

**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 16, 2022. Those present were:

|                               |                                            |
|-------------------------------|--------------------------------------------|
| Rob Roberts, Chairman         | Shane Krull, County Administrator          |
| Tyler Vaughan, Pro-Tem        | Shelley Woodard, County Counselor          |
| Danny Gallagher, Commissioner | Janet White, County Clerk                  |
| Phil Dixon, Commissioner      | Wendy Newton, Operation Support Specialist |
| George Pretz, Commissioner    |                                            |

**News:** Doug Carder, Miami Republic News

**Visitors:** Jeff Oliver, Andy Bailey, Rusty Gerken, Randy Croan, Sharon Croan, Ron Latendresse, Jason Crowl, Jim Crowl, Phillipp Harold, Lynn Martin, Gary Curnutte, Elizabeth Hodge

**CALL TO ORDER**

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

**PUBLIC COMMENTS**

Rusty Gerken, 26518 W 322<sup>nd</sup> St, stated that he and other storage business property owners were here and wanted to discuss the increase in the property taxes and supplied a handout.

Randy Croan, 8665 W 147<sup>th</sup> Terr, Overland Park, stated he wanted to discuss his storage business property tax going up by 30% and why he didn't agree with that.

Chairman Roberts wanted to clarify for the record and asked Shelley Woodard, County Counselor whose previous position was Attorney for Property Valuation Division at Kansas Department of Revenue, to clarify that this County Commission nor any County Commission does not establish the valuation on property. Ms. Woodard said that is correct. He then asked Ms. Woodard if the County Appraiser chooses the methodology and that the County Commission do not choose or establish the method in which it was appraised. Ms. Woodward said that was correct. She said that the County Appraiser will follow the state statutes when doing the valuations.

Phillipp Harold, 806 Rosewood Court, stated he met with the County Appraiser last year and they disagreed on the vacancy/square footage of his storage business property. He stated he was not happy with the Appraiser department.

**CONSENT AGENDA**

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

- Approval of minutes of the county commission meeting on March 9, 2022
- Approval of AP payment vouchers and Payroll
- Add-on; Move the National Weather Presentation up to right after the Consent Agenda

Commissioner Gallagher seconded; the vote was unanimous

**PRESENTATIONS/AWARDS/PROCLAMATION**

Andy Baily with the National Weather Service presented the "Storm Ready" sign to Chairman Roberts. Mr. Baily stated that he worked closely with Sheriff Kelly and Deputy Fleming and that was why he was able to be here today. He stated that this award is a relatively rare designation and says that Miami County is building a weather resilient and weather ready county.

**NEW BUSINESS**

JR McMahon, Road & Bridge Director, requested the Commissioners to consider awarding Bid # 2022-007 Tandem Axle 6\*4 Truck Tractor to Rush Truck Center for a 2023 International HV613 Tandem Axle 6\*4 Truck Trailer. The bid price with trade-in is \$115,274 with a 300+ days delivery date. However, the

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Commissioners asked to remove the trade-in which adjusted the price to \$123,774. Commissioner Gallagher moved to approve the new price of \$123,774 with retention of the trade-in but have the right to refuse if there are any increases. Commissioner Vaughan seconded; the vote was unanimous.

JR McMahon, Road & Bridge Director, requested the Commissioners to consider awarding Bid # 2022-006 Magnesium Chloride to Scotwood Industries LLC for a total of \$270,935. The price breakdown is: 35,000 gallons of Magnesium Chloride at \$.979 per gallon for a total price of \$34,265, 230,000 gallons of Magnesium Chloride (applied) at \$1.029 per gallon for a total of \$236,670 and a \$125 demurrage charge after 2 hours. Commissioner Pretz moved to approve as presented, Commissioner Dixon seconded; the vote was unanimous.

Chairman Roberts stated there was a request to add a section of road to the Chloride project. It would be 363<sup>rd</sup> from the end of payment over to Hedge Lane Road. Commissioner Pretz moved to approve as presented, Commissioner Gallagher seconded; the vote was unanimous.

JR McMahon, Road & Bridge Director, requested the Commissioners to consider awarding Bid # 2022-005 Road Oil as follows:

- Coastal Corp. - RS-1H (\$2.02 per gallon) MC-250 (2.83 per gallon) and MC-300 (\$2.68 per gallon) for a total of \$538,060
- Vance Brothers – SS-1H (2.22 per gallon) for a total of \$24,420

The total cost for Bid # 2022-005 Road Oil is \$562,480. Commissioner Pretz moved to approve as presented, Commissioner Dixon seconded; the vote was unanimous.

JR McMahon, Road & Bridge Director, requested the Commissioners to consider Johnson County's speed limit modification on 215<sup>th</sup> Street from Cedar Niles to Moonlight Roads. Johnson County is wanting to raise the speed limit from 35 mph to 40 mph and asking if Miami County will support such speed modification due to the south half of the road is in Miami County. Commissioner Dixon wanted to clarify that JOCO was wanting to make only 1 mile 40 mph. Mr. McMahon said that was correct. Commissioner Vaughan said that he would not support this and would like to go back to Johnson County with a letter that says we appreciate the opportunity to evaluate but would like to remain consistent in that area. Chairman Roberts asked Captain Kelly if he thought it would be difficult to enforce the 1 mile if they changed the speed limit. Captain Kelly said he thought it would be difficult to enforce. Commissioner Vaughan moved to have Mr. McMahon respond with the Commissioners comments that we appreciate the opportunity but respectfully decline and would like it to remain at 35 mph, Commissioner Gallagher seconded; the vote was unanimous.

Shane Krull, County Administrator, requested the Commissioners to consider approving the Flex Time Policy (ADM 060501) and authorize County Administrator to sign. Commissioner Dixon moved to approve as presented, Commissioner Vaughan seconded; the vote was unanimous. **(R22-03-018)**

Holly Ray, HR Director, requested the Commissioners to consider approving the Assistant Health Director position classification/grade change. Ms. Ray said they are removing the master's degree requirement from the job description which is lowering the grade level from 12 to grade 10. Commissioner Gallagher moved to approve as presented, Commissioner Vaughan seconded; the vote was unanimous.

Shelly Woodard, County Counselor, requested the Commissioners to consider approving the Resolution ending a state of local disaster emergency for Miami County, Kansas. Commissioner Pretz did want to add that the Commission has the power to reinstate the emergency order at any time. Commissioner Pretz moved to approve as presented, Commissioner Dixon seconded; the vote was unanimous. **(R22-03-019)**

JR McMahon, Road & Bridge Director, requested the Commissioners to consider approving an emergency purchase of four tandem axle trailers. The trailers the county had were deemed unsafe and dead-lined which necessitated the emergency purchase. Mark Hays, Road & Bridge, found 3 tilt trailers at Springfield Trailer and was able to lock a price in, the last trailer will have a different price. Mr. Hays found these trailers for

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around \$9,800. Commissioner Dixon moved to approve the emergency purchase of 3 tandem axle trailers for a total price of \$29,199 with authorization to purchase the 4<sup>th</sup> with an increase of no more than \$1,000, Commissioner Pretz seconded; the vote was unanimous.

Shelly Woodard, County Counselor, requested the Commissioners to consider approving the termination letter with Sutherlands regarding storage. The storage unit was used to house the PPE (personal protective equipment) during the Emergency Declaration. The original letter date had the ending of the contract on April 30<sup>th</sup> and was corrected to June 30<sup>th</sup> by Ms. Woodard. Commissioner Pretz moved to approve as presented with the corrected date, Commissioner Dixon seconded; the vote was unanimous. **(A21-10-059a)**

#### STAFF COMMENTS

JR McMahon, Road & Bridge Director, wanted to remind the Commissioners that the bid on Metcalf 2.0 was opening at 3 pm today in Topeka.

#### COMMISSIONERS COMMENTS

Commissioner Pretz stated more than 2 Commissioners could be at the Southeast County Officials meeting tomorrow in Garnett from 9 am to 2 pm located at the Anderson County Jr/Sr High school.

Commissioner Dixon moved to appoint Topher Philgreen to the Planning Commission. Commissioner Gallagher seconded; the vote was unanimous.

Chairman Roberts stated that the County Commission has been requested by the City of Osawatomie to do a support letter for an application they have with KDOT (Kansas Department of Transportation). They are requesting a million-dollar support through KDOT to improve 6<sup>th</sup> street. Commissioner Pretz moved to approve as presented, Commissioner Dixon seconded; the vote was unanimous.

#### PRESENTATIONS/AWARDS/PROCLAMATION

2021 Employee of the Year Presentation - Amanda Curnutte was awarded the 2021 Employee of the Year

#### EXECUTIVE SESSION

Commissioner Gallagher moved to have an Attorney-Client Privilege Executive Session to discuss a privileged communication for 25 minutes beginning at 2:11 to include the Commissioners, Administrator, Counselor, and County Clerk. Commissioner Vaughan seconded; the vote was unanimous. Chairman Roberts reconvened the regular meeting at 2:36. No action was taken.

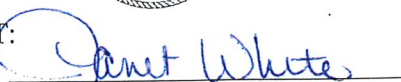
#### ADJOURNMENT

The meeting was adjourned at 2:37 p.m.



  
Rob Roberts, Chairman

ATTEST:

  
Janet White, County Clerk