

**UNOFFICIAL MINUTES  
DONIPHAN COUNTY COURTHOUSE, TROY, KANSAS, AUGUST 30, 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 and County Clerk Peggy Franken present. County Attorney Charles D. Baskins was present for a portion of the meeting.

The Kansas Chief Reporter Melanie Davis observed the entire meeting. John M. Smith, Jr., Sheriff Chad Clary, Road Office Manager Lindsay Norris, First Road District Foreman Sean Price, Ken McCauley, Health Department/Home Health Administrator Sheryl Pierce, Kitchen Directors Judy Allen and Laura Winkel 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 August 23, 2021 as written. Commissioner Collins seconded. Motion carried 3-0.

Commissioner Collins made a motion to approve payroll and warrants for the period of August 31, 2021 as presented. Commissioner Hall seconded. Motion carried 3-0.

Currently the Jerry K. Dubach Doniphan County Law Enforcement Center houses 16 local inmates.

Due to observance of the Labor Day holiday, the Board of County Commissioners will hold their next regularly scheduled meeting on Tuesday, September 7, 2021.

John M. Smith, Jr. met with the Board of County Commissioners to discuss tube replacement projects on Heartland Road and road conditions on 250<sup>th</sup> Road, all in Section 22 Township 2 Range 20E. First Road District Foreman Sean Price informed the Board and Mr. Smith the 8' spiral tube is in stock, it will be assembled and installed by the Road Department by weeks end or the first part of next week, weather permitting. Mr. Smith asked when the tube is put in if the "S" curve on Heartland road could be straightened. Commissioner Grable said the main focus will be on getting the tube installed. Once the 8' tube is installed the County will need a signed road agreement from adjoining property owner Tyler Smith in order to install a second road tube to divert water and properly address drainage along Heartland Road, also in Section 22 Township 2 Range 20E. Mr. Smith asked about a plan to address road conditions on 250<sup>th</sup> Road, where "Road Closed" signs have been in place for several years, creating a liability concern on a school bus route. Commissioner Grable said he was unaware of any issues on 250<sup>th</sup> Road but will check into what needs to be done to get "Road Closed" signs removed.

First Road District Foreman Sean Price gave an update to the Board of County Commissioners stating the 8' tube for Heartland Road is in stock, will be assembled and installed by weeks end or the first part of next week, weather permitting. Chip seal was completed on Thursday, August 26, 2021. Tube installation on 205<sup>th</sup> is currently taking place. Once crops are out the Road Department will enter into an agreement with adjoining landowner Tyson Rush to fill in large ditches along 250<sup>th</sup> Road in Section 21 Township 2 Range 20E and with Samuel Smith for drainage along Heartland Road in Section 22 Township 2 Range 20E. And finally, bridge T133-1 on 190<sup>th</sup> and Eminence Road will be planked and opened to thru traffic.

Road Office Manager Lindsay Norris presented the County Commission with rock fund balances through August 20, 2021.

Commissioner Grable made a motion to approve request and petition on behalf of Atchison County Consolidated Rural Water District No.5 to bore 150<sup>th</sup> Road on west side of Larkinburg Road approximately 2,580' north of intersection for placement of waterline to provide service to customers, with roadways to be repaired to pre-construction condition. Commissioner Collins seconded. Motion carried 3-0.

Road Office Manager Lindsay Norris informed the County Commission of calls voicing concern over the condition of bridge structure located on 235<sup>th</sup> Road west of Peck Road in Section 26 Township 2 Range 21E; stating planks are missing and there is a large amount of erosion. Chris Adelman with Husker Steel will inspect the structure and make recommendation for repair on September 9, 2021.

Commissioner Grable made a motion to purchase fencing materials and install fence along Ottumwa and Oxide Roads in Section 34 Township 2 Range 21 per agreement made between Doniphan County and adjoining property owners John and Helen Steffel following emergency road repair during heavy rainfall event in 2015. Commissioner Collins seconded. Motion carried 3-0.

Commissioner Hall made a motion to purchase six loads of road patch material and tack asphalt oil, with road patching to commence in the Third Road District and work west through First Road District. Commission Collins seconded. Motion carried 3-0.

Commissioner Grable made a motion to rent roller from Foley Equipment to assist with road patch work at a monthly rate of \$2,249.00. Commissioner Hall seconded. Motion carried 3-0.

Kenneth McCauley presented the Board of County Commissioners with a petition requesting abandonment of a portion of 265<sup>th</sup> Road described as follow:.

Commencing at southeast corner northeast quarter Section 8 Township 2 Range 19E west approximately 1350' m/l to southwest corner of a tract described in Book 323 Page 304 on file in the official record of the Register of Deeds of Doniphan County, Kansas, being the true point of beginning; thence continuing west approximately 2,590' m/l to centerline creek.

The Board of County Commissioners were in consensus to set the request for public hearing on September 20, 2021 at 9:00 A.M.

Health Department/Home Health Administrator Sheryl Pierce presented the Board of County Commissioners with USDA WIC grant application for Fiscal Year 2022 in the amount of \$54,565.00. Commissioner Hall made a motion to approve grant application for WIC funds as presented. Commissioner Collins seconded. Motion carried 3-0.

Commissioner Grable made a motion to approve the purchase of SonicWall TZ470 network security/firewall 8 port appliance with three-year contract from LockIt Technologies in the amount of \$2,410.00 for the Doniphan County Health Department in order to comply with requirements of HIPAA, with payment to be made from Epidemiology and Laboratory Capacity (ELC) COVID-19 grant funds. Commissioner Collins seconded. Motion carried 3-0.

Health Department/Home Health Administrator Sheryl Pierce presented the County Commission with the Doniphan County Health Department Mission Statement: "Doniphan County Health

Department/Home Health Agency commits to providing quality health care to residents of Doniphan County through a variety of public and home care programs. The Agency realizes a responsibility to promote optimum health and well-being and reduce the incidence of disease for all residents of the County regardless of economic status.”

Health Administrator Pierce gave the Board of County Commission a COVID-19 update as of August 30, 2021 reporting 17 active cases, all of which are the Delta variant. The Health Department continues daily COVID-19 testing. COVID-19 vaccination clinic hours have been expanded on Wednesdays to 9:30A.M.-11:30 A.M. and 1:30P.M. - 4:30P.M., with all three vaccine types available; Johnson and Johnson, Pfizer and Moderna. The Health Department continues to do COVID-19 contact tracing, following quarantine protocol for COVID-19 exposure and has met with Administrators of each of the three county school districts and Highland Community College to discuss mitigating the spread of COVID-19. Pierce presented the County Commission with the State of Kansas COVID rankings by County, showing Doniphan County ranking 48 out of 105 counties.

Sheryl Pierce, on behalf of Northeast Kansas Environmental Services, announced the resignation of Northeast Kansas Environmental Services Environmentalist Logan Bausch and the hire of new Environmentalist Patrick Toby.

At 9:38 A.M. Commissioner Collins made a motion to recess into executive session for the purpose of discussing and protecting the interest of non-elect Health Department personnel, with the meeting to be called back to order in the office of the Doniphan County Commission at 9:48 A.M. Commissioner Grable seconded. Motion carried 3-0. County Attorney, County Clerk, Health Department/Home Health Administrator remained.

At 9:48 A.M. Commissioner Grable made a motion to extend executive session for the purpose of continuing discussion and protecting the interest of non-elect Health Department personnel, with the meeting to be called back to order in the office of the Doniphan County Commission at 9:53 A.M. Commissioner Collins seconded. Motion carried 3-0. County Attorney, County Clerk, Health Department/Home Health Administrator remained.

Commissioner Collins made a motion to hire Melanie Davis on a contractual basis to serve as Media Specialist for the Doniphan County Health Department/Home Health Agency at a rate of \$17.00 per hour, subject to IAE Supplemental Grant approval. Commissioner Hall seconded. Motion carried 3-0.

Commissioner Hall made a motion to hire Jill Thompson part-time Homemaker for the Doniphan County Health Department for less than 20 hours per week at a rate of \$12.50 per hour. Commissioner Collins seconded. Motion carried 3-0.

Kitchen Directors Judy Allen and Laura Winkel presented the County Commission with applications for part-time Kitchen Assistant. Commissioner Grable made a motion to hire Jenifer Scroggins part-time Kitchen Assistant at a rate of \$12.50 per hour, based on the recommendation of Directors Judy Allen and Laura Winkel, with consideration to be given to hiring an additional Assistant upon the retirement of Kitchen Director Judy Allen. Commissioner Hall seconded. Motion carried 3-0.

Commissioner Collins made a motion to accept the offer of the Iowa Tribe of Kansas and Nebraska for the placement of 3” asphalt overlay and shoulder rock on 315<sup>th</sup> Road from White Cloud City limits west to Willow Road in Sections 17 and 18 Township 1 Range 19E at the

expense of the Iowa Tribe of Kansas and Nebraska, with Doniphan County to contribute a one-time payment \$25,000.00 upon the execution of a road maintenance agreement between Doniphan County and the Iowa Tribe of Kansas and Nebraska. Commissioner Hall seconded. Motion carried 3-0.

The Board of County Commissioners reached a consensus to allow the Iowa Tribe of Kansas and Nebraska to assume maintenance of 325<sup>th</sup> Road from White Cloud City limits to Willow Road in Sections 7 and 8 Township 1 Range 19 E, as well as, a portion of 330<sup>th</sup> Road west of K-7 Highway in Section 5 Township 1 Range 19E but took no formal action pending execution of road maintenance agreement between Doniphan County and the Iowa Tribe of Kansas and Nebraska.

Commissioner Collins made a motion to accept the proposal of Norfolk Contracting and Husker Steel for replacement of bridge structure T 43-1 located 1 mile west of the junction of Hwy 20 and 140<sup>th</sup> Road, south of Denton, Kansas, in Sections 10 and 15 Township 4 Range 19E at a cost of \$209,804.00 (Husker Steel \$185,304 Norfolk Contracting \$24,500) with Doniphan County responsible for 26 yards of concrete. Commissioner Hall seconded. Motion carried 3-0.

Commissioner Collins made a motion to enter into a contract with Herzog Contracting Corporation, Inc. for 2" to 3" asphalt overlay on Friendship Road from Highway 120 to 170<sup>th</sup> Road at a cost of \$163,176.00, with payment to be made from New Sales Tax fund. Motion died for lack of second with Commissioners Grable and Hall recommending formulating a long term road plan for asphalt county roads.

Commissioner Collins said he was contacted about concern of 240<sup>th</sup> Road needing to be striped. The Board of County Commissioners took no action due to the roadway being chip sealed and striping material not holding up.

At 10:44 A.M. Commissioner Collins made a motion to recess into executive session for the purpose of discussing and protecting the interest of non-elect Road personnel, with the meeting to be called back to order in the office of the Doniphan County Commission at 10:59 A.M. Commissioner Grable seconded. Motion carried 3-0. County Attorney, County Clerk, Road Office Manager remained.

Commissioner Grable made a motion to transfer First Road District Foreman Sean Price to Second Road District Foreman effective September 20, 2021 with Foreman Price to assist in the First Road District for an additional period of one week. Commissioner Collins seconded. Motion carried 3-0.

Commissioner Collins asked County Clerk Peggy Franken for salary and benefits of Road Foremen.

There being no further business before the Board, Commissioner Hall made a motion to adjourn the meeting at 11:02 A.M. Commissioner Grable seconded. Motion carried 3-0.

DATED THIS 30th DAY OF AUGUST 2021.

Attest: \_\_\_\_\_  
Peggy Franken, County Clerk

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Wayne Grable, Chairman