

*****May 3, 2023 *****

The Board of County Commissioners met in a regular session on Wednesday, May 3, 2023. Commissioner Kaaz, Commissioner Doug Smith, Commissioner Mike Smith, Commissioner Culbertson and Commissioner Stieben are present; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Misty Brown, Deputy County Counselor; John Jacobson, Planning and Zoning Director; Amy Allison, Planning and Zoning Deputy Director; Bill Noll, Infrastructure and Construction Services; Edd Hingula, Leavenworth City Commissioner; John Richmeier, Leavenworth Times

Residents: John Matthews, Cindy Lynch, Chip DeMoss, Eric Weslander, Joe Herring

PUBLIC COMMENT:

There were no public comments.

ADMINISTRATIVE BUSINESS:

Commissioner Kaaz read a proclamation recognizing Economic Development Week.

Commissioner Kaaz read a proclamation recognizing May as Mental Health Awareness Month.

The Board recognized the Register of Deeds office in leading the enrollment in property fraud alerts in all Kansas counties for two years in a row.

Commissioner Stieben reported on issues regarding the K-16 road closure.

Commissioner Stieben discussed SCR 1611 that deals with property taxes and inquired if the Board could send a letter of concern.

It was the consensus of the Board to have staff draft a letter of concern.

Commissioner Stieben mentioned the discussion with Tonganoxie on 222nd Street.

It was the consensus of the Board to schedule a work session to discuss 222nd Street.

A motion was made by Commissioner Culbertson and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, May 3, 2023 as presented.

Motion passed, 5-0.

David Van Parys presented Resolution 2023-9, creating the formation of Fire District #2 rescinding Resolution 2023-6.

A motion was made by Commissioner Stieben and seconded by Commissioner Doug Smith to approve Resolution 2023-9, creating the formation of Fire District #2, rescinding Resolution 2023-6.

Motion passed, 5-0.

Amy Allison presented Resolution 2023-7, a request for a special use permit for Rock Hard Yard Art.

A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to approve Resolution 2023-7, a special use permit for Rock Hard Yard Art located at 2624 Golden Road.

Motion passed, 5-0.

Ms. Allison presented Resolution 2023-8, an amendment to Article 19 of the Leavenworth County Zoning and Subdivision Regulations.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Culbertson to approve Resolution 2023-8, an amendment to Article 19 of the Leavenworth County Zoning and Subdivision Regulations removing discrepancies pertaining to public and private utilities.

Motion passed, 5-0.

Ms. Allison presented Case Number DEV-23-047, a request for a temporary special use permit for Whiskey Ridge Event Center.

Commissioner Kaaz opened the public hearing.

No one spoke in opposition of the permit.

No one spoke in favor of the permit.

Commissioner Kaaz closed the public hearing.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Doug Smith to approve the applicant for Whiskey Ridge, LCC, Case Number DEV-23-047, for a temporary special use permit for two events to be conducted at 19051 Tonganoxie Drive, Tonganoxie, KS permit to be subject to the conditions set forth in the staff report and based upon the evaluation of the application by staff and that evaluation and findings incorporated into this motion. Further that this motion takes into account the applicable Golden Factors, specifically that the proposed use is compatible with the character of the neighborhood, provides economic benefit and gain to the area and will not detrimentally affect neighboring properties.

Motion passed, 5-0.

Bill Noll requested approval of chemical dust control on a portion of George Road during the K-16 improvement project.

A motion was made by Commissioner Stieben and seconded by Commissioner Mike Smith to approve chemical dust control for a portion of George Road during the K-16 safety improvement project through KDOT funding in the amount of \$19,609.00.

Motion passed, 5-0.

Commissioner Mike Smith mentioned the Board attended a joint meeting with the city of Tonganoxie. He will attend the Lansing Mayor State of the City Address this Friday and the Lansing Fishing Derby is this Saturday. He reported that he and Commissioner Stieben attended the Kansas Association of Counties conference last week in Hayes.

Commissioner Doug Smith attended the Fairmount Township meeting, the JCAB meeting, the joint work session with the city of Tonganoxie and Law Day.

Commissioner Stieben held a Property Tax Task Force meeting and has been receiving call regarding the K-16 improvement project.

Commissioner Culbertson attended the Leavenworth City Commission meeting. He met with the new Deputy County Counselor to discuss enforcement on junk properties and the high-pressure gas line resolution.

Commissioner Kaaz attended the JCAB meeting, Law Day, the Gala of Hope, the KCATA Board meeting and reported this Friday is Night at the Races for CASA.

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

Motion passed, 5-0.

The Board adjourned at 9:58 a.m.

Final Approved