

**UNOFFICIAL MINUTES
DONIPHAN COUNTY COURTHOUSE, TROY, KANSAS, APRIL 11, 2022**

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 and Second Road District Foreman Sean Price observed the entire meeting. Noxious Weed Director Jim Norris, Road Office Manager Lindsay Norris, Economic Development Director Leah B. Johnson and WATKO Representative Greg Watkins were present for a portion of the meeting.

Commissioner Grable made a motion to approve County Commission meeting agenda as amended to include executive session for legal purposes with counsel. Commissioner Hall seconded. Motion carried 3-0.

Commissioner Hall made a motion to approve County Commission minutes of April 4, 2022 regular meeting as written. Commissioner Collins seconded. Motion carried 3-0.

Commissioner Hall made a motion to approve payroll and warrants for the period of April 15, 2022 as presented. Commissioner Grable seconded. Motion carried 3-0.

Commissioner Hall made a motion to approve changes to the 2021 Doniphan County tax roll for added taxes in the amount of \$1,129.62 and abated taxes totaling \$163.20. Commissioner Collins seconded. Motion carried 3-0.

Currently the Jerry K. Dubach Doniphan County Law Enforcement Center houses 8 local inmates.

Noxious Weed Director Jim Norris updated the Board of County Commissioners on the final Regional Conservation Partnership Program (RCPP) sediment reduction project through the USDA Natural Resource Conservation Services Office. The project on Mineral Point and 210th Roads in Section 9 Township 3 Range 21E will include cleaning up the existing ditch and line with rock of appropriate size. The Natural Resources Conservation Services Office has laid out a terrace to tie into the road right-of-way to help with the amount of water runoff. Doniphan County will put the roadway back to pre-existing condition by shaping the road and banks and apply road rock. Commissioner Grable made a motion to complete the final RCPP project with the assistance of Noxious Weed Director Jim Norris and Road Department. Commissioner Hall seconded. Motion carried 3-0.

The Board of County Commissioners made no objection to purchasing a carport, to be located at the Noxious Weed shop, to store noxious weed spray tanks upon request of Noxious Weed Director Jim Norris.

County Clerk Peggy Franken presented the County Commission with the March 2022 departmental cash and budget summary for their review.

Second Road District Foreman Sean Price told the County Commission repair work on the 2012 Freightliner has been completed, the Road Crew will pick up after they finish up road projects before inclement weather sets in.

Road Office Manager Lindsay Norris gave the Board of County Commissioners a copy of 2018 Western Star rock truck specifications, as previously requested by Commissioner Collins. Second Road District Foreman Price suggested when purchasing trucks the Board specify larger fuel tank.

Norris also told the Board a 12-gauge 90' x 36" tube would cost \$82.80 per foot for Ash Point Road south of 160th Road in Sections 5 and 6 Township 4 Range 19E. The Board of County Commissioners took no action.

Commissioner Grable made a motion to approve progress order for bridge structure RS160 northeast of Severance, Kansas on 180th Road in Section 23 Township 3 Range 19E in the amount of \$178,212.08. The bridge replacement project through the Kansas Department of Transportation Local Bridge Replacement Program is a reimbursable program, whereby Doniphan County will pay the cost of the bridge replacement, with KDOT to reimburse Doniphan County in an amount not to exceed \$200,000.00. The total cost of the bridge replacement project is \$364,224.54. Commissioner Collins seconded. Motion carried 3-0.

Lindsay Norris, Road Office Manager, reminded the County Commissioners of other designated road projects for 2022 including bridge repair on 140th Road by Husker Steel in the amount of \$185,304.00; 195th Road Kansas Department of Transportation Small Span bridge replacement to be let in November; 175th Road overlay \$661,213.07; Elgin Road overlay \$194,617.64, Vance Brothers chip seal projects \$733,240.00 and road patch work \$50,000.00, as well as rebuilding of 150th Road. Commissioner Grable asked Norris the status of removing bridge T-831-2 on Oxide Road, south of US Highway 36, in Section 15 Township 3 Range 21E. Norris said it would be considered a "sacrifice bridge" by Kansas Department of Transportation standards with Doniphan County receiving an additional \$50,000.00 toward future KDOT bridge projects.

Norris told the County Commission she has given Vance Brothers contact information to cities and smaller entities wishing to have chip seal projects done this year, as Doniphan County is not performing the service. Road Foreman Price said the Road Department will begin patch work May 1, 2022 weather permitting. The Board reminded Price to have patch work complete by the time Vance Brothers begins chip sealing county roads the last week of June 2022.

Mary Lou Glynn contacted the Road Department to notify the County Nemaha County will no longer be picking up the recycling trailer located in Highland, Kansas for disposal at the Nemaha County recycling center. Road Office Manager Lindsay Norris said the County would need to transport the trailer if they wish to continue with the recycling program. She indicated the trailer is currently full and in need of dumping. The Board of County Commissioners took no action.

Greg Watkins, Representative with WATKO an employee benefits consulting firm, met with the Board of County Commissioners to propose shopping the market for Doniphan County's health insurance benefits. The Board of County Commissioners took no action pending review of contact reference list.

Economic Development Director Leah B. Johnson gave the Board of County Commissioners a newly printed Glacial Hills Scenic Byways brochure. She informed the Commission the counties of Brown, Doniphan, Marshall, Nemaha and Washington are working with the State of Kansas on the Pony Express Historic Byway designation.

Commissioner Hall asked Economic Development Director Leah B. Johnson to work on bringing a franchise restaurant into Doniphan County along US Highway 36. Director Johnson stated there are territorial rights with some franchises and only private investors can purchase a franchise. The Board of County Commissioners requested she contact franchise owners to see about the possibility of expanding into Doniphan County.

Director Leah Johnson informed the County Commission she is working with DC Development to do due diligence for development of housing and golf course on property owned by DC Development in Troy, Kansas.

At 9:54 A.M. Commissioner Grable made a motion to recess into executive session for the purpose of discussing confidential data with legal counsel pertaining to roads, with the meeting to be called back to order in the office of the Doniphan County Commission at 10:04 A.M. Commissioner Collins seconded. Motion carried 3-0. County Attorney, County Clerk, Road Office Manager and Second Road District Foreman remained.

County Attorney Charles D. Baskins informed the County Commission public hearing has been set for April 18, 2022 at 10:00 A.M. for consideration of road vacation and new road dedication for a portion of Elgin and 210th Roads, described as follows:

A portion of the southwest quarter of Section 6, Township 3 south, Range 20 east of the 6th Principal Meridian, Doniphan County, Kansas, being more particularly described as follows: A strip of land 40.00 feet in width, lying 20.00 feet on each side of the following described centerline: Commencing at the southwest section corner of said Section 6; thence along the south line of said southwest quarter S. 89°32'35" E. A distance of 339.41 feet to the point of beginning; thence N. 24°00'36" W. A distance of 365.84 feet; thence N. 34°39'47" W. A distance of 88.57 feet; thence N. 41°26'30" W. A distance of 56.35 feet; thence N. 59°16'11" W. A distance of 53.59 feet; thence N. 76°11'37" W. A distance of 38.15 feet to the east right-of-way line of Elgin Road being also the point of ending. The sidelines of said strip of land shall be prolonged or shortened so as to terminate on the easterly right-of-way of said Elgin Road and said south line of the southwest quarter. Contains 0.55 acres, more or less.

The new course of the road to be approved is as follows to wit: A portion of the southwest quarter of Section 6 and the northwest quarter of Section 7, Township 3 south, Range 20 east of the 6th Principal Meridian, Doniphan County, Kansas, being more particularly described as follows: A strip of land 40.00 feet in width, lying 20.00 feet on each side of the following described centerline: Commencing at the southwest section corner of said Section 6;

thence along the west line of said southwest quarter N. 0°01'45" W. A distance of 8.07 feet; thence S. 88°58'04" E. A distance of 20.01 feet to the east right-of-way line of Elgin Road being also the point of beginning; thence S. 88°58'04" E. A distance of 72.51 feet; thence S. 85°17'18" E. A distance of 229.20 feet crossing the south line of said southwest quarter into the northwest quarter of said Section 7; thence S. 74°41'10" E. A distance of 83.78 feet; thence S. 82°49'59" E. A distance of 38.51 feet; thence N. 88°58'34" E. A distance of 31.12 feet; thence N. 86°41'52" E. A distance of 300.41 feet; thence N. 88°53'24" E. A distance of 561.15 feet to the south line of said southwest quarter of Section 6 being also the point of ending. The sidelines of said strip of land shall be prolonged or shortened so as to terminate on the easterly right-of-way of Elgin Road and the northerly and southerly right-of-way of 210th Road. Contains 1.21 acres, more or less.

Commissioner Grable asked County Attorney Baskins to begin the process of closing or vacating a portion of 160th Road in Sections 31 Township 3 Range 21E and Section 6 Township 4 Range 21E west to Larkinburg Road on request of adjoining landowner Michael H. Foley.

Commissioner Grable made a motion to purchase a 2020 Peterbilt from KC Peterbilt in the amount of \$195,000.00, to sell #92 1998 Kenworth, #112 2005 low boy trailer and #2 2012 Freightliner with proceeds to be deposited into Equipment Reserve Fund to offset cost of the 2020 Peterbilt and locate low boy trailer currently housed in Second Road District at the First Road District shop. Commissioner Hall seconded. Commissioner Collins no. Motion carried 2-1.

Second Road District Foreman Sean Price will have the #46 2005 Mack rock truck located at First Road District shop hauled to Dave's Diesel to be assessed for necessary repairs.

There being no further business before the Board, Commissioner Collins made a motion to adjourn at 10:34 A.M. Commissioner Hall seconded. Motion carried 3-0.

DATED THIS 11th DAY OF APRIL 2022.

Attest: _____
Peggy Franken, County Clerk

Wayne Grable, Chairman