Address.

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

Motion passed, 5-0.

The Board adjourned at 9:59 a.m.

*****May 17, 2023*****

The Board of County Commissioners met in a regular session on Wednesday, May 17, 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; Aaron Yoakam, Buildings and Grounds Director; John Richmeier, Leavenworth Times

Residents: John Matthews, John Wagner

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Mark Loughry reported he and Commissioner Kaaz have been invited to an announcement at Arrowhead Stadium tomorrow.

Mr. Loughry announced the Council on Aging received the Spirit of Humanitarianism award in the organization division from the Leavenworth County Human Services Council.

Commissioner Doug Smith inquired about Mr. Loughry's numbers regarding the number of veteran's in Leavenworth County for the veteran's exemptions.

Mr. Loughry reported he refined the data as he received more detail indicating the cost is likely more and not less. He also indicated he did not manipulate the numbers but used the data that was there.

Commissioner Stieben indicated he was contacted by constituents that live on Kansas Avenue that are complaining about the speed with the traffic from Hill's Pet Nutrition.

Mr. Loughry indicated it would be appropriate to have staff adjust the speed limit according to statutes and local resolutions states.

A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to give staff direction to adjust the speed limit on that segment of roadway.

Motion passed, 5-0.

Commissioner Culbertson requested a consensus of the Board to direct staff to research which law firm should the County retain to sue the State of Kansas for not following the law in returning the LAVTR funds to local governments.

It was the consensus of the Board to follow through with Commissioner Culbertson's request.

Commissioner Stieben inquired about the engineering reports on Flatlands.

David Van Parys stated the engineering analysis of the inspection report is anticipated within the next 8 weeks.

A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, May 17, 2023 as presented.

Motion passed, 5-0.

Aaron Yoakam requested to approve a continued agreement with Clearwater Enterprises for natural gas services.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Culbertson to approve a continued agreement with Clearwater Enterprises for natural gas services.

Motion passed, 5-0.

John Wagner commented on a non-agenda item.

Commissioner Stieben reported Senator Tyson will be speaking at a Republican town hall meeting will be held on June 5. He held a town hall meeting last Thursday in Linwood to discuss the fire district.

Commissioner Culbertson will be speaking at a Chamber meeting on transportation at the Heritage Center this Thursday at 5:30 p.m.

Commissioner Mike Smith reported the city of Lansing will have a ribbon-cutting ceremony for the improvements to the ball park at Bernard Park on Monday, May 22 from 6:00 p.m. to 8:00 p.m. He said the VFW will have a rededication of their paver memorials on June 3 at 10:00 a.m. He stated the Board will have a joint meeting with the city of Basehor on May 24 at 5:30 p.m.

Commissioner Kaaz attended the Junior ROTC awards banquet, participated in the Transit Authority finance committee meeting and the Leavenworth City Commission meeting. She will be attending a special meeting for the Transit Authority this afternoon. She also congratulated the graduating seniors.

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

Motion passed, 5-0.

The Board adjourned at 9:39 a.m.

*****May 17, 2023 *****

The Board of County Commissioners met in a work session on Wednesday, May 17, 2023. Commissioner Mike Smith, Commissioner Doug Smith, Commissioner Kaaz, 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

The Board held a work session to discuss a template for a county road improvement agreement.

The Board ended the work session at 10:28 a.m.

Final Approved

*****May 24, 2023 *****

The Board of County Commissioners met in a regular session on Wednesday, May 24, 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; Larry Malbrough, Information Systems Director; Jamie Miller, EMS/Health Department Director; Janet Klasinski, County Clerk; John Richmeier, Leavenworth Times

Residents: John Matthews, Sean Britz

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Commissioner Kaaz read a proclamation recognizing EMS week.

Janet Klasinski announced June 1st at noon is the deadline to file for city office and school board positions.

Commissioner Doug Smith indicated he would like items such as the consensus of the traffic study on Kansas Avenue be placed on the agenda with a report.

A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, May 24, 2023 as presented.

Motion passed, 5-0.

Larry Malbrough requested to award bid to Logicalis for technology infrastructure upgrades.

A motion was made by Commissioner Culbertson and seconded by Commissioner Doug Smith to award bid to Logicalis for technology infrastructure upgrades in the amount of \$215,569.88.

Motion passed, 5-0.

Mr. Malbrough requested approval of four-year renewal agreement with Revize for web hosting services.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to approve a four-year renewal agreement with Revize for web hosting services with an annual fee of \$6,250.00

Motion passed, 5-0.

Commissioner Stieben and Culbertson will be touring Hamm's Landfill next week.

Commissioner Culbertson attended the Leavenworth City Commission meeting last night.

Commissioner Mike Smith attended the ribbon-cutting ceremony for the Bernard Park Baseball field.

Commissioner Kaaz attended a Kansas City Area Transit Authority meeting and a Workforce Partnership meeting. Along with Mr. Loughry, she attended a press conference for the World Cup. She will attend a quarterly meeting for NEK-CAP and a KCATA meeting this evening.

Commissioner Doug Smith attended the MARC meeting. He will attend the Basehor City Council meeting and the Fairmount Township meeting this week.

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

The Board adjourned at 9:20 a.m.

Final Approved

*****May 31, 2023 *****

The Board of County Commissioners met in a regular session on Wednesday, May 31, 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; Janet Klasinski, County Clerk; John Richmeier, Leavenworth Times

Residents: Joe Herring, Eric Weslander, Mike McDonald, Kirk Sours, Rich Ewoldson, Stuart Sweeney, Don Ritter

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

The Board responded to an article in the Leavenworth Times written by a local representative.

Commissioner Doug Smith reported Senator Tyson will be at a town hall on Monday, June 5th at 6:30 p.m. at the Heritage Center.

A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, May 31, 2023 as presented.

Motion passed, 5-0.

A public hearing is required for the formation of Fire District #2 and the consideration of approval of an interlocal agreement.

Commissioner Kaaz opened the public hearing for Resolution 2023-10, forming Leavenworth County Fire District #2 and organizing, naming and declaring the boundaries of Fire District #2.

Kirk Sours, Mike McDonald, Rich Ewoldson, Stuart Sweeney and Don Ritter spoke in favor.

A motion was made by Commissioner Stieben and seconded by Commissioner Doug Smith to approve Resolution 2023-10, forming Leavenworth County Fire District #2 and organizing, naming and declaring the boundaries of Fire District #2.

Motion passed, 5-0.

A motion was made by Commissioner Stieben and seconded by Commissioner Doug Smith to approve an interlocal agreement for the establishment of a joint board, fire district board of trustees and the funding and operation of Fire District #2.

Motion passed, 5-0.

Joe Herring commented on a non-agenda item.

Commissioner Mike Smith will attend a rededication of the Veteran's memorial at Bernard Park this Saturday at 10:00 a.m.

Commissioner Doug Smith attended the Fairmount Township meeting and a VFW Memorial Day ceremony at Glenwood Cemetery.

Commissioner Stieben announced a picnic for the Elephant Club on June 15 with speaker Attorney General Kris Kobach. Commissioner Stieben and Culbertson will tour the Hamm's Landfill today.

Commissioner Kaaz attended a KCATA meeting.

Commissioner Doug Smith inquired about resolving a disagreement on the city of 2nd class and road maintenance relating to the city of Basehor.

David Van Parys suggested direct discussions with the city of Basehor.

Mark Loughry has directed staff to review statutes and draft a legal opinion on the matter.

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

Motion passed, 5-0.

The Board adjourned at 9:29 a.m.

Final Approved

*****May 31, 2023 *****

The Board of County Commissioners met in a work session on Wednesday, May 31, 2023. Commissioner Mike Smith, Commissioner Doug Smith, Commissioner Kaaz, 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

The Board held a work session to discuss subdivision regulations.

The Board ended the work session at 10:38 a.m.

Final Approved