

*****January 11, 2023 *****

The Board of County Commissioners met in a regular session on Wednesday, January 11, 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; Amy Allison, Planning and Zoning Deputy Director; Janet Klasinski, County Clerk; Monica Swigart, Human Resources Administrator; Jamie Miller, EMS/Health Department Director; Janice Van Parys, County Treasurer; Andrew Holder, Legal Counselor; John Richmeier, Leavenworth Times

Residents: Howard Crook, Lloyd and Karen Crook, John and Sharon Wagner, Greg List, Wes Baker, Shawn and Christy Britz, Lisa Crook, Mike Goetz, Donna Crook-Rogers, Kenny and Julie Eastburn, Kara Luginbill-Smith, Kyle Smith

PUBLIC COMMENT:

Sharon Wagner, Howard Crook, Karen Crook and Greg List commented on an agenda item.

ADMINISTRATIVE BUSINESS:

Mark Loughry reminded the Board that while attending briefings on the Apex project that we should focus on a possible connector between K-10 and I-70 as the most impactful factor to Leavenworth County.

Commissioner Doug Smith inquired about changing the policy on a tract splits that would allow the same variance process as platting for a subdivision.

Mr. Loughry indicated it would be appropriate to have staff review the policy and develop language to amend it and to then have the Board review before any exception is granted.

A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to air work sessions such as the city of Leavenworth does as we currently air our regular meetings.

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

A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, January 11, 2023 as presented.

Motion passed, 5-0.

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

Motion passed, 5-0.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Stieben to nominate Commissioner Vicky Kaaz as temporary chairperson.

Motion passed, 4-0 Commissioner Kaaz abstained.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to convene to regular session.

Motion passed, 5-0.

The Board considered the nomination of a new chairperson.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Doug Smith to appoint Vicky Kaaz as the new chairperson.

Motion passed, 4-0 Commissioner Kaaz abstained.

The Board considered setting regular meeting days.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to keep Wednesdays as regular meeting days at 9:00 a.m.

Motion passed, 5-0.

The Board considered approval of the official newspaper for Leavenworth County publications.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Stieben to make our official newspaper for the County the Leavenworth Times.

Motion passed, 5-0.

The Board considered approval of the official depository for Leavenworth County funds.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to accept the County Clerk's recommendation to have Commerce Bank as the official depository of Leavenworth County.

Motion passed, 5-0.

The Board considered approval of the 2023 Leavenworth County Pay Plan schedule.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Doug Smith to approve the 2023 Leavenworth County Pay Plan Schedule.

Motion passed, 5-0.

The Board considered approval of Resolution 2023-3, setting the elected officials' salaries.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Doug Smith to approve Resolution 2023-3 setting the elected officials' salaries as approved in the 2023 budget.

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 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 the Board resume open meeting at 10:10 a.m. in the meeting room of the Board. Present in the executive meeting will be Commissioners Culbertson, Kaaz, Mike Smith, Doug Smith and Commissioner Mike Stieben, Senior County Counselor David Van Parys, County Administrator Mark Loughry and Legal Counsel for the County Andrew Holder.

Motion passed, 5-0.

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

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 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 the Board resume open meeting at 10:30 a.m. in the meeting room of the Board. Present in the executive meeting will be Commissioners Culbertson, Kaaz, Mike Smith, Doug Smith and Commissioner Stieben, Senior County Counselor David Van Parys, County Administrator Mark Loughry and Legal Counsel for the County Andrew Holder.

Motion passed, 5-0.

The Board returned to regular session at 10:30 a.m. No action was taken and no decisions were made. The subject was limited to the legal interests of the County.

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 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 the Board resume open meeting at 10:40 a.m. in the meeting room of the Board. Present in the executive meeting will be Commissioners Kaaz, Culbertson, Mike Smith, Doug Smith, Mike Stieben, Senior County Counselor David Van Parys, County Administrator Mark Loughry and Legal Counsel for the County Andrew Holder.

The Board returned to regular session at 10:40 a.m. No action was taken and no decisions were made. The subject was limited to the legal interests of the County.

David Van Parys updated the Board regarding legal action on Flatlands indicating he will provide a final action report next week.

Commissioner Mike Smith introduced his father in attendance for the meeting.

Commissioner Doug Smith will attend the Basehor City Council meeting this evening.

Commissioner Kaaz will attend a Martin Luther King Jr. celebration in Kansas City on Friday. She also attended a KCATA meeting and a Workforce Partnership 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 10:44 a.m.