

**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 October 16, 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
Danny Gallagher, Commissioner	Tiffany Taylor, Deputy Clerk

Absent: Tyler Vaughan, Commissioner

Visitors: Doug Carder, Jennifer McMahan

CALL TO ORDER

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

CITIZEN COMMENT

Jennifer McMahan, a concerned citizen, said there is no noise ordinance outside city limits. Her neighbor, shoots propane cannons to keep the birds away from his pecan trees that he harvests. She said the noise scares her grandchildren and is annoying. She said she has a Constitutional Right to peace and harmony. Commissioner Roberts stated that the land owner has a Constitutional Right to protect his pecans that he is harvesting and utilizing.

Jennifer McMahan, is also concerned about the inmates in the jail that don't see daylight for months. She says they don't get exercise and don't have access to direct sunlight. Sometimes when they are released it is into the elements with no where to go. Commissioner Roberts thanked her for her concerns.

CONSENT AGENDA

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

- Minutes of the County Commission meeting of October 9, 2019
- Approval of payment vouchers and payroll
- Add on-Proposing a correction to October 2, 2019 minutes that originally stated we would be responsible for 30% of 1.5 million dollars which is about \$225,000. The amended minutes will read we would be responsible for 30% of 1.5 million dollars which is about \$225,000 for Miami County's share.

Commissioner Roberts seconded; the vote was unanimous.

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NEW BUSINESS

Teresa Reeves, Director of Planning and Zoning, requested the board to consider the board to approve a Nunc Pro Tunc Resolution (**R19-10-033**) correction the legal description for 19001-Z Living Proof rezoning from CS to C-2. Commissioner Gallagher motioned to approve the resolution and Commissioner Pretz seconded; the vote was unanimous.

Cathy Cooper, Director of Community Corrections, requested the board to consider authorizing submittal of FY2019 Year End Outcomes Report to the Kansas Department of Corrections. Commissioner Pretz motioned to approve the request and Commissioner Roberts seconded; the vote was unanimous.

REPORTS FROM STAFF

J.R. McMahon, Road and Bridge Director, thanked the Commissioners for Employee Appreciation week. The employees in his department that received gifts were excited about winning. He said they were very appreciative.

Mr. McMahon, asphalt season is almost over and the contractor has completed all his work. They will haul rock for the next few months. Pressonville gets magnesium chloride next week. Shoulders will be put in where the new asphalt was put in. Soft spots have been a chronic persistent problem. They are working on overlay programs for next year. The Luke Bryan concert will take a couple of days to put out signs and prepare for that. Commissioner Gallagher had two people call him and thank him for the work done on Woodland Road.

COMMISSION COMMENTS

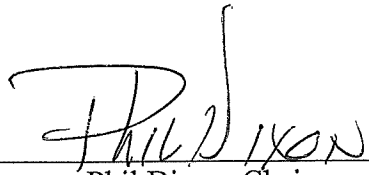
Commissioner Roberts informed everyone that for the next two meetings, the Commission Meetings will be held in the room behind the Training Room while the Clerk's Office conducts Election Training.

Commissioner Roberts commented on people making statements that are inaccurate during public comment. The jail that was built under contract is meeting all the federal standards. They don't have direct sunlight but they do have light and are able to determine the time of day. There is an exercise room with indirect lighting with fresh air from the outside. If we hear People making irresponsible statements, repeating those things leads the public wrong. Inmates being released after 24 hours is a legal decision. In regards to how the jail operates is up to Sheriff Kelly and he and his staff do a great job.

ADJOURNMENT

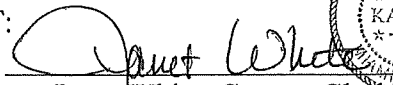
The meeting was adjourned at 1:25 p.m.

(Seal)



Phil Dixon, Chairman

ATTEST:



Janet White, County Clerk

