

*****December 29, 2021*****

The Board of County Commissioners met in a regular session on Wednesday, December 29, 2021. Commissioner Mike Smith, Commissioner Culbertson, Commissioner Doug Smith are present; Commissioner Kaaz and Commissioner Stieben present by phone; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Janet Klasinski, County Clerk; Krystal Voth, Planning and Zoning Director; Bill Noll, Infrastructure and Construction Services; John Richmeier, Leavenworth Times

Residents: Joe Herring, John Matthews

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

David Van Parys requested approval of amendments to the lease agreement with Behavioral Health at the Cushing Building.

A motion was made by Commissioner Kaaz and seconded by Commissioner Doug Smith to allow for the chair to enter into that agreement.

Motion passed, 5-0.

Mr. Van Parys reported on the opioid litigation proceeds.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to authorize the Senior County Counselor and County Administrator to sign anything by the end of the year on this matter.

Motion passed, 5-0.

Commissioner Doug Smith inquired if he violated any state statutes during last week's meeting in which he was accused of during public comment.

Mr. Van Parys indicated he was not aware of any violations and that the statement was not supported by any factual basis.

A motion was made by Commissioner Culbertson and seconded by Commissioner Doug Smith to accept the consent agenda for Wednesday, December 29, 2021 as presented.

Motion passed, 5-0.

Janet Klasinski presented Board Order 2021-4, transferring funds from the Election Fund to the Equipment Reserve Election Fund.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to approve Board Order 2021-4, transferring Elections funds to the Equipment Reserve Election fund in the amount of \$25,000.00.

Motion passed, 5-0.

Ms. Klasinski presented Board Order 2021-5, transferring funds from the General Fund to the Council on Aging.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to approve Board Order 2021-5, transferring funds from the General Fund to the Council on Aging in the amount of \$160,000.00.

Motion passed, 5-0.

Ms. Klasinski presented Board Order 2021-6, transferring funds from the General Fund to the Capital Road Funds.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to approve Board Order 2021-6, transferring General Fund to the Capital Road Funds in the amount of \$390,789.05.

Motion passed, 5-0.

Ms. Klasinski presented Board Order 2021-7, transferring funds from the 2006 ten-year Sales Tax Fund to the General Fund.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Culbertson to approve Board Order 2021-7, transferring funds from the 2006 ten-year Sales Tax Fund to the General Fund in the amount of \$45,140.00.

Motion passed, 5-0.

Ms. Klasinski presented Board Order 2021-8, transferring funds from the Sheriff Department in General Fund to the Equipment Reserve Fund.

A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to approve Board Order 2021-8, transferring funds from the Sheriff Department in General Fund to the Equipment Reserve Fund in the amount of \$80,000.00.

Motion passed, 5-0.

Ms. Klasinski presented Board Order 2021-9, transferring funds from the Solid Waste Operating Fund to the Capital Improvement Fund.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to approve Board Order 2021-9, transferring funds from the Solid Waste to the Capital Improvement Fund in the amount of \$145,000.00.

Motion passed, 5-0.

Ms. Klasinski presented Board Order 2021-10, transferring funds from Sewer District #5 to General Fund/Special Building Maintenance.

A motion was made by Commissioner Culbertson and seconded by Commissioner Doug Smith to approve Board Order 2021-10, transferring funds from Sewer District #5 to General Fund/ in the amount of \$8,624.00.

Motion passed, 5-0.

Ms. Klasinski presented Board Order 2021-11, transferring funds from Sewer District #2 to General Fund/Special Building Maintenance.

A motion was made by Commissioner Culbertson and seconded by Commissioner Doug Smith to approve Board Order 2021-11, transferring funds from Sewer District #2 to General Fund/Special Building Maintenance in the amount of \$12,784.00.

Motion passed, 5-0.

Ms. Klasinski presented Board Order 2021-12, transferring funds from Sewer District #1 to General Fund/Special Building Maintenance.

A motion was made by Commissioner Culbertson and seconded by Commissioner Doug Smith to approve Board Order 2021-12, transferring funds from Sewer District #1 to General Fund/Special Building Maintenance in the amount of \$15,456.00.

Motion passed, 5-0.

Ms. Klasinski presented Board Order 2021-13, transferring funds from the Road and Bridge Fund to the Capital Road Fund.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to approve Board Order 2021-13, transferring funds from the Road and Bridge Fund to the Capital Road Fund in the amount of \$200,000.00.

Motion passed, 5-0.

Bill Noll requested to award bid on the design and construction engineering of the ST-100 project to Finney and TurnipSeed.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to award the design engineering and construction engineering of the ST-100 bridge project to Finney and TurnipSeed.

Motion passed, 5-0.

Mr. Noll requested to accept the State Fiscal Year 2022 Local Bridge Program for E-48 Bridge Replacement on 255th Street.

A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to pass motion for the E-48 bridge replacement on 255th Street with matching funds.

Motion passed, 5-0.

Krystal Voth presented Resolution 2021-58, a rezoning request from RR-5 to RR-2.5 located at 28181 207th Street.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Culbertson to approve Resolution 2021-58, a rezoning from RR-5 to RR-2.5 located at 28181 207th St.

Motion passed, 5-0.

Ms. Voth presented Resolution 2021-59, a text amendment to Articles 3, 27(C) and 41 of the 2006 Leavenworth County Zoning and Subdivision Regulations.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith to approve Resolution 2021-59, a text amendment to Articles 3,27 (C) and 41of the 2006 Leavenworth County Zoning and Subdivision Regulations.

Motion passed, 5-0.

Ms. Voth presented Resolution 2021-60, a renewal of a special use permit for Happy Trails Kennel located at 21918 227th Street.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Doug Smith to approve Resolution 2021-60, a renewal for a special use permit for Happy Trails Kennel located at 21918 227th Street.

Motion passed, 5-0.

Discussion took place regarding the submittals for the Regional Transportation Capital Improvement Plan Study.

It was the consensus of the Board to proceed with Kimley-Horn.

Commissioner Doug Smith attended the Fairmount Township meeting and he will speak to the Leavenworth County Southern Leadership program along with Commissioner Stieben.

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

Motion passed, 5-0.

The Board adjourned at 10:16 a.m.