

UNOFFICIAL MINUTES
DONIPHAN COUNTY COURTHOUSE, TROY, KANSAS, MARCH 20, 2023

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.

Scott Huss, Road Office Manager Lindsay Norris, Second Road District Foreman Sean Price, Foley Equipment Representative Kevin Bell and Health Department/Home Health Administrator Sheryl Pierce were present for a portion of the meeting.

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

Commissioner Hall made a motion to approve County Commission minutes of March 13, 2023 regular meeting and March 14, 2023 special meeting as written. Commissioner Collins seconded the motion. Motion carried 3-0.

The Jerry K. Dubach Doniphan County Law Enforcement Center currently houses 6 local inmates.

Custodian Laura Winkel presented the County Commission with price quotes for aerating, seeding, fertilizing and grub control application on the courtyard, with Doniphan County to provide weed control.

Advanced Turf & Lawn Care	\$2,000.00 plus \$625.00 (grub control)
Moran Lawn & Landscape	\$4,010.00

Commissioner Grable made a motion to accept the bid of Advanced Turf & Lawn Care for aerating, seeding and fertilizing the courtyard at a cost of \$2,000.00 and grub control application in the amount of \$625.00. Commissioner Collins seconded the motion. Motion carried 3-0.

Commissioner Grable told the County Board he was contacted by Aging Administrator Diana Crouse-Johnson the previous week to approve repair work on a Transportation Department van by J&G Auto Repair. The repair expense exceeded the spending authority for Appointed Officials. Since the vehicle had already been taken for repair and assessed, Commissioner Grable gave J&G Auto Repair the authority to fix. He reiterated Doniphan County's purchasing policy and reminded Appointed Officials pre-approval must be obtained by the Board of County Commissioners prior to any work being performed. Commissioner Grable made a motion, seconded by Commissioner Collins, to approve repair expense on Transportation Department van by J&G Auto Repair. Motion carried 3-0.

The Board of County Commissioners asked County Clerk Peggy Franken to send a memo to all Appointed County Officials reminding them of the County's purchasing policy; failure to follow will result in disciplinary action.

Commissioner Grable made a motion to approve Disaster Relief Application for property located at 206 N. P Street, White Cloud, Kansas, and abate 2023 property tax due to fire causing a total loss to the property. Commissioner Hall seconded the motion. Motion carried 3-0.

Road Office Manager Lindsay Norris informed the County Commission she will be attending the Northeast Kansas County Highway Officials meeting on Wednesday, March 22, 2023 in Jefferson County, Kansas.

Rock price lists for 2023 from various quarries doing business in Doniphan County were presented to the County Commission by the Road Department, for their review.

Vance Brothers was contacted by Road Office Manager Lindsay Norris regarding the cost of chip sealing roadways. Representatives with Vance Brothers said lowering the number of miles of roadway would adversely affect the square mileage cost.

February 2023 Road Department expense and rock reports were presented to the Board for their review by Road Office Manager Lindsay Norris.

Road Office Manager Lindsay Norris reported numerous 911 and safety sign thefts throughout Doniphan County.

At 9:00 A.M. Road Department equipment sealed bid letting was held. Bids were opened and read aloud as follows:

- 1978 Caterpillar D6 bulldozer (#40) – Henry Schmille \$6,800.00

Commissioner Grable made a motion to retain 1978 Caterpillar D6 bulldozer and not accept bid.

- 1992 John Deere 310D backhoe (#61) – Kirk Zeit \$2,000.00; Gregory Green \$2512.10; Scott Huss \$5,529.00

Commissioner Grable made a motion to accept the high bid Scott Huss in the amount of \$5,529.00 for purchase of 1992 John Deere 210 D backhoe (#61). Commissioner Collins seconded the motion. Motion carried 3-0.

- 1989 John Deere 755B loader (#75 Solid Waste) – Harry Smith \$2,000.00

Commissioner Grable made a motion to accept the lone bid of Harry Smith in the amount of \$2,000.00 for the purchase of 1989 John Deere 755B Loader (#75 Solid Waste). Commissioner Hall seconded the motion. Motion carried 3-0.

- 1997 Ford F250 4x4 (#1) – Craig Windmeyer \$1,251.00; Harry Smith \$200.00

Commissioner Grable made the motion to accept the high bid of Craig Windmeyer in the amount of \$1,251.00 for the purchase 1997 Ford F250 4x4 (#1). Commissioner Hall seconded the motion. Motion carried 3-0.

- 2007 Wolfpac double drum roller (#188) – Jake Newton \$1,551.00

Commissioner Grable made a motion to accept the lone bid of Jake Newton in the amount of \$1,551.00 for the purchase of 2007 Wolfpac double drum roller (#188). Commissioner Hall seconded the motion. Motion carried 3-0.

- Ferguson SP-12 roller (#15) – Gregory Green \$2,101.60

Commissioner Grable made a motion to accept the lone bid of Gregory Green in the amount of \$2,101.60 for the purchase of Ferguson SP-12 roller (#15). Commissioner Hall seconded the motion. Motion carried 3-0.

Health Department/Home Health Administrator Sheryl Pierce presented the County Commission a price quote from Kearney Construction to replace steel basement door on the Health Department building located at 201 S. Main Street, Troy, Kansas, in the amount of \$820.00. Commissioner Collins made a motion to approve the purchase of 3'x 6'8" steel door with wood jamb double bore for the Doniphan County Health Department building, with the expense to be paid from New Sales Tax fund. Commissioner Hall seconded the motion. Commissioner Grable cast a no vote, saying the expense should be paid from the Health Department fund. Motion carried 2-1.

Chairman Grable informed the County Commission he was contacted by Health Department/Home Health Administrator Sheryl Pierce regarding change order for interior remodel work completed by Kearney Construction in the amount of \$1,436.00. Due to work being completed prior to approval by the Board of County Commissioners, and under Commissioner Grable's spending authority of \$1,500.00, he approved the expense with payment to be made from Health Department fund.

Sheryl Pierce, Health Department/Home Health Administrator, informed the County Commission of plumbing issues and roof repairs needed at the Doniphan County Health Department building located at 201 S. Main Street, Troy, Kansas. The Board of County Commissioners advised Administrator Pierce to obtain bids for repair of plumbing and roof repair for Board consideration.

At 9:29 A.M. Commissioner Grable 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 9:34 A.M. Commissioner Collins seconded the motion. Motion carried 3-0. County Attorney, County Clerk and Health Department/Home Health Administrator remained.

At 9:34 A.M. Commissioner Collins made a motion to extend 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 9:39 A.M. Commissioner Hall seconded the motion. Motion carried 3-0. County Attorney, County Clerk and Health Department/Home Health Administrator remained.

Foley Equipment Representative Kevin Bell met with the County Commission to extend offer for purchase of Doniphan County equipment: 1978 Caterpillar D6 bulldozer (#40) in the amount of \$15,000.00 and 2005 Case loader (#82) for \$22,000.00. Commissioner Hall made a motion to sell to Foley Equipment 1978 Caterpillar D6 bulldozer (#40) for \$15,000.00 and 2005 Case loader (#82) for \$22,000.00, with the proceeds to be placed into Equipment Reserve fund to offset the purchase cost of 2023 926M wheel loader. Commissioner Collins seconded the motion. Motion carried 3-0.

Road District Foremen Representative Sean Price informed the County Commission Forge+Build has available for rent a Bob Cat mini excavator at a rate of \$370.00 per day, \$933.00 per week and \$2,099.00 for 28-day period. The Board of County Commissioners asked for project list from Foreman Price to determine rental timeframe.

Foreman Price told the County Commission Second Road District hauled two loads of sand from Norfolk Construction to assist with culvert repair on 175th Road in Section 30 Township 3 Range 21E.

County Attorney Charles D. Baskins presented the County Commission with Interlocal Agreement between Boards of County Commissioners of Atchison and Doniphan Counties, Kansas, providing for the allocation of responsibility for the construction, repair and maintenance of roads, bridges, culverts and supporting infrastructure located on or near the county line between said Counties. No action was taken pending review by the Board of County Commissioners.

The County Commission set public hearing date of April 17, 2023 at 9:30 A.M. for consideration of vacation of County roads pursuant to K.S.A. 68-102 described as follows:

- a. That part of Kennekuk Road beginning on the North line of 180th Spur thence North to the South line of 180th Road
- b. That part of Kennekuk Road lying in the North half of the Southwest Quarter of Section 25 Township 3 Range 20E and the North half of the Southeast Quarter of Section 26 Township 3 Range 20E, beginning 500 feet South of the North line of the Southwest Quarter of Section 25 and the North line of Southeast Quarter Section 26, continuing South to a point 150 feet North of the South line of the North half of the Southwest Quarter of Sections 25 and 26

And also,

Roads and alleys located on the plat of Maynard, within Doniphan County, Kansas, in Section 19 Township 3 Range 21E:

- a. That portion of Patterson Street between the points where it intersects with the south line of lot 6, block 45 and south line of lot 11, block 44 north to south line of Second Street. All running between blocks 44 and 45.
- b. Any alley in block 44 located between the south line of lot 11, block 44 and the south line of lot 6, block 44 north to the south line of Second Street. All running in block 44.

- c. That portion of Zimmerman Street between the points where it intersects with the south line of lot 6, block 44 and south line of lot 11, block 43 north to south line of Second Street. All running between blocks 43 and 44.

The above real estate described has been platted and dedicated and is part of Maynard, also known as Troy, Junction; the plat of Maynard being filed in the office of the Register of Deeds of Doniphan County, Kansas, during the month of March 1971.

All interested parties are asked to appear before the Board of County Commissioners during the public hearing to have their concerns heard and considered.

Commissioner Grable made a motion to asphalt 2 miles of Dove Creek Road from Kansas Highway 7 to the intersection of 275th and Denmark Road with 3” overlayment (dependent upon final cost) and chip seal 4.10 miles of roadway all within the First Road District. Asphalt 4.10 miles of Mesquito Creek Road with 3” overlayment and chip seal 4.0 miles of roadway all within the Second Road District. Chip seal 3.0 miles of roadway in Third Road District; in the year 2023. And, grant Third Road District authority to asphalt up to 4.0 miles of already hard surfaced roads with 3” overlayment in the year 2024, with Third Road District also participating in chip seal road schedule for 2024. Commissioner Hall seconded the motion. Motion carried 3-0.

Commissioner Grable made a motion to contract with Midwest Sealing & Construction of Wathena, Kansas, to crack seal (with rubberized hot pour crack filler) 165th Road in the Third Road District \$8,170.00; Last Chance Road in Second Road District \$4,187.00 and Castleton Road in First Road District \$4,452.00. All roads to be cleaned of dirt and debris prior to application. Commissioner Hall seconded the motion. Motion carried 3-0.

Chairman Grable asked the Board of County Commissioners for consideration and future action to begin the process of lowering the number of zoned acres from the current requirement of 2.0 acres for home sites.

There being no further business before the Board, Commissioner Hall made a motion to adjourn at 11:46 A.M. Commissioner Collins seconded the motion. Motion carried 3-0.

DATED THIS 20TH DAY OF MARCH 2023.

Attest: _____
Peggy Franken, County Clerk

Wayne Grable, Chairman