

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

September 7, 2021

Commission met in regular session at 12:30 p.m. in Commission chambers at the Marion County Courthouse with Chr. Randy Dallke, Comm. Dave Crofoot, Comm. Kent Becker, and Comm. Jonah Gehring present. Comm. David Mueller joined the session at 12:34 p.m. Also present were Deputy Co. Clerk Ashley Herpich, Co. Counselor Brad Jantz, and Scot Loyd of Swindoll, Janzen, Hawk, & Loyd. Present for portions of the meeting were County staff, members of the public, and members of the press.

**REVENUE NEUTRAL RATE HEARING:** Chr. Randy Dallke opened the RNR Hearing for the 2022 County Budget.

- Chr. Dallke opened the floor for public comments. There were none.
- Dallke moved to adopt Resolution 2021-20 for Marion County to levy a property tax rate exceeding the Revenue Neutral Rate. Gehring seconded and motion carried 5-0.
- Dallke moved to close the RNR Hearing. Becker seconded and motion carried 5-0.

**COUNTY BUDGET HEARING:** Chr. Randy Dallke opened the County Budget Hearing at 12:46 p.m. for the approval and adoption of the 2022 County Budget.

- Chr. Dallke opened the floor to public comments. There were none.
- Gehring moved to approve the 2022 Marion County Budget (with a proposed levy rate of 75 mils). Crofoot seconded and motion carried 5-0.
- Dallke moved to approve the 2022 budgets (County allocation) for the 8<sup>th</sup> Judicial District. Becker seconded and motion carried 5-0.
- Dallke moved to approve the 2022 budget presented for the Conservation District with a County allocation of \$39,500.00. Mueller seconded and motion carried 5-0.
- Dallke closed the County budget hearing and called the regular meeting to order.

**PUBLIC COMMENTS:** None.

**CO. ATTORNEY:** Co. Attorney Joel Ensey was present for a quarterly department update. Two upcoming larger trials could cause significant expense to the County.

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

	Tank #3 4,000 gals.	Tank #1 1,000 gals.	Unleaded 3,000 gals.	Total
Epp's Service, Elbing	2.5340	2.2840	2.4040	\$19,632.00
Coop Grain & Supply, Hillsboro	2.5773	2.3213	2.4227	\$19,898.60
MFA Oil, Lincolnville	2.6034	2.3511	2.4572	\$20,136.30

Becker moved to award the bid to Epp's in the amount of \$19,632.00. Mueller seconded and motion carried 5-0.

- Goebel informed the Board that the crushed concrete project is complete. There was more material than expected and the contractor would like payment for the overrun (approximately 14 tons). Confirmation has been received that the concrete was crushed smaller than the requested specification. KDOT initially agreed to accept some of the crushed final product as partial payment in-kind for the County's portion of the material. However, they may not be interested in the size produced. The vendor experienced delays and was unable to complete the project in the timeframe stated in the contract. The Board discussed charging a late fee, but no decision was made. Goebel was directed to follow up with KDOT regarding their interest in the product before any decision is made by the County.
- The Nighthawk / 330<sup>th</sup> project is complete. Goebel noted on 330<sup>th</sup> west of Tampa, water came over the bridge and took off some newly laid chip seal. That section will be patched by the County.
- After discussion, Dallke moved for County to build the road base and lay base rock for up to ½ mile for the new commercial chicken farm located on 320<sup>th</sup> west of Bison, with the owner responsible for the cost of the cap rock (both initially and in the future). Crofoot seconded and motion carried 5-0.
- Jantz was directed to develop a policy for rocking roads for rural commercial/industrial businesses.
- Goebel requested an executive session to discuss personnel/performance for five minutes. Dallke moved to recess into executive session to discuss personnel/performance pursuant to K.S.A. 75-4319b (1) for personnel matters of non-elected personnel with the Board, Goebel, and Jantz present until 1:44 p.m. Gehring seconded. Motion carried 5-0. Open session resumed with no action. Co. Counselor Jantz left the meeting.
- Ongoing and upcoming projects were discussed with no action.
- Goebel suggested applying for the cost-share program for 290<sup>th</sup> from Highway 77 to Highway K-15 and on Kanza from Ag Service south to the highway, and gave suggestions for projects for the Local Bridge Improvement Program.

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September 7, 2021, Continued

**PERSONNEL DISCUSSION:** Dallke moved to recess into executive session to discuss personnel/performance pursuant to K.S.A. 75-4319b (1) for personnel matters of non-elected personnel with the Board for five minutes, until 2:08 p.m. Gehring seconded and motion carried 5-0. Open session resumed with no action.

**EMERGENCY MANAGEMENT:** Dir. Randy Frank joined the session. Dallke moved to recess into executive session to discuss personnel/performance pursuant to K.S.A. 75-4319b (1) for personnel matters of non-elected personnel with the Board and Frank present for 10 minutes until 2:20 p.m. Gehring seconded and motion carried 5-0. Open session resumed with no action.

- The upcoming event being held in Pilsen honoring Father Emil Kapaun was discussed briefly, with no action.

**ADMINISTRATIVE:** Deputy Co. Clerk Ashley Herpich provided information and reminders for upcoming meetings.

- The Appraiser Sales Ratio Study results from the Property Valuation Division were reviewed. Appraiser Nicole Reid will be scheduled on the next agenda to discuss.
- A written COVID-19 update from Health Dept. Admin. Diedre Serene reported 56 active cases with no hospitalizations. Vaccine administration information and clarification on billing was also provided.
- Becker moved to approve the minutes of August 31<sup>st</sup> as written. Mueller seconded and motion carried 5-0.
- A salary sheet was signed for new Appraiser's Data Collector Taylor Ensminger at \$2,191.00/mo. effective 9/1/2021.
- Dallke moved to approve payables in the amount of \$83,846.60 (checks # 54542-54544). Mueller seconded and motion carried 5-0.

**PUBLIC COMMENTS:** None.

**COMMISSION COMMENTS:** Crofoot asked about an update on the Health Director position. Crofoot mentioned the Health Department is doing a good job.

- Dallke asked the Board to take a look at the Transfer Station to see if any improvements could be made.
- Dallke received a citizen concern on the smell of the Transfer Station. Gehring has received similar concerns.
- Crofoot noted there is a pile of wood pallets at the Transfer Station and asked if the wood pallets could be sold or if the public could take them. No decision was made.

Dallke moved to adjourn. Gehring seconded and motion carried 5-0. Meeting adjourned at 2:45 p.m.

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Randy Dallke, Chairman

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

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

September 7, 2021, Continued

Resolution No. 2021-20

**A RESOLUTION OF THE COUNTY OF MARION, KANSAS TO LEVY A PROPERTY TAX RATE EXCEEDING THE REVENUE NEUTRAL RATE;**

**WHEREAS**, the Revenue Neutral Rate for the County of Marion was calculated as 66.412 mills by the Marion County Clerk; and

**WHEREAS**, the budget proposed by the Governing Body of the County of Marion will require the levy of a property tax rate exceeding the Revenue Neutral Rate; and

**WHEREAS**, the Governing Body held a hearing on September 7, 2021 allowing all interested taxpayers desiring to be heard an opportunity to give oral testimony; and

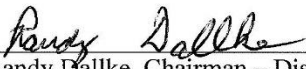
**WHEREAS**, the Governing Body of the County of Marion, having heard testimony, still finds it necessary to exceed the Revenue Neutral Rate.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE COUNTY OF MARION:** The County of Marion shall levy a property tax rate exceeding the Revenue Neutral Rate of 66.412 mills.

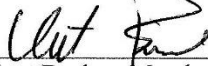
This resolution shall take effect and be in force immediately upon its adoption and shall remain in effect until future action is taken by the Governing Body.

**ADOPTED** this 7<sup>th</sup> day of September 2021 and **SIGNED** by the Governing Body.

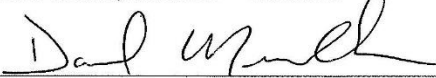
**BOARD OF COUNTY COMMISSIONERS  
MARION COUNTY, KANSAS**

  
Randy Dallke, Chairman – District 3

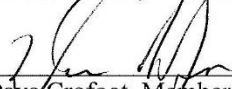
☒ Yea  
☐ Nay  
☐ Abstain

  
Kent Becker, Member – District 1

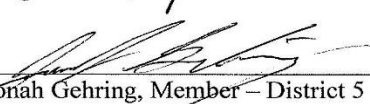
☒ Yea  
☐ Nay  
☐ Abstain

  
David Mueller, Member – District 2

☒ Yea  
☐ Nay  
☐ Abstain

  
Dave Crofoot, Member – District 4

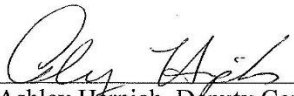
☒ Yea  
☐ Nay  
☐ Abstain

  
Jonah Gehring, Member – District 5

☒ Yea  
☐ Nay  
☐ Abstain



ATTEST:

  
Ashley Herpich, Deputy County Clerk