

**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 Commission Chambers, Miami County Administration Building, Paola, Kansas, on April 14<sup>th</sup>, 2021. Those present were:

Rob Roberts, Chairman	Danny Gallagher, Commissioner
Tyler Vaughan, Pro-Tem	Shane Krull, County Administrator
George Pretz, Commissioner	Sheila Schultz, County Counselor
Phil Dixon, Commissioner	Stacey Weaver, Deputy Clerk

**News:** Doug Carder, Republic News

**Visitors:** Lee Dye, Tim Dye, Jennifer Williams, Bill Osborn, Charles Koch, Dennis Koch, Carl Peer, Cliff Blackmore, Bill Lorenzen, Shalaunda Gray, Megen Male, David Dziadura, Courtnie Cain, Gianna Gariglietti, Marcy Seaman, Herb Tressler, Teresa Tressler, Teddi Hernandez, Chris Hickman

**CALL TO ORDER**

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

**PUBLIC COMMENTS**

Bill Lorenzen, 6701 W 335th St. Louisburg stated that in 2019 a bridge was pulled out and replaced with culvert and told it was going to be paved. 2019 came and nothing was done. Told in 2020 you're in the budget, nothing happened. In 2021 told they were at the top of the list and the money was allocated however he was later told that the project was bumped down the list by the 5 commissioners. Wants to know why. Road is located around 335<sup>th</sup> off 69 Highway east of Metcalf. He says it is dust controlled however it doesn't last long and the potholes come right back. JR McMahan, Road & Bridge Director stated that no roads were erected in 2020 as all the money was allocated to the repair/upkeep of the roads already built. He also stated at no time did the 5 commissioners vote to remove roads from a list however it was discussed in the 2020 budget process. Chairman Roberts confirmed that in the 2020 budget process they moved all funds from new roads to preserve the miles that we already have. Mr. McMahan stated that it is slated in next year's budget to do an overlay from 287th south to 335th and Chairman Roberts said it would be addressed during the 2022 Budget process. Mr. Lorenzen wants a commitment that it will be done in 2022. Chairman Roberts stated the Commissioners cannot sit here today with a nonaction item on our list to make a commitment to you that we will or will not do something next year. That's a conversation that will happen during our budget process and it sounds like the Road & Bridge Director is strongly telling us that it is his plan is to take care of it next year. Commissioner Vaughan stated that roads are a hot topic and he talks to a lot of his constituents about them. He stated things change, there is no promise of roads, that there is a plan and plans can change. Things happen, budgets happen, losses and varying items can happen. Commissioner Gallagher stated that we never know what oil and fuel prices will be from one year to the next and they have a huge impact for the county. These prices affect the budget and what can get done.

**CONSENT AGENDA**

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

- Approval of minutes of the county commission meeting on April 7<sup>th</sup>, 2021
- Approval of payment vouchers and payroll
- Orders of Correction of Irregularities
- Add on: Receipt of petition filed with the clerk's office on Friday April 9, 2021 for proposed City "Golden Kansas" and set public hearing date.
- Add on: Commissioners will go outside and view the firetruck after the regular meeting and prior to executive session.

Commissioner Gallagher seconded; the vote was unanimous.

**PRESENTATION AND AWARDS**

Commissioner Pretz moved to approve the following Proclamation:

Proclamation – Proclaim April as "Lakemary Appreciation Month"

Commissioner Dixon seconded; the vote was unanimous.

Rita McKoon, Heath Department Director presented the Proclamation to Lakemary CEO, Gianna Gariglietti and

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thanked them for the great partnership that was created out of the Local Emergency Preparedness Committee established March 16, 2020. Gianna Gariglietti accepted the award and thanked them for all the letters of support. Chairman Roberts presented Lakemary with the Steller Achievement Award from the Board of County Commissioners and thanked them for all the work they have done.

Matt Kelly, Captain stated the Sheriff's office participated in Autism Awareness Month in April and a big part of what they rolled out was because of Lakemary. Worked hand and hand with them getting training done and was because of them they got this program done and just wanted to thank them for all the help they received.

#### **NEW BUSINESS**

Mark Whelan, Emergency Management Coordinator & Louisburg Fire Chief Rittinghouse requested the Commissioners to consider authorizing the purchase of new SCBA airpack replacement for Louisburg Station for the sum of \$116,906.56. The purchase would include 16 SCBA units, 32 air bottles and 25 Masks. New airpacks are compatible with Paola's purchase in 2019 and with what is being purchased in Johnson County. The City of Louisburg will also be purchasing 12 SCBA with spare bottles and additional masks if the BOCC approve the purchase. Fontana Fire Department will be requesting new SCBA in their 2022 equipment budget. They are requesting SCBA, 16 bottles and 15 masks for a total of \$59,098.14. With Chief Rittinghouse going in with Overland Park Fire Department they would be able to save \$16,000.00 and Fontana could also join in and save \$8,000.00 of county funds. The total purchase price of Louisburg and Fontana would be \$176,004.70. Chairman asked Steve Lyman, Financial Director to confirm the money is there and he confirmed it was. Commissioner Pretz moved to authorize the purchase of the SCBA airpack replacements for Louisburg for \$116,906.56 and Fontana for \$59,098.14. for a combined total of \$176,004.70. Commissioner Gallagher seconded; the vote was unanimous.

Matt Oehlert, Road & Bridge Project Manager requested the Commissioners consider tabling the Project Memorandum of Agreement Modification #001 and the Funds Transfer Agreement Modification #002 dated March 16, 2021 for a couple of weeks. The original Agreement was (A20-03-005). Commissioner Pretz moved to table this item for 2 calendar weeks until the April 28<sup>th</sup> meeting. Commissioner Vaughan seconded; the vote was unanimous. (A21-04-016)

Matt Oehlert, Road & Bridge Project Manager requested the Commissioners to consider authorizing the Notice of Award and Agreement with Bryan-Ohlmeier Construction Co., Inc. for the Lone Star Culvert #841 deck replacement in the amount of \$69,577.90. (A21-04-017) Commissioner Vaughan moved to authorize to award the agreement to Bryan-Ohlmeier Construction Co., Inc. in the amount of \$69,577.90. Commissioner Gallagher seconded; the vote was unanimous.

Matt Oehlert, Road & Bridge Project Manager requested the Commissioners to consider authorizing the agreement with Schwab-Eaton for the Culvert Replacement Design Phase project 21-03-SB (678) in the amount of \$132,112.00. Commissioner Dixon moved to authorize the agreement to Schwab-Eaton for the Culvert Replacement Design Phase project in the amount of \$132,112.00. (A21-04-018) Commissioner Pretz seconded; the vote was unanimous.

County Commission were going to preview the new Tanker for the City of Osawatomie and David Ediger, EMS Director also brought the new ambulance that was bought with the CARES funding. Chairman Roberts state that we will postpone the viewing of these 2 items to right after the normal business is concluded and prior to the executive session.

Miami County Board of Commissioners acknowledge the receipt of the petition filed with the Miami County Clerk's office on Friday, April 9<sup>th</sup>, 2021 for the proposed named city of "Golden", Kansas. Signature statute was met and verified through the Miami County Clerk's office. Chairman Roberts verified that none of the Commissioners had any prior commitments on June 23<sup>rd</sup>. Commissioner Gallagher moved to set the public hearing date as June 23<sup>rd</sup>, 2021 for the new proposed City of "Golden", Kansas. Commissioner Vaughan seconded; the vote was unanimous. (R21-04-017)

#### **STAFF COMMENTS**

Mark Whelan, Emergency Management Coordinator, read from a handout about the Covid-19 statistics. He stated as of noon today KDHE (Kansas Department of Health and Environment) says there have been 2,701 total cases in Miami County with an increase of 13 cases from Monday and up 20 from this time last week with 20-25 active cases, positivity rate for the last two weeks is 1.4% with no new hospitalizations and no deaths of Miami County residents.

Miami County Health Department is working hard on giving vaccines and have held 41 1<sup>st</sup> and 2<sup>nd</sup> dose clinics and have 13 more scheduled through May. They have also completed 2 home bound vaccination clinics. We do have a stop on the J&J (Johnson & Johnson) because of blood clot issues, this is not creating any significant issues for Miami County. Anyone over the age of 16 can receive the shot. Commissioner Roberts stated that the City of Paola voted last night to eliminate the mask requirement and it will become effective after publication in next Wednesday's Miami County Republic paper.

JR McMahon, Road & Bridge Director, stated that the oil dispensary system has been installed and became operational yesterday morning. Has received good reviews and employees want to thank the commission for allowing that purchase. Commissioner Pretz requested more information on the free dump period for Miami County residents which will be from May 1<sup>st</sup> to October 31<sup>st</sup> and Mr. McMahon is working on an ad with the newspaper. All restrictions will stay the same as last year.

Matt Oehlert, Road & Bridge Project Manager gave an update on the closure and repair of the Creamery Bridge (8<sup>th</sup> Street Bridge). Mr. Krull executed a contract with BG Consultants last Thursday. Four weeks from now should have plans and be able to take out for bid. Not sure that we can meet the July 4<sup>th</sup> deadline but will do the best we can.

#### EXECUTIVE SESSION

Commissioner Pretz moved to have an Executive Session for Attorney/Client Privilege Exception for 60 minutes. The subject to be discussed is legal action with no action anticipated. Commissioner Vaughan seconded; the vote was unanimous. Chairman Roberts stated the Executive Session will begin after the 15 minutes viewing of new equipment outside. Commissioners, County Administrator and County Counselor will be present for this Executive Session with no action anticipated. The regular meeting reconvened at 3:00.

#### ADJOURNMENT

The meeting was adjourned at 3:00 p.m.



ATTEST:

Janet White  
Janet White, County Clerk

Rob Roberts  
Rob Roberts, Chairman