

\*\*\*\*\*May 1, 2024 \*\*\*\*\*

The Board of County Commissioners met in a regular session on Wednesday, May 1, 2024. Commissioner Culbertson, Commissioner Kaaz, Commissioner Mike Smith, Commissioner Doug Smith 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; George Brajkovic, Tonganoxie City Manager; Ann Krstulic, Attorney; Aaron Yoakam, Buildings and Grounds Director; Bill Noll, Infrastructure and Construction Services; Connie Harmon, Council on Aging Director; Edd Hingula, Leavenworth City Commission; John Richmeier, Leavenworth Times

Residents: Joe Herring, Eric McMillin

**PUBLIC COMMENT:**

Joe Herring and Eric McMillin commented.

**ADMINISTRATIVE BUSINESS:**

Commissioner Culbertson read a proclamation declaring May as Older Americans Month.

Commissioner Stieben read a proclamation declaring Leavenworth County as a non-sanctuary county.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, May 1, 2024.***

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

David Van Parys presented an annexation proposal from the city of Tonganoxie indicating Tonganoxie has requested a continuance.

***A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to table this issue to May 15<sup>th</sup>.***

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

Amy Allison presented Resolution 2024-11, a rezoning request from RR-5 to RR-2.5 located at 24305 Loring Road.

***A motion was made by Commissioner Mike Smith and seconded by Commissioner Stieben to adopt Resolution 2024-11 and approve the rezoning as outlined in Case DEV-24-013 based on findings on the Golden Factors, as set forth in the staff report and as substantiated by the findings of fact as adopted by the Planning Commission.***

***Motion passed, 4-1 Commissioner Kaaz voting nay.***

Ms. Allison presented Resolution 2024-12, a rezoning request from RR-5 to RR-2.5 located at 22484 & 22552 163<sup>rd</sup> St.

***A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to adopt Resolution 2024-12 and approve the rezoning as outlined in Case DEV-24-024 based on the findings of the Golden Factors, as set forth in the staff report and as substantiated by the findings of fact as adopted by the Planning Commission.***

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

Ms. Allison presented Resolution 2024-13, amending the Leavenworth County Comprehensive Plan.

***A motion was made by Commissioner Mike Smith and seconded by Commissioner Kaaz to table Resolution 2024-13.***

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

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

Bill Noll discussed the urban growth area around the Basehor and Tonganoxie area approved by MARC.

Bob Weber presented the quarterly report for the Appraiser's office.

Tom Cole presented the quarterly report for Economic Development.

Commissioners Culbertson and Doug Smith attended the annual 4-H meeting.

Commissioner Doug Smith reported on information obtained from the Kansas County Commissioners Association conference. He also attended the MARC meeting.

Commissioner Stieben requested the Emergency Management director to discuss tornado response training.

Commissioner Kaaz attended the Transit Authority Board of Directors meeting and attended the emergency food and shelter program. She also attended the fundraiser for Community of Hope.

Commissioner Mike Smith will attend the Lansing Education Foundation breakfast on Friday. He reported the Dave Trinkle Jr. kid's fishing derby will be Saturday at Bernard Park.

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

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

The Board adjourned at 11:15 a.m.

\*\*\*\*\*May 8, 2024 \*\*\*\*\*

The Board of County Commissioners met in a regular session on Wednesday, May 8, 2024. Commissioner Culbertson, Commissioner Kaaz, Commissioner Mike Smith, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Misty Brown, Deputy County Counselor; Aaron Yoakam, Building and Grounds Director; Janet Klasinski, County Clerk; Edd Hingula, Leavenworth City Commission; Penny Holler, Leavenworth City Assistant Manager; John Richmeier, Leavenworth Times

Residents: Joe Herring

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

April Swartz with Varney and Associates gave the Board an overview of the Leavenworth County Audit.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, May 8, 2024.***

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

Aaron Yoakam requested approval of a rent rate increase for non-tenants at the Justice Center.

***A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to direct staff to notify non-County affiliated tenants of the rate increase at the Justice Center to be \$8.50 in addition to an annual CIP not to exceed 4%.***

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

Commissioners Stieben and Doug Smith met with legislators on Monday to discuss taxes.

Commissioner Kaaz attended CASA night at the races. Commissioners Kaaz and Mike Smith attended the Lansing Education Foundation event.

Commissioner Mike Smith attended the fishing derby in Lansing.

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

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

The Board adjourned at 10:02 a.m.

\*\*\*\*\*May 8, 2024 \*\*\*\*\*

The Board of County Commissioners met in a work session on Wednesday, May 8, 2024. Commissioner Culbertson, Commissioner Mike Smith, Commissioner Kaaz, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; John Jacobson, Planning and Zoning Director; Amy Allison, Planning and Zoning Deputy Director

The Board held a work session to discuss zoning language amendments.

The Board ended the work session at 11:29 a.m.

Final Approved

\*\*\*\*\*May 8, 2024 \*\*\*\*\*

The Board of County Commissioners met in a work session on Wednesday, May 8, 2024. Commissioner Culbertson, Commissioner Mike Smith, Commissioner Kaaz, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; Misty Brown, Deputy County Counselor; John Jacobson, Planning and Zoning Director; Amy Allison, Planning and Zoning Deputy Director; Members of the Planning Commission

The Board held a joint work session with members of the Planning Commission to discuss the Comprehensive Plan.

The Board ended the work session at 5:34 p.m.

Final Approved

\*\*\*\*\*May 15, 2024\*\*\*\*\*

The Board of County Commissioners met in a regular session on Wednesday, May 15, 2024. Commissioner Culbertson, Commissioner Kaaz, Commissioner Mike Smith, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Roger Marrs, Tax Counselor; TerriLois Mashburn, Register of Deeds; Jamie VanHouten, Community Corrections Director; Bill Noll, Infrastructure and Construction Services; Chuck Magaha, Emergency Management Director; George Brajkovic, Tonganoxie City Manager; David Frese, Mayor of Tonganoxie; Ann Krstulic, Attorney; John Richmeier, Leavenworth Times

Residents:

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Commissioner Culbertson read a proclamation for National Police Week and recognized National Peace Officer week as well.

Commissioner Doug Smith reported that Kansas retirement is increasing inquiring how that will impact the County's budget.

Mark Loughry briefed the Board.

Mr. Loughry requested direction from the Board on how they wish to appoint a member to the Northeast Kansas Library System.

It was the consensus to advertise on the County website and Facebook page.

Commissioner Kaaz received a request from the fire district #1 board of trustees for a meeting with the Board.

Direction was given to staff to reach out to the board of trustees to get their questions and topics then schedule a work session.

Commissioner Stieben inquired about an appointment to the Reno Township.

Mr. Loughry indicated he will check with the Clerk.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, May 15, 2024.***

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

Roger Marrs requested approval of Board Order 2024-5, initiating tax counsel to proceed with the tax sale.

***A motion was made by Commissioner Mike Smith and seconded by Commissioner Kaaz to approve Board Order 2024-5, directing tax counsel to initiate judicial tax lien foreclosure proceedings.***

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

TerriLois Mashburn requested a letter of support for the Frontier Museum of US Army Foundation.

***A motion was made by Commissioner Mike Smith and seconded by Commissioner Kaaz to approve a letter of support for the Frontier Museum of US Army Foundation.***

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

Jamie VanHouten requested matching funds for the \$550,000 BJAFY24 Justice and Mental Health Collaboration Program grant.

***A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to approve matching funds for the \$550,000 BJAFY24 Justice and Mental Health Collaboration Program grant.***

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

Bill Noll requested approval of bid pricing from VLP Equipment for the lease of a new 2024 Case skid steer.

***A motion was made by Commissioner Stieben and seconded by Commissioner Doug Smith to approve bid pricing from VLP Equipment for the lease of a new 2024 Case skid steer.***

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

A request for annexation by the city of Tonganoxie was presented in Resolution 2-24-1.

***A motion was made by Commissioner Stieben and seconded by Commissioner Kaaz to continue for 30 days and work out details of who will be involved in those discussions.***

***Motion was amended to reflect a date of June 12<sup>th</sup>.***

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

Chuck Magaha updated the Board about weather response.

Commissioner Kaaz attended the Leavenworth City Commission meeting, KCATA meeting and the mental health task force 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 10:52 a.m.

\*\*\*\*\*May 22, 2024 \*\*\*\*\*

The Board of County Commissioners met in a regular session on Wednesday, May 22, 2024. Commissioner Culbertson, Commissioner Kaaz, Commissioner Mike Smith, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Misty Brown, Deputy County Counselor; Edd Hingula, Leavenworth City Commission; Bill Noll, Infrastructure and Construction Services; John Richmeier, Leavenworth Times

Residents: Joe Wilson, Dave Breuer, Joe Herring, Willie Dove

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Bill Noll presented a change order for replacement culverts with a cost of \$26,305.00.

***A motion was made by Commissioner Stieben and seconded by Commissioner Doug Smith to approve change order 3 per the request of the Public Works director.***

***Motion passed, 4-0, Commissioner Kaaz abstained.***

Mark Loughry spoke about the rising cost of the county's health insurance offering a few different options to cover that cost.

Commissioner Doug Smith asked if a complete report of the funds missing in the Treasurer's office could be provided to the Board.

Commissioner Culbertson inquired about what law firm to use to sue the State of Kansas over LAVTR.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, May 22, 2024.***

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

***A motion was made by Commissioner Stieben and seconded by Commissioner Doug Smith to appoint Connie Torneden to the Reno Township Board.***

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

Misty Brown presented Board Order 2024-6, renaming Woodend Road to Deer Creek Road.

***A motion was made by Commissioner Stieben and seconded by Commissioner Doug Smith to approve Board Order 2024-6, authorizing the Public Works Director to make measures to rename Woodend Road to Deer Creek Road.***

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

***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 potential 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 Mike Stieben, Senior County***



***Counselor David Van Parys, Deputy County Counselor Misty Brown and County Administrator Mark Loughry and others that may be called by the board.***

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

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

Commissioner Kaaz participated in the Port Authority meeting via Zoom and Workforce Partnership meeting.

Commissioner Mike Smith reported the Employee Appreciation cook-out is Thursday. He congratulated all the graduating seniors.

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

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

The Board adjourned at 10:07 a.m.

Final Approved

\*\*\*\*\*May 29, 2024 \*\*\*\*\*

The Board of County Commissioners met in a regular session on Wednesday, May 29, 2024. Commissioner Culbertson, Commissioner Kaaz, Commissioner Mike Smith, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Misty Brown, Deputy County Counselor; Connie Harmon, Council on Aging Director; Edd Hingula, Leavenworth City Commission; Tim Vandell, Lansing City Administrator; Diana Dodd, LCDC Assistant Director; John Richmeier, Leavenworth Times

Residents: Trinidad Molina, Maureen Hernandez, Antoinette Vigil, Stacy Driscoll, Joe Wilson, Willie Dove

**PUBLIC COMMENT:**

Maureen Hernandez, Antoinette Vigil and Trinidad Molina commented.

**ADMINISTRATIVE BUSINESS:**

Mark Loughry requested direction from the Board for the request by the city of Tonganoxie to have two Commissioners and two staff members work out the issues with their annexation request.

It was the consensus of the Board for the city of Tonganoxie work with staff only.

Commissioner Kaaz requested the discussion for Safe Sleep funding be placed on the agenda for next week.

***A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, May 29, 2024.***

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

Connie Harmon requested authorization to sign the certification for Emergency Food and Shelter program grant.

***A motion was made by Commissioner Mike Smith and seconded by Commissioner Doug Smith to authorize the Council on Aging director to sign the Phase 41 Local Recipient Organization Certification for the Emergency Food and Shelter National Board program as presented.***

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

Commissioner Mike Smith commented on the construction of the aquatics center in Lansing.

Commissioner Culbertson attended the Memorial Day ceremony at the VA.

Commissioner Doug Smith attended the Fairmount Township meeting and the MARC 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 9:36 a.m.

\*\*\*\*\*May 29, 2024 \*\*\*\*\*

The Board of County Commissioners met in a work session on Wednesday, May 29, 2024. Commissioner Culbertson, Commissioner Mike Smith, Commissioner Kaaz, Commissioner Doug Smith and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Tim Vandell, Lansing City Administrator; Janet Klasinski, County Clerk

Members of the Fire District Board and High Prairie Township Fire Board

The Board met with members of the Fire District Board to discuss High Prairie Township and Fire District #1.

The Board ended the work session at 11:01 a.m.

Final Approved