

*****April 2, 2025 *****

The Board of County Commissioners met in a regular session on Wednesday, April 2, 2025. Commissioner Smith, Commissioner Culbertson; Commissioner Stieben, Commissioner Reid and Commissioner Dove are present; Also present: Mark Loughry, County Administrator; Misty Brown, County Counselor; Jon Khalil, Deputy County Counselor; John Jacobson, Planning and Zoning Director; Amy Allison, Planning and Zoning Deputy Director; Bill Noll, Infrastructure and Construction Services;

PUBLIC COMMENT:

Aurelio Haro, Norma Brockenberry, Gary Nelson, Steve Vernon, Crystal Blackdeer, Joan Murnane, Dennis Bixby, Julie Downes, Joe Herring commented.

ADMINISTRATIVE BUSINESS:

Commissioner Smith read a proclamation recognizing Child Abuse Prevention Month.

Commissioner Smith read a proclamation recognizing National Government Month.

Commissioner Reid attended the Northeast Kansas Highway Officials Conference on April 1.

A motion was made by Commissioner Culbertson and seconded by Commissioner Stieben to accept the consent agenda for Wednesday, April 2, 2025 as presented.

Motion passed, 5-0.

Misty Brown presented the amended island annexation request by the city of Tonganoxie.

Commissioner Smith opened the public hearing.

Anna Krstulic commented.

Commissioner Smith closed the public hearing.

A motion was made by Commissioner Stieben and seconded by Commissioner Smith that the City's amended proposal including annexation of 222nd St. to the centerline satisfies the prior concerns that the County had in regard to access and maintenance obligation and find that the amended proposal also satisfies the County's prior concerns surrounding how road access is gained and when or by whom necessary maintenance and future roadway improvements. Based on the totality of the record, the proposed annexation will not hinder or prevent the proper growth and development of the area or that any other incorporated city located within the County and I move that the Board adopt these findings and determinations.

Motion passed, 5-0.

Amy Allison presented Resolution 2025-6, a special use permit for RJ Farms.

A motion was made by Commissioner Stieben to have security hired by the applicant from a list that's prepared by Planning and Zoning or provided by the County.

Ms. Brown clarified that if the special use permit is approved today, these are the conditions that are listed and if it came back in a year, we can discuss adding new conditions at that time. She also indicated that looking at security options as a policy in the future as a whole would not change the sup passed today as is.

Motion dies for lack of a second.

Commissioner Smith asked for a consensus that we have County staff attend this event and be on site during this rodeo event.

A motion was made by Commissioner Stieben that this request for a special use permit does not comply with the Golden Factors specifically the character of the neighborhood being rural and residential neighborhood and issues with compliance of the law, State and local that have not been resolved and I move to deny Resolution 2025-6 and deny the special use permit outlined in Case DEV-24-125.

Motion dies lack of a second.

A motion was made by Commissioner Culbertson and seconded by Commissioner Dove that the request for a special use permit complies with the Golden Factors and move to adopt Resolution 2025-6 and conditionally approve the special use permit as outlined in Case DEV-24-125 based on the recommendation and conditions of the Planning Commission and the findings as set forth in the staff report.

Motion passed, 3-2 Commissioners Stieben and Dove voting nay.

George Brajkovic spoke.

Bill Noll requested the purchase of an asphalt paver.

A motion was made by Commissioner Culbertson and seconded by Commissioner Stieben to approve the purchase of a Cat asphalt paver in the amount of \$533,688.00.

Motion passed, 5-0.

Mr. Noll requested to award commitment of county funds to the HRRR KDOT grant project on Tonganoxie Rd.

A motion was made by Commissioner Culbertson and seconded by Commissioner Stieben to award commitment of county funds for project 52C-5242-01 for High- Risk Rural Roads KDOT grant project on Tonganoxie Rd.

Motion passed, 5-0.

Mr. Noll requested to award commitment of county funds to the second HRRR KDOT grant project on Tonganoxie Rd.

A motion was made by Commissioner Stieben and seconded by Commissioner Culbertson to award commitment of county funds for project 52C-5119-01 for High-Risk Rural Roads KDOT grant project on Tonganoxie Rd.

Motion passed, 5-0.

A motion was made by Commissioner Stieben leave the template being for moment of silent prayer as current and rotate among Commissioners, if the Commission chooses to pray, they are allowed to but if they don't it will just be a moment of silent prayer.

Motion dies for lack of a second.

A motion was made by Commissioner Stieben and seconded by Commissioner Dove that it normally stays the way it is but on a rotating basis a Commissioner could if they chose to pray.

Motion passed, 4-1, Commissioner Smith voting nay.

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

Motion passed, 5-0.

The Board adjourned at 10:54 a.m.

Final Approved

*****April 2, 2025 *****

The Board of County Commissioners met in a work session on Wednesday, April 2, 2025. Commissioner Culbertson; Commissioner Smith, Commissioner Stieben, Commissioner Reid and Commissioner Dove are present; Also present: Mark Loughry, County Administrator;

The Board met in a work session to discuss the upcoming Leavenworth County budget.

The Board ended the work session at 11:48 a.m.

Final Approved

*****April 9, 2025 *****

The Board of County Commissioners met in a regular session on Wednesday, April 9, 2025. Commissioner Smith, Commissioner Culbertson; Commissioner Stieben, Commissioner Reid and Commissioner Dove are present; Also present: Mark Loughry, County Administrator; Misty Brown, County Counselor; Jon Khalil, Deputy County Counselor; Tammy Saldivar, Solid Waste Director; Bill Noll, Infrastructure and Construction Services;

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Commissioner Smith spoke about land that the County is trying to obtain in Lansing.

Commissioner Culbertson spoke about a rumor that Leavenworth County has \$73 million in reserves.

A motion was made by Commissioner Culbertson and seconded by Commissioner Smith to accept the consent agenda for Wednesday, April 9, 2025 as presented.

Motion passed, 5-0.

Bill Noll requested approval of a financing agreement for a service bed mechanic truck.

A motion was made by Commissioner Stieben and seconded by Commissioner Culbertson to approve the financing agreement with Kansas State Bank for one service bed mechanic truck for three yearly payments of \$43,588.43 with a fourth-year purchase balloon payment option.

Motion passed, 5-0.

Tammy Saldivar requested the chairperson to sign a grant application for asphalt paving.

A motion was made by Commissioner Stieben and seconded by Commissioner Culbertson to authorize the chairperson to sign a grant application for Solid Waste for asphalt paving in the recycling area of the Transfer Station.

Motion passed, 5-0.

Ms. Saldivar requested the chairperson to sign a grant application for an enclosure of a building.

A motion was made by Commissioner Stieben and seconded by Commissioner Culbertson to authorize the chairperson to sign a grant application to enclose the "C" building at the Transfer Station.

Motion passed, 5-0.

Ms. Saldivar presented the quarterly report for Solid Waste.

Commissioner Reid spoke about the Leavenworth City Commission meeting.

John Redden, Joe Oaks and Paul Cromer commented on non-agenda items.

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

Motion passed, 5-0.

The Board adjourned at 9:40 a.m.

*****April 9, 2025 *****

The Board of County Commissioners met in a work session on Wednesday, April 9, 2025. Commissioner Culbertson; Commissioner Smith, Commissioner Stieben, Commissioner Reid and Commissioner Dove are present; Also present: Mark Loughry, County Administrator; Misty Brown, County Counselor, Jon Khalil, Deputy County Counselor; John Jacobson, Planning and Zoning Director

The Board met in a work session to discuss reinvestment housing incentive district draft policy.

Staff will bring back the policy in two weeks for consideration.

The Board ended the work session at 10:22 a.m.

Final Approved

*****April 9, 2025 *****

The Board of County Commissioners met in a work session on Wednesday, April 9, 2025. Commissioner Culbertson; Commissioner Smith, Commissioner Stieben, Commissioner Reid and Commissioner Dove are present; Also present: Mark Loughry, County Administrator; Bill Noll, Infrastructure and Construction Services

The Board met in a work session to discuss the capital improvement plan for Public Works.

The Board ended the work session at 11:49 a.m.

Final Approved

*****April 16, 2025 *****

The Board of County Commissioners met in a regular session on Wednesday, April 16, 2025. Commissioner Smith, Commissioner Culbertson; Commissioner Stieben, Commissioner Reid and Commissioner Dove are present; Also present: Mark Loughry, County Administrator; Misty Brown, County Counselor; Jon Khalil, Deputy County Counselor; Monica Swigart, Human Resources Administrator; Jamie VanHouten, Community Corrections Director; Aaron Yoakam, Buildings and Grounds Director; Bill Noll, Infrastructure and Construction Services;

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Commissioner Smith announced a joint meeting with the city of Leavenworth will be May 13th at 6:00 p.m.

Commissioner Smith indicated he and Commissioner Dove will be attending the KCCA Conference next week in Manhattan.

Commissioner Stieben requested a draft resolution that deals with bull tail pulling.

Commissioner Reid mentioned the Workforce Partnership meeting for Tuesday has been cancelled.

A motion was made by Commissioner Culbertson and seconded by Commissioner Stieben to accept the consent agenda for Wednesday, April 16, 2025 as presented.

Motion passed, 5-0.

A motion was made by Commissioner Culbertson and seconded by Commissioner Stieben to adjourn as the Leavenworth County Board of County Commissioners and convene as the Leavenworth County Board of Health.

Motion passed, 5-0.

Commissioner Smith opened the public hearing.

Daniel Ester spoke.

Kyle Anderson gave a brief history of the property with code enforcement.

Commissioner Smith closed the public hearing.

A motion was made by Commissioner Smith and seconded by Commissioner Dove to approve Board Order 2025-4, declaring the property located at 2210 Ottawa St., Leavenworth KS 66048 to be of imminent hazard to the public and inhabitable.

Motion passed, 5-0.

A motion was made by Commissioner Stieben and seconded by Commissioner Culbertson to adjourn as the Leavenworth County Board of Health and reconvene as the Leavenworth County Board of County Commissioners.

Motion passed, 5-0.

Bill Noll requested the cancellation of current agreements for the 235th St. project.

A motion was made by Commissioner Stieben and seconded by Commissioner Culbertson to approve the cancellation of the current agreements for the 235th St. project with KDOT for project 52c-5250-01.

Motion passed, 5-0.

Mr. Noll requested approval of an agreement for the 235th St. project with KDOT.

A motion was made by Commissioner Stieben and seconded by Commissioner Culbertson to approve an agreement for the 235th St. project 52c-5250-01 with KDOT utilizing the Congressionally Directed Spending and Kansas Cost Share Grants.

Motion passed, 5-0.

Mr. Noll requested surplus equipment be sold on PurpleWave.

A motion was made by Commissioner Culbertson and seconded by Commissioner Stieben to approve the listed equipment per Public Works as surplus and sell on PurpleWave.

Motion passed, 5-0.

Steve Conley and Dan Clemons commented on a non-agenda items.

Monica Swigart presented the quarterly report for Human Resources.

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

Aaron Yoakam presented the quarterly report for Buildings and Grounds.

Mr. Noll presented the quarterly report for Public Works.

Commissioner Stieben attended the KCATA Finance Committee meeting.

Commissioner Smith attended the LCPA meeting.

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

Motion passed, 5-0.

The Board adjourned at 10:21 a.m.

*****April 23, 2025 *****

The Board of County Commissioners met in a regular session on Wednesday, April 23, 2025. Commissioner Smith, Commissioner Culbertson; Commissioner Stieben, Commissioner Reid and Commissioner Dove are present; Also present: Mark Loughry, County Administrator; Misty Brown, County Counselor; Jon Khalil, Deputy County Counselor; Amy Allison, Planning and Zoning Deputy Director; Jamie Miller, EMS/Health Dept. Director; Bill Noll, Infrastructure and Construction Services;

PUBLIC COMMENT:

Paul Cromer, April Cromer, Rebecca Mahan, Ross Vogel and John Redden commented.

ADMINISTRATIVE BUSINESS:

Commissioner Stieben inquired about the Lansing RHID hearing.

A motion was made by Commissioner Culbertson and seconded by Commissioner Stieben to accept the consent agenda for Wednesday, April 23, 2025 as presented.

Motion passed, 5-0.

Bill Noll requested approval of a supplemental agreement with Kimley-Horn for the Safe Streets grant.

A motion was made by Commissioner Stieben and seconded by Commissioner Smith to approve the supplemental agreement for the Safe Streets for All Implementation Grant with Kimley-Horn.

Motion passed, 5-0.

Jon Kahil presented the updated RHID policy.

A motion was made by Commissioner Stieben and seconded by Commissioner Smith to approve the adoption of a policy to evaluate and analyze proposed Reinvestment Housing Incentive District.

Motion passed, 5-0.

Misty Brown presented Resolution 2025-13, altering the boundaries of Rural Fire District No. 1.

A motion was made by Commissioner Stieben and seconded by Commissioner Culbertson to approve Resolution 2025-13, altering the boundaries of Rural Fire District No. 1 of Leavenworth County, Kansas to include only Delaware Township and High Prairie Township.

Motion passed, 5-0.

Ms. Allison presented Case DEV-24-097 & 098, final plat for Crosby Addition No. 2.

A motion was made by Commissioner Stieben and seconded by Commissioner Culbertson to that the proposed final plat as outlined in Case DEV-24-097 & 098 is compliant with the County Zoning and Subdivision Regulations and move that the proposed final plat be conditionally approved and accepted by this Board subject to the conditions set forth in the staff report and as adopted by the Planning Commission.

Motion passed, 5-0.

Ms. Allison presented Resolution 2025-14, vacating a portion of the plat of Story's Addition subdivision.

A motion was made by Commissioner Culbertson and seconded by Commissioner Stieben that the vacation request as outlined in Case DEV-25-012 complies with K.S.A. 58-2613 and does not cause the public to suffer loss or inconvenience and that no private rights will be injured or endangered by the vacation based on recommendations of the Planning Commission and the findings set forth in the staff report. I move to approve Resolution 2025-14, the vacation request subject to the property rights of public utilities, right of way and easements for the public service facilities currently in existence and use. Motion passed, 5-0.

Ms. Allison presented the quarterly report for Planning and Zoning.

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

Commissioners Dove and Smith attended the Kansas County Commissioners Association conference this week.

Commissioner Reid thanked the cities of Leavenworth County for meeting with her.

Commissioner Stieben attended the MARC meeting and a KCTA meeting.

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

The Board adjourned at 10:59 a.m.

*****April 23, 2025 *****

The Board of County Commissioners met in a work session on Wednesday, April 23, 2025. Commissioner Culbertson; Commissioner Smith, Commissioner Stieben, Commissioner Reid and Commissioner Dove are present; Also present: Mark Loughry, County Administrator; Misty Brown, County Counselor, Jon Khalil, Deputy County Counselor; Chuck Magaha, Emergency Management; Andy Dedeke, Leavenworth County Sheriff

The Board met in a work session to discuss the Kansas Region L Hazard Mitigation Plan and 911 communications.

The Board ended the work session at 12:00 p.m.

Final Approved

*****April 30, 2025 *****

The Board of County Commissioners met in a regular session on Wednesday, April 30, 2025. Commissioner Smith, Commissioner Culbertson; Commissioner Stieben, Commissioner Reid and Commissioner Dove are present; Also present: Mark Loughry, County Administrator; Misty Brown, County Counselor; Jon Khalil, Deputy County Counselor; Connie Harmon, Council on Aging Director; Bob Weber, County Appraiser, David Martin, Information Systems Deputy Director

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

PUBLIC COMMENT:

Lynn Looney, Mike Trapp and Joan Murnane commented.

ADMINISTRATIVE BUSINESS:

Commissioner Stieben requested approval of Public Works mowing before the Fair.

It was the consensus of the Board to direct Public Works to mow before the Fair.

Commissioner Stieben commented the Board is still getting calls and emails regarding the smell at the Easton landfill.

Commissioner Stieben reported that there are minors receiving services through the Health Department that are chemical in nature and inquired if there are side effects from the medications what is the liability of the County.

Misty Brown stated that any medication that is distributed through the Health Department is done through a doctor from KU and liability discussion should be discussed in an executive session.

Commissioner Culbertson requested a formal motion to add paving 187th St from Santa Fe to Logan to the CIP.

A motion was made by Commissioner Smith and seconded by Commissioner Stieben to add paving 187th St from Santa Fe to Logan to the CIP.

Dennis Bixby commented.

Motion passed, 5-0.

A motion was made by Commissioner Culbertson and seconded by Commissioner Dove to accept the consent agenda for Wednesday, April 30, 2025 as presented.

Motion passed, 5-0.

Commissioner Smith read a letter recognizing Eagle Scout Henry Chaar.

Misty Brown presented Resolution 2025-15, altering the boundaries of Rural Fire District No. 1.

A motion was made by Commissioner Stieben and seconded by Commissioner Dove to approve Resolution 2025-15, altering the boundaries of Rural Fire District No. 1 of Leavenworth County, Kansas to include only High Prairie Township.

Motion passed, 5-0.

Connie Harmon requested approval of the changes to the Council on Aging Advisory Board by-laws.

A motion was made by Commissioner Stieben and seconded by Commissioner Culbertson to approve the proposed changes to the Council on Aging Advisory Board by-laws.

Motion passed, 5-0.

Ms. Harmon presented the quarterly report for Council on Aging.

David Martin presented the quarterly report for Information Systems.

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

Paul Cromer commented.

The Board discussed a draft resolution addressing animal cruelty.

Julie Downes and Joan Murnane commented.

It was the consensus of the Board to bring back the resolution for approval.

A motion was made by Commissioner Dove and seconded by Commissioner Smith that the Board recess for a closed executive meeting to consult with our attorneys and discuss confidential matters related to potential claims and litigation which would be deemed privileged in the attorney-client relationship as permitted under the Kansas Open Meetings Act and that the Board resume open meeting at 11:00 a.m. in the meeting room of the Board. Present in the executive meeting will be Commissioners Mike Smith, Jeff Culbertson, Vanessa Reid, Willie Dove, Mike Stieben, County Administrator Mark Loughry, County Counselor Misty Brown and Deputy County Counselor Jon Khalil.

Motion passed, 5-0.

The Board returned to regular session at 11:00 a.m. No action was taken and no decisions were made. The subject was limited to the legal interests of the County.

Commissioner Smith met with Senator Klemp.

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

Motion passed, 5-0.

The Board adjourned at 11:01 a.m.