

**UNOFFICIAL MINUTES**  
**DONIPHAN COUNTY COURTHOUSE, TROY, KANSAS, DECEMBER 11, 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. 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. Road Office Manager Lindsay Norris, Sheriff Chad Clary, Health Department Administrator Sheryl Pierce, RN and Register of Deeds Susan Shuster were present for a portion of the meeting.

Commissioner Grable made a motion to approve meeting agenda as amended to include discussion on stockpiled rock and non-elect personnel executive session. Commissioner Hall seconded the motion. Motion carried 3-0.

Commissioner Hall made a motion to approve County Commission minutes of December 4, 2023 regular meeting as written. Commissioner Collins seconded the motion. Motion carried 3-0.

Commissioner Collins made a motion to approve payroll and warrants for the period of December 15, 2023 as presented. Commissioner Hall seconded the motion. Motion carried 3-0.

Commissioner Hall made a motion to approve added tax changes in the amount of \$102.86 and abated tax changes \$317.92 to the 2023 Doniphan County tax roll. Commissioner Collins seconded the motion. Motion carried 3-0.

Fee reports for the month of November 2023 were presented to the County Commission on behalf of the County Clerk, Register of Deeds and Sheriff.

The Jerry K. Dubach Doniphan County Law Enforcement Center currently houses 11 local inmates.

County Clerk Peggy Franken told the County Commission a generous donation in the amount of \$1,000 was made to the Doniphan County Aging Department by Whetrock, to be used towards purchases at the Senior Citizen Centers. Aging Director Diana Crouse-Johnson used the funds to purchase a dishwasher at the Elwood Leisure Hour Senior Citizens Center.

The Board of County Commissioners were in agreement to seek bids for removal of tree at the Tenant-Baker property located at 137 E. Walnut Street, Troy, Kansas, upon request of the Doniphan County Historical Society.

Chairman Grable executed notice to Independence Township Board for 2024 Cereal Malt Beverage license application on behalf of Weiland's Grocery located at 210 Commercial Street, Bendena, Kansas, pursuant to K.S.A.41-2702.

Clerk Franken gave the Board of County Commissioners an update on testing and clean-up of property owned by Doniphan County, Kansas, located on E. Poplar Street, Troy, Kansas. Described as Block 22 Lots 1-2, Block 22 Lots 16-20, Block 35 Lots 2-9 and Block 35 Lots 11-18 including abandoned railroad. Clerk Franken met on site with Seth Mettling, Brownfields

Coordinator with the Kansas Department of Health and Environment/Bureau of Environmental Remediation/Brownfields Program to discuss mitigation of any contamination due to historic above ground storage tanks used to refuel the now abandoned railroad. Clerk Franken said the Bureau of Environmental Remediation will let bids for testing and cleanup of the property. After bids have been accepted, cleanup is expected to last three to four months, the property will then be ready to sell at the County's discretion.

November 2023 departmental budget and cash summary report was presented to the County Commission by the County Clerk for their review.

Road Office Manager Lindsay Norris reminded residents of Doniphan County with medical needs to contact the Road and Bridge Department at 785-985-3535 to be placed on emergency snow route priority list, along with school bus and mail routes.

Norris told the County Commission Kody Phillips with Ideker contacted her via email to acknowledge rip rap material remains available for purchase to be hauled from Rosecrans Memorial Airport. Hauling time is flexible, however Ideker would prefer the material moved sooner than later. The Board of County Commissioners took no action.

The Board of County Commissioners adopted a project bid template to be used on all Road and Bridge projects, eliminating contractors' project list.

The Board of County Commissioners were in agreement to submit for bid replacement of 6'x90' cross road culvert on 140<sup>th</sup> Road, east of Ottumwa Road, Section 10 Township 4 Range 21E. Bids will be accepted in the office of the Doniphan County Clerk until 5:00 P.M. January 5, 2024 with bid letting to be held Monday, January 8, 2024 at 10:00 A.M.

Gerald Brox contacted the Road Office to thank the Road Department for road work along Elgin Road, including culvert replacement, brush and tree removal. Mr. Brox expressed concern with erosion near the intersection of Elgin and 110<sup>th</sup> Roads. Commissioner Collins said he has already spoken to the First District Road Crew about concerns with erosion along the roadway and asked that they be addressed.

Representatives of Iowa Township met with Road Office Manager Lindsay Norris to discuss cost sharing with Doniphan County, Kansas, to improve Castleton Road, between US. Highway 36 and 240<sup>th</sup> Road, west of Highland, Kansas. Norris will set up a time for members of Iowa Township Board to meet with the County Commission to discuss in more detail.

Road Office Manager Lindsay Norris also received a request to build up 180<sup>th</sup> Road, between Half Mound and Friendship Roads, in First Road District, approximately ½ mile, in order to improve the intersection.

Commissioner Hall made a motion to approve the following Road Department invoices:

- Murphy Tractor (2020 JD Grader #201) \$ 541.69
- Mission Creek LLC (2012 Freightliner) \$ 746.37
- Foley Equipment (cutting edge blades) \$ 788.48
- Murphy Tractor (2017 JD Grader #151) \$3,148.07

Commissioner Collins seconded the motion. Motion carried 3-0.

Commissioner Hall made a motion to approve request and petition on behalf of Doniphan Electric for buried utilities in County right-of-way located at 1471 200<sup>th</sup> Road. Commissioner Collins seconded the motion. Commissioner Grable abstained. Motion carried 2-0.

Sheriff Chad Clary presented the County Commission with invoices for payment in the amount of \$9,304.84 as follows:

- TS Conard (December IT Services) \$3,099.42
- ArchiveSocial (Social Media Archiving) \$2,988.00
- WebCom Resources (Website Support) \$36.07
- ComplianceOne (Sheriff Drug Screens) \$373.20
- McKesson (trash bags) \$176.05
- John's Market (supplies) \$13.54
- Touchtone Communications (long distance) \$30.25
- CK Power (Generator Maintenance) \$2,205.00
- Heartland Business Machines (Copier Maintenance) \$260.28
- Triple L Tire (mount/balance and oil change) \$123.00

Commissioner Grable made a motion to pay Sheriff's Department invoices as presented. Commissioner Hall seconded the motion. Motion carried 3-0.

Commissioner Grable made a motion to make final payment to Lankford|Fendler + Associates in the amount of \$843.19 from the New Sales Tax Fund for Jerry K. Dubach Doniphan County Law Enforcement Center hot water heater system engineering services. Commissioner Collins seconded the motion. Motion carried 3-0.

Commissioner Grable made a motion to approve Medicare re-enrollment fees for Doniphan County Health Department in the amount of \$688.00. Commissioner Collins seconded the motion. Motion carried 3-0.

Commissioner Grable made a motion to approve initial grant application to the Kansas Department of Health and Environment's Transforming Public Health in Kansas by Strengthening Our Workforce Grant, a four year grant program beginning December 1, 2023 through November 30, 2027 for total funding of \$75,935.47. Commissioner Collins seconded the motion. Motion carried 3-0.

Bid letting was held for cash rent of 22.5 acres m/l of row crop, Section 21 Township 3 Range 22E, (east side Doniphan County landfill and transfer station) for the 2024 crop season beginning January 1, 2024 through December 31, 2024. Lease is for a term of one (1) year. The parties by mutual agreement may extend the lease for additional periods of one (1) year each not to exceed a total lease term of three (3) years. Acceptance of each successive year must be made in writing by December 1<sup>st</sup> of the current year. Bids were received, opened and read aloud as follows:

Kiefer Brothers Farms	\$216.99/acre
Jared Meng	\$202.22/acre
Bryan Hartman	\$203.00/acre
Rodger Groves	\$342.00/acre

Commissioner Collins made a motion to accept the best and highest bid of Rodger Groves in the amount of \$342.00 per acre for cash rent of County landfill farms, approximately 22.5 acres m/l, for the 2024 crop season. Commissioner Hall seconded the motion. Motion carried 3-0.

Bid letting was held for hay harvesting of 9.5 acres m/1, Section 21, Township 3, Range 22E, at the Doniphan County landfill, Wathena, Kansas, for the 2024 hay season. Lease is for a term of one (1) year commencing January 1, 2024 through December 31, 2024, with the ability to extend said lease for additional one (1) year periods not to exceed a total lease term of three (3) years. Acceptance of each successive year must be made in writing by December 1<sup>st</sup> of the current year. Lessee to fertilize hay ground with no less than 65lbs actual nitrogen per acre. Proof of fertilizer must be submitted. Semi-trucks cannot be used in hay removal. Hay bales must be removed within 10 days to ensure new growth. If not, hay bales will be removed at Lessee's expense. Cash payment is due within seven (7) days of acceptance of lease agreement with Doniphan County or bid will be denied. Bids were presented, opened and read aloud as follows:

- Sherman Smith \$77.00/acre
- Joel Euler \$75.00/acre
- Kirby Kiefer \$25.26/acre

Commissioner Hall made a motion to accept the best and highest bid of Sherman Smith for hay harvesting of 9.5 acres at the Doniphan County landfill at a rate of \$77.00 per acre.

Commissioner Grable seconded the motion. Motion carried 3-0.

Register of Deeds Susan Shuster presented the County Commission with a proposal from Harris Records Solutions for completion of image scanning of all records on file in the office of the Doniphan County Register of Deeds for permanent record keeping purposes. Work to be completed in three phases, with payment to be made after each phase, for a total project cost of \$51,520.95. Ms. Shuster told the County Commission representatives of the company would need 24/7 on site access to the records. The Register of Deeds budget will pay for all expenses. Old records will be relocated to the former Doniphan County jail, currently housing the Doniphan County Extension Office. Commissioner Hall made a motion to accept the proposal of Harris Records Solutions for scanning of permanent documents on file in the office of the Doniphan County Register of Deeds for a total project cost of \$51,520.95. Commissioner Grable seconded the motion. Motion carried 3-0.

Susan Shuster, Register of Deeds, presented the County Commission with a price quote from Harris Records Solutions to pull scanned images into the Register of Deeds document management system at a cost of \$6,000.00. Commissioner Hall made a motion to approve proposal of Harris Records Solution to pull scanned images into Register of Deeds document management system at a cost of \$6,000.00. Commissioner Grable seconded the motion. Motion carried 3-0.

At 9:54 A.M. the Board of County Commissioner recessed for a break with the meeting being called back to order in the office of the Doniphan County Commission at 9:59 A.M.

At 10:03 A.M. Commissioner Grable made a motion to recess into executive session for the purpose of discussing and protecting the interest of non-elect personnel in the Road Department with the meeting to be called back to order at 10:18 A.M. in the office of the Doniphan County Commission. Commissioner Collins seconded the motion. Motion carried 3-0. County Attorney, County Clerk and Road Office Manager remained.

At 10:18 A.M. Commissioner Grable made a motion to recess into executive session for the purpose of discussing and protecting the interest of non-elect personnel in the Road Department with the meeting to be called back to order at 10:28 A.M. in the office of the Doniphan County Commission. Commissioner Collins seconded the motion. Motion carried 3-0. County Attorney, County Clerk and Road Office Manager remained.

Commissioner Collins asked about dividing up Road and Bridge rock funds per road district to be used for rock stockpile over the winter months. The Board of County Commissioners table action until December 18, 2023 when final fund balances will be known.

At 11:03 A.M. Commissioner Hall made a motion to recess into executive session for the purpose of discussing and protecting the interest of non-elect personnel in the Road Department with the meeting to be called back to order at 11:08 A.M. in the office of the Doniphan County Commission. Commissioner Grable seconded the motion. Motion carried 3-0. County Attorney and County Clerk remained.

There being no further business before the Board, Commissioner Hall made a motion to adjourn at 11:10 A.M. Commissioner Grable seconded the motion. Motion carried 3-0.

DATED THIS 11TH DAY OF DECEMBER 2023.

Attest: \_\_\_\_\_  
Peggy Franken, County Clerk

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Wayne Grable, Chairman