

**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 January 11, 2023. Those present were:

Rob Roberts, Chairman	George Pretz, Commissioner
Tyler Vaughan, Pro-Tem	Shane Krull, County Administrator
Keith Diediker, Commissioner	Janet White, County Clerk
Jene Vickrey, Commissioner	Wendy Newton, Operation Specialist

Visitors: Edie Diediker, Paul Owings, Abby Mills, Brett Waggoner

CALL TO ORDER

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

CONSENT AGENDA

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

- Approval of minutes of the county commission meeting on January 4, 2022
- Approval of AP payment vouchers
- Add-On: Order of Correction of Irregularities
- Add-On: Consider Resolution for temporary prohibition of commercial solar farms added to action items as # 11

Commissioner Pretz seconded; the vote was unanimous.

NEW BUSINESS

Chairman Roberts moved to appoint Commissioner Vaughan as the next Commission Chair. Commissioner Pretz seconded; the vote was unanimous. Commissioner Pretz seconded; the vote was unanimous.

Chairman Vaughan moved to appoint Commissioner Pretz as the next Commission Vice Chair. Commissioner Roberts seconded; the vote was unanimous.

Chairman Vaughan opened the public Hearing at 1:04 p.m.

Hearing was for the purpose of considering an application to be submitted to the Kansas Department of Commerce for Small Cities Community Development Block Grant funds under the Water and Sewer category. No public made a comment.

Chairman Vaughan closed the public hearing at 1:04 p.m.

Brett Waggoner, Governmental Assistance Services, requested the Commissioners to authorize the Chairman to execute the Statement of Assurances and Certifications for the Community Development Block Grant (CDBG). Mr. Waggoner said all of these documents were presented back in September. He said this states that the governing body will abide by the requirements listed in this document. Commissioner Pretz moved to approve as presented, Commissioner Diediker seconded; the vote was unanimous.

Brett Waggoner, Governmental Assistance Services, requested the Commissioners to approve a resolution certifying legal authority to apply for the 2023 Kansas Small Cities CDBG Program from the KS Dept. of Commerce. Mr. Waggoner stated this Resolution states that Miami County is properly recognized as a County and can apply for the CDBG funds. Commissioner Roberts moved to approve as presented, Commissioner Vickrey seconded; the vote was unanimous. **(R23-01-003)**

Brett Waggoner, Governmental Assistance Services, requested the Commissioners to approve a Resolution assuring the KS Dept. of Commerce that funds will continuously be provided for the operation and maintenance of the improvements to the sewer system to be financed with CDBG funds. Mr. Waggoner stated this says that Miami County will have a minimum amount of money to operate and maintain the sewer

systems. Commissioner Roberts asked how much maintenance there would be. Paul Owings, BG Consultants Engineer, stated that there would be maintenance on the septic tanks, individual pumping systems, and the new pump station, which replaces the entire treatment plant, and should be less than what it is currently being done. Commissioner Diediker moved to approve as presented, Commissioner Pretz seconded; the vote was unanimous. **(R23-01-004)**

Brett Waggoner, Governmental Assistance Services, requested the Commissioners to consider authorizing the chairman to execute the HUD Applicant/Recipient Disclosure Report. Commissioner Pretz moved to approve as presented, Commissioner Roberts seconded; the vote was unanimous.

Brett Waggoner, Governmental Assistance Services, requested the Commissioners to consider authorizing the chairman to execute the Residential Anti-displacement and Relocation Assistance Plan. Mr. Waggoner said this form does not apply to this project and states that there is none in the document. Commissioner Vickrey moved to approve as presented, Commissioner Diediker seconded; the vote was unanimous.

Brett Waggoner, Governmental Assistance Services, requested the Commissioners to consider Authorizing the chairman to execute the Environmental Determination of Level of Review. Commissioner Roberts moved to approve as presented, Commissioner Diediker seconded; the vote was unanimous.

Brett Waggoner, Governmental Assistance Services, requested the Commissioners to consider Authorizing the chairman to execute the contract (contingent on grant award) with Western Consultants dba GAS for CDBG grant administration. Mr. Waggoner stated it would allow his company to do all the paperwork, wage rate interviews/compliance, etc. if the grant is approved. Commissioner Vaughan asked if his company would handle any liability in case something was incorrect, and Mr. Waggoner stated his company does carry a liability policy as well as an errors/omission policy. Commissioner Roberts asked what the cost of the contract would be. Mr. Waggoner stated the contract was for \$42,500 which breaks down to \$37,500 for 2 years of grant administration as well as an upfront \$5,000 for the environmental review which is required right after the grant is awarded. He clarified that these costs could not be included in the grant as the grant funds are just for construction only. He stated the application deadline is February 1st and is planning on submitting next week. Commissioner Pretz moved to approve as presented, Commissioner Vickrey seconded; the vote was unanimous. **(C23-01-001)**

Kenneth Cook, Planning Director, requested the Commissioners to consider a Resolution for temporary prohibition of commercial solar farms. He said his concern is that he needs more staff time to really get into the solar project. He said the Planning Commission had some concerns when a draft was submitted, and they are trying to get together a report for those items that were of concern. Chairman Vaughan stated that the Board of County Commissioners (BOCC) are looking for the Planning Commissions input and insight on it but ultimately the BOCC would decide what the policies would be. Commissioner Pretz stated the Planning Commission should submit a finished product to the BOCC which would be up for approval or changes. Chairman Vaughan stated he would like to have an update in March/April. Commissioner Pretz asked Mr. Cook to research into a construction fund/ decommissioning fund for solar farms. Commissioner Vickrey moved to approve a 6-month temporary prohibition of commercial solar farms in Miami County, Commissioner Roberts seconded; the vote was unanimous.

STAFF COMMENTS

Frank Burrow, EMS Chief, stated he wanted to give final year end revenues and expenditures. He stated they came in \$199,225 over the estimated budget fees for service received. The expenditures were \$464,047 under budget. He said the total of calls was 4253 which is a little under last year and close to what had been estimated. Chairman Vaughan wanted to say for the record that they were under budget as SPARK funds were used for ambulance remounting.

COMMISSIONERS COMMENTS

Commissioner Pretz said the county is hosting the County/City meeting on Jan 25th at 8:30 a.m. He stated it was scheduled for next Tuesday the 17th but was moved.

Chairman Vaughan stated that next week in the study session they will be gathering information on the truck traffic in Miami County but there are no action items on the agenda. It is more a time to gather information and ask questions.

ADJOURNMENT

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



TYLER VAUGHAN Chairman

ATTEST:



Janet White, County Clerk