

UNOFFICIAL MINUTES
DONIPHAN COUNTY COURTHOUSE, TROY, KANSAS, MAY 6, 2024

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, Fred Williams, Road Office Manager Lindsay Norris, Sheriff Chad Clary, Tyler Ferris, and ADA/Emergency Management/Zoning Coordinator Julie Meng 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 Collins made a motion to approve minutes of April 29, 2024, regular meeting as written. Commissioner Hall seconded the motion. Motion carried 3-0.

Fee report for the month of April 2024 was presented to the County Commission on behalf of the County Clerk, Register of Deeds and Sheriff for their review.

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

Fred Williams inquired into vacating a portion of 125th Road, Section 20 Township 4 Range 21, east of Lone Star Road and west of Mineral Point Road. Mr. Williams is the landowner on both sides of the minimal maintenance road. Commissioner Grable said he would view the road and talk with County Attorney Baskins about the procedure for vacation of public roadway. County Attorney Baskins advised the landowner would need to petition the Board of County Commissioners for road vacation pursuant to K.S.A. 68-102.

County Clerk Peggy Franken presented the County Commission with April 2024 departmental cash and budget summary report for their review. She also presented countywide sales tax collections in the amount of \$53,015.01 and EMS sales tax \$86,722.73.

Commissioner Hall made a motion to make \$150,000.00 budgeted transfer from New Sales Tax fund to Road Department for hard surfacing of county roadways. Commissioner Collins seconded the motion. Motion carried 3-0.

Bids were presented for the purchase of two computers for the County Appraiser's Office:

- Dell \$4,875.02
- LockIt Technologies \$5,186.15 (including Microsoft licensing)

Commissioner Collins made a motion to accept the best bid and purchase two computers from LockIt Technologies for the County Appraiser's office in the total amount of \$5,186.15. Commissioner Hall seconded the motion. Motion carried 3-0.

Road Office Manager Lindsay Norris told the County Commissioners replacement object marker signs will need to be ordered due to being knocked down or destroyed. She reminded residents and farmers if a road sign is in the way for farm equipment, to please contact the Road Office at 785-985-3535 or First District Road shop at 785-442-3810 to have signs temporarily removed.

Chairman Grable executed agreement between the Kansas Department of Transportation and Doniphan County, Kansas, to participate in the Federal Funds Exchange program. Exchanging Federal tax dollars into State dollars at a rate of \$0.90 on the \$1.00. Doniphan County's total Federal Funds Exchange distribution for 2024 will be \$54,018.64.

Dust control permit for 1569 150th Road was received and executed by the Board of County Commissioners. Residents are responsible for posting roadways "no maintenance or no grade" where dust control material has been applied.

Commissioner Collins made a motion to approve the following Road Department expenditures:

- Miller AC \$1,608.37 (#4 2012 Freightliner)
- Mayday Trucking Services \$2,268.17 (#4 2012 Freightliner)
- \$ 520.27 (#4 2012 Freightliner)

Commissioner Hall seconded the motion. Motion carried 3-0.

Road Office Manager Lindsay Norris presented the County Commission with two applications for employment within the Road Department. No action was taken.

Emergency Management Coordinator Julie Meng requested permission to use the County van during inclement weather. The Board of County Commissioners made no objections.

At 9:00 A.M. public hearing was held for change in zoning from R-O Outer Residential to M-U Mixed Use for Tyler and Tracie Ferris, doing business as T&T Media Blasting, a restoration company, on property located at 602 E Locust Street, Troy, Kansas. Tyler Ferris and Zoning Administrator Julie Meng were present. Zoning Administrator Julie Meng told the Board of County Commissioners the Doniphan County Regional Planning Commission held a public hearing on April 17, 2024, and recommended the change be approved. There being no public comment, Commissioner Grable made a motion to accept the recommendation of the Doniphan County Regional Planning Commission and change zoning from R-O Outer Residential to M-U Mixed Use on property owned by Tyler and Tracie Ferris, located at 602 E Locust Street, Troy, Kansas, for operation of T&T Media Blasting, a restoration company. Commissioner Collins seconded the motion. Motion carried 3-0.

Sheriff Chad Clary requested certified law enforcement officer pay for Deputy Derek Ball who completed the Kansas Law Enforcement Training Center academy on April 26, 2024. Commissioner Hall made a motion to increase Deputy Ball's hourly wage to \$20.00 for certified law enforcement officers, effective April 26, 2024. Commissioner Collins seconded the motion. Motion carried 3-0.

County Clerk Peggy Franken informed the County Commission of the new Department of Labor overtime rule, effective July 1, 2024. Salaried workers who earn less than \$844.00 per week or \$43,888.00 annually are subject to overtime pay for hours worked over 40. Beginning January 1, 2025, the weekly threshold increases to \$1,128.00 per week which is an equivalent annual salary of \$58,656.00. Clerk Franken told the County Commission all salaried employees are required to utilize the time clock system for compliance with federal wage and hour laws. She will send a memo to all departments notifying them of the federal overtime law changes and remind employees, salaried and hourly, to utilize the time clock system.

Clerk Franken also updated the County Commission on specifications for replacement or repair of courthouse exterior handrails. On January 17, 2017, OSHA changed the standard height of handrails to 42” with mid-rails between 30”-38” and a bottom rail not more than 19” from the landing or step. The Board discussed using existing handrails and making repairs by replacing baseplates. No action was taken pending review of bids as submitted.

RJ Hamilton, Superior Recycling Services, Inc., met with the Board of County Commissioners to discuss implementation of recycling program throughout northeast Kansas and southeast Nebraska. He told the County Commission the idea is to place recycling bins in populous areas of the county to collect cardboard, paper and plastics. Superior Recycling Services would pick up the bins, haul them to Falls City, Nebraska where the materials would be sorted and taken to recycling facilities. Mr. Hamilton told the County Commission the Kansas Department of Health and Environment currently has a recycling grant application open until May 15, 2024, and if the Board were interested, he would make application to purchase recycling bins for the program. The County Commissioners expressed an interest in the recycling program, however, took no action pending the outcome of transferring operations of the Doniphan County Transfer Station over from Waste Management, doing business as Deffenbaugh Disposal, Inc. to another company and determining what services will be provided.

There being no further business before the Board, Commissioner Grable made a motion to adjourn at 9:59 A.M. Commissioner Hall seconded the motion. Motion carried 3-0.

DATED THIS 6TH DAY OF MAY 2024.

Attest: _____
Peggy Franken, County Clerk

Wayne Grable, Chairman