

*****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