

UNOFFICIAL MINUTES
DONIPHAN COUNTY COURTHOUSE, TROY, KANSAS, MARCH 21, 2022

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. Third District County Commissioner Bobby Hall and County Clerk Peggy Franken present. First District County Commissioner Timothy D. Collins and County Attorney Charles D. Baskins were present for a portion of the meeting.

The Kansas Chief Reporter Melanie Davis observed the entire meeting. Aging Director Diana Crouse-Johnson, Road Office Manager Lindsay Norris, Second Road District Foreman Sean Price, Northeast Kansas Environmental Services Office Manager Martha Smith, Northeast Kansas Environmental Services Environmental Health Specialist Pat Toby and Iowa Tribe of Kansas and Nebraska Chairman Tim Rhodd were present for a portion of the meeting.

Commissioner Grable made a motion to approve County Commission meeting agenda as amended to include legal executive session. Commissioner Hall seconded. Motion carried 3-0.

Commissioner Collins made a motion to approve County Commission minutes of March 14, 2022 regular meeting as written. Commissioner Hall seconded. Motion carried 3-0.

Fee report for the period March 1-15, 2022 was presented to the Board for their review on behalf of the Sheriff.

Currently the Jerry K. Dubach Doniphan County Law Enforcement Center houses 6 local inmates.

Aging Director Diana Crouse-Johnson presented the County Commission a revised copy of the Doniphan County Public Transportation Rider's handbook for approval. The Board took no action pending review.

Commissioner Hall made a motion to purchase four tires for the Doniphan County Transportation shuttle bus from Neumann Services. Commissioner Collins seconded. Motion carried 3-0.

The Board of County Commissioners made no objections to Aging Director Crouse-Johnson advertising for part-time Transportation Driver position.

Second Road District Foreman Sean Price told the County Commission the Road Crew is trying to get ahead of forecasted rain by addressing road issues. Commissioner Grable, in asking for the public's patience while the County works to address them, said the County is aware of road condition concerns, especially on 150th Road where the roadway is on schedule to be rebuilt and rocked. Situations where roads are impassable will be repaired as soon as possible.

The Board of County Commissioners were in receipt of Household Hazardous Waste collections for the period of March 2, 2022.

County Clerk Peggy Franken presented the Board of County Commissioners with bids for removal of tree on the southeast corner of the Tennent-Baker House property. She contacted four vendors with two submitting bids as follows:

Urban Lawncare \$1,200.00 (leaving 6" stump)

Meers Tree Service \$1,300.00 (removal of stump and cleanup)

Commissioner Hall made a motion to accept the best bid of Meers Tree Service for removal of tree, stump and cleanup in the amount of \$1,300.00. Commissioner Collins seconded. Motion carried 3-0.

Discussion was held in regard to treating the courthouse lawn for weeds, with County Clerk Peggy Franken saying Noxious Weed Director Jim Norris will spray over a weekend as to not interfere with employees or the public. The County Commission was in agreement to seek cost estimates for reseeding of the courtyard.

Commissioner Grable made a motion to accept bid from Midwest Interior Solutions for stripping, waxing and carpet cleaning of the courthouse and law enforcement center floors at a cost of \$3,811.55 with the expense to be allocated to General and Sheriff's budgets based on scope of work. Commissioner Collins seconded. Motion carried 3-0.

Kansas Department of Health and Environment public notice concerning Meng Dairy Kansas/Federal Water Pollution Control Permit was presented to the Board of County Commissioners for their review.

Road Office Manager Lindsay Norris gave the County Commission a report from Schwab-Eaton PA regarding concrete culvert repair on Coronado Road, north of Highland, Kansas, in Sections 22-23 Township 2 Range 19E.

The Board of County Commissioners executed temporary work easements for tube replacement on 140th Road in Sections 10, 11 and 15 Township 4 Range 21E. Road Office Manager Lindsay Norris told the County Board Kiefer Excavating began work on the tube replacement project the week of March 14, 2022.

Tire bids opened during the March 14, 2022 County Commission meeting were reviewed and acted upon based on bid specifications by the County Board. Bids were presented as follows:

Neumann Services \$21,945.86

Berwick Oil \$17,419.18 (not complete bid due to out of stock tires)

Kansasland Tire \$24,367.26 (not correct bid due to not bidding specified tires)

Commissioner Grable made a motion to accept the complete and best bid of Neumann Services in the amount of \$21,945.86. Commissioner Hall seconded. Motion carried 3-0.

Commissioner Grable made a motion to enter into contractual agreement with Vance Brothers for chip sealing approximately 30 miles of county roadway, to include 3/8" washed limestone, RH1+ oil, labor, equipment and traffic control at a cost of \$733,240.00, project completion estimate of one week weather permitting. With Doniphan County responsible for patch. Commissioner Hall seconded. Motion carried 3-0.

Commissioner Hall informed the County Commission Herzog Contracting Corporation Inc. began preparing 175th Road for asphalt overlayment on March 18, 2022.

Second Road District Foreman Sean Price asked if any correspondence or action has been taken on replacing two bridges with road tubes on Oxide Road in Section 35 Township 5 Range 21E. Road Office Manager Lindsay Norris said she is waiting on a report from engineers with Schwab-Eaton, PA.

Commissioner Grable inquired about ownership of bridge T-831-2 on Oxide Road, south of US Highway 36, in Section 15 Township 3 Range 21E. Norris will research road and bridge records to determine if the structure is owned by Doniphan County or Union Pacific Railroad. Commissioner Grable suggested taking the structure out and removing from the bridge inspection list if it belongs to Doniphan County; as it is no longer used to accommodate the railroad and is cited as in need of immediate attention on Kansas Department of Transportation bridge inspections.

Northeast Kansas Environmental Services Office Manager Martha Smith and Environmental Health Specialist Pat Toby updated the Board on the Northeast Kansas Environmental Services annual report and annual Solid Waste Management Plan to be submitted to the Kansas Department of Health and Environment. Following review, Chairman Grable executed the annual Solid Waste Management Plan for submittal to Kansas Department of Health and Environment.

Martha Smith, Office Manager for Northeast Kansas Environmental Services, asked for the County's 2022 budgeted support contribution in the amount of \$10,000.00. The County Commission made no objection to paying out budgeted funds as requested.

Tim Rhodd, Chairman of the Iowa Tribe of Kansas and Nebraska, met with the County Commission to discuss a partnership between Doniphan County and Iowa Tribe of Kansas and Nebraska for maintenance, including asphalt overlayment, of roads within 9 miles of the Reservation. Chairman Rhodd stated the Tribe has Federal funding through the Bureau of Indian Affairs to improve access roads and infrastructure leading to reservation land. Although the Tribe does not want to take ownership of roads, they would assist Doniphan County in maintaining. County Attorney Charles Baskins will work with legal counsel for the Iowa Tribe of Kansas and Nebraska on drafting road maintenance agreements between Doniphan County and the Iowa Tribe of Kansas and Nebraska. In addition, discussion was held regarding partnering to repair erosion along 325th Road in Section 7 Township 1 Range 19E pursuant to US Army Corps of Engineers NWP 13 Bank Stabilization Permit, which has a completion date of March 18, 2023. Furthermore, Chairman Rhodd said the Tribe has additional resources to benefit the County and community as a whole. Expressing an interest in assisting with projects including but not limited to ambulance service in the northern portion of the County, broadband expansion and applying for tourism grants to upgrade the Four State Lookout, currently listed as one of the 8 Wonders of Kansas. The Board of County Commissioners thanked Chairman Rhodd for extending an offer to assist Doniphan County and expressed an interest in partnering with the Tribe moving forward.

At 9:53 A.M. Commissioner Collins left the meeting.

Second Road District Foreman Sean Price informed the County Commission the 2012 Freightliner housed in the Second Road District is in need of repair due to the Diesel Exhaust Fluid (DEF) system. Commissioners Grable and Hall discussed replacing the 2012 Freightliner because of on-going problems with the DEF System. No action was taken.

At 10:03 A.M. Commissioner Grable made a motion to recess into executive session for the purpose of discussing information related to client privilege with legal counsel, with the meeting to be called back to order in the office of the Doniphan County Commission at 10:18 A.M. Commissioner Hall seconded. Motion carried 2-0. County Attorney and County Clerk remained.

There being no further business before the Board, Commissioner Hall made a motion to adjourn at 10:19 A.M. Commissioner Grable seconded. Motion carried 2-0.

DATED THIS 21st DAY OF MARCH 2022.

Attest: _____
Peggy Franken, County Clerk

Wayne Grable, Chairman