

UNOFFICIAL MINUTES
DONIPHAN COUNTY COURTHOUSE, TROY, KANSAS, JUNE 28, 2021

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 Wayne Grable, Chairman, calling the meeting to order. First District County Commissioner Timothy D. Collins, Third District County Commissioner Bobby Hall, County Clerk Peggy Franken and County Attorney Charles D. Baskins present.

The Kansas Chief Reporter Melanie Davis and Highland Community College President Deborah (Deb) Fox observed the entire meeting. Road Office Manager Lindsay Norris, Bill Orcutt, Troy City Attorney Alan Boeh, Troy City Clerk James (Jim) Richardson, Ben Gilmore, Economic Development Director Leah B. Johnson, Emergency Management Coordinator Julie Meng and Aging Director Diana Crouse-Johnson were present for a portion of the meeting.

Commissioner Hall made a motion to approve County Commission meeting agenda as presented. Commissioner Collins seconded. Motion carried 3-0.

Commissioner Hall made a motion to approve County Commission meeting minutes of June 21, 2021 as written. Commissioner Collins seconded. Motion carried 3-0.

Commissioner Hall made a motion to approve payroll and warrants for the period of June 30, 2021 as presented. Commissioner Collins seconded. Motion carried 3-0.

Fee report for the months of May and June 2021 were presented to the Board for their review on behalf of the Sheriff.

Currently the Jerry K. Dubach Doniphan County Law Enforcement Center houses 8 local inmates.

Due to the observance of the 4th of July holiday, the Board of County Commissioners will hold their next regularly scheduled meeting on Tuesday, July 6, 2021.

Commissioner Collins made a motion to appoint Doniphan County Economic Development Director Leah B. Johnson and Wathena resident Joyce Simpson as Doniphan County representatives on the Mo-Kan Regional Council Board. Commissioner Hall seconded. Motion carried 3-0.

Road Office Manager Lindsay Norris updated the County Commission on Omega Liners researching slurry and repair options for tube on Saratoga Road in Section 18 Township 3 Range 22E. Husker Steel will prepare cost estimate for placement of concrete floor on bridge T133-1 located on 190th Road northeast of Severance, Kansas in Section 18 Township 3 Range 20E. And Norris is researching ownership of oxygen tanks located at Second District Road Shop.

Lindsay Norris, Road Office Manager, informed Commissioner Collins based on County road records, Hickory Point Road located in Section 14 Township 2 Range 20E is a public county road to Schneider Quarry.

Commissioner Grable asked Road Office Manager Lindsay Norris to order additional “Road Closed” barricades. The Board concurred with contacting Road Foremen to determine the number of barricades needed and ordering.

Commissioner Collins informed the County Commission road tube on 230th Road in Section 27 Township 2 Range 20E washed out during heavy rainfall on June 24, 2021. Tube replacement will take place once Heartland Road has been shored up to be used as an alternate route. Commissioner Grable recommended addressing why the tube washed out and explore alternate options for replacement.

Highland Community College President Deborah Fox appeared before the Board of County Commissioners to determine if the Board of County Commissioners planned to participate in the Revenue Neutral Rate or traditional budgeting process. President Fox invited the County Commission to a joint meeting between the County Commission and Highland Community College Trustees to discuss happenings at Highland Community College and County issues, date to be determined.

Finally, President Fox presented the County Commission with Highland Community College profile for 2021. Highland Community College employs 656 of which 111 live in Doniphan County and 51 live in Doniphan County and work full-time for the College. Highland Community College levies a tax of \$1,925,946. The 2021 payroll for 51 full-time employees that live in Doniphan County was \$2,289,668 with benefits of \$212,976 for total payroll of \$2,502,644. President Fox’s report reiterated the 51 full-time employees living in Doniphan County also pay property taxes to all taxing entities, send their children to local schools and purchase services in Doniphan County. Highland Community College generated \$21,255,237 from State, Federal and other sources in 2021. The College provided \$65,000 in scholarships plus an additional \$27,000 in Foundation scholarships to Doniphan County residents and spent \$467,613.39 with Doniphan County vendors.

Bill Orcutt addressed concerns with thistle and Johnson Grass problems within the city limits of Wathena, Kansas, near Kirschbaum Street and US Highway 36.

Commissioner Hall made a motion to approve purchase of refrigerator by Aging Director Diana Crouse-Johnson for Wathena Keen-Age Senior Citizens Center at a cost not to exceed \$850.00. Commissioner Collins seconded. Motion carried 3-0.

Troy City Attorney Alan Boeh and Troy City Clerk Jim Richardson advised the Board of County Commissioners the City is exercising their right and giving written notice to terminate Third Addendum to original agreement dated November 9, 2009 to provide basic life support ambulance service to the County and more specifically to Doniphan County Ambulance District No. 1:

NOTICE OF TERMINATION OF AGREEMENT REGARDING AMBULANCE SERVICE

WHEREAS, on December 15, 2020, Doniphan County, Kansas, hereinafter referred to as County, and the City of Troy, Kansas, hereinafter referred to as City, entered into a

Third Addendum to an Agreement dated November 9, 2009 regarding ambulance service; and,

WHEREAS, pursuant to said Third Addendum, City, for a term beginning January 1, 2021 and ending December 31, 2021, agreed to provide basic life support ambulance service to County and more specifically to Doniphan County Ambulance District No. 1; and

WHEREAS, the above referenced Third Addendum provides that after December 31, 2021, the agreement between County and City will continue on a year to year basis unless terminated by either party in the manner therein set forth; and,

WHEREAS, the above referenced Third Addendum further provides that either party shall have the right to terminate the agreement, without cause, by giving written notice to the other party before July 1 of the year said termination is to occur; and,

WHEREAS, the City has encountered personnel and financing issues which make it uncertain how long it will be able to continue providing basic life support ambulance service to the County; and,

WHEREAS, although City is working to address the above referenced issues and hopes that some resolution thereof can be found prior to December 31, 2021, it cannot state with certainty it will be able to provide service for another year after December 31, 2021.

NOW, THEREFORE, City does hereby give notice to County that the agreement established by the above referenced Third Addendum shall be terminated and at an end effective December 31, 2021.

Signed: Sarah Boeh-Cerra, Troy City Mayor
James Richardson, Troy City Clerk

Troy City Attorney Alan Boeh said the City would continue its agreement with the County on a month to month basis until such time as Fitch and Associates has completed a comprehensive study to determine the future of ambulance service in Doniphan County. Commissioner Grable asked City Attorney Boeh about 2022 budget for Doniphan County Ambulance District No. 1. Attorney Boeh said the amount paid to the City of Troy for administering the ambulance service would remain the same, on a month to month basis. Currently Doniphan County allocates \$144,000.00 annually in tax dollars generated from property located within the confines of Doniphan County Fire District No. 1 and Doniphan County Fire District No. 5 to the City of Troy for service administration. Highland Community College President Deborah Fox stated she, on behalf of Highland Community College, offered to pay for Emergency Medical Services course training for employees of Highland Community College, however has received no interest.

County Clerk Peggy Franken presented the County Commission with draft copy of 2022 Doniphan County budget. The Board of County Commissioners took no action pending review.

Commissioner Grable made a motion to make final payment on four 2017 John Deere Motor Graders in the amount of \$121,313.00 out of Equipment Reserve Fund, thereby eliminating Doniphan County from all debt obligations. Commissioner Collins seconded. Motion carried 3-0.

Discussion was held in regard to making repairs to the County's infrastructure, in particular bridges and extension of Runnymede Road south to US Highway 36. Commissioner Collins made a motion to replace bridge T43-1 located on 140th and Castleton Roads in Sections 10 and 15 Township 4 Range 19E. Motion died for lack of second.

The Board of County Commissioners agreed to seek cost estimate to replace bridge T43-1 located on 140th and Castleton Roads in Sections 10 and 15 Township 4 Range 19E.

Ben Gilmore, representing Doniphan Darlings, appeared before the County Commission to request application of Kansas Department of Commerce Community Development Block Grant (CDBG) funds under Doniphan County's authority for the not-for-profit child care center. Mr. Gilmore explained the not-for-profit group has entered into a 10-year \$1.00 lease with USD 111 for use of the former Doniphan West USD 111 grade school building to house the child care facility. The building needs approximately \$80,000.00 in renovations including asbestos abatement, replacement of carpeting, fire code analysis and code footprint, fire alarm system, fire emergency exit demolition and safety door install and camera system prior to opening. CDBG Community Facilities and Services grant requires 25% matching funds, both monetary and in-kind. Mr. Gilmore said approximately \$12,000.00 in donations have been secured to date. According to the 2019 Child Care Supply Demand Report Doniphan County was ranked 6th worst in the State for childcare needs, 40 or more children per one child care opening. Mr. Gilmore said the not-for-profit group has secured a grant writer to assist with writing and applying for 2022 CDBG Community Facilities and Services grant should the County be in agreeance. County Clerk Peggy Franken advised if awarded Doniphan County would serve as the administering agency for pass through funding onto the Doniphan Darlings not-for-profit child care facility. Economic Development Director Leah B. Johnson said one foreseen issue with making application is the need for Doniphan County to meet a 51% Low to Moderate Income (LMI) threshold. She is in contact with the Kansas Department of Commerce to determine if a survey will be needed in order to determine the County's LMI or if other resources can be used. Commissioner Collins made a motion to serve as administering agency and allow Doniphan Darlings to apply for 2022 Community Development Block Grant funding under Doniphan County's authority to seek funding to assist with renovations to building for Doniphan Darlings, a not-for-profit child care center, to be located in Highland, Kansas. Commissioner Hall seconded. Motion carried 3-0.

Emergency Management Coordinator Julie Meng presented the County Commission a Proclamation of Local Disaster Emergency for Doniphan County, Kansas, following heavy rainfall June 24, 2021 causing wide-spread or severe damage. The Proclamation will remain in effect for a period of seven days unless terminated earlier or renewed by consent of the governing body. Commissioner Grable made a motion to adopt Proclamation of a Local Disaster Emergency for Doniphan County, Kansas, following heavy rainfall June 24, 2021. Commissioner Hall seconded. Motion carried 3-0.

There being no further business before the Board, Commissioner Grable made a motion to adjourn the meeting at 10:05 A.M. Commissioner Hall seconded. Motion carried 3-0.

DATED THIS 28TH DAY OF JUNE 2021.

Attest: _____
Peggy Franken, County Clerk

Wayne Grable, Chairman