

UNOFFICIAL MINUTES
DONIPHAN COUNTY COURTHOUSE, TROY, KANSAS, SEPTEMBER 30, 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 were present. County Attorney Charles D. Baskins was present for a portion of the meeting.

The Kansas Chief Reporter Melanie Davis observed the entire meeting. Undersheriff Mark Allen, Road Office Manager Lindsay Norris, Northeast Kansas Environmental Services Health Specialist Martha Smith, Bill Rush, Brad Haynes, Mo-Kan Regional Council Representatives Trevor Tutt and Citlali Samano, Preston Harness, Danny Billups, Donna Billups, ADA Coordinator Julie Meng and Custodian Laura Winkel were present for a portion of the meeting.

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

Commissioner Hall made a motion to approve minutes of September 23, 2024, regular meeting as written. Commissioner Collins seconded the motion. Motion carried 3-0.

Commissioner Collins made a motion to approve payroll and warrants for the period of September 30, 2024, as presented. Commissioner Hall seconded the motion. Motion carried 3-0.

Fee reports for the month of September 2024 were presented to the County Commission for their review on behalf of the County Clerk and Sheriff.

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

County Clerk Peggy Franken told the County Commission her office received a call asking the County Commission to address dangerous road conditions along 1359 195th Access Road. Commissioner Grable will speak with the landowner about removing equipment off the roadway.

Undersheriff Mark Allen, Sheriff-Elect, asked the County Commission to start thinking about a daily rate to charge for housing out-of-county inmates in the Jerry K. Dubach Doniphan County Law Enforcement Center after January 2025, when he will begin exploring contracts for housing inmates from other counties.

Household Hazardous Waste collection report for the period of August 26, 2024, was presented to the County Commission for their review by County Clerk Peggy Franken.

Husker Steel and Norfolk Contracting will begin repair on RS110, a double barrel 10' x 10' box culvert on Ash Point Road, north of 150th Road, Section 5 Township 4 Range 19E, around October 14, 2024, weather permitting. Chairman Grable executed contractual agreement between Norfolk Contracting and Doniphan County, with the County responsible for 1) removal of utilities necessary to facilitate construction 2) furnishing and maintenance of barricades 3) backfill and final grading 4) removal of salvage from job site and 5) concrete.

The County Commission executed County Functional Classification Approval Resolution for the Kansas Department of Transportation to approve Functional Classification System reclassifying roads from major collector routes to minor or local routes on the following roadways:

- 104A 100th Road from Doniphan/Atchison County line east to Mineral Point Road major collector to minor collector.
- 104B Mineral Point Road from 100th Road north to 110th Road major collector to minor collector.
- 105A Ash Point Road from Doniphan/Atchison County line (334th Road) north to Kansas Highway 20 major collector to minor collector.
- RS5046 Mesquito Creek Road from 220th Road north to end of road near City of Troy water plant major collector to minor collector/local road.

Commissioner Grable made a motion to approve expenses to Herzog Contracting Corporation in the amount of \$1,684.90 for road patch and EquipmentShare \$546.18 for roller rental. Commissioner Collins seconded the motion. Motion carried 3-0.

Brad Haynes met with the Board of County Commission to request tube replacement on Chalk Bluff Road in Section 22 Township 1 Range 19E. The Board of County Commissioners will view the road and tube project on October 7, 2024, prior to taking any action.

Bill Rush asked Commissioner Grable if he had a chance to look at a driveway tube he installed at 827 Monument Road, Wathena, Kansas, to make sure it is okay. Commissioner Grable said he will look at the tube and take any necessary action required.

At 8:51 A.M. Commissioner Grable made a motion to recess into executive session for the purpose of discussing and protecting the interests of non-elect road personnel with the meeting to be called back to order in the office of the Doniphan County Commission at 8:56 A.M. Commissioner Collins seconded the motion. Motion carried 3-0. County Clerk and Road Office Manager remained.

Commissioner Collins made a motion to contract with Meers Tree Service to remove limbs from trees on the west side of the courthouse, which are hanging over the sidewalk posing a dangerous situation, at a cost of \$400.00. Commissioner Hall seconded the motion. Motion carried 3-0.

At 9:00 A.M. Trevor Tutt, Executive Director of Mo-Kan Regional Council and Citlali Samano, Regional Planner for Mo-Kan Regional Council, were present for a public hearing regarding Doniphan County's application to the Kansas Department of Commerce CDBG grants program for ADA modification to add ADA accessible sidewalk and ramp to the courthouse building. Particularly on the south side of the courthouse building, thus replacing the lift and allowing individuals independent access into and out of the courthouse building. Mr. Tutt explained to the Commission the total cost of the project is estimated at \$333,370.00. Doniphan County would match 50% or \$166,685.00. There being no public present and no comment, Chairman Grable closed the hearing at 9:05 A.M.

Martha Smith, Northeast Kansas Environmental Services Health Specialist, met with the Board of County Commissioners to discuss continuing operations of the Doniphan County Transfer Station upon the termination of contractual agreement between Waste Management, doing business as Deffenbaugh Disposal, and Doniphan County, Kansas, on October 31, 2024. The Board of County Commissioners took no action.

ADA Coordinator Julie Meng told the County Commission a 90-day inspection waiver may be needed for the courthouse elevator, as the original October 1, 2024, deadline will not be met due to waiting on CK Power to reprogram the transfer switch on the courthouse generator to supply power to the elevator in the event of power failure. County Clerk Peggy Franken expressed concern with having the elevator functioning on or before October 16, 2024, when in person advance voting begins for the November 5, 2024, General Election.

Preston Harness, Danny Billups, Donna Billups and Road Office Manager Lindsay Norris met with the County Commission to discuss project scope for replacing road tube on 275th Road, west of Elgin Road, in the Northeast quarter of Section 1 Township 2 Range 19E. The Board of County Commissioners agreed to meet with landowners at the project site on Monday, October 7, 2024, at 10:00 A.M.

Custodian Laura Winkel presented the County Commission a bid from A1 Roofing Renovation and Construction for new roof on courthouse gazebo. The Board of County Commissioners asked the Custodian to contact other contractors to obtain bids for overall repair of the gazebo, including wooden areas.

At 10:55 A.M. Commissioner Grable made a motion to recess into executive session for the purpose of consultation with legal counsel which is deemed privileged in attorney-client relationship, with the meeting to be called back to order in the office of the Doniphan County Commission at 11:10 A.M. Commissioner Hall seconded the motion. Motion carried 3-0. County Attorney, County Clerk and Road Office Manager remained.

At 11:10 A.M. Commissioner Grable made a motion to recess into executive session for the purpose of discussing confidential data relating to financial affairs or trade secrets of corporations, trusts and individual proprietorships, with the meeting to be called back to order in the office of the Doniphan County Commission at 11:20 A.M. Commissioner Collins seconded the motion. Motion carried 3-0. County Attorney, County Clerk, Road Office Manager remained. Keenan Baird appeared via teleconference.

There being no further business before the Board, Commissioner Collins made a motion to adjourn at 11:23 A.M. Commissioner Hall seconded the motion. Motion carried 3-0.

DATED THIS 30th DAY OF SEPTEMBER 2024.

Attest: _____
Peggy Franken, County Clerk

Wayne Grable, Chairman