

*****June 5, 2024 *****

The Board of County Commissioners met in a regular session on Wednesday, June 5, 2024. Commissioner Culbertson, Commissioner Kaaz, Commissioner Mike Smith and Commissioner Doug Smith are present; Commissioner Stieben present by phone; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Lisa Haack, LCDC Director; John Richmeier, Leavenworth Times

Residents: Dave Breuer, Joe Wilson

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Mark Loughry requested the Board to reschedule the June 19th meeting due to Juneteenth.

It was the consensus of the Board to move the June 19th meeting to Thursday, June 20th.

Mr. Loughry gave the Board a brief update on the budget.

Commissioner Kaaz requested the Treasurer to attend the meeting next week.

Commissioner Doug Smith inquired if any new information has been received on the annexation request from Tonganoxie.

Mr. Loughry indicated he is not aware of any new communication after last week's discussion.

Commissioner Culbertson reported he spoke with the historical society about getting the Courthouse off the historical registry to reduce the cost of repairs.

A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, June 5, 2024.

Motion passed, 5-0.

Mr. Loughry presented a request from Safe Sleep for funding in the amount of \$5,000.00.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to deny the funding request for Safe Sleep.

Motion passed, 3-2 Commissioners Kaaz and Mike Smith voting nay

Commissioners Culbertson and Mike Smith will meet with the city of Parkville regarding the 152 Bridge.

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

Motion passed, 5-0.

The Board adjourned at 9:24 a.m.

*****June 12, 2024 *****

The Board of County Commissioners met in a regular session on Wednesday, June 12, 2024. Commissioner Culbertson, Commissioner Kaaz, Commissioner Mike Smith and Commissioner Doug Smith are present; Commissioner Stieben is present by phone; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Misty Brown, Deputy County Counselor; Bill Noll, Infrastructure and Construction Services; Lisa Haack, LCDC Director; Edd Hingula, Leavenworth City Commission; George Brajkovic, Tonganoxie City Manager; Ann Krstulic, Attorney; John Richmeier, Leavenworth Times

Residents: John Matthews, Dave Breuer, Joe Wilson

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Commissioner Doug Smith read an article from 1974 that indicated the county had paid the last road improvement bond and was out of debt.

Commissioner Stieben commented about an email received from an individual wanting to open an air bnb indicating they would need a special use permit. Commissioner Stieben reported there are several air bnb's operating without a special use permit at this time and each case needs to be treated the same.

Commissioner Mike Smith read from the email and indicated he felt there was not an issue.

A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, June 12, 2024.

Motion passed, 5-0.

A request for an annexation from the city of Tonganoxie was presented.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to deny the annexation request, as it currently stands, by the city of Tonganoxie. Reasons are that the city, while having addressed several of the issues first identified by the County, has not resolved the issue of road access, maintenance and responsibility for the necessary future improvements of 222nd Street, and the other public roads that surround the proposed annexation area. The citizens of the county have, over the years, invested well in excess of 10 million dollars towards improving road access to this area. Leaving the future road access, maintenance and improvement of these same roads will, in my opinion, that opinion based upon the totality of the record before us, hinder proper growth and development of the area sought to be annexed. Not knowing, how, when or by whom, access and necessary improvements will occur is a hinderance to the proper growth and development of the area.

Motion passed, 4-1 Commissioner Stieben voting nay

Bill Noll requested equipment presented be placed on the surplus list and sold on Purplewave.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Doug Smith to approve equipment as presented by Public Works be placed on the surplus list and sold on PurpleWave.

Motion passed, 5-0

Mr. Noll requested approval of the proposal and fee from Bliss Associates for on call real property appraisal services.

A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to approve the proposal and fee from Bliss Associates for on call real property appraisal services in accordance with FHWA right of way acquisition requirements.

Motion passed, 4-0 Commissioner Doug Smith abstained.

Commissioner Culbertson read a proclamation recognizing Juneteenth.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to 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 9:55 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 session at 9:55 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 indicated a stop property fraud meeting will be held June 18th in Platte City. He also reported the Kansas Livestock Association will hold their annual fundraiser on June 22nd.

Commissioner Kaaz attended the Leavenworth City Commission meeting. She reported the Deeper Window Association will hold a fundraiser on June 15th. The Historical Society will hold a garden tour fundraiser on Saturday.

Commissioners Mike Smith and Culbertson met with staff from Parkville regarding the 152 bridge.

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

Motion passed, 5-0.

The Board adjourned at 10:00 a.m.

*****June 20, 2024 *****

The Board of County Commissioners met in a regular session on Thursday June 20, 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; Bill Noll, Infrastructure and Construction Services; Edd Hingula, Leavenworth City Commission; Caleb Gordon, County Treasurer; John Richmeier, Leavenworth Times

Residents: Stacy Driscoll, Joe Herring, Willie Dove, Dan Clemons

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to accept the consent agenda for Thursday, June 20, 2024.

Motion passed, 5-0.

Bill Noll requested acceptance of a bid from Ebert Construction for the replacement of bridge HP-36 on 187th St.

A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to accept the bid from Ebert Construction for the replacement of bridge HP-36 on 187th St. in the amount of \$866,750.00 with a 5% contingency.

Motion passed, 5-0.

The Board briefly discussed the repairs to the Courthouse.

Mr. Noll gave a presentation showing different maintenance levels on road on the Leavenworth County/Jefferson County boundary.

It was the consensus of the Board to have staff re-evaluate the memorandum of understandings for maintenance of roads.

Caleb Gordon updated the Board as to the progress of the audit being conducting in the Treasurer's office.

Commissioner Stieben testified before the Senate Tax Committee.

Commissioner Kaaz attended the LCDC meeting and the Mid America Regional Council Assembly. She also attended the Deeper Windows Association fundraiser, the Juneteenth parade, the Port Authority meeting, Transit Authority meeting and the Leavenworth City Commission meeting.

Commissioner Culbertson attended the Government Affairs meeting through the Chamber.

Commissioner Doug Smith attended the Stop Property Fraud meeting and will attend the Kansas Livestock Association fundraiser.

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

Motion passed, 5-0.

The Board adjourned at 9:59 a.m.

Final Approved

*****June 26, 2024 *****

The Board of County Commissioners met in a regular session on Wednesday, June 26, 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; John Jacobson, Planning and Zoning Director; Amy Allison, Planning and Zoning Deputy Director; Diana Dodd, LCDC Assistant Director; Edd Hingula, Leavenworth City Commission; John Richmeier, Leavenworth Times

Residents: Joe Herring, Dave Breuer

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

David Van Parys reported on the mechanisms available for donations for Courthouse repairs.

Commissioner Doug Smith inquired about all the new legislation laws that were recently passed.

It was the consensus of the Board to direct staff to seek an attorney to file a lawsuit for LAVTR funds.

Mark Loughry requested dates from the Board on scheduling department budget hearings.

It was the consensus to start budget hearings on July 10th.

Commissioner Culbertson directed staff to contact the owner of a leased FEMA property to allow a farmer access to his field.

A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, June 26, 2024.

Motion passed, 5-0.

Amy Allison presented Case DEV-24-29, a final plat for Orchard Meadows.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to approve Case DEV-24-29, be approved with conditions, that the plat is compliant with County Zoning and Subdivision Regulations, as set forth in the staff report, as adopted by the Planning Commission and as substantiated by the facts, testimony and evidence presented, be accepted by this Board and that the conditions set forth in the staff report be made part of this approval.

Motion passed, 5-0.

Ms. Allison presented Case DEV-24-43, a final plat for Horvat Estates.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to approve Case DEV-24-43 be approved with conditions, that the plat is compliant with County Zoning and Subdivision Regulations, as set forth in the staff report, as adopted by the Planning Commission and as substantiated by the facts, testimony and evidence presented, be accepted by this Board and that the conditions set forth in the staff report be made part of this approval.

Motion passed, 5-0.

Commissioner Kaaz attended the Workforce Partnership meeting and the High Prairie Township meeting.

Commissioner Mike Smith announced the city of Lansing will have their 4th of July celebration this Saturday at Lansing High School.

Commissioner Culbertson attended the Leavenworth City Commission meeting. He also reported the city of Easton will have fireworks and parade on the 4th of July.

Commissioner Doug Smith attended the Kansas Livestock Association fundraiser 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.

Final Approved