

**RECORD OF PROCEEDINGS
BOARD OF COMMISSIONERS
MARION COUNTY, KS**

September 30, 2019

Commission met for payday and other business at 9:00 a.m. in Commission chambers at the Marion County Courthouse with Chr. Kent Becker, Comm. Randy Dallke, and Comm. Dianne R. Novak present. Also present was Co. Clerk Tina Spencer. Co. Counselor joined the session at approximately 10:05 a.m. Present for portions of the session were Henry Ethem, Amy Soyez, Tom Britain, Jonah Gehring, Trayce Warner, Kade Warner, Randall Eitzen, Dave Crofoot, Amy Stutzman, Charlie Loewen, other members of the public, and members of the press.

SALES TAX: Sales tax for the month of July, 2019 has been received in the amount of \$69,773.82.

PAYDAY: A detailed list of expenditures by fund was reviewed. Mileage logs and the cumulative comp time report were reviewed. The warrant register was approved and signed for a payday figure of \$1,250,451.54, including payroll at \$519,209.13. Checks #49196-49428; voided checks #49204; 49233; 49348.

ADMINISTRATIVE: Novak moved to approve the minutes of September 23rd as written. Dallke seconded and motion carried 3-0.

- Supplements affecting the 2019 tax roll were reviewed by the Board.
- Dallke moved to appoint Chr. Becker as the voting delegate for the KAC annual meeting. Novak seconded and motion carried 3-0. Novak moved to appoint Dallke as first alternate. Dallke seconded and motion carried 3-0.
- An update on the tax sale was included in the Commission packets for review.
- Becker reported that the SCKEDD Weatherization program now applies to housing authorities.

ROAD & BRIDGE: Co. Engineer Brice Goebel presented lease information for a new skid steer.

	<u>Equipment</u>	<u>Outright Purchase</u>	<u>Lease Term</u>	<u>Hours</u>	<u>Buyout (+ int.)</u>
Victor L. Philips, Wichita	Case TV370:	\$60,000.00	3 yr. @ \$10,161.00	400	\$29,800.00(+int.)
PrairieLand Partners, Marion	John Deere 325G:	\$63,793.00	3 yr. @ \$10,707.60	400	\$39,704.83(+int.)
“ “ “	John Deere 331G:	\$70,906.86	not quoted		
White Star Machinery, Wichita	Bobcat T650:	\$64,904.45	5 yr. @ \$8,000.00	250	\$24,904.45(+int.)
Bobcat of Salina, Salina	Bobcat T650:	\$71,117.60	not quoted		
Foley of Salina, Salina	Caterpillar 289DXPS2C:	\$73,684.15	not quoted		

After discussion, Dallke moved to purchase the Bobcat T650 (from White Star Machinery) for \$64,904.45, but utilizing the lease option and paying ahead at the end of the year if money is available in the special equipment fund. Becker seconded and motion carried 2-1. Novak opposed due to lack of information. Goebel was asked to verify that the vendor would accept that type of arrangement and that there would not be a penalty for paying ahead.

Goebel presented bids for a forestry rotor drum attachment for the County's excavator:

Victor L. Phillips Co., Wichita	Loftness 51" Battle Ax	\$31,280.00
“ “ “	Fecon TSH62	\$43,245.00
KanEquip, Inc. Ellsworth	not stated	\$38,150.00
Foley Equipment, Salina	Caterpillar HM4015	\$52,599.87

No decision was made.

- Goebel expressed interest in utilizing social media for department communication. The Board stated no objections.

Diamond Vista Road Discussion: The Diamond Vista project roads were discussed again. Goebel indicated that the initial weekly onsite meeting did not go well, and that Enel Green Power (EGP) is still not accepting responsibility for the road maintenance and repairs. Novak favored moving forward with enforcement action up to and including revocation of the conditional use permit. Becker was not in favor of shutting down the project, and suggested amending the Road Maintenance Agreement to implement a phased post-construction inspection process. Co. Counselor Brad Jantz joined the session. After extensive discussion, Spencer asked whether the Board might wish to consider a combination of offering a phased inspection process but requiring compliance within set time frames or the County would take enforcement action.

After additional discussion, Becker moved to direct the Co. Counselor and Co. Engineer to develop a phase-in process which would include the number of phases along with correspondence to project officials which outlines the enforcement aspect for non-compliance (with problem areas and costs listed as appropriate). Dallke seconded and motion carried 3-0. Goebel clarified that Kirkham Michael will also be included in the process.

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September 30, 2019, Continued

ROAD & BRIDGE, CONTINUED: Goebel reported that initial approval has been received from USDA for funding to repair washout areas at the Cottonwood River north of Florence and 350th east of Sunflower. The County's match would be 25% and can include in-kind (labor / materials).

An information sheet containing sections of roadway and traffic counts was provided to the Board to assist with determining what projects to apply for through KDOT's cost share program. After discussion, Dallke moved to apply for Nighthawk Rd. from Highway 50 to Hwy 56, 60th from the Harvey County line to the west city limits of Peabody, and 190th from Highway 256 west to US 56 (excluding those portions within Marion and Hillsboro city limits). Novak seconded. Motion carried 3-0. The consensus of the Board was for the County to apply based on a 35% County match.

TRANSFER STATION PROJECT: Dir. Bud Druse and Randy Purdue with Kaw Valley Engineering were present to discuss the project. Druse presented a modification application for the transfer station permit through KDHE, which was signed by Chr. Becker. After discussion, Becker moved to advertise (seek bids for) the transfer station project (electrical work and phases 2 and 3). Dallke seconded and motion carried 3-0. The bid opening was slated for November 4th.

PUBLIC COMMENT: Tom Britain commented on continuing cell phone reception problems between himself and Commissioner Novak which he attributes to the Diamond Vista project, and said the Board should take steps to protect the citizens.

Britain also asked Jantz whether he had received any feedback from the railroads when they were contacted about trains blocking the tracks for long periods of time. Jantz indicated that he has not heard back and that he will plan to follow up with them again.

Novak asked what the procedure would be to follow up on the cell phone issue. Jantz said that project documents are vague on the subject, but that the issue could be potentially studied by a third party. Novak said that she would contact her carrier as a first step to verify that it was not a carrier issue.

Amy Soyez said that she agreed with Spencer's suggestion (to allow a phased post-construction process on the Diamond Vista roads, with a time limit and enforcement ramifications for non-compliance).

Becker moved to adjourn. Dallke seconded and motion carried 3-0. Meeting adjourned at 11:00 a.m.

Kent Becker, Chairman

ATTEST: _____
Tina D. Spencer, County Clerk