

UNOFFICIAL MINUTES
DONIPHAN COUNTY COURTHOUSE, TROY, KANSAS, OCTOBER 24, 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 observed the entire meeting. Noxious Weed Director Jim Norris, Road Office Manager Lindsay Norris, Second Road District Foreman Sean Price, Foley Equipment Representative Kevin Bell, Second Harvest Food Bank CEO Chad Higdon, Emergency Management Coordinator Julie Meng and Custodian Laura Winkel were present for a portion of the meeting.

Commissioner Grable made a motion to approve meeting agenda as amended to include legal executive session with counsel for attorney-client privilege. Commissioner Hall seconded the motion. Motion carried 3-0.

Commissioner Hall made a motion to approve County Commission meeting minutes of October 17, 2022 as written. Commissioner Collins seconded the motion. Motion carried 3-0.

The Jerry K. Dubach Doniphan County Law Enforcement Center currently houses 6 local inmates.

Commissioner Collins informed the County Board “Road Closed Ahead” signs have been stolen from Heartland Road in Section 22 Township 2 Range 20E, where tube replacement is taking place.

Noxious Weed Director Jim Norris presented the County Commission with 2023 contractual agreement between Doniphan County, Kansas and Kansas Department of Transportation for treating of noxious weeds along State rights-of-way at a reimbursable rate of \$30.00 per hour for labor and \$30.00 per hour for equipment. Commissioner Collins made a motion to execute 2023 contract between Doniphan County, Kansas and Kansas Department of Transportation for treating of noxious weeds along State rights-of-way for 2023 year a rate of \$30.00 per hour for labor and \$30.00 per hour for equipment. Commissioner Grable seconded the motion. Motion carried 3-0.

Director Norris thanked Road Employee Dennis Snyder for assisting with weed spraying during the 2022 season, which ends October 31, 2022. Following the closure of the Noxious Weed Department for the off-season, Director Norris will winterize equipment, work on the Noxious Weed annual report, attend the Noxious Weed annual conference, begin with tree trimming plan, and assist the Road Department with road projects as needed when the work doesn’t interfere with that of the Noxious Weed Department. Norris presented the County Commission with chipper rental cost from Foley Equipment in the amount of \$2,902.90 per month. He also stated Altec Industries could not guarantee availability of bucket truck for tree trimming, Norris has placed the County on a waiting list. The Board of County Commissioners took no action on rental of chipper.

Chairman Grable asked Noxious Weed Director Jim Norris if he'd be willing to assist with snow removal around the courthouse square. Director Norris said he doesn't mind helping, also suggesting the Commission look to hire a couple of high school kids to help. Norris said he has the snow blade ready to go for the John Deere mower to push snow.

Commissioner Collins asked Jim Norris, Noxious Weed Director, to assist running the excavator to load dirt for Heartland Road project in Section 22 Township 2 Range 20E. Commissioner Collins asked Second Road District Foreman Sean Price to move the excavator to the project site.

Kevin Bell, Foley Equipment Representative, met with the County Commission to discuss rent-to-own option of 2013 Caterpillar D6N bulldozer with 3,847 hours and 25% worn undercarriage. The County has the option to rent the machine at a rate of \$10,000.00 per month with payment to be applied to total purchase price of \$173,400.00 subject to 3% interest over the prime rate and 1,000 hour powertrain and hydraulic warranty. The Board of County Commissioners took no action pending additional information on trade in value for Doniphan County's Caterpillar and Fiat-Allis bulldozers.

Chad Higdon, Chief Executive Officer with Second Harvest Food Bank of St. Joseph, Missouri, was present to discuss Second Harvest Food Bank's America Rescue Plan (ARPA) grant application for structural expansion project. Mr. Higdon asked for Doniphan County's consideration in designating up to 1% of their \$1,476,211.00 ARPA funding toward the \$3,445,436.00 project; if funds have already been committed to other projects, to consider discretionary funds in an amount not to exceed \$14,762.00. Second Harvest Food Bank assists 980 food insecure individuals in Doniphan County, Kansas. Board of County Commissioners told Mr. Higdon Doniphan County ARPA funds have been committed to broadband expansion, however they would hold future discussion on discretionary funds to help with Second Harvest Food Bank structural expansion project.

At 9:13 A.M. Commissioner Grable made a motion to recess into executive session for the purpose of discussing matters relating to attorney-client privilege with legal counsel with the meeting to be called back to order in the office of the Doniphan County Commission at 9:23 A.M. Commissioner Hall seconded the motion. Motion carried 3-0. County Attorney, County Clerk and Road Office Manager remained.

At 9:23 A.M. the Board of County Commissioners recessed for a break with the meeting being called back to order in the office of the Doniphan County Commission at 9:28 A.M.

At 9:28 A.M. Commissioner Grable made a motion to recess into executive session for the purpose of discussing matters relating to attorney-client privilege with legal counsel with the meeting to be called back to order in the office of the Doniphan County Commission at 9:53 A.M. Commissioner Hall seconded the motion. Motion carried 3-0. County Attorney, County Clerk and Road Office Manager remained.

Emergency Management Coordinator Julie Meng presented the County Commission with 2022 Kansas Emergency Management Performance grant application for their review. Following review, Commissioner Grable made a motion to execute the 2022 Kansas Emergency Management Performance grant application as presented. Commissioner Hall seconded the motion. Motion carried 3-0.

Commissioner Grable asked Second Road District Foreman Sean Price to blade 220th Road off of Mesquito Creek Road following rain this week.

The Board of County Commissioners held discussion with Custodian Laura Winkel regarding snow removal around the courthouse square. Winkel said being her first year she was apprehensive about using the mower and blade but felt confident she could do it once shown how with the assistance of Noxious Weed Director Jim Norris, who was present for this portion of the meeting. Director Norris said the County also does snow removal at the health department and law enforcement center. The Board of County Commissioners were in agreement to advertise for snow removal help around the courtyard wall, east courthouse parking lot, law enforcement center and health department building.

Road Office Manager Lindsay Norris presented the County Commission with September road department and rock fund expenses. She also stated Hamm Quarry has given notification of a 12% rock price increase beginning January 1, 2023.

Commissioner Collins made a motion to approve the following road department expenses: Murphy Tractor \$1,611.23 and Ellis McGuire \$2,497.20. Commissioner Hall seconded the motion. Motion carried 3-0.

Chairman Grable reiterated the County's payment policy for the Board of County Commissioners, saying it is policy of Doniphan County to pay invoices on the 15th and last working day of the month. When someone is hired by Doniphan County they should be made aware of when payments are to be made so there is no confusion or expectation for same day payment.

Commissioner Hall made a motion to install necessary roadway tubes, along with back slope, on Heartland Road in Section 22 Township 2 Range 20E and not straighten the roadway until such time as an engineer is hired to draw up specifications and oversee the project. Motion died for lack of second.

At 10:16 A.M. Commissioner Collins made a motion to recess into executive session for the purpose of discussing matters relating to attorney-client privilege with legal counsel with the meeting to be called back to order in the office of the Doniphan County Commission at 10:26 A.M. Commissioner Hall seconded the motion. Motion carried 3-0. County Attorney, County Clerk and Road Office Manager remained.

County Clerk Peggy Franken informed the County Commission she contacted the Adventure Cycling Association regarding County Commission safety concerns for designating a portion of K-7 Highway on the US Bicycle Route 50. Kerry Irons with the Adventure Cycling Association responded by saying "the portion of the route that would be on K-7 Highway is Kansas Department of Transportation responsibility, we are asking the County for their roads to be included in the USBR." Adventure Cycling Association requested Doniphan County designate 180th Spur Road, 180th Road, Last Chance Road, 195th Road and 195th Access Road to the USBR 50 route. The Board of County Commissioners took no formal action pending adoption of Doniphan County Resolution designating USBR 50 bicycle routes through Doniphan County.

Bids were presented for removal of pin oak tree and magnolia tree along with stumps on south side courthouse and trimming of additional courtyard trees. One bid was received, open and read aloud as follows:

Tip Top Tree Service \$5,902.00

Commissioner Grable made a motion to accept the bid of Tip Top Tree Service in the amount of \$5,902.00. Commissioner Collins seconded the motion. Motion carried 3-0.

There being no further business before the Board, Commissioner Hall made a motion to adjourn at 10:39 A.M. Commissioner Grable seconded the motion. Motion carried 3-0.

DATED THIS 24th DAY OF OCTOBER 2022.

Attest: _____
Peggy Franken, County Clerk

Wayne Grable, Chairman