

UNOFFICIAL MINUTES
DONIPHAN COUNTY COURTHOUSE, TROY, KANSAS, DECEMBER 5, 2016

The Board of County Commissioners met in regular session at 8:30 o'clock A.M. with First District County Commissioner Timothy D. Collins, Chairman, calling the meeting to order. Second District County Commissioner Terry W. Horner, Third District County Commissioner Jerry P. McKernan and County Clerk Peggy Franken were present. County Attorney Charles D. Baskins was present for a portion of the meeting.

The Kansas Chief Reporter Paul Stewart, Susan Studer and Commissioner-elect Thad Geiger observed the entire meeting.

Commissioner Collins made a motion, seconded by Commissioner McKernan, to approve the minutes of the November 28, 2016 regular meeting as written. Motion carried.

Commissioner Collins made a motion, seconded by Commissioner McKernan, to approve warrants for the period of November 30, 2016 as presented. Motion carried.

Commissioner Horner made a motion, seconded by Commissioner Collins, to approve abated taxes to the 2016 Doniphan County tax roll in the amount of \$1205.62. Motion carried.

Fee reports for the month of November 2016 were presented on behalf of the County Clerk and Register of Deeds for the Boards review.

Currently there are 16 local inmates housed in the Doniphan County Law Enforcement Center.

There will be no regular Commission meeting on December 26, 2016, the Board of County Commissioners will hold their regular meeting on Friday, December 30, 2016 in order to close out the year and approve payroll and warrants.

County Clerk Peggy Franken presented the Board with receipt of sales tax collections for the month of October 2016 in the amount of \$44,920.51.

Commissioner Horner asked Commissioner Collins if an updated survey had been filed for the relocation of the Friendship Road project located in the Northeast Corner of the Northwest Quarter of Section 28, Township 2, Range 20E. Commissioner Collins indicated Clark Land Surveying would be submitting an updated survey with correct legal descriptions as soon as the layout of the roadway is complete by the Road Department.

Commissioner Horner informed the County Board road repair work on 180th Spur Road is complete and the roadway opened to thru traffic, in Section 26, Township 3, Range 20E. Federal Funds were acquired through the USDA Emergency Watershed Protection Program to complete the project with the assistance of the Natural Resources Conservation Services office.

Commissioner McKernan expressed the need to review expenses in the Road and Bridge fund to determine cash carryover in order to transfer funds to the Equipment Reserve fund to replace equipment in the coming year.

Custodian Richard Blanton presented the Board with bids to replace the wood shake shingles on the Tenant Baker House roof as follows:

- Griffin Roofing & Contracting \$ 7,900.00
- Specialty Roofing \$ 9,669.50
- Seaman & Schuske Metal Works \$11,235.00

Commissioner Horner made a motion to accept the low bid of Griffin Roofing & Contracting in the amount of \$7,900.00 with the expense to be paid from the New Sales Tax fund.

Commissioner Collins seconded the motion and it carried. Custodian Richard Blanton will oversee the project.

Custodian Blanton inquired about the acquisition of overtime during inclement winter weather. The Board of County Commissioners will evaluate overtime on a case by case basis for the Custodian and asked that he use his best judgment for snow and ice removal during inclement weather.

At 9:00 A.M. bid letting was held for replacement of approximately 30' of parking lot on the east side of the Doniphan County Courthouse. Sealed bids were opened and read aloud as follows:

- Bob Rahe Construction \$12,705.00
- Fuemmeler Flatwork LLC \$15,193.00
- Express Builders LLC \$16,372.13

Commissioner Collins made a motion, seconded by Commissioner McKernan, to approve the low bid of Bob Rahe Construction for the replacement of 30' of parking lot on the east side of the Doniphan County Courthouse with the expense to be paid for from the New Sales Tax fund. Motion carried.

Commissioner Collins made a motion, seconded by Commissioner McKernan, to approve the purchase of a copy machine from Imaging Solutions by the Register of Deeds in the amount of \$5100.00. Motion carried.

At 9:12 A.M. Commissioner Collins made a motion to enter into executive session for a period of 10-minutes for the purpose of discussing legal matters with counsel. Commissioner McKernan seconded the motion and it carried. The County Attorney and County Clerk remained.

The meeting reconvened at 9:22 A.M. with no action taken.

At 9:30 A.M. Chairman Collins opened the meeting for public hearing in order to take public comment relative to the relocation of Friendship Road located in the Northeast Corner of the Northwest Quarter of Section 28, Township 2, Range 20E. There being no public comment the hearing was closed at 9:35 A.M.

Commissioner Collins made a motion, seconded by Commissioner Horner, to approve the relocation of Friendship Road located in the Northeast Corner of the Northwest Quarter of Section 28, Township 2, Range 20E due a high water event that caused the Wolf River to rise and wash out the existing roadway. Motion carried.

John Taylor and Dick Maris, representing the Olive Branch Cemetery Board, were present to request the Olive Branch Cemetery road be chip sealed in 2017, with the Cemetery Board to pay 100% of the cost. Mr. Maris said the Cemetery Board will prepare the roadway but requested the County assist with removal of grass and weeds from the cracks in the road. Commissioner Collins said he would obtain a cost estimate for the Olive Branch Cemetery Board and notify Road Supervisor Bob Edie to put the road on the chip seal list for 2017.

Road Secretary Martha Wiedmer presented the Board with township road improvement fund balances, the amount of rock hauled through November 15, 2016 and the 2017 Hamm's Quarry rock price list, for their review.

At 9:45 A.M. the Board took a 5-minute recess.

Marty Hewins met with the County Commission to discuss property owned by Mr. Hewins described as the West ½ of the East ½ of the Southeast ¼ located in Section 34, Township 4, Range 21E, being landlocked from public road access. Mr. Hewins stated there was a verbal agreement between the previous landowner and adjoining landowners to be able to cross adjoining land in order to access the property. However change of property ownership of the adjoining land has taken place and there is no longer access to his property. County Attorney Charles Baskins will check into the legality of providing public road access to landlocked property where there has never been a public county road.

At 10:23 A.M. Commissioner Horner made a motion, seconded by Commissioner McKernan, to enter into executive session for a period of 5-minutes for the purpose of discussing and protecting the interest of non-elect personnel. Motion carried. The County Attorney and County Clerk remained.

The meeting reconvened at 10:28 A.M. with Commissioner Horner making a motion to extend the executive session for a period of 10-minutes for the purpose of discussing and protecting the interest of non-elect personnel. Motion carried. All remained.

The meeting reconvened at 10:38 A.M. with no action taken.

There being no further business before the Board, Commissioner Collins made a motion to adjourn at 10:44 A.M. Commissioner McKernan seconded the motion and it carried.

DATED THIS 5TH DAY OF DECEMBER 2016.

Attest: _____
Peggy Franken, County Clerk

Timothy D. Collins, Chairman