

**UNOFFICIAL MINUTES
DONIPHAN COUNTY COURTHOUSE, TROY, KANSAS, FEBRUARY 6, 2023**

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. Third District County Commissioner Bobby Hall and County Clerk Peggy Franken present. First District County Commissioner Timothy D. Collins and County Attorney Charles D. Baskins were present for a portion of the meeting.

The Kansas Chief Reporter Melanie Davis, Kitchen Director Jamie Hendrix, Second Road District Foreman Sean Price, Road Office Manager Lindsay Norris, Economic Development Director Leah B. Johnson, Jerry Johnson, Jed Johnson, Jay Johnson, Corey Kostman, First Road District Deputy Foreman Tom Miller and Emergency Management/Zoning Coordinator Julie Meng were present for a portion of the meeting.

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

Commissioner Collins made a motion to approve County Commission minutes of January 30, 2023 regular meeting as written. Commissioner Hall seconded the motion. Motion carried 3-0.

Commissioner Collins made a motion to approve \$232.88 abated taxes to the 2022 Doniphan County tax roll. Commissioner Hall seconded the motion. Motion carried 3-0.

Fee reports were presented on the behalf of the County Clerk, Register of Deeds and Sheriff for Board review.

The Jerry K. Dubach Doniphan County Law Enforcement Center currently houses 7 local inmates.

Kitchen Director Jamie Hendrix met with the Board of County Commissioners to discuss patron concerns with the Meals on Wheels menu. Director Hendrix presented the County Board menus for a three month period, showing changes made to the menu by the Dietician hired to review and approve menus. Most of the changes were not favorable to the consumer. Other changes on the menu were due to lack of inventory or usage of items in stock before the expiration date, due to closures for inclement weather. Hendrix explained to the County Commission all menu changes must be approved by a licensed Dietician. The current Dietician can only be reached by mail, making it difficult to get unforeseen changes to the menu approved ahead of time. She recommended contracting with a Dietician that is readily available to discuss, review and approve menu changes to prevent loss of Federal and State funding sources. The Board of County Commissioners were in agreement with Kitchen Director Jamie Hendrix contacting licensed Dieticians to gauge an interest in contracting with Doniphan County for review and approval of Meals on Wheels menus that meet the dietary standard.

At 8:38 A.M. Commissioner Grable made a motion to recess into executive session for the purpose of discussing and protecting the interest of non-elect Kitchen personnel with the meeting to be called back to order in the office of the Doniphan County Commission at 8:43 A.M. Commissioner Hall seconded the motion. Motion carried 3-0. County Clerk and Kitchen Director remained.

Road Office Manager Lindsay Norris presented the County Commission a list of road concerns following inclement weather, in addition to a list of priority snow routes.

Manager Norris also presented the County Commission bid specifications for the purchase of tires for the Road Department. Commissioner Grable cautioned the Board to review each bid when received, paying specific attention to motor grader tires as all vendors may not bid the same. The Board of County Commissioners approved contacting local vendors and Kansasland Tire to bid necessary tires for the Road Department. Bid letting to be held February 27, 2023 at 8:45 A.M. Bids due by 5:00 P.M. Friday, February 24, 2023 in the office of the Doniphan County Clerk.

The Board of County Commissioners also approved a letter to be sent to local contractors asking their interest in being placed on a rotating schedule list for contracting with Doniphan County for work that entails use of bull dozer at a rate of \$215.00 per hour and larger equipment; with contractor to specify current equipment rate.

Commissioner Hall asked Road Office Manager Lindsay Norris the status of bridge plank delivery. Norris said she will contact Midwest Sales and Services to verify when shipment will be made.

Commissioner Collins made a motion to approve invoice to Highland Hardware in the amount of \$551.50 for First Road District supplies. Commissioner Hall seconded the motion. Motion carried 3-0.

The Board of County Commissioners discussed asphalt overlay road plan for 2023. Commissioner Grable asked the County Commission to consider asphalt overlay of up to 4 miles on Mesquito Creek Road, depending on cost. In addition, Commissioner Collins asked that Coronado Road from Highland City limits to Iowa Point (approximately 5 miles) be considered. Commissioner Hall will assess roads in the Third Road District and make a recommendation at the next Commission meeting. Road Office Manager Lindsay Norris will then prepare a final list of roads for consideration of asphalt overlay to be submitted to Herzog Contracting Corporation for a cost estimate before final action is taken by the Board of County Commissioners.

Discussion was also held in regard to chip sealing of county roadways, with Road Foremen to view all chip sealed roads to determine number of miles of roads that need to be resealed in 2023 in order to submit a list to Vance Brothers for final cost estimate. Commissioner Collins recommended sticking with an asphalt and chip seal road plan.

Commissioner Hall asked if any action has been taken on replacing the loader currently located at the Doniphan County landfill. Second Road District Foreman Sean Price said he has looked at options, depending on size, replacement costs range from \$150,000.00 to \$300,000.00.

Commissioner Grable spoke to formulating a short and long term road plan for building up gravel roadways throughout Doniphan County, beginning with roads north of US Highway 36. Thereafter the County Commission would make a list of 1-2 roads annually to build up, ditch and rock. Commissioner Hall agreed saying all Road Districts should work together rotating amongst each District in the County to ensure each District is served. Second Road District Foreman Sean Price recommended focusing on FAS roads, which are main artery routes throughout the County. Road Office Manager Lindsay Norris reminded the County Commission the County will be eligible for additional funding through the Local Road Safety Plan program for use on FAS routes.

Economic Development Director Leah B. Johnson informed the County Commission the Kansas Department of Commerce will be hosting a CDBG (Community Development Block Grant) regional roadshow in Troy, Kansas at the Troy Community Center on February 9, 2023 from 10:00 A.M. – 2:00 P.M. Johnson has notified City Clerks and City Councilmembers throughout Doniphan County to attend in order to learn about new CDBG programs that can strengthen their community.

Director Johnson will be attending the Kansas Young Professionals Day at the Capital in Topeka, Kansas on February 13, 2023.

Economic Development Director Leah B. Johnson announced the award of \$100,000.00 Kansas Historical Society Heritage Trust Fund grant to Corey and Katie Kostman of Troy, Kansas, for preservation and restoration of the historic Sol Miller building located at 101 S. Main St. Troy, Kansas.

Commissioner Hall asked Economic Development Director Leah B. Johnson to work on grant opportunities and research grant programs for the governing body of Doniphan County, Kansas. In addition, he asked more time be spent on business development and retention. Director Johnson said the County and City governments need to create incentives to attract businesses into their communities.

At 9:40 A.M. Commissioner Grable made a motion to recess into executive session for the purpose of discussing and protecting the interest of non-elect Economic Development personnel with the meeting to be called back to order in the office of the Doniphan County Commission at 9:45 A.M. Commissioner Hall seconded the motion. Motion carried 3-0. County Attorney, County Clerk and Economic Development Director remained.

The Board of County Commissioners recessed at 9:46 A.M. reconvening for a 10:07 A.M. meeting to view 195th Road with JJ Farms Representatives Jerry Johnson, Jed Johnson and Jay Johnson, along with adjoining property owner Corey Kostman and First Road District Deputy Foreman Tom Miller. Others present in addition to the County Commission included County Clerk Peggy Franken, County Attorney Charles Baskins, Road Office Manager Lindsay Norris and Second Road District Foreman Sean Price. Jed Johnson, spokesman for JJ Farms said the purpose of the meeting is to determine common ground for the maintenance of 195th Road between Kansas Highway 7 west 1.5 miles to Half Mound Road. The road is split between the First and Second Road Districts and Center and Wolf River Townships respectfully. In addition, the landowners would like to establish a road plan for building up the roadway with one contact for the Road Department to discuss and have road concerns addressed. Commissioner Grable suggested, as in the past, the Road Department working as a county unit and not separate road districts. He then offered Second Road District taking over maintenance of 195th Road to Half Mound Road, upon approval of Commissioner Collins. Discussion was held in regard to pulling in and raising up the road, properly ditching for drainage and application of 2-3" base rock, finally topping with smaller finishing rock. Commissioner Grable said he would meet with Second Road District Foreman Sean Price, Third Road District Foreman Chris Schultz and First Road District Deputy Foreman Tom Miller to formulate a plan for repairing 195th Road, beginning at 1057 195th Road west to Half Mound Road, in Section 15, Township 3 Range 20E. Followed by more extensive road work to include pulling in and building up of roadway, ditching and rocking from 1057 195th Road east to Kansas Highway 7 during the summer in order to properly fix the road. Jay Johnson offered, on behalf of JJ Farms, to assist the County with hauling of rock or whatever service is needed. Adjoining landowner Corey Kostman said (in reference to doing the project in stages and placement of large base rock) landowners are willing to sacrifice short term for the long term gain of having a good road. At 10:36 A.M. the County Commission recessed to return to regular meeting in the office of the Doniphan County Commission at 10:57 A.M.

Commissioner Collins left the meeting at 10:36 A.M.

The Board of County Commissioners approved updated Doniphan County Public Transportation Title VI Notice to Public, Participation Plan Outline, Limited English Proficiency Plan and Complaint Procedure policies.

County Clerk Peggy Franken presented the County Commission with January 2023 departmental cash and budget summary for their review.

Clerk Franken also presented the County Commission with existing 1% Sales Tax collections for October 2022 of \$75,085.84 and November 2022 in the amount of \$47,023.17.

Emergency Management Director Julie Meng requested permission to purchase additional electrode pads and battery for the courthouse AED (Automated External Defibrillator). She has also submitted a grant to acquire two additional AED machines for the lower level and second level of the Doniphan County courthouse. Commissioner Grable made a motion to approve the purchase of additional electrode pads and battery for the courthouse AED machine. Commissioner Hall seconded the motion. Motion carried 2-0.

Discussion was held regarding funding for Doniphan County EMS with additional 1% EMS Sales Tax approved by voters in August 2022 and implemented January 1, 2023. County Clerk Peggy Franken told the County Commission there is a two month lapse between sales tax collections and when the County receives payment from the Kansas Department of Revenue. Doniphan County is contracted to pay Doniphan County EMS \$90,809.45 on or before the 5th day of each month. Payments have been made for January and February 2023 with proceeds from property tax collections. The Doniphan County Ambulance fund currently has a balance of \$58,161.91, creating a shortage for the March 5, 2023 payment. Clerk Franken recommended transferring \$50,000.00 into the Doniphan County Ambulance fund from Federal Local Assistance and Tribal Consistency funds received for payment in lieu of taxes on land owned by Bureau of Land Management for Fish and Wildlife Services. She reminded the County Commission Doniphan County met the eligibility requirement for applying and receiving up to \$100,000.00 in funding because the County “had a negative revenue impact due to the implementation of a Federal program or changes to the program.” Doniphan County received the first \$50,000.00 payment in November 2022 with the second \$50,000.00 payment due in 2023. Funds can be used for any governmental purpose except for lobbying activities according to Local Assistance and Tribal Consistency Fund guidelines. Commissioner Grable made a motion to transfer \$50,000.00 Local Assistance and Tribal Consistency funds for payment in lieu of tax into Doniphan County Ambulance fund to assist with Doniphan County EMS payment. Commissioner Hall seconded the motion. Motion carried 2-0.

Second Road District Foreman Sean Price asked about the sale of unused road equipment by bid. The Board of County Commissioners said no bid letting date has been set.

There being no further business before the Board, Commissioner Hall made a motion to adjourn at 11:16 A.M. Commissioner Grable seconded the motion. Motion carried 2-0.

DATED THIS 6th DAY OF FEBRUARY 2023.

Attest: _____
Peggy Franken, County Clerk

Wayne Grable, Chairman