

\*\*\*\*\*December 11, 2024 \*\*\*\*\*

The Board of County Commissioners met in a regular session on Wednesday, December 11, 2024. Commissioner Culbertson; Commissioner Kaaz, Commissioner Doug Smith and Commissioner Stieben are present; Commissioner Mike Smith by phone; Also present: Mark Loughry, County Administrator; John Jacobson, Planning and Zoning Director; Amy Allison, Planning and Zoning Deputy Director; Misty Brown, County Counselor; Bill Noll, Infrastructure and Construction Services; Jamie Miller, EMS/Health Dept. Director; John Richmeier, Leavenworth Times

PUBLIC COMMENT:

Ron Seetin, David Chiles and Crystal Swan Blackdeer commented.

ADMINISTRATIVE BUSINESS:

Commissioner Kaaz presented Pat Barnhardt with a plaque for her service with the Drug and Alcohol Abuse Council.

Mark Loughry updated the Board regarding Fire District #1 indicating staff is working on agreements for the Board's review.

Mr. Loughry reported there is not any money to transfer out of the unfilled positions within departments with the increase to benefits and other payroll issues.

*A motion was made by Commissioner Kaaz and seconded by Commissioner Doug Smith to accept the consent agenda for Wednesday, December 11, 2024 as presented.*

*Motion passed, 5-0.*

Jamie Miller presented Charter Resolution 2024-1, exempting Leavenworth County from sanitary inspections of school buildings as the health officer.

*A motion was made by Commissioner Stieben and seconded by Commissioner Kaaz to approve Charter Resolution 2024-1, exempting Leavenworth County, Kansas from certain provisions of K.S.A. 65-201 specifically K.S.A. 65-202 subsection C regarding the annual sanitary inspections of school buildings and grounds by the local health officer.*

*Motion passed, 5-0.*

Bill Noll requested approval of a lease agreement for two Caterpillar motor graders.

*A motion was made by Commissioner Doug Smith and seconded by Commissioner Stieben to approve a 5-year lease agreement with Foley Equipment for two Caterpillar motor graders in the amount of \$70,441.36 per grader.*

*Motion passed, 5-0.*

Amy Allison presented Resolution 2024-26, a rezoning request from RR-5 to RR-2.5.

*A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to refer this back to the Planning Commission for more explanation on why it doesn't fit the character of the neighborhood when there is related property that is zone similarly and more specifically #3 as well.*

*Motion failed 2-3, Commissioners Doug Smith, Kaaz and Culbertson voting nay.*

*A motion was made by Commissioner Doug Smith and seconded by Commissioner Kaaz to approve the rezoning request Resolution DEV 2024-26 approve the rezoning as outlined in Case DEV-24-118 based that it meets the Comp Plan.*

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

Ms. Allison presented Resolution 2024-27, a rezoning request from RR-5 to RR-1.

*A motion was made by Commissioner Doug Smith and seconded by Commissioner Kaaz to approve Resolution 2024-27, a rezoning request for RR-5 to RR-1 considering the rezoning applying the Golden Factors and move to adopt Resolution on Case DEV-24-126.*

*Motion passed, 5-0.*

Ms. Allison presented Resolution 2024-29, a rezoning request from RR-5 to RR-2.5.

*A motion was made by Commissioner Doug Smith and seconded by Commissioner Kaaz to approve Resolution 2024-29, a rezoning request from RR-5 to RR-2.5 and the zoning request complies with the Golden Factors and adopt and approve Case Number DEV-24-128.*

*Motion passed, 5-0.*

Commissioner Stieben gave a brief update from the Kansas Association of Counties conference.

Commissioner Kaaz attended the Leavenworth City Commission meeting and a KCATA meeting.

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

*Motion passed, 5-0.*

The Board adjourned at 9:59 a.m.