

**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 13, 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 Specialist |
| George Pretz, Commissioner    |                                    |

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

**Visitors:** Tammy Butler

**CALL TO ORDER**

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

**PUBLIC COMMENTS**

Tammy Butler, 37660 Plum Creek Rd, questioned if there had been any thought to moving the meetings to night where more citizens could attend. She also brought up a concern about a road grader spot that was put in and then removed within a couple of months. She then stated that if the new program for CDL license goes through, where the county will pay for you to earn one, there should be a commitment to work for the county for a certain time frame.

The Commission explained that the meetings were live streamed out on the Miami County website, and they had looked at changing the time but 1:00 pm worked best as they do utilize many employees from different departments during the meetings. It was brought up that years ago they tried holding an evening meeting once a month and they were not attended anymore than the daytime meetings and overtime had to be paid for the employees who had to work. Ms. Butler stated she was not aware that the meetings were being streamed and available on the website.

Matt Oehlert, Road & Bridge Project Manager, responded to her concern about the road grader spot with a meter and hot box being put in then being removed a few months later. The spot was given to the county to use for this employee, who was known to the landowner, to park and charge the road grader. The employee quit after a few months and the landowner rescinded his offer since he would not know the new employee. Mr. Oehlert did state that KCPL did buy back most of the equipment since it was such a quick turnaround.

**CONSENT AGENDA**

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

- Approval of minutes of the county commission meeting on March 16, 2022
- Approval of AP payment vouchers and payroll
- Add-On: Order of Correction of Irregularities
- Removal of Action Item # 6 - Petition for attachment of land to Rural Water District No. 2

Commissioner Vaughan seconded; the vote was unanimous.

**PRESENTATIONS/AWARDS/PROCLAMATION**

Proclamation - Proclaim April 27, 2022, as Administrative Professionals Day. Commissioner Pretz moved to approve as presented, Commissioner Dixon seconded; the vote was unanimous.

Proclamation - Proclaim April 10-16, 2022, as National Public Safety Telecommunications Week. Commissioner Gallagher moved to approve as presented, Commissioner Vaughan seconded; the vote was unanimous.

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### **UNFINISHED BUSINESS**

The Commissioners consider for approval the agreement with Toshiba to provide cloud-based DocuWare document management services Agreement. Miami County is currently in contract (A17-12-022) with Toshiba to provide DocuWare document management software (DMS) and services utilized by the Human Resources department. Ms. Woodard, County Counselor, wanted to make the Commissioners aware of a few caveats before voting on the Agreement. 1. She stated that there was no cancellation clause, so you would pay for at least 1 year even if you canceled almost immediately. 2. The Limitation of Liability damages that the county could receive would be only up to the amount that we have paid on the contract for that year. She is not aware of where KCAMP (Kansas County Association Multiline Pool) would kick in at that point. Sara Denney, Payroll & Benefits Coordinator, stated that they have been with Toshiba since 2018 and this agreement is just for the cloud-based option and open licenses for other departments to use. The pricing would be \$10,000 a year for the 3-year agreement. She stated that Toshiba saves in 3 different locations per HIPAA (The Health Insurance Portability and Accountability Act) to prevent data loss and recommends the Commissioners to sign the agreement. Commissioner Vaughan asked Ms. Woodard to follow-up on the level of coverage KCAMP would possibly provide. Commissioner Pretz moved to approve as presented, Commissioner Dixon seconded; the vote was unanimous. (A22-03-12)

### **NEW BUSINESS**

Matthew Oehlert, Road & Bridge Project Manager, requested the Commissioners to consider approving the Survey and Design Services Agreement between Miami County, KS, and Schwab-Eaton, P.A. for the Old KC Road Rehab and Bridge Deck Polymer Overlays Project 21-07-ST (682), located on Old Kansas City Road from Osawatomie City Limits north to 335th Street. The agreement is for \$13,988.00 and is funded by the 1/4 Cent Sales Tax Fund. Commissioner Pretz moved to approve as presented, Commissioner Gallagher seconded; the vote was unanimous. (A22-04-020)

Matthew Oehlert, Road & Bridge Project Manager, requested the Commissioners to consider approving the Survey and Design Services Agreement between Miami County, KS, and Schwab-Eaton, P.A. for Road Rehabilitation and Bridge 15-H.3 Replacement Project 21-08-ST (683), located on 287th Street from Osawatomie Road Intersection going east 1600 feet to Bridge 15-H.3. The agreement is for \$44,979.00 and is funded by the 1/4 Cent Sales Tax Fund. Commissioner Gallagher moved to approve as presented, Commissioner Vaughan seconded; the vote was unanimous. (A22-04-021)

Matthew Oehlert, Road & Bridge Project Manager, requested the Commissioners to consider approving the Survey and Design Services Agreement between Miami County, KS, and Schwab-Eaton, P.A. for Bridge 1-F.2 Replacement Project 21-14-SB (689), located on 399th Street 0.12 mile east of Crescent Hill Road. The agreement is for \$35,995.00 and is funded by the Special Bridge Fund. Commissioner Pretz moved to approve as presented, Commissioner Vaughan seconded; the vote was unanimous. (A22-04-022)

David Ediger, EMS Director, requested the commissioners to approve the EMS collection accounts write off schedule. He stated that these accounts have had no activity on them for the last 5 years and was recommended by the County Auditor to write off the bad debt to clean up the books. These accounts are from 2010-2017 in the amount of \$343,198.98. Chairman Roberts stated that the EMS department does approximately 2.4 million in billable services. Mr. Krull, County Administrator, said there is a write down on these billings, where we are only allowed to charge a certain amount per the insurance carrier. He wanted to state there was a distinction between write off and write down. Commissioner Dixon moved to approve as presented, Commissioner Pretz seconded; the vote was unanimous.

Shelley Woodard, County Counselor, requested the Commissioners to consider approving a Resolution canceling the Board of County Commission meeting on Wednesday, April 27, 2022. Commissioner Vaughan moved to approve as presented, Commissioner Pretz seconded; the vote was unanimous. (R22-04-022)

Petition for attachment of land to Rural Water District No. 2, Miami County, Kansas was removed from the agenda by the Commissioners during the Consent Agenda vote.

### APPLICATIONS

Janet White, County Clerk, stated there were two applications. The first application is for a Cereal Malt Beverage license for Express Stop at 25500 Old KC Rd, Hillsdale due to an ownership change. She requested approval for the Chairman to sign so that we could send the license to the township board for approval. Commissioner Vaughan moved to approve as presented, Commissioner Gallagher seconded; the vote was unanimous.

Ms. White asked that the Commissioners approve a Commercial Party/Special Event Permit for Running with the Cows located at Holy Rosary Wea Catholic School to be held on May 14, 2022, where they have proposed some road closures between 7 am and 11 am. She stated that we have received the full application, insurance, and the bond. Commissioner Vaughan moved to approve the application and asked that the \$250 application fee be waived as this is a non-profit organization. Commissioner Dixon seconded; the vote was unanimous.

### COMMISSIONERS COMMENTS

Commissioner Vaughan asked that Matt Oehlert, Road & Bridge Project Manager, could look at a speed limit reduction to 25 mph for an 1/8-mile gravel road on Ridgeview by 255<sup>th</sup> next to the railroad track. The residents say that a lot of the time when a train comes people speed down that road and the residents are hoping the reduction would deter some of the speeding.

Commissioner Gallagher stated he has received several calls that speed limit signs were missing on Gardner Road where the speed limit was changed from 55 mph to 45 mph. He asked Mr. Oehlert to look into it. Mr. Oehlert said he would have someone look into it.

Commissioner Gallagher also asked Mr. Oehlert to look into Plum Creek Road and 287<sup>th</sup> Street for a missing speed limit sign per a phone call he received. Mr. Oehlert said he would check into this one also.

Commissioner Gallagher stated he noticed that when the public enter the Administration Building, they are asking for directions. He would like noticeable signs put up for each department. Mr. Krull, County Administrator, said he would look into the cost.

Chairman Roberts directed this comment to Ms. Butler (public comment speaker). He stated he appreciated the concerns she brought to their attention. He wanted her to be aware that their meeting actually started at 9 am this morning and the public is welcome to come to any meeting they have, minus the executive sessions. Commissioner Gallagher let her know that she could sign up for notifications on the county website. Ms. Butler asked which meetings were streamed and Mr. Krull stated that the Commission chooses to only stream the 1:00 pm Wednesday meetings. Chairman Roberts said that if she had concerns and could not make the meetings, she could email the Commissioners her concerns as could anyone from the public.

### ADJOURNMENT

The meeting was adjourned at 2:05 p.m.

(Seal)



*Rob Roberts*  
Rob Roberts, Chairman

ATTEST

*Janet White*  
Janet White, County Clerk