

*****December 13, 2023 *****

The Board of County Commissioners met in a regular session on Wednesday, December 13, 2023. Commissioner Kaaz, Commissioner Mike Smith, Commissioner Doug Smith, Commissioner Stieben and Commissioner Culbertson are present; Mark Loughry, County Administrator is absent; Also present: David Van Parys, Senior County Counselor; Bill Noll, Infrastructure and Construction Services; Janet Klasinski, County Clerk; John Jacobson, Planning and Zoning Director; Janice Van Parys, County Treasurer; John Richmeier, Leavenworth Times

Residents: Rebecca Swearingen, John Matthews, Kurt Brack, Dee Hull, Dustan Hull

ADMINISTRATIVE BUSINESS:

Janice Van Parys introduced the new County Treasurer as of January 2, 2024.

A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to authorize the chair to declare that the replacement fuel system constituted an emergency situation under Kansas law.

Motion passed, 5-0.

Bill Noll updated the Board on the emergency fuel replacement system.

Commissioner Stieben read information provided by the Kansas Association of Counties regarding property taxes.

Commissioner Doug Smith requested to play a LAVTR video next week that was shown at the Kansas Association of Counties conference last week.

Commissioner Culbertson requested the consensus of the Board to pass an official LAVTR resolution.

It was the consensus of the Board to add the LAVTR resolution to next week's agenda.

Commissioner Stieben requested a meeting with the attorney of Flatlands to discuss the memorandum of understanding.

A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, December 13, 2023 as presented.

Motion passed, 5-0.

Janet Klasinski presented Resolution 2023-35, waiving the GAAP requirements.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to approve Resolution 2023-35 waiving the GAAP requirement of K.S.A. 75-1120a(a) as they apply to the County of Leavenworth for the year ended 2023.

Motion passed, 5-0.

PUBLIC COMMENT:

Rebecca Swearingen and Kurt Brack commented on an agenda item.

John Jacobson presented Resolution 2023-32, a special use permit for Tri-Hull Crane Rental.

A motion was made by Commissioner Stieben and seconded by Commissioner Doug Smith that based on the findings of the Golden Factors, as set forth in the staff report and as adopted by the Planning Commission and substantiated by the facts, testimony and evidence presented, to adopt Resolution 2023-32 and conditionally approve the proposed special use permit as outlined in Case DEV-2023-136 which is Tri-Hull subject to the performances and observations of the conditions set forth in the staff reports.

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

Bill Noll requested approval of the 2024 dust control request form.

A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to approve the 2024 dust control request form.

Motion passed, 5-0.

Mr. Noll requested the approval of an agreement with KDOT for the replacement of bridges SH-54 and SH-61.

A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to approve Project Agreement No. 729-23 for the replacement of bridges SH-54 and SH-61 on Golden Road.

Motion passed, 5-0.

Mr. Noll requested approval to lease two trucks with Nextran in the amount of \$182,494.33.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Doug Smith to approve the lease of two trucks with Nextran in the amount of \$182,494.33.

Motion passed, 5-0.

Commissioner Mike Smith will attend the LCDC Annual Meeting on January 19.

Commissioner Doug Smith and Stieben attended the KAC Conference in Wichita last week.

Commissioner Culbertson met with individuals from Fort Leavenworth to discuss LAVTR and pilot checks. He reported the city of Easton will be writing a letter of support for the LAVTR.

Commissioner Kaaz attended cultural training for the Panasonic plant and the Transit Authority meeting. She also attended the Leavenworth City Commission meeting.

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

Motion passed, 5-0.

The Board adjourned at 10:06 a.m.