

UNOFFICIAL MINUTES
DONIPHAN COUNTY COURTHOUSE, TROY, KANSAS, DECEMBER 30, 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. 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. Second District County Commissioner Terry W. Horner was absent.

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

Commissioner Collins made a motion, seconded by Commissioner McKernan, to approve the minutes of the December 19, 2016 regular meeting as written.

Commissioner Collins made a motion, seconded by Commissioner McKernan, to approve abated taxes to the 2016 Doniphan County tax roll in the amount of \$2,274.20.

Commissioner Collins made a motion, seconded by Commissioner McKernan, to approve payroll and warrants for the period of December 30, 2016 as presented.

Fee reports for the month of December 2016 were presented to the Board on behalf of the County Clerk for their review.

Currently there are 11 local inmates housed in the Doniphan County Law Enforcement Center.

Commissioner Collins made a motion to pay 2017 Kansas Association of Counties dues in the amount of \$2,678.28. Commissioner McKernan seconded the motion.

Commissioner McKernan made a motion, seconded by Commissioner Collins, to approve 2017 Cereal Malt Beverage license for Weiland's Grocery, Bendena, Kansas.

Susan Studer requested an area on Mesquito Creek Road, near the 1300 block, be repaired with hard surfaced material, as the Road Department previously cut out the pot hole and filled it with rock, the rock since has been removed from the hole and is creating a road hazard. Second District Road Foreman Danny Adkins was called to the meeting and said he would repair the area with hot or cold patch, whichever material is available, and get it fixed today while weather permits.

Susan Studer inquired about engineering fees approved in an amount not to exceed \$47,500 for Schwab-Eaton PA for bridge T-32-1 located on Mineral Point and 210th Roads. Road Secretary Martha Wiedmer stated as part of the Kansas Department of Transportation Off-System Bridge Replacement program, Doniphan County is required to hire a State approved engineer and responsible for paying 100% of the costs associated with the engineering design and inspection services.

Commissioner-Elect Thad Geiger informed the County Board he viewed the large wash out along Independence Creek and bridge T-51-2 located at the intersection of 105th and Friendship Roads. Mr. Geiger stated stabilizing the banks, fixing the bridge and putting the road back is only a temporary fix, without changing the course of the creek, washing out of the roadway and bridge will continue.

Construction on bridge T-433-3 located at the intersection of 190th and Saratoga Roads is slated to begin January 30, 2017, weather permitting. The roadway will be closed to thru traffic during the construction phase. It was previously reported by the Road Department that work would commence January 9, 2017.

Road Secretary Martha Wiedmer presented the Board with township road improvement fund and rock stockpile balances as of December 30, 2016 for their review.

Commissioner Collins made a motion, seconded by Commissioner McKernan, to make application for USDA Emergency Watershed Protection funds through the Natural Resources Conservation Services office in the amount of \$53,000.00 to make non-emergent repairs to Site 2 on 180th Spur Road located in the Southwest ¼ of the Northwest ¼ of Section 25 Township 3 Range 20E.

Commissioner McKernan made a motion, seconded by Commissioner Collins, to execute the financial report for USDA Emergency Watershed Protection Funds through the Natural Resources Conservation Services office for Site 1 of 180th Spur Road located in Section 26 Township 3 Range 20E and request the remaining share of non-obligated federal funds for the project be used toward the Site 2 project on 180th Spur Road.

Road Secretary Martha Wiedmer informed the County Board the Road Office had been contacted by Troy School District 429 requesting a guard rail be placed along Oxide and 195th Roads. Road Foreman Danny Adkins has been advised to view the area and order the necessary guard rail.

Third District Road Foreman Steve Gerdes met with the County Commission to present bids for the purchase of a backhoe. Bids were reviewed and presented as follows:

- Murphy Tractor 2013 410K John Deere backhoe with 401 bucket, 2081 hours, one year hydraulic and power train warranty \$68,262.00 (includes trade of 1989 JBC backhoe in the amount of \$14,000)
- Foley Equipment 2013 420 F Caterpillar backhoe with 401 bucket, 1109 hours, extended hoe and quick attach, 3 year 3,000 hour extended warranty \$76,000.00 (includes trade of 1989 JBC backhoe in the amount of \$10,500)

The Board of County Commissioners took no action pending the return of Commissioner Horner.

Third District Road Foreman Steve Gerdes presented the Board with purchase documents to purchase two semi trucks from Transport Truck Sales to be used in the First and Second Road Districts to pull belly dump trailers.

- 2012 Freightliner 10-speed 180,489 miles with wet kit \$53,500.00
- 2012 Freightliner 10-speed 405,346 miles with wet kit \$52,500.00

The Board of County Commissioners took no action pending the return of Commissioner Horner.

Commissioner Collins made a motion, seconded by Commissioner McKernan, to execute the agreement between Doniphan County, Kansas and KANZA Mental Health and Guidance Center for the commitment of 2017 funding in the amount of \$28,144.00 plus a portion of the County's liquor tax collection monies in the amount of \$1,000, to be used by Mirror Inc. for substance abuse counseling services for uninsured Doniphan County residents.

County Attorney Charles Baskins asked Chairman Collins for the legal description on ground purchased from Kathleen Twombly and Fred Twombly for relocation of Friendship Road in order to finalize the real estate transaction. Chairman Collins said he would contact Clark Land Surveying for the legal description and completed survey.

Commissioner Collins asked County Attorney Baskins for the number of delinquent tax property letters sent out and collected. County Attorney Baskins advised 271 letters on delinquent properties had been sent to property owners. The County Treasurer's office will provide his office with a list of delinquent tax properties paid; following his office will complete a title search in order to hold a tax foreclosure sale.

At 9:40 A.M. Commissioner McKernan made a motion, seconded by Commissioner Collins, to enter into executive session for a period of 10-minutes for the purpose of discussing legal matters with counsel. The County Attorney and County Clerk remained.

The meeting reconvened at 9:50 A.M. with no action taken.

Commissioner McKernan asked Commissioner-Elect Thad Geiger for his opinion on the purchase of road equipment discussed previously in the meeting. Mr. Geiger said based on the age and hours on the 1989 JBC Backhoe it was probably time to upgrade that piece of equipment.

Scott Williams, Representative with Murphy Tractor, called on the Board to discuss the purchase of a 2013 410K John Deere backhoe. The Board took no action pending the return of Commissioner Horner.

There being no further business before the Board, Commissioner Collins made a motion to adjourn at 10:01 A.M. Commissioner McKernan seconded the motion.

DATED THIS 30TH DAY OF DECEMBER 2016.

Attest: _____
Peggy Franken, County Clerk

Timothy D. Collins, Chairman