

**UNOFFICIAL MINUTES
DONIPHAN COUNTY COURTHOUSE, TROY, KANSAS, FEBRUARY 8, 2021**

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, County Clerk Peggy Franken and County Attorney Charles D. Baskins present.

The Kansas Chief Reporter Melanie Davis observed the entire meeting. Road Office Manager Lindsay Norris was present for a portion of the meeting.

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

Commissioner Collins made a motion to approve County Commission meeting minutes of February 1, 2021 as presented. Commissioner Hall seconded. Motion carried 3-0.

Commissioner Hall made a motion to approve \$390.00 abated taxes to the 2020 Doniphan County tax roll. Commissioner Collins seconded. Motion carried 3-0.

Fee reports for the month of January 2021 were presented to the Board for their review on behalf of the Register of Deeds and Sheriff.

Currently the Jerry K. Dubach Doniphan County Law Enforcement Center houses 3 local inmates.

Due to observance of the Presidents' Day holiday on February 15, 2021, the Board of County Commissioners will hold their next regular meeting on Tuesday, February 16, 2021.

The Board of County Commissioners were in receipt of 2021 Economic Development inventory for their review.

Commissioner Collins made a motion to reappoint Robyn Johnson to represent Doniphan County on the KANZA Mental Health and Guidance Center Board with the term expiring December 31, 2023. Commissioner Hall seconded. Motion carried 3-0.

County Clerk Peggy Franken presented the County Commission with January 2021 departmental budget and cash summary, as well as, sales tax collections in the amount of \$53,359.71.

Commissioner Hall made a motion to transfer sales tax funds in the amount of \$129,175.00 to Elwood Gladden Drainage District per agreement made by the Board of County Commissioners on August 24, 2020, which calls for the transfer of sales tax funds to the Elwood Gladden Drainage District in the amount of \$200,000.00 per year for a period of 5-years to assist with permanent repairs to the drainage district levy structure. The Board of County Commissioners advanced a portion of the 2021 payment in the amount of \$70,825.00 to the Elwood Gladden Drainage District on November 13, 2020. Commissioner Collins seconded. Motion carried 3-0.

Commissioner Collins informed the County Board the First District Road Department is seeking a cost estimate to repair the synchronizer system in the Freightliner.

Road Office Manager Lindsay Norris presented the County Commission with Township Road Improvement Fund balances as of January 31, 2021. Discussion was held in regard to what road improvement funds can be used for pursuant to KSA 80-1413. County Attorney Charles Baskins opined road improvement funds raised pursuant to KSA 80-1413 can be used for grading, sanding, graveling, or otherwise improving township roads. Commissioner Collins asked if rip rap can be purchased to shore up township roads using road improvement funds. County Attorney Baskins said pursuant to KSA 80-1413 the purchase of rip rap would be allowable use for “improving township roads”.

A proposal from Herzog Contracting Corporation, Inc. was presented to the County Commission for their consideration on placing a 3” asphalt overlay on a 1.5 mile section of roadway on 170th Road from K-238 to Vernon Road in the Third Road District. Commissioner Hall previously asked for consideration in asphaltting a section of 170th Road in lieu of chip sealing roads in the Third Road District during the 2021 season. The Board of County Commissioners took no action on Herzog Contracting Corporation, Inc. proposal pending securing costs of oil and chat for the 2021 chip seal season.

Road Office Manager Lindsay Norris presented the County Commission with an overview of the Kansas Department of Transportation’s Local Road Safety Plan, along with a sample agreement between the Kansas Department of Transportation and Kansas County for participation. Manager Norris expressed future funding from the Kansas Department of Transportation could be jeopardized by not participating in the Local Road Safety Plan program. She said if the Board is interested program liaison Mike Perkins would meet with the Board of County Commissioners to discuss program requirements in further detail.

Lindsay Norris, Road Office Manager, informed the Commission Vance Brothers would have oil costs for the 2021 season for their consideration on February 22, 2021. Norris Quarries has available 3/8” washed and screened chat at a cost of \$21.75 per ton. She is awaiting a cost and availability from Hamm Quarries.

Discussion was held in regard to tire bids accepted the previous week, comparing ply of tires bid to bid specifications. No action was taken.

At 9:57 A.M. Commissioner Grable made a motion to recess into executive session for the purpose of discussing legal road matters with counsel, with the meeting to be called back to order in the office of the County Commission at 10:12 A.M. Commissioner Hall seconded. Motion carried 3-0. The County Attorney, County Clerk and Road Office Manager remained.

At 10:13 A.M. Commissioner Collins made a motion to recess into executive session for the purpose of discussing legal matters with counsel, with the meeting to be called back to order in the office of the County Commission at 10:23 A.M. Commissioner Grable seconded. Motion carried 3-0. The County Attorney, County Clerk and Road Office Manager remained.

Commissioner Collins asked Road Office Manager Lindsay Norris to determine maintenance responsibility on 100th Road, also known as 334th Road, on the Atchison/Doniphan County line.

Commissioner Hall made a motion to eliminate payment of \$375.00 per month administrative fee to the County General fund by the Health Department for administrative services due administrative costs not being reimbursed back to Doniphan County by Medicare according to Auditor Harry Lohr. Commissioner Collins seconded. Commissioner Grable No. Motion carried 2-1.

Commissioner Hall said he is waiting on a cost estimate from local contractor to assist the County with repair of Monument Road, in Section 5 Township 4 Range 22E, where the roadway is sloughing off into the Missouri River, creating a roadway hazard.

There being no further business before the Board, Commissioner Grable made a motion to adjourn the meeting at 10:29 A.M. Commissioner Hall seconded. Motion carried 3-0.

DATED THIS 8th DAY OF FEBRUARY 2021.

Attest: _____
Peggy Franken, County Clerk

Wayne Grable, Chairman