

**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 November 30, 2022. Those present were:

|                               |                                    |
|-------------------------------|------------------------------------|
| Rob Roberts, Chairman         | George Pretz, Commissioner         |
| Tyler Vaughan, Pro-Tem        | Janet White, County Clerk          |
| Danny Gallagher, Commissioner | Wendy Newton, Operation Specialist |
| Phil Dixon, Commissioner      |                                    |

**Absent:** Shelley Woodard, County Counselor, Shane Krull, County Administrator

**Visitors:** Sherry Hainline, Sharon Scherman, Denise Newkirk, David Newkirk, Terry Tepesch, Tom Tepesch, Kellie Doherty, Doug Pearson, Jonathan Chitwood, Patricia Peyton, Christie Doherty, Amy Pearson, Jeff McDonald, Norman Beal, Vince Peyton, Bob Doherty, Linda Kalmar, Barbara Foster, Bill Osborn, William Bryson, Michael Dorrell, Kathleen Mcelhiney, Jenny Mendizaval

**CALL TO ORDER**

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

**PUBLIC COMMENTS**

John Chitwood, 27196 W 223<sup>rd</sup> St, stated that he wanted to say the election went great. He wanted to comment on the traffic on 223<sup>rd</sup>. He is glad the Commissioners are looking into if truck traffic can be banned on that road or not due to a federal funds used for the road. He also wanted to know if Johnson County said 215<sup>th</sup> was not a truck route if that was the same on the Miami County side. He also wanted everyone to be aware of an accident that happened on 223<sup>rd</sup> and wanted to ask the Sheriff department to run traffic control and asked if the budget was increased; why there could not be an officer there.

**CONSENT AGENDA**

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

- Approval of minutes of the county commission meeting on November 23, 2022
- Approval of AP payment vouchers
- Move Agenda Item # 2 up to the 1<sup>st</sup> position
- Add-On: Approval of minutes of the Special Recount Canvass meeting on November 23, 2022

Commissioner Gallagher seconded; the vote was unanimous.

**NEW BUSINESS**

Teresa Reeves, Planning Director, requested the Commissioners to consider a resolution denying the 22009-CUP for The Barrell. She stated that the Planning Commission denied the CUP and recommends the Commissioners do the same. She stated the Planning department recommended denial as it was too large and intense for the area. She said going over the golden criteria that she did not think it passed. She also stated that 75% of neighbors within 1000 feet of the event center submitted a protest to the Planning Commission. Chairman Roberts stated that a public hearing was held during the Planning Commission so there would be no public comment, but the applicant can speak. Ms. Amy Pearson stated that she does event planning for a living and has done so for 25-30 years and did her due diligence when picking the right spot for an event center. She said she followed all the county requirements and permissions and had the approval of EMS, Fire, Sheriff, and Storm water and wasn't given the opportunity to change her request prior to the Planning Commission meeting where she was surprised it was denied. Commissioner Gallagher stated that for the record he has cousins who live next to the property but he himself and immediate family has no ties to that area. Commissioner Vaughan stated that it would be 1 year before the applicant could file again. Commissioner Gallagher moved to approve as presented, Commissioner Dixon seconded; the vote was

unanimous. (R22-11-060)

Lucas Mellinger, Finance Director, requested the Commissioners to consider an agreement for the Bucyrus Wastewater Project for revised consent order from KDHE. He stated that he would like the Chairman to sign a consent order that just changes some of the due dates that were either past due or coming due very soon. Commissioner Pretz moved to approve as presented, Commissioner Dixon seconded; the vote was unanimous. (A22-11-062)

#### COMMISSIONERS COMMENTS

Chairman Roberts wanted to respond to Mr. Chitwood's comments from earlier in the meeting. He wanted to say that 223<sup>rd</sup> is a Farm to Market Road (FAS) and was funded by the federal government and by nature it is a truck route. He says making it a no truck route would also limit the agriculture trucks that use that road. He met with M.A.R.C. (Mid-America Regional Council) and they stated that the agency will look at past projects and what the county has done with them before providing more funding for future projects. Therefore, they are asking the County Counselor to research further before they make take any action, so they do not jeopardize any funding. He also said that Sheriff Kelly has the funding, but it is a lack of finding officers, so he is fully staffed. He also addressed the comment about county line road 215<sup>th</sup>. He said 215<sup>th</sup> is a is more a maintenance issue and the County does maintenance going West, Johnson County does maintenance going East, but jurisdiction wise we cooperate with each other on speed limits and such. He said that 215<sup>th</sup> is a rural road and trucks should not be on that road.

#### ADJOURNMENT

The meeting was adjourned at 1:31 p.m.

(Seal)



*Rob Roberts*

Rob Roberts, Chairman

ATTEST:

*Janet White*

Janet White, County Clerk