

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

May 20, 2019

Commission met in regular session at 9:00 a.m. in the Commission chambers at the Marion County Courthouse with Chr. Kent Becker and Comm. Dianne R. Novak present. Comm. Randy Dallke joined the session at approximately 9:25 a.m. Also present was Co. Clerk Tina Spencer. Present for portions of the meeting were Co. Counselor Brad Jantz, Ashley Herpich, Yvonne Cushenbery, Brice Goebel, Amy Soye, Henry Ethem, Tammy Ensey, Randy Collett, Rachel Collett, Tom Britain, Jonah Gehring, Renee Gehring, Charlie Loewen, Trayce Warner, Kade Warner, Joel Suderman, Ron White, Patrick Pelstring, other members of the public, and members of the press.

ADMINISTRATIVE: Novak moved to approve the minutes of April 29th as corrected. Becker seconded and motion carried 2-0.

- Becker moved to approve the minutes of May 13th as written. Novak seconded and motion carried 2-0.
- Change orders affecting 2018 and prior years' tax rolls were reviewed and signed by the Board.
- Early check #48215 to Kimball Midwest in the amount of \$635.75 for shop supplies was approved for processing (R&B Fund).
- A quit claim deed to convey remaining lots near the Florence Depot from Marion County to the Florence Historical Society was signed by Chr. Becker.
- Notification was received from KCAMP that the Peabody Road & Bridge shop is located within a floodplain. Prior to determining whether to purchase flood insurance, Chr. Becker asked to review the value of the building. No decision was made.
- Novak presented a written budget request from the Restoration Center, Inc. for Commission review. The request will be processed during the regular budget process.

TRANSIENT GUEST TAX REQUEST: Tammy Ensey presented a request for transient guest tax funding of a marketing project for Marion businesses on behalf of the Marion Merchant's Association. The amount requested was \$15,375.00 for television advertising, the development of a tourism brochure, and tourism signage. Dallke joined the session in progress at approximately 9:25 a.m. After discussion Dallke moved to provide \$10,000.00 of transient guest tax toward the projects (and to develop a plan for future funding requests). Becker seconded. Novak stated that she is not opposed, but that she feels it is the wrong thing to do at this time because the Board is making a decision without all the information. Novak said she is conflicted because she wants to help out, but she does not like it because it is Marion specific and it is cheating other people. Motion carried 3-0.

ROAD & BRIDGE: Supt. Jesse Hamm presented transport fuel bids for review:

| | Tank #3 | Unleaded | |
|-----------------------|-------------|-------------|-------------|
| | 5,500 gals. | 2,500 gals. | Total |
| Epp's Service, Elbing | 2.4145 | 2.2275 | \$18,848.50 |
| Coop Grain, Hillsboro | 2.4150 | 2.2300 | \$18,857.50 |

Becker moved to accept the bid from Epp's Service in the amount of \$18,848.50. Dallke seconded and motion carried 3-0.

- Other topics discussed included recording flood damage for FEMA reimbursement, and preparing roads for the upcoming harvest. The Board urged Hamm to have crews address every road as soon as possible in order to be ready for harvest.
- Co. Counselor Brad Jantz joined the session at 10:12 a.m.

TRANSFER STATION DISCUSSION: Dir. Bud Druse reported that the probable cost to raise the wall height to 26' would be between \$10,000.00 and \$15,000.00. Dallke questioned the orientation of the project and whether focusing on trying to utilize the current building during the project is worth the cost. After discussion, the consensus of the Board was to have Dallke check with the engineering firm to see how much it will cost to explore other options.

AMBULANCE: Dir. Travis Parmley presented statistics for the month of April. Quarterly write-offs were presented. Dallke moved to write off \$5,243.23. Novak seconded and motion carried 3-0.

ENGINEERING UPDATE - PARK UTILITY UPGRADE: Darin Neufeld with EBH Engineering reported that the utility upgrade at the Park & Lake is nearly complete. Pay Estimate #1 was presented for approval in the amount of \$68,134.23. Dallke moved to approve the pay estimate in the amount of \$68,134.23. Novak seconded. Motion carried 3-0.

Neufeld requested official approval of the construction/inspection portion of the project as previously discussed in an amount not to exceed \$5,030.00. Dallke moved to approve construction inspection engineering services by EBH Engineering for a maximum not to exceed \$5,030.00. Novak seconded and motion carried 3-0.

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May 20, 2019, Continued

ENGINEERING UPDATE 330th: Neufeld said that the contractor is planning to begin repairs to 330th the first or second week of June (weather permitting). The entire eight miles will be crack sealed. Two base issues will be corrected, and a large centerline crack will be repaired using a pour-in concrete patch method. Neufeld indicated that if worse problems are found during the repairs, they will be taken care of by the contractor.

COUNTY TREASURER: Co. Treasurer Jeannine Bateman reported that 93% of taxes have been collected. Once the distribution and neighborhood revitalization rebates are processed, she will have a better idea of the County's cash position for investment purposes.

COMMISSION DISCUSSION – News Article: Comm. Novak said that a recent news article that referenced her included incorrect information.

Attorney Fees: Novak questioned the most recent bill received for the services of Pat Hughes. Becker indicated that many of the fees pertaining to the Expedition project may be reimbursable by the project.

PUBLIC COMMENTS: Eric Myer said that if Comm. Novak would like to come to the newspaper office following the meeting, they would be happy to correct any wrong information in the article.

Brice Goebel requested the opportunity to add a discussion to the agenda for contract negotiation. The Board directed Jantz to meet with Goebel individually prior to scheduling an agenda time.

CO. COUNSELOR: Counselor Jantz presented a draft policy regarding public comments for Board review.

Jantz requested an executive session to discuss pending litigation. Becker moved to recess into executive session to discuss pending litigation pursuant to K.S.A. 75-4319b (2) for attorney/client business with the Board and Jantz present for 15 minutes (from 11:18 a.m.) until 11:33 a.m. with open session to resume in Commission chambers following the closed session. Dallke seconded and motion carried 3-0. Open session resumed with no action.

Becker moved to adjourn. Dallke seconded and motion carried 3-0. Meeting adjourned at 11:35 a.m.

Kent Becker, Chairman

ATTEST: _____
Tina D. Spencer, County Clerk