

**THE MINUTES OF THE REGULAR MEETING
OF THE BOARD OF COMMISSIONERS
OF MIAMI COUNTY, KANSAS**

The Board of Miami County Commissioners met in regular session, in the Commissioners' Meeting Room, Miami County Administration Building, Paola, Kansas, on September 18, 2019. Those present were:

Phil Dixon, Chairman	Shane Krull, County Administrator
Rob Roberts, Pro Tem	David Heger, County Counselor
George Pretz, Commissioner	Janet White, County Clerk
Tyler Vaughan, Commissioner	Tiffany Taylor, Deputy Clerk
Danny Gallagher, Commissioner	

Visitors:

CALL TO ORDER

Chairman Dixon called the meeting to order at 1:00 p.m.

CITIZEN COMMENT

CONSENT AGENDA

Commissioner Roberts moved to approve the Consent Agenda, as follows:

- Minutes of the County Commission meeting of September 11, 2019
- Vouchers and payroll
- Approval of permit
- Grant of Easement Right of Way: Siavash Shadfar 19009-LS (A19-09-040)

Commissioner Gallagher seconded; the vote was unanimous.

PROCLAMATIONS & PRESENTATIONS

NEW BUSINESS

Holly Ray, Director of Human Resources, requested the board to consider the office closure for all non-emergency county offices, October 11, 2019, from 11:30 am - 2:00 pm for employees to attend Employee Appreciation Lunch. Commissioner Roberts moved to approve the request and Commissioner Vaughan seconded; the vote was unanimous.

Holly Ray, Director of Human Resources, requested the board to consider the approval of undersheriff annual compensation from \$74,397.63 to \$82,000.00 and to make the position unclassified. Commissioner Roberts moved to approve and Commissioner Gallagher seconded; the vote was unanimous.

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Rita McKoon, Director of Health Department, requested the board to consider approving the annual KDHE WIC contract between Miami County and the Kansas Department of Health and Environment to receive funds in the amount of \$107,100.00 for 2019/2020. Commissioner Pretz moved to approve the contract and Commissioner Vaughan seconded; the vote was unanimous.

Teresa Reeves, Director of Planning and Zoning, requested the board to consider a resolution modifying the Conditional Use Permit **(R19-09-026)** #Z180-CUP for Vitale Properties, LLC. The modifications are detailed in the resolution. Commissioner Vaughan moved to approve the resolution and Commissioner Gallagher seconded; the vote was unanimous.

Teresa Reeves, Director of Planning and Zoning, requested the board to consider to approve the Nunc Pro Tunc resolution **(R19-09-027)** to correct the legal description for Heartland RV & Marine Storage 19005-CUP and resolution R19-08-025. Commissioner Gallagher moved to approve the Nunc Pro Tunc resolution and Commissioner Roberts seconded; the vote was unanimous.

J.R. McMahon, Director of Road and Bridge, requested the board to consider authorizing commission chair to execute Notice to Proceed with Killough Construction for Project 13-10-CO-St (275), Agate Street. It is scheduled to begin September 23, 2019. This project should take about 20 days to complete. Commissioner Pretz moved to approve the request and Commissioner Roberts seconded; the vote was unanimous.

J.R. McMahon, Director of Road and Bridge, requested the board to consider the approval of the 2020 Local Bridge Improvement Program application between Miami County and Kansas Department of Transportation for the bridge 21-N.4 located on 239th Street of 0.15 mile west of Woodland Road and the closure of a structurally deficient fracture critical bridge. After submitting the application, Miami County would need to be selected. If this bridge is selected, it is a reimbursement program, so we wouldn't see any money until the bridge is completed. The reimbursement rate is up to \$150,000.00. It would probably take a couple of years to complete the project. Randy Kitchen, an area land owner, had some concerns regarding the closure of Carey's Bridge. He asked if the people in the general area are going to get to comment on if they are going to replace it or close it and what the plans are after the bridge is closed. He stated that if we are going to close it he would like the intersections closed off to stop the traffic from going down and it becoming the new county dump. Randy asked about the liability risks and wanted to know how they are planning on restricting the access. He also requested that when they go to do the gates that they talk to the local land owners. Commissioner Pretz was concerned that there was no real notice to the public of Carey Bridge being closed and he doesn't know where the citizens stand. He said it will be a detriment to citizens in that area with the traffic counts being at 29-30. Commissioner Vaughan stated that it is a tough decision but leaving state funding on the table is a hard decision too. Commissioner Vaughan motioned to approve the application and Commissioner Roberts seconded; the vote was not unanimous, as Commissioner Pretz was opposed.

J.R. McMahon, Director of Road and Bridge, requested the board to consider commission authorization and signature approval of the Local Road Safety Plan Agreement (A19-09-041) indicating the county's interest in local road safety plan funding. The county's maximum contribution will be \$5,152.66. Commissioner Roberts moved to approve the agreement and Commissioner Gallagher seconded; the vote was unanimous.

J.R. McMahon, Director of Road and Bridge, requested the board to consider approval of a new position, Blade Operator, to Road & Bridge Department to improve road conditions and response times. No new equipment or additional equipment is required. There was nine positions until a year ago and they tried to function with eight. Due to weather conditions, it is necessary to replace that spot. Commissioner Gallagher motioned to approve the request and Commissioner Roberts seconded; the vote was unanimous.

APPLICATIONS

Shane Krull, County Administrator, requested the board to consider the approval of a special event permit, taking place on October 5, 2019, at Nighthawk Vineyard, located on 343rd Street. Special Event permit application submitted by the Miami County Cancer Foundation for a 5-K Walk/Run. The foundation is requesting the \$25,000.00 bond and \$250.00 special event permit fee be waived. Commissioner Gallagher motioned to approve the permit and Commissioner Roberts seconded; the vote was unanimous.

Phil Petre, U.S. Cellular representative, requested the board to consider the approval of a special event permit, for a cell tower to be temporarily placed for the Luke Bryan Concert on October 3, 2019. This will improve 9-1-1 and customer band width. Mr. Petre also requested the board waive the insurance and bond, as it's not located on county property. This tower, is going to be located on a boom truck, parked on personal property located across the street from the event area. It will be there from September 23rd, to October 11th. Mr. Petre has worked with the land owner on an agreement to put the tower there. Action is contingent on Mr. Petre providing proof of insurance and the permit fee. Commissioner Roberts motioned to approve the permit and Commissioner Vaughan seconded; the vote was unanimous contingent on Miami County being included as an insured party and a copy of the insurance.

REPORTS FROM STAFF, COMMITTEES, OFFICERS

J.R. McMahon, Road and Bridge Director, stated that asphalt with Superior Bowen is starting today on 247th Street. The asphalt overlay on 391st Street is finished and 255th Street to Chiles Road is going to get a 3" overlay and a 2" overlay. The road from Somerset to 311th Street is going to be graveled. The bridge on Spring Valley Road was opened. They are working on Pressonville Road going to put dust control on it. Commissioner Gallagher had a request on 311th and Pressonville that the signs be moved back so trucks and trailers can make the corner.

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Shane Krull, County Administrator, said Triangle Builders will be working in the Commission Chambers for the next couple of weeks. The Commission Meetings will be in the H.R. Training Room while the Chambers are being worked on. If a bigger attendance from the public is anticipated, they will be held in the Sheriff's office

Shane Krull, County Administrator, said Dennis Ward of Tusa Consulting Services with Motorola study got back with Shane this morning and they are negotiating preliminary discussed. He is optimistic that it will be in study session next week.

Shane Krull, County Administrator, talked about Dancefestopia he has received information from Sheriff's Office and EMS. They are going to invite Doug Bordegon of Bordegon Production to come in and report on the overall economic impact. Commissioner Vaughan requested they discuss the information before the October 4th meeting so it is still fresh in everyone's mind.

COMMISSON COMMENTS

ADJOURNMENT

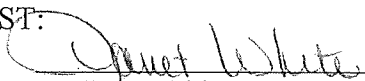
The meeting was adjourned at 1:45 p.m.





Phil Dixon, Chairman

ATTEST:



Janet White, County Clerk