

*****September 18, 2024 *****

The Board of County Commissioners met in a regular session on Wednesday, September 18, 2024. Commissioner Culbertson, Commissioner Kaaz, Commissioner Mike Smith and Commissioner Doug Smith are present; Commissioner Stieben present by phone; Also present: Mark Loughry, County Administrator; David Van Parys, Senior County Counselor; Misty Brown, Deputy County Counselor; Bob Weber, County Appraiser; John Jacobson, Planning and Zoning Director; Amy Allison, Planning and Zoning Deputy Director; John Richmeier, Leavenworth Times

PUBLIC COMMENT:

Tama Brzustowicz, Kathleen Williams, Roberta Ready, Eric Weslander and Joe Wilson commented.

ADMINISTRATIVE BUSINESS:

Mark Loughry reported the current chair for the Safety Committee has asked to step down and requested the Board to appoint Monica Swigart as the new chair.

A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith that the Board of County Commissioners appoint Monica Swigart to the Safety Committee as the chair.

Motion passed, 5-0.

Commissioner Stieben inquired if Public Works has been in communication with Union Pacific Railroad regarding the crossings that are being blocked in the south end of the county.

Bill Noll indicated he has not had any communication with Union Pacific Railroad.

Commissioner Stieben requested a letter be sent to the railroad.

It was the consensus of the Board to send a letter to Union Pacific Railroad.

Mr. Noll presented traffic counts on roads adjacent to the road projects.

A motion was made by Commissioner Kaaz and seconded by Commissioner Mike Smith to accept the consent agenda for Wednesday, September 18, 2024 as presented.

Motion passed, 4-0.

Bob Weber presented Board Order 2024-7, approving a disaster relief tax abatement on a property destroyed by fire.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Kaaz to approve Board Order 2024-7 a disaster relief tax abatement for a property located at 21542 Dempsey Road substantially destroyed by fire.

Motion passed, 4-0.

Amy Allison presented Resolution 2024-15, amending articles of the 2006 Leavenworth County Zoning and Subdivision Regulations.

A motion was made by Commissioner Mike Smith and seconded by Commissioner Culbertson to approve Resolution 2024-15, approving amendments to Articles 3,22,33,35,40,43 & 60 of the Leavenworth County Zoning and Subdivision Regulations.

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

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith that the Board recess from open session and go into a closed executive session to discuss personnel matters of non-elected personnel as justified by K.S.A. 75-4319(b)(1) and to protect the privacy interests of the person involved and that this Board resume open session in this meeting room at 10:00 a.m. Present in the executive session will be Commissioners Jeff Culbertson, Vicky Kaaz, Doug Smith, Mike Smith, Mike Stieben, County Administrator Mark Loughry and others as invited by the Board.

Motion passed, 5-0.

The Board returned to regular session at 10:00 a.m. No action was taken and no decisions were made. The subject was limited to non-elected personnel.

A motion was made by Commissioner Doug Smith and seconded by Commissioner Mike Smith that the Board recess for a closed executive meeting for the discussion of subjects involving the legal interests of the County and confidential matters related to pending litigation as justified by K.S.A. 75-4319(B)(2) for consultation with legal counsel which would be deemed privileged in the attorney-client relationship and that Board resume open meeting at 10:30 a.m. in the meeting room of the Board. Present in the executive meeting will be Commissioners Jeff Culbertson, Vicky Kaaz, Mike Smith, Doug Smith and Mike Stieben, Senior County Counselor, David Van Parys, County Counselor Misty Brown and County Administrator Mark Loughry. Minus Mike Stieben.

Motion passed, 4-0.

The Board has returned to regular session at 10:30 a.m. No action was taken and no decisions were made. The subject was limited to the legal interests of the County.

Commissioner Doug Smith attended Basehor Dairy Days.

Commissioner Kaaz attended the Port Authority meeting and the finance committee meeting with KCATA.

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

Motion passed, 4-0.

The Board adjourned at 10:33 a.m.