

**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 February 26th, 2020. Those present were:

Rob Roberts, Chairman	Shane Krull, County Administrator
Danny Gallagher, Pro-Tem	David Heger, County Counselor
Phil Dixon, Commissioner	Janet White, County Clerk
George Pretz, Commissioner	Casey d'Augereau, Executive Secretary
Tyler Vaughan, Commissioner	

Visitors: Norma Haraughty, Ken Bingman, Maggie Doherty, Doug Carder, Ron Fritts, Herb & Teresa Tressler, Gonz Garcia, Jeff LeMire, Gary Gerken, Terry Michie, Patricia Dziadura, Randy & Victoria Loveall, and Bill Osborn

CALL TO ORDER

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

CONSENT AGENDA

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

- Approve the Minutes of the County Commission meeting of February 19th, 2020
- Approval of payment vouchers
- Remove item number 5 (security equipment purchase) from the Action Agenda

Commissioner Pretz seconded; the vote was unanimous.

NEW BUSINESS

Chairman Roberts opened the public hearing for budget amendments for 2020 Debt Service Fund and the 2020 Jail Quarter Cent Sales Tax Fund at 1:01 p.m. There were no public comments, Chairman Roberts closed the public hearing at 1:02 p.m.

Shane Krull, Miami County Administrator, requested the County Commissioners to consider approving the proposed amended budget from the public hearing for the 2020 Debt Service Fund and the 2020 Jail Quarter Cent Sales Tax Fund. Commissioner Pretz moved to accept the amended budget as proposed. Commissioner Dixon seconded. Chairman Roberts asked if this amended budget would save the county money. Mr. Krull said that is correct and could possibly have the sales tax paid early by 7 years. The vote was unanimous.

Matt Oehlert, Road and Bridge, asked the County Commissioners to consider aligning the agreement with Scottwood Industries Inc., revising the 2019-009 bid to provide Magnesium Chloride for the calendar year 2020 at the same rate quoted in 2019. Commissioner Gallagher moved to approve the agreement in the amount of \$257,355. Commissioner Vaughan seconded. Chairman Roberts said for the record the county did not purchase the Magnesium Chloride last year and it is his understanding that is why we are being allowed to rewrite the contract for the 2020 calendar year. Mr. Oehlert said that is correct. The vote was unanimous. (A20-02-003)

Kenneth Cook, Planning and Zoning, requested the County Commissioners to consider approving the annual review of the ballfields for Living Proof Church and to set the next review to occur at the same time as the 10-year review of the CUP (Conditional Use Permit) for the church (17005-CUP), which will take place in 2028. The subject property of approximately 15.75 acres is located in the Southwest Quarter of Section 28, Township 17 South, Range 23 East, and addressed as 32401 Harmony Road. This amendment to the review date is based on the original Resolution **R18-02-006**. Commissioner Gallagher asked what was the vote outcome from the Planning Commission, Mr. Cook said it was unanimous. Commissioner Gallagher moved to approve the CUP review date for the ballfields to align with the review date of Living Proof Church to take place in the year 2028. Commissioner Vaughan seconded. The vote was unanimous.

Teresa Reeves, Planning and Zoning, requested the County Commissioners to consider amending/expanding the existing CUP for the water treatment plant operated by the City of Gardner located at 22705 Moonlight Road. Ms. Reeves said there was a Planning Commission meeting held on February 4th, 2020 and several of the neighbors to the City of Gardner's water treatment plant were present. The residents voiced some of their concerns regarding heavy truck traffic, sludge (accidental or intentional discharge) and quality of water. The Planning Commission took their concerns into consideration and based on their findings they recommend 11 amendments to the existing CUP. The last amendment was focused on the water treatment plant meeting all Federal, State, and local permit requirements for water quality and volume related to discharge from the facility. There is to be no unpermitted discharge onto neighboring properties, and no sludge discharged into the streams or onto neighboring properties at any time. Chairman Roberts asked Gonz Garcia (City of Gardner Utility Director) if he had a chance to review the amendments prior to this meeting. Mr. Garcia said yes. Chairman Roberts asked if Mr. Garcia understood item number 11 of the amendments. Once again Mr. Garcia said yes. Commissioner Vaughan asked Mr. Garcia if there is an acceptable way to dispose of the sludge other than removing it by truck. Mr. Garcia said the sludge will need to be hauled off. Commissioner Dixon asked how often the sludge is removed. Mr. Garcia said once a year. Ken Bingman, 231st St, Spring Hill, KS, asked permission from Chairman Roberts to speak. Chairman Roberts approved. Mr. Bingman thanked the Commissioners for listening to the residents' concerns. He said there is still a concern with the volume of traffic and the route the trucks will be taking. He did ask the City of Gardner to please ask the truck drivers to use Moonlight road when coming and going from the water plant. Chairman Roberts and Ms. Reeves stated that there will be signage at the end of the drive to direct the truck traffic in the right direction. Patricia Dziadura, 231st St, Spring Hill, asked who the contact person is if they notice too many trucks coming and going. The answer was to contact Teresa Reeves in the Planning and Zoning office or the Commissioners. Commissioner Vaughan moved to approve the amended CUP and expansion for the City of Gardner's water treatment plant. Commissioner Gallagher seconded, the vote was unanimous. (**R20-02-002**)

Shane Krull, Miami County Administrator, requested the County Commissioners consider approving the agreement for professional services with Olsson Studio for the performance of Scope of Services for a lump sum of \$125,000.00 for a comprehensive plan for Miami County. The committee recommended using Olsson Studio. Commissioner Pretz asked if

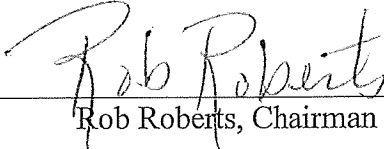
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it is State statute that we have a comprehensive plan. Mr. Krull agreed. Commissioner Pretz asked when the last comprehensive plan was updated. Mr. Krull said it was in the year 2004. Commissioner Pretz moved to approve the agreement between Miami County and Olsson Studio. Commissioner Vaughan seconded. Commissioner Vaughan said this comprehensive plan is coming at a good time as the county is currently working on the economic development plan and they can work on the 2 plans in conjunction with one another. The vote was unanimous. Mr. Krull thanked the Commissioners for approving this agreement on behalf of the staff. (A20-02-004)

ADJOURNMENT

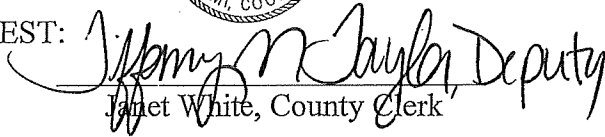
The meeting was adjourned at 1:32p.m.





Rob Roberts, Chairman

ATTEST:


Janet White, County Clerk