

**UNOFFICIAL MINUTES
DONIPHAN COUNTY COURTHOUSE, TROY, KANSAS, JUNE 1, 2020**

The Board of County Commissioners met in regular session in the office of the Doniphan County Commission, Troy, Kansas, at 8:30 A.M. with Second District County Commissioner Thad G. Geiger, Chairman, calling the meeting to order. First District County Commissioner Timothy D. Collins, Third District County Commissioner Jerry McKernan and County Clerk Peggy Franken were present. County Attorney Charles D. Baskins was present for a portion of the meeting.

The Kansas Chief Reporter Paul Stewart observed the entire meeting. Road Office Manager Lindsay Norris, Emergency Management Coordinator Julie Meng, Health Department/Home Health Administrator Sheryl Pierce, Economic Development Director Leah B. Johnson and Wayne Carter were present for a portion of the meeting.

Commissioner McKernan made a motion to approve the meeting agenda as amended to include Economic Development Director small business COVID-19 grant and non-elect road personnel executive session. Commissioner Collins seconded. Motion carried 3-0.

Commissioner Geiger made a motion to approve County Commission minutes of the May 26, 2020 regular meeting and May 28, 2020 special meeting as written. Commissioner McKernan seconded. Motion carried 3-0.

Commissioner Collins made a motion to approve warrants for the period of May 29, 2020 as presented. Commissioner McKernan seconded. Motion carried 3-0.

Fee report for the month of May 2020 was presented to the Board for their review on behalf of the County Clerk.

Currently the Doniphan County Law Enforcement Center houses 1 Wyandotte County and 8 local inmates.

Chairman Geiger, on behalf of the Board of County Commissioners, offered up prayers for our Country during this time of uncertainty.

Chairman Geiger said he received a call from a constituent concerned about calls to the 911 Dispatch Center. He encouraged the Sheriff to be diligent in keeping the 911 Dispatch Center manned and answer emergency calls promptly.

Roger Engemann, Rural Water District #5 representative, met with the Board of County Commissioners to request road banks be pushed in to build up Oxide Road, in the southeast corner of Section 22 and along the east line of the northeast quarter of Section 27, Township 3 Range 20E. Rural Water District #5 intends to move the water line from the county road right-of-way onto private property via easement with adjoining landowners. The Board of County Commissioners made no objection but took no formal action pending research on road width.

Commissioner Collins said three employees of the First Road District are assisting the Second Road District with road patch, once finished in Second District the First Road District will begin patch work. He stated chip seal could begin on the east end of the County in the Third Road District, with anticipation of the 2020 chip seal season being complete countywide by August.

Commissioner Collins made a motion to purchase 3 steering tires from Neumann Services for the Western Star dump truck at a cost of \$516.82 each. Commissioner McKernan seconded. Motion carried 3-0.

Road Office Manager Lindsay Norris told the Board of County Commissioners Engineer David Beach with Schwab-Eaton, PA is obtaining a cost estimate to geo-tech bore Peck Road near the intersection of 245th Road in Section 23 Township 2 Range 21E. Norris also asked for a cost estimate to geo-tech bore Monument Road, south of Wathena, Kansas, in Section 5, Township 4, Range 22E where the Missouri River is cutting back into the road base.

Lindsay Norris, Road Office Manager, said she has given The Kansas Chief an amended list of roadways to be chip sealed this year and reminded citizens the list given contains the entire length of the road, not necessarily what is scheduled to be chip sealed this year.

According to Road Office Manager Lindsay Norris the County continues to have an issue with 911 road signs being knocked down at taxpayer expense. She asked those needing to have a sign removed for road access to please contact the Road Department to have the sign temporarily taken down.

Commissioner Geiger encouraged truck drivers in the Road Department to check the quality of rock before loading and hauling to ensure it is of good quality.

Economic Development Director Leah B. Johnson presented the Board of County Commissioners with revised Doniphan County Small Business COVID-19 Grant Application 2020 for their review. The Grant will assist with immediate and anticipated needs of existing Doniphan County small businesses negatively impacted by COVID-19. A small business per the application is defined as for-profit, tax entity, non-farming business operating within Doniphan County with less than 15 employees that had to alter their business due to local or state emergency health orders. Small businesses would be eligible to apply for up to \$1,000.00 in grant funds through the Doniphan County Economic Development Initiative fund. Director Johnson stated a selection committee would be established for grant awards, with the Board of County Commissioners giving final approval. After Review Commissioner Geiger made a motion to approve the Doniphan County Small Business COVID-19 grant application program and award up to \$1,000.00 to Doniphan County small businesses based on guidelines as defined in the application process and set a limit of available funds at \$10,000.00 from the Economic Development Initiative fund. Commissioner Collins seconded. Motion carried 3-0.

Correspondence was presented from the Doniphan County Planning & Zoning Commission regarding public hearing to be held on Wednesday, June 17, 2020 at 7:30 P.M. for the purpose of amending zoning for Clyde Shulsky, represented by Jackson Gnaedinger of Collective Solutions, Inc. for location of a 340' cellular tower on property located at 140th and Castleton Road.

Emergency Management Coordinator Julie Meng and Health Department/Home Health Administrator Sheryl Pierce presented the Board of County Commissioners with Doniphan County, Kansas, COVID-19 Reopening Order issued by Doniphan County Public Health Officer Dr. Bradley J. Gaul, MD. After review, Commissioner Geiger made a motion to ratify the Doniphan County, Kansas, COVID-19 Reopening Order as issued by the Doniphan County Public Health Officer. Commissioner Collins seconded. Motion carried 3-0.

**Doniphan County, Kansas
Covid-19 Reopening Order**

Doniphan County will adopt the following order beginning at 12 noon on June 1, 2020, and this order will remain in effect until rescinded. This order may be expanded and/or modified by the Doniphan County Public Health Officer as circumstances dictate in order to mitigate the spread of COVID-19 in Doniphan County.

Executive Order 20-34 implementing the modified Phase 2 of the Ad Astra Reopening Plan is no longer in effect.

Phase 3

1. Mass Gatherings:

- A. Mass gatherings of more than 45 should be avoided.
- 1. Mass gatherings are defined as instances in which individuals are in one location and are unable to maintain a 6 foot distance between individuals (not including individuals who reside together) with only infrequent or incidental moments of closer proximity.

2. Business Restrictions:

- A. All businesses can open if they comply with the following:
 - 1. Able to maintain 6 foot social distancing between groups of customers;
 - a. Restaurants or dining establishments may meet this requirement by using physical barriers sufficient to prevent virus spread between seated customers or groups of seated customers;
 - 2. Follow fundamental cleaning and public health practices detailed on [covid.ks.gov](https://www.covid.ks.gov); and
- 3. Avoid any instances in which groups of more than 45 individuals are in one location and unable to maintain a 6 foot distance with only infrequent or incidental moments of closer proximity. This does not limit the total occupancy of a business, but requires that businesses limit mass gatherings in areas and instances in which physical distancing cannot be maintained, such as at tables or in entrances, lobbies, break rooms, checkout areas, etc.
- B. All businesses in operation should follow industry-specific guidelines as provided on [covid.ks.gov](https://www.covid.ks.gov). Following any additional best practices guidance from each business sector is encouraged.

3. Education, Activities and Venue Restrictions:

- A. Educational Facilities
 - 1. K-12 facilities should continue to follow the guidelines of the Continuous Learning Plan developed by the Kansas State Department of Education.
 - 2. Higher education facilities should remain closed for in-person learning or events involving groups of more than 45 individuals present at a time.
 - 3. Childcare facilities may reopen or continue operations pursuant to state and local regulations
- B. Activities and Venues
 - 1. All activities and venues can open if they can adhere to the following:
 - a. Maintain at least 6 feet of distance between individuals or groups (not including individuals who reside together);
 - b. Follow fundamental cleaning and public health practices (compliance with any additional sector specific best practices guidance is strongly encouraged); and

- c. Avoid any instances in which groups of 45 individuals are in one location and are unable to maintain a 6 foot distance with only infrequent or incidental moments of closer proximity. This does not limit the total occupancy of a facility, but requires that facilities limit mass gatherings in areas and instances in which physical distancing cannot be maintained such as entrances, lobbies, locker rooms, etc.
- C. The following may open for their intended purpose, providing they can maintain social distancing and not exceed 45 persons in attendance, as listed above:
 1. Community Centers
 2. Senior Centers
 3. Outdoor and indoor entertainment venues
 4. Fairs, festivals, carnivals, parades, commencements, and graduations
 5. Swimming pools (other than backyard pools)
 6. Organized sports facilities and tournaments
 7. Summer camps
- D. Any facilities listed in this order may institute their own regulations as needed for the safety of their population. Following related association or oversight guidelines is encouraged.

Phase Four/Phase Out

1. All Restrictions Lifted:

- A. Providing the county's local transmission rate continues to remain steady or decline, as of 12:01 a.m. on June 15, 2020, all provisions will cease.
- B. Individuals may choose to continue social distancing, but it will no longer be an expectation.
- C. Individual businesses may likewise choose to continue to implement guidelines within their businesses that help protect their employees, customers and the public.
- D. Restaurants and other establishments no longer must provide barriers or maintain 6 feet of distance between tables.

Enforcement

As currently permitted pursuant to state law, law enforcement officers enforcing this order should use their discretion, consult with their legal counsel and consider the totality of the circumstances as they determine appropriate enforcement actions. Per Kansas Statute 65-129b, the Public Health Officer may order the isolation and/or quarantine of individuals in order to mitigate the spread of COVID-19, and may order law enforcement officers to assist with this order.

This document shall become effective as of 12 noon on June 1, 2020, and remain in force until rescinded. This order may be expanded and/or modified by the Doniphan County Public Health Officer as circumstances dictate in order to mitigate the spread of COVID-19 in Doniphan County.

Bradley Gaul, MD
Doniphan County Public Health Officer

Doniphan County Board of Health
Thad Geiger, Chairman
Tim Collins, Member
Jerry McKernan, Member

Guidance for Individuals and Employers/Businesses

1. Guidance for Individuals:

- a. Individuals are encouraged to wear cloth masks in public settings, as appropriate, and especially when using mass transit. Employees should follow industry-specific guidance on mask use in workplaces.
- b. When in public (parks, outdoor recreation areas, shopping areas) all individuals (not including individuals who reside together) should maintain a 6 foot distance from others with only infrequent or incidental moments of closer proximity.
- c. All high risk or vulnerable individuals are encouraged to stay home except for essential needs.

2. Guidance for Employers/Businesses:

- a. Businesses may increase staffing back to normal levels, with social distancing strongly encouraged.
- b. Businesses may choose whether or not staff are required to wear face masks while at work.
- c. Sanitation supplies, hand sanitizer, sanitizing wipes, etc., are encouraged to be available for employee use.
- d. Special attention to sanitation and cleaning is encouraged, especially for area/objects utilized frequently by staff and the public.

Health Department/Home Health Administrator Sheryl Pierce presented the Board of County Commissioners with a quote from Myers Overhead Door LLC to build a 12x6 storage room with concrete floor in the basement of the Doniphan County Health Department building in the amount of \$3,856.00. Administrator Pierce said the storage room, which will not need heating and cooling as it is climate controlled, would be used to store PPE's (Personal Protection Equipment) received to prevent the spread of the coronavirus pandemic (COVID-19) and Kansas Department of Health and Environment COVID-19 grant funds will be used to pay for the cost of construction. Commissioner Collins made a motion to accept the quote of Myers Overhead Door LLC to construct a storage room with 12x6 concrete floor in the basement of the Doniphan County Health Department building at a cost of \$3,856.00 with the cost of construction paid by Kansas Department of Health and Environment COVID-19 grant funds. Commissioner McKernan seconded. Motion carried 3-0.

Sheryl Pierce, Health Department/Home Health Administrator, requested permission to acquire bids and accept the low bid for the purchase of a computer to replace the Public Health Emergency Preparedness Coordinator laptop. The Board of County Commissioners were in agreement to allow Administrator Pierce to seek bids and select the low bid for the purchase of a computer for the Public Health Emergency Preparedness Coordinator.

At 9:52 A.M. the Board of County Commissioners recessed for a break with the meeting being called back to order in the office of the Doniphan County Commission at 9:55 A.M.

At 9:55 A.M. Commissioner Geiger made a motion to recess into executive session for the purpose of discussing and protecting the interest of non-elect personnel in the Road Department, with the meeting to be called back to order in the office of the Doniphan County Commission at 10:15 A.M. Commissioner Collins seconded. Motion carried. The County Clerk and Wayne Carter remained.

There being no further business before the Board, Chairman Geiger adjourned the meeting at 10:17 A.M.

DATED THIS 1ST DAY OF JUNE 2020.

Attest: _____
Peggy Franken, County Clerk

Thad G. Geiger, Chairman