

**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 June 20, 2018. Those present were:

Phil Dixon, Chairman	Shane Krull, County Administrator
Rob Roberts, Pro-Tem	David Heger, County Counselor
Daniel Gallagher, Commissioner	Janet White, County Clerk
Ron Stiles, Commissioner	Amanda Curnutte, Executive Secretary
George Pretz, Commissioner	

Visitors: Monique Barnard, Samuel Knauss, David Knauss, Steve Kerr, and Johnathan Amborn

Members of the Press: Brian McCauley, Miami County Republic

**CALL TO ORDER**

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

**CITIZEN COMMENT**

Monique Barnard and Steve Kerr expressed their concern with a shared neighbor. The neighbor continues to explode large amounts of tannerite, explosive rifle targets. This is a disturbance of the peace in the area. The explosions scare surrounding children, animals, and shakes homes. Mrs. Barnard stated this happens randomly during the day and into the night. She has called the Miami County Sheriff after an explosion at 9:00 p.m. The Sheriff's Office answered the call in person and explained what was taking place was legal. Mrs. Barnard was advised, by the Sheriff's Office, to attend the County Commission meeting. Mrs. Barnard owns 11 acres and lives approximately 300 feet away from the neighbor. Mr. Kerr lives next door and owns 2.5 acres. The neighbor owns approximately 18 acres. Mrs. Barnard is requesting the board take action on the issue. She suggested banning tannerite in Miami County, ban tannerite in their neighborhood, or regulate the use of tannerite to only the intended purpose; one package at a time.

Commissioner Roberts asked County Counselor David Heger if the County has the authority to ban the explosive due to it being legal throughout the state. Mr. Heger stated research needed to be done before he could give an answer. Commissioner Roberts suggested Mrs. Barnard and Mr. Kerr contact their state representatives with the issue and invite them to the area to hear.

Mrs. Barnard invited the board to her property on July 4<sup>th</sup>, 2018; she is expecting a lot of explosions on that particular day.

The board thanked Mrs. Barnard and Mr. Kerr for sharing their concern.

## **CONSENT AGENDA**

Commissioner Roberts moved to approve the Consent Agenda as follows:

- Minutes of the County Commission meeting of June 6, 2018
- Vouchers and Payroll

Commissioner Pretz seconded; the vote was unanimous.

## **NEW BUSINESS**

Commissioner Pretz moved to appoint Commissioner Roberts as the voting delegate and Commissioner Dixon and Commissioner Gallagher as the two alternate voting delegates for the Kansas Association of Counties (K.A.C.) annual meeting, October 16, 2018. Commissioner Gallagher seconded and the vote was unanimous.

Teresa Reeves, Director of Planning & Zoning, requested the board to consider approving a temporary permit for a "Display Fireworks Permit" submitted by property owner and fireworks display operator James Bergh. She stated she is waiting on the proper insurance paperwork for the display. Commissioner Roberts moved to approve the permit contingent on receiving the insurance and Commissioner Pretz seconded; the vote was unanimous.

Matthew Oehlert, Miami County Project Manager, requested the board to consider the revised project budget authorization for 263<sup>rd</sup> Street culvert replacement located on 263<sup>rd</sup> Street, east of Jingo Road. Commissioner Pretz moved to approve the project authorization and Commissioner Roberts seconded; the vote was unanimous.

Matthew Oehlert, Miami County Project Manager, requested the board to consider a construction contract (C18-06-008) with Bryan-Ohlmeier Construction Inc. for substructure construction work on Project No. 16-01-CO (263) / 263<sup>rd</sup> Street, east of Jingo Road. The cost of the project will be approximately \$24,225.00. Commissioner Stiles moved to approve the contract and Commissioner Gallagher seconded; the vote was unanimous.

## **APPLICATIONS**

Addition: Teresa Reeves, Director of Planning & Zoning, requested the board to consider a firework display application submitted by Samuel Knauss. The display will be located at 16720 W. 299<sup>th</sup> Street. Mr. Knauss has submitted the application late. Commissioner Roberts moved to approve the application and Commissioner Gallagher seconded; the vote was unanimous.

Commissioner Stiles requested staff to consider a late fee for the future.

**REPORTS FROM STAFF, COMMITTEES, OFFICERS**

J.R. McMahon, Director of Public Works Road & Bridge, informed the board the first phase of the chip and seal has finished. The magnesium chloride project has approximately two weeks left.

**PRESENTATIONS BY MEMBERS OF THE COMMISSION**

Commissioner Pretz announced the Miami County Republican Meeting taking place on Thursday June 28, 2018 at Spudley's in Paola.

Commissioner Pretz reminded the board of the Planning Commission Training Meeting taking place on June 26, 2018 from 6:30 p.m. to 9:00 p.m. in the Community Room in the Miami County Sheriff's Office.

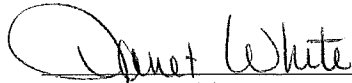
Commissioner Dixon moved to appoint Mike Guetterman to the Planning Commission to replace Larry Smith. Commissioner Stiles seconded and the vote was unanimous.

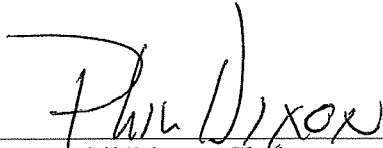
**ADJOURNMENT**

The meeting was adjourned at 1:24 p.m.



ATTEST:

  
Janet White, County Clerk

  
Phil Dixon, Chairman