

UNOFFICIAL MINUTES
DONIPHAN COUNTY COURTHOUSE, TROY, KANSAS, APRIL 8, 2024

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 and Emergency Management/Zoning/ADA 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 minutes of April 1, 2024, regular meeting as written. Commissioner Hall seconded the motion. Motion carried 3-0.

Fee report for the month of March 2024 was presented to the County Commission for their review on behalf of the Register of Deeds.

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

County Clerk Peggy Franken presented the County Commission with the March 2024 departmental budget and cash summary report for their review.

Commissioner Grable made a motion to approve amended expense report to the Kansas Secretary of State for 2024 Presidential Preference Primary expense reimbursement in the amount of \$15,031.39. Commissioner Hall seconded the motion. Motion carried 3-0.

County Clerk Peggy Franken informed the County Commission the Doniphan County Transportation Department would adhere to requirements of hours worked according to the Department of Labor Wage and Hour Division Fact Sheet #22 under the Fair Labor Standards Act.

Commissioner Collins made a motion to approve payment of rock in the amount of \$20,000.00 from County Road and Bridge Fund to complete road repair on Freeport Road, south of Sparks, Kansas. Motion died for lack of second.

A dust control permit for 799 Last Chance Road was presented to the County Commission for approval. Second Road District will maintain the road prior to application of dust control material.

Commissioner Grable made a motion to approve request and petition on behalf of AMG Technology, doing business as, Nextlink Internet for erection of 120' utility pole in County right-of-way located at 434 Mineral Point Road, Section 28 Township 4 Range 21E, for Wi-Fi capability in the rural area. Commissioner Hall seconded the motion. Motion carried 3-0.

Correspondence was presented to the County Commission by Road Office Manager Lindsay Norris from the Kansas Department of Transportation calling for submission of projects for the Federal Fiscal Year 2026 Off-System Bridge program and 2025 Kansas Local Bridge Improvement program. The Road Department will work with inspectors and engineers with Schwab-Eaton, PA to make recommendation to the Board of County Commissioners for qualifying projects based on most recent bridge inspections.

A cost estimate to seal with two coats of Coal Tar Sealer on approximately 1.5 miles of asphalt roadway on Castleton Road was presented to the County Commission on behalf of Midwest Sealing & Construction. No action was taken.

Commissioner Grable made a motion to approve the following Road Department expenditures:

Dave's Diesel	\$ 526.81 (#202 2022 Peterbilt bracket kit)
Murphy Tractor	\$1,149.69 (LED headlamps and strobe lights for graders)

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

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

At 9:53 A.M. Commissioner Grable made a motion to recess into executive session for the purpose of discussing and protecting the interests of non-elect Road Department personnel, with the meeting to be called back to order in the office of the Doniphan County Commission at 10:08 A.M. Commissioner Hall seconded the motion. Motion carried 3-0. County Attorney, County Clerk and Road Office Manager remained.

Commissioner Collins made a motion to accept with regret the resignation of First District Road Foreman Jason Wilson. Commissioner Grable seconded the motion. Motion carried 3-0.

Commissioner Hall made a motion to rent a small dozer from Equipment Share at a weekly cost of \$1,736.00 to repair bridge T-148. Commissioner Collins seconded the motion. Motion carried 3-0.

At 10:13 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 10:18 A.M.

Emergency Management/Zoning/ADA Coordinator Julie Meng presented the County Commission with cost estimates from Otis Elevator and RS Electric to make upgrades to the Doniphan County Courthouse elevator. The Board of County Commissioners previously approved contracting with Otis Elevator for the modernization project in the amount of \$112,500.00 and RS Electric in the amount of \$36,245.00. It was since determined a general contractor would be needed to make additional improvements. Commissioner Grable made a motion to contract with Otis Elevator for modernization improvements to the Doniphan County Courthouse elevator for the total amount of \$135,500.00 (including general contracting work) and RS Electric for electrical upgrades in the amount of \$36,245.00. Commissioner Hall seconded the motion. Motion carried 3-0.

Zoning hearing scheduled for Wednesday, April 10, 2024, at 7:30 P.M. at the Doniphan County Courthouse for T&T Media Blasting, a dustless/mobile company, from R-O Outer Residential to Mixed Use, for property located at 602 E. Locust St. Troy, Kansas 66087 has been postponed and rescheduled for Wednesday, April 17, 2024, at the same time and location.

Discussion was held regarding asphaltting of county roadways versus chip seal, long term maintenance and the cost associated with such. Proposals have been received by the Board of County Commissioners for asphaltting 3.40 miles on 240th Road east of Highland, Kansas, two miles on Mesquito Creek Road north of Troy, Kansas and 3 miles on Treece Road, north of Wathena, Kansas, in lieu of chip sealing roadways during the 2024 season. The Board of County Commissioners took no action pending review of the current budget.

At 11:28 A.M. Commissioner Grable made a motion to recess into executive session for the purpose of discussing matters of legal nature with counsel, with the meeting to be called back to order in the office of the Doniphan County Commission at 11:33 A.M. Commissioner Hall seconded the motion. Motion carried 3-0. County Attorney and County Clerk remained.

At 11:33 A.M. Commissioner Grable made a motion to extend executive session for the purpose of continuing discussion on matters of legal nature with counsel, with the meeting to be called back to order in the office of the Doniphan County Commission at 11:43 A.M. Commissioner Collins seconded the motion. Motion carried 3-0. County Attorney and County Clerk remained.

There being no further business before the Board, Commissioner Collins made a motion to adjourn at 11:44 A.M. Commissioner Hall seconded the motion. Motion carried 3-0.

DATED THIS 8TH DAY OF APRIL 2024.

Attest: _____
Peggy Franken, County Clerk

Wayne Grable, Chairman