

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

November 8, 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. Jonah Gehring, Comm. Kent Becker, and Comm. David Mueller present. Also present were Co. Clerk Tina Spencer and Co. Counselor Brad Jantz. Present for portions of the meeting were Deputy Co. Clerk Ashley Herpich, Real Estate Clerk Sharon Dover, other County staff, members of the public and members of the press.

**PUBLIC COMMENTS:** None.

**ADMINISTRATIVE:** Executive sessions for personnel/performance and attorney/client business and a discussion regarding the public forum policy were added to the agenda. Dallke moved to approve the agenda with changes. Becker seconded and motion carried 5-0.

- Dallke moved to approve early checks in the amount of \$25,367.51 (#55061-55063). Gehring seconded and motion carried 5-0.
- Mueller moved to approve the 2022 payday and holiday schedules as presented. Dallke seconded and motion carried 5-0. County holidays will be as follows:

December 31, 2021	New Year's Holiday
January 17, 2022	MLK
February 21, 2022	Presidents' Day
May 30, 2022	Memorial Day
July 4, 2022	Independence Day
September 5, 2022	Labor Day
October 10, 2022	Columbus Day/Indigenous Peoples' Day
November 11, 2022	Veterans' Day
November 24-25, 2022	Thanksgiving Holidays
December 23, 26, 2022	Christmas Holidays

- Crofoot moved to approve Pay Application #4 for the heated dock in the amount of \$98,010.00. Mueller seconded and motion carried 5-0.
- Becker moved to approve Pay Application #4 for the EMS Station in the amount of \$44,437.46. ~~Becker~~ Mueller seconded and motion carried 5-0.

**WEED/HHW/TRANSFER STATION/RECYCLING:** Dir. Josh Housman asked for the Board's approval for providing a meal for the District Noxious Weed Directors Association meeting which is being hosted in Marion County. The Board had no objection.

- Tire bids eight semi tires were presented for review:

Rod's Tire, Hillsboro	Westlake CM983	\$2,705.84
	Firestone FD690	\$2,800.00
56 Express Tire, Marion	Hankook DL12/DL15	\$3,917.44

Becker moved to accept the bid from Rod's Tire for the Firestone tires if manufactured in the U.S.A. in the amount of \$2,800.00, and if not manufactured in the U.S.A. that Housman be allowed to choose either brand of tires quoted by Rod's Tire. Dallke seconded and motion carried 5-0.

- 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, Housman, Jantz, and Spencer present for 10 minutes (from 12:52 p.m. until 1:02 p.m.). Gehring seconded and motion carried 5-0. Open session resumed with no action.
- General discussion occurred about the transfer station including cleanliness, employee parking, work that needs to be done on the building, and procedures on public service – especially on recycling days.

**MCPHERSON COUNTY RURAL WATER DISTRICT ARP FUNDING REQUEST:** Joe Ryan with McPherson County Rural Water District #1 joined the session along with two representatives from Wilson & Company (engineering firm) to discuss upcoming well rehabilitation plans and other projects for the water district. A request was made for funding in the amount of \$101,610.00. The district has wells and customers in Marion County. No action was taken.

**ROAD & BRIDGE:** Co. Engineer Brice Goebel presented Transport fuel bids for 4,000 gallons of unleaded fuel:

Epp's Service, Elbing	\$2.6140/gallon = \$10,456.00
MFA Oil, Lincolnville	\$2.7946/gallon = \$11,178.40

Gehring moved to accept the bid from Epp's Service in the amount of \$10,456.00. Mueller seconded and motion carried 5-0.

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November 8, 2021, Continued

**ROAD & BRIDGE, CONTINUED:** Mueller moved to approve and authorize the Chairman to sign utility permits #21-34 through 21-38. Becker seconded and motion carried 5-0. (Westar Energy.)

- Discussion of potential projects and funding for 2022 ensued. Goebel was directed to put together recommendations of projects for approval.

**CITIZEN CONCERN:** Dianne Novak presented information and expressed concern regarding election equipment vulnerabilities that she has studied and the overall integrity of elections, including Marion County elections.

**PERSONNEL DISCUSSION/HIRING:** Dallke moved to recess into executive session to discuss personnel/hiring pursuant to K.S.A. 75-4319b (1) for personnel matters of non-elected personnel with the Board, Jantz, and Spencer present for 10 minutes from 2:19 p.m. until 2:29 p.m. Gehring seconded and motion carried 5-0.

- Dallke moved to recess back into executive session to discuss personnel/hiring pursuant to K.S.A. 75-4319b (1) for personnel matters of non-elected personnel with the Board, Jantz, and Spencer present for five minutes (until 2:35 p.m.). Gehring seconded and motion carried 5-0. Open session resumed with a motion by Dallke to offer the Health Department Director position to a candidate. Mueller seconded and motion carried 5-0 with Becker abstaining due to being absent during the interview (abstention counted with majority prevailing).
- 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, Jantz, and Spencer present for three minutes. Gehring seconded and motion carried 5-0. Open session resumed with no action.

**ATTORNEY/CLIENT BUSINESS:** Dallke moved to recess into executive session to discuss potential litigation pursuant to K.S.A. 75-4319b (2) for consultation with our attorney on matters deemed privileged under attorney/client privilege with the Board, Jantz, Goebel, and Spencer present for at minutes until 3:00 p.m. Gehring seconded and motion carried 5-0.

- Open session resumed with a motion by Dallke to recess into executive session to discuss potential litigation pursuant to K.S.A. 75-4319b (2) for consultation with our attorney on matters deemed privileged under attorney/client privilege with the Board, Jantz, Goebel, and Spencer present until 3:12 p.m. Gehring seconded and motion carried 5-0. Open session resumed with no action.
- **Public Forum Policy:** Jantz presented a draft public forum policy for Board review and potential adoption. No action was taken on the policy. Discussion ensued regarding scheduling agenda items. Spencer left the meeting at 3:26 p.m. Dallke moved to require that the County Clerk only schedule agenda items if a specific topic and brief description of that topic are provided by the requestor (reasonable specificity). Gehring seconded and motion carried 5-0.

**PUBLIC COMMENTS:** None.

**COMMISSION COMMENTS:** Becker noted that he will not be at the meeting on November 12<sup>th</sup>.

- A reminder was given regarding the special meeting at the Lake Hall at 1:00 p.m. on November 10<sup>th</sup>.

Gehring moved to adjourn. Mueller seconded and motion carried 5-0. Meeting adjourned at 3:30 p.m.

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Randy Dallke - Chairman

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