

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

June 24, 2019

Commission met in regular session at 9:00 a.m. in the 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. Present for portions of the meeting were Marcy Hostetler, Ashley Herpich, Co. Counselor Brad Jantz, Henry Ethem, Blake DeLaFuente, Shawn Crabb, Tom Britain, Michelle Butts, Carl Stovall, Trayce Warner, Kade Warner, Jonah Gehring, Amy Soye, Patrick Pelstring, Mark Donnarumma, Larry Fine, Chuck Seifert, Randall Eitzen, other members of the public, and members of the press.

**ADMINISTRATIVE:** Informational items were presented for Commission review.

- Novak moved to approve the minutes of June 17<sup>th</sup> as written. Dallke seconded and motion carried 3-0.
- Change orders affecting 2018 and prior years' tax rolls were reviewed and signed by the Board.
- Salary sheets were signed: Erin Loewen, new part-time Planning & Zoning Assistant at \$12.00/hour effective 6/3/2019; Asst. Driver License Examiner/Clerk Tina Groening, five year raise from \$2,136.00/mo. to \$2,182.00/mo. effective 5/24/2019; Deputy Sheriff Mason Hinz, six month raise from \$17.02/hour to \$17.36/hour effective 5/24/2019; Corrections Officer Tammy Whiteside, pay step correction from \$13.56/hour to \$13.84/hour effective 5/21/2019; Reserve Officer Gary Slater, certification increase from \$10.00/hour to \$12.00/hour effective 5/21/2019.
- Information about the Rural Opportunity Zone program through the state of Kansas was reviewed. Marion County funds sponsorship for two individuals at an annual cost of \$1,500.00 each for a period of five years. Novak made a motion that instead of sponsoring only two individuals that we raise that up to three. Dallke seconded and motion carried 3-0. Marion County's funding will increase from \$3,000.00/year to \$4,500.00/year beginning with the 2020 budget year.
- Becker moved to adopt Resolution 2019-08, authorizing participation in the Rural Opportunity Zone student loan repayment program in the amount of \$4,500.00 allocated. Novak seconded and motion carried 3-0.
- Recommendations for appointment to the Harvey/Marion County CDDO Board were reviewed. Anita Unruh has been nominated to serve a three-year term (replacing Diedre Serene) as a Marion County resident effective July 1, 2019 through June 30, 2022. Mary Gill has been nominated to serve a three year term (replacing Marjorie Warta) as Joint County representative effective July 1, 2019 through June 30, 2022. Dallke moved to approve both nominees presented for the Harvey Marion County CDDO Board. Novak seconded and motion carried 3-0.

**ROAD & BRIDGE:** Co. Engineer Brice Goebel presented area fuel bids for review:

	Area 1	Area 2	Area 3
	1,400 gals.	1,950 gals.	1,950 gals.
Cooperative Grain, Hillsboro	2.0860 = \$2,920.40	2.1860 = \$4,262.70	2.0900 = \$4,075.50
Epp's Service, Elbing	2.0523 = \$2,873.22	2.2123 = \$4,313.99	2.0428 = \$3,983.46

Becker moved to approve the area fuel bid for Area 2 from Cooperative Grain in the amount of \$4,262.70 and for Areas 1 and 3 from Epp's Service in the amount of \$2,873.22 and \$3,983.46. Dallke seconded and motion carried 3-0.

- Goebel asked whether the Board is interested in submitting a bid for a used aggregate processing machine, which is located in New York. After discussion, Dallke moved to allow Goebel to bid up to \$5,000.00 for the 1998 EXTEC 5000 Turbo. Novak seconded and motion carried 3-0.

**WEED/HHW/TRANSFER STATION/RECYCLING:** Dir. Bud Druse presented chemical bids for 50 gals of Crossbow for the Road & Bridge Department to use on trees:

Nutrien - \$44.50/gal. = \$2,225.00    Van Diest - \$41.60/gal. = \$2,080.00

Dallke moved to accept the bid from Van Diest in the amount of \$2,080.00. Novak seconded and motion carried 3-0.

- Druse indicated that funds are available in his 2019 budget and his 2020 requested budget to cover the cost of adding a full time employee to be shared between all his departments, and thus eliminating a part-time position at the Transfer Station and the Weed Department. After discussion, Novak moved to authorize Bud (Druse) to hire a full time position (as requested). Becker seconded and motion carried 2-1. Dallke opposed.

**KANSAS LEGAL SERVICES 2020 BUDGET ALLOCATION REQUEST:** Ty Wheeler presented information on services provided and requested an allocation of \$4,500.00 for 2020.

**PRAIRIE VIEW 2020 BUDGET ALLOCATION REQUEST:** Jessie Kaye presented a report on services provided and encouraged the Board to consider increasing the funding level for 2020. The current budget allocation is \$65,000.00.

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June 24, 2019, Continued

**2020 BUDGET PREPARATION:** Scot Loyd and Jamie Siess with Swindoll, Janzen, Hawk & Loyd joined the session to continue the discussion on the 2020 County Budget. Loyd requested direction from the Board regarding the mill levy rate and other large scale issues that affect the budget. Co. Counselor Brad Jantz joined the session at approximately 11:20 a.m.

**CO. ATTORNEY 2020 BUDGET PRESENTATION:** Co. Attorney Joel Ensey presented his department budget request.

**8<sup>th</sup> JUDICIAL DISTRICT 2020 BUDGET PRESENTATION:** Judge Michael Powers, District Court Clerk Jan Helmer, District Court Trustee Ed Wheeler, Chief Court Services Officer Loyce Smith, and Court Administrator Nikki Davenport joined the session to present the 2020 budget request for Marion County for the 8th Judicial District. One item not included in the budget request, but presented for consideration by the Board of Commissioners was funding for a private company to provide courtroom security.

**DIAMOND VISTA ROAD MAINTENANCE AGREEMENT (RMA) DISCUSSION:** Diamond Vista landowner liaison David Mueller and Tanner Yost and Dave Prater of Kirkham Michael Engineering joined the session. Mueller presented signed letters from several landowners requesting that Kirkham Michael be removed as the project engineering firm. Mueller also requested that local landowners not be held to the haul routes in the RMA when they are going to and from locations to receive leftover gravel/road materials from the project. After discussion, the consensus of the Board was to allow local landowners to travel non-approved haul routes in order to claim donated materials from the project without being subject to fines. No action was taken to remove Kirkham Michael from the project.

Chr. Becker asked whether any final review of the roads could begin. Yost indicated that Diamond Vista should complete a significant portion of work in one area so that Kirkham Michael can begin that final process and not be jumping from area to area. It is important that the final work be completed and Diamond Vista does not further use the roads after they indicate that they are ready for inspection. The direction provided by the Board was for Kirkham Michael to work with Diamond Vista to attempt to move forward with final inspection as areas are deemed completed in an effort to wrap up the project.

Session recessed until 1:15 p.m.

**2020 MARION COUNTY BUDGET WORK SESSION:** Scot Loyd and Jamie Siess rejoined the session to continue the discussion regarding the 2020 Marion County budget. Large budgetary concerns to be considered were blacktop and chip seal road projects, potential funding mechanisms for the transfer station project, cash position of the County, and the tax lid.

After discussion, the consensus of the Board was for Loyd to prepare the budget keeping the same mill levy rate as utilized in the 2019 budget (or lower), to maintain similar cash balances, and to look at options to provide the appropriate funding mechanism for the transfer station and black top road projects. The next budget work session with Loyd was tentatively scheduled for July 18<sup>th</sup> at 8:30 a.m.

**PUBLIC COMMENT:** Chuck Seifert encouraged the Board to negotiate a payment-in-lieu of taxes agreement with the new wind project that benefits the County, and to do it before approving the application if possible.

Becker moved to adjourn. Novak seconded and motion carried 3-0. Meeting adjourned at 3:46 p.m.

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Kent Becker, Chairman

ATTEST: \_\_\_\_\_  
Tina D. Spencer, County Clerk

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

June 24, 2019, Continued

Resolution No. 2019-08

**RESOLUTION OF THE BOARD OF MARION COUNTY COMMISSIONERS AUTHORIZING  
PARTICIPATION IN RURAL OPPORTUNITY ZONE STUDENT LOAN REPAYMENT PROGRAM**

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS  
OF MARION COUNTY, KANSAS,

**Section 1.** Pursuant to K.S.A. 2016 Supp. 74-50,223, the Board of County Commissioners expressed its intent to participate in the Rural Opportunity Zone (ROZ) student loan repayment program.

**Section 2.** Marion County has been designated a Rural Opportunity Zone pursuant to K.S.A. 2016 Supp. 74-50,222.

**Section 3.** Marion County Commissioners hereby obligate Marion County to participate in the ROZ student loan repayment program as provided by K.S.A. 2016 Supp. 74-50,223 for a period of five years, which shall be irrevocable.

**Section 4.** Marion County agrees to pay in equal shares with the State of Kansas the outstanding student loan balance of any resident individual for five years, if the resident individual meets the terms of qualification provided by the State of Kansas in K.S.A. 2016 Supp. 74-50,223, and the appropriate rules and regulations. The number of qualified resident individuals receiving such payments will be subject to the availability of funds.

**Section 5.** Marion County intends to enter into partnerships with Cities, Employers, and Foundations for the direct sponsorship of Rural Opportunity Zone Applicants. Sponsored Applicants must meet all qualifications of the ROZ program. All sponsorships will be subject to ROZ student loan repayment rules and regulations.

**Section 6.** The maximum student loan balance for each qualified resident individual to be repaid jointly by Marion County and the State of Kansas shall be \$15,000 over a term of five years.

**Section 7.** Marion County shall allocate \$ 4,500<sup>00</sup> a year for the purpose of matching payments from the State of Kansas to qualified resident individuals. Marion County shall revise its ROZ budget on an annual basis and shall inform the State of Kansas of any changes to the annual allocation. Marion County shall submit their obligation in full to the Department of Commerce before the first day of September each year.

BE IT FURTHER RESOLVED that this resolution shall be published once in the official county newspaper and shall be in effect from and after its date of publication.

Adopted this 24 day of June, 2019 by the Board of Marion County Commissioners, Marion County, Kansas.



ATTEST: Tina D. Spencer  
Tina D. Spencer, Marion County Clerk

BOARD OF COUNTY COMMISSIONERS  
MARION COUNTY, KANSAS

Kent D. Becker  
Kent D. Becker, Chairman  
Dianne R. Novak  
Dianne R. Novak, Member

Randy Dallke  
Randy Dallke, Member