

**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 March 24th, 2021. Those present were:

Rob Roberts, Chairman	Shane Krull, County Administrator
Tyler Vaughan, Pro-Tem	Sheila Schultz, County Counselor
George Pretz, Commissioner	Janet White, County Clerk
Phil Dixon, Commissioner	Wendy Newton, Clerk's Office Specialist

Absent: Danny Gallagher, Commissioner

News: Doug Carder, Republic News

Visitors: Jim Dycus, Jerry Bennett, Shay Hanysak, Sam Moon, Tiffany Ellison

CALL TO ORDER

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

CONSENT AGENDA

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

- Approval of minutes of the county commission meeting on March 17th, 2021
- Approval of payment vouchers and payroll
- Grant of Easement – 21002-LS through 21005-LS Doherty [\(A21-03-013\)](#)
- New business item #3, proposed text Amendments 20002-TA, removed from the Agenda and moved to a future study session

Commissioner Pretz seconded; the vote was unanimous

NEW BUSINESS

Shane Krull, County Administrator, requested the Commissioners to consider rezoning (20004-Z) approximately 20 acres from C-O (Obsolete Zoning District) to C-1(Low Intensity Commercial), in accordance with Sections 3-4.01 and 22 of the Miami County, Kansas Zoning Regulation. The subject property is located at 25290 Harmony Rd., Paola. Submitted by Midwest Engineering Group, LLC on behalf of Rural Water District No. 2. [\(R21-03-012\)](#). The entire project should take 5 to 6 years to complete. Commissioner Pretz moved to approve the rezoning, Commissioner Vaughan seconded; the vote was unanimous.

Teresa Reeves, Planning Director, requested the Commissioners to consider an application for Conditional Use Permit 20005 Rural Water District # 2. This is for a CUP for a 4-phase expansion of the water treatment facility operated by Rural Water District No. 2. The subject property is located at 25290 Harmony Rd., Paola. Submitted by Midwest Engineering Group, LLC on behalf of Rural Water District No. 2. [\(R21-03-013\)](#). Ms. Reeves said the 22 surrounding property owners were notified and there were no protests or comments received. The Planning Commission's major issues discussed was the drainage; however, the property owners have written agreements for the drainage to be realigned to help the property owners to the North with flooding. The Planning Commission did go over the golden criteria and determined the operation complies and meets the spirit and intent of the comprehensive plan in the zoning for the Planning Commission gave unanimous approval with conditions. There were 3 conditions to be met; on Exhibit A the fire hydrants needed to added (Exhibit A was revised with added hydrants) and on Exhibit B directional lighting to eliminate offsite glare and a time period to get the permanent entrance installed. Commissioner Vaughan moved to approve the Conditional Use Permit 20005 Rural Water District # 2; Commissioner Dixon seconded; the vote was unanimous.

Mark Whelan, Emergency Management Coordinator, requested the Commissioners to consider declaring Fontana Engine 71 as surplus and placing it on Purple Wave for auction. The truck needs extensive repairs to the pump with estimated repairs up to \$40,000. Commissioner Pretz moved to approve declaring Fontana

Engine 71 as surplus and placing it on Purple Wave for auction, Commissioner Dixon seconded; the vote was unanimous.

STAFF COMMENTS

Rob Roberts, Chairman, stated for the record the Fire Board Commission is in agreement that the Fire Chief vehicle that is needed in Osawatomie, which was put out for bids but no-one bid on it, is allowing Mark Whelan to take the bids directly to the 3 dealerships in the county to see if they have anything that would fit the need. The resulting vehicles would then be brought back in front of the Fire Board Commission for review and voting. Chairman Roberts then opened the floor for Staff Comments.

Shane Krull, County Administrator, said Cytek ,who will be doing the install for the new audio/video in the Commission chambers, is slated to start work on April 19th and that the April 21st BOCC meeting will most likely need to be moved to a different location. Chairman Roberts would like a place determined by next week so that it can be announced.

Mark Whelan, Emergency Management Coordinator, updated the Commissioners on the COVID-19. Kansas Department of Health & Environment shows 2665 cases as of 11:30 am today which includes 5 new cases since 3/17/21 and 3 new cases since 3/22/21. Positivity rate is running at 1-2 percent over the last couple weeks. MCHD, Miami County Health Department, is currently starting a program where they will be getting a list of homebound residents so that the MCHD could travel to their house to administer the vaccine. MCHD is announcing they are planning on holding a drive-thru vaccine clinic starting at 8am on 3/31/2021 at the Miami County Fairgrounds, which would be first come first serve using the single shot Johnson & Johnson. There are 250 vaccines available to the clinic for people who qualify for Phase 1 thru Phase 4. As of yesterday, the County has received 7,500 doses of Moderna, administered 3,794 first doses and 2,463 second doses; reallocated 1,700 doses to local pharmacies for schools and daycare providers. 31 clinics have been completed in Miami County with 22 more scheduled through May.

COMMISSION COMMENTS

Rob Roberts, Chairman, stated that the Mask Mandate put in place by Governor Kelly will expire next Wednesday on March 31st and the County Commissioners do not plan on creating a mandate at this time. However, it shall be noted that the Cities and the Schoolboards will decide if they create a mask mandate for their jurisdictions.

Commissioner Pretz stated that the Miami County GOP will meet at 6.30 pm on March 25th at Timbercreek in Louisburg.

EXECUTIVE SESSION

Commissioner Pretz moved to have an Executive Session for Attorney/Client Privilege Exception for 45 minutes. The subject to be discussed is legal action with no action anticipated starting at 1:25 p.m. to include the Commissioners, County Administrator and County Counselor. Commissioner Dixon seconded; the vote was unanimous. The regular meeting reconvened at 2:10 p.m., no action was taken.

ADJOURNMENT

The meeting was adjourned at 2:10 p.m.

(Seal)

Rob Roberts, Chairman

ATTEST:

Janet White, County Clerk