

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

May 16, 2022

Commission met in regular session at 12:30 p.m. in Commission chambers at the Marion County Courthouse with Chr. David Mueller, Comm. Kent Becker, Comm. Dave Crofoot, Comm. Jonah Gehring and Comm. Randy Dallke present. Also present were Co. Clerk Tina Spencer and Co. Counselor Brad Jantz. Present for portions of the meeting were County staff and members of the Press.

**PUBLIC FORUM:** There were no public comments.

**ADMINISTRATIVE:** Gehring moved to approve the minutes of May 9<sup>th</sup>. Becker seconded and motion carried 5-0.

- Gehring moved to approve payables in the amount of \$53,550.00 (cks. #51262-51265). Dallke seconded and motion carried 5-0.
- Budgeted transfers were presented for approval: \$116,666.66 from the Road & Bridge Fund to the R&B Special Equipment Fund; \$106,900.67 from R&B Sales Tax (General Fund) to Capital Improvement; \$374,152.33 from the General Fund Road Maintenance & Improvement Levy to Capital Improvement. Gehring moved to approve the budgeted transfers. Dallke seconded and motion carried 5-0.
- Gehring moved to adopt Resolution 2022-15 establishing a noxious weed dealer-participating cost-share certificate for 2022 in the amount of \$5,000.00. Becker seconded and motion carried 5-0.
- Crofoot moved to approve the RFP for security cameras/equipment. Mueller seconded and motion carried 5-0.

**HEALTH DEPT.:** Dir. Krista Schneider presented vehicle bids for review:

|                |                     |             |
|----------------|---------------------|-------------|
| Midway Motors  | 2022 Chevy Traverse | \$41,745.00 |
| Hillsboro Ford | 2022 Ford Explorer  | \$37,103.00 |

Mueller moved to purchase the Ford Explorer in the amount of \$37,103.00 from Hillsboro Ford. Dallke seconded and motion carried 5-0.

**PARK & LAKE:** Supt. Isaac Hett presented bids to change to LED lamps at the Lake Hall:

|                      |            |
|----------------------|------------|
| Sanders Electric     | \$2,455.44 |
| Landmark Electric    | \$2,397.80 |
| Elcon Services, Inc. | \$2,083.12 |

Dallke moved to accept the bid from Elcon Services in the amount of \$2,083.12. Becker seconded and motion carried 5-0 with Gehring abstaining due to conflict of interest (abstention counted with majority prevailing).

- Hett presented bids for exterior painting:
 

|                    |             |
|--------------------|-------------|
| Gonzalez Painting  | \$26,035.00 |
| Koehn Painting Co. | \$11,675.00 |

Becker moved to accept the bid from Koehn Painting in the amount of \$11,675.00. Gehring seconded and motion carried 4-1 with Crofoot opposed.

- Mueller 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 Hett for 20 minutes until 1:25 p.m. Gehring seconded and motion carried 5-0. Open session resumed with no action.

**PERSONNEL DISCUSSION:** Mueller 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 Jantz present until 1:45 p.m. Gehring seconded and motion carried 5-0. Open session resumed with no action.

**ROAD & BRIDGE:** R&B Supt. Steve Hudson was present for department business.

- **Indigo Road Project Award:** Mueller moved to accept the bid from Cornejo & Sons for the Indigo Road overlay project in the amount of \$2,296,716.07 contingent upon submission of payment and performance bond. Dallke seconded and motion carried 5-0. Dallke reminded the Board to keep the south five to six miles in mind.
- Gehring moved to approve the contract and authorize the Chairman to sign contingent upon receipt of the payment/performance bond. Becker seconded and motion carried 5-0.
- 140<sup>th</sup> Road (Aulne Road) was discussed. Dallke moved to direct the Co. Engineer to develop a plan including a mobilization date and timeline to convert the four-mile Aulne Road and convert it to a good gravel road with a good base, and that it be a high priority project. Gehring seconded and motion carried 5-0.
- Jantz was directed to draft a letter to send to the rock quarry at Florence to request that large rock trucks avoid using the road for safety reasons.

**RECORD OF PROCEEDINGS  
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MARION COUNTY, KS**

May 16, 2022, Continued

**PLANNIG/ZONING/ENVIRONMENTAL HEALTH:** Dir. Susan Omstead presented an updated job description for the Administrative Specialist position in her office. After discussion, Becker moved to approve the changes presented. Gehring seconded and motion carried 5-0. Session recessed for five minutes.

**EMERGENCY MANAGEMENT:** Dir. Randy Frank was present to discuss equipment storage. The lack of a formal agreement was noted by Frank as a source of frustration. No action was taken.

- Mueller 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 20 minutes until 2:45 p.m. Gehring seconded and motion carried 5-0. Open session resumed with no action.

**PERSONNEL DISCUSSION:** Mueller 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 Jantz present for 20 minutes until 3:05 p.m. Dallke seconded and motion carried 5-0. Open session resumed with no action.

**AMBULANCE:** Dir. Travis Parmley was present to discuss the department's policy on non-emergency transfers. Parmley explained that priority is given to 911 emergency calls and non-emergency transfers are secondary. The Board expressed support of the transfer policy as outlined by Parmley.

- Mueller 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, Parmley, Jantz, and Spencer present for 15 minutes until 3:37 p.m. Dallke seconded and motion carried 5-0. Open session resumed with no action. Session recessed for five minutes.

**BUDGET DIRECTIVE:** The Board directed department heads to keep budget requests level and reduce if possible.

**EMERGENCY MANAGEMENT:** Mueller 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, Randy Frank, and Jantz present for five minutes until 3:55 p.m. Dallke seconded and motion carried 5-0. Open session resumed with no action.

- Dallke moved that Randy Frank's employment with Marion County be terminated immediately. Gehring seconded and upon roll call vote, motion carried 5-0.
- Dallke moved to appoint Marcy Hostetler as Interim Emergency Management Director. Gehring seconded and motion carried 5-0.

**TRANSFER STATION DISCUSSION:** Dallke noted that transfer station staff no longer assists individuals in unloading trash in the facility. The Board requested that the topic be placed on the agenda for discussion on May 23<sup>rd</sup>.

**COMMISSION COMMENTS:** Becker requested that Jantz draft a resolution to establish provisions for wanton destruction of dirt roads with penalties included. The Board agreed and directed Jantz to draft the resolution.

- Dallke presented draft plans and a proposed budget for a storage building, which was developed by NF Construction. No action was taken.

**CO. COUNSELOR:** Gehring moved to approve a real estate purchase agreement (for a previously approved land acquisition) and authorize the Chairman to sign. Becker seconded and motion carried 5-0.

- Mueller moved to recess into executive session to discuss potential litigation pursuant to K.S.A. 75-4319b (2) for matters deemed privileged under attorney/client privilege with the Board, Jantz, and Spencer present for 10 minutes until 4:30 p.m. Dallke seconded and motion carried 5-0. Open session resumed with no action.
- Mueller moved to recess into executive session to discuss real estate acquisition pursuant to K.S.A. 75-4319b (6) for preliminary discussion of acquisition of real estate with the Board and Jantz present for 15 minutes until 4:45 p.m. Dallke seconded and motion carried 5-0. Open session resumed with no action.

Gehring moved to adjourn. Becker seconded and motion carried 5-0. Meeting adjourned at 4:45 p.m.

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David Mueller, Chairman

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

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

May 16, 2022, Continued

RESOLUTION 2022- 15

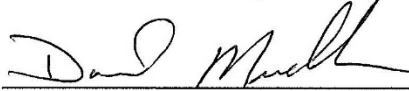
By the Board of County Commissioners of Marion County, Kansas. Be it resolved by the undersigned Board of County Commissioners of Marion County, Kansas that they are desirous of establishing a dealer-participating cost-share certificate program within Marion County, Kansas for the year 2022, in accordance with K.S.A. Article 13, Chapter 2-1314 to K.S.A. 2-1333. Specific reference is made to K.S.A. 2-1333(a)(b)&(c).

Pursuant to the above mentioned statutes, the Board of County Commissioners of Marion County, Kansas do hereby resolve and determine, that \$ 5,000 may be used from the Noxious Weed fund to provide for the control and eradication of noxious weeds on privately owned lands through the cost-share certificate program.

It is further resolved that certain guidelines will be adopted to facilitate the implementation of this resolution.

Done this 16 day of May, 2022.


BOARD OF COUNTY COMMISSIONERS  
OF MARION COUNTY, KANSAS

  
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County Commissioner, Chairman

  
\_\_\_\_\_

County Commissioner

  
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County Commissioner

  
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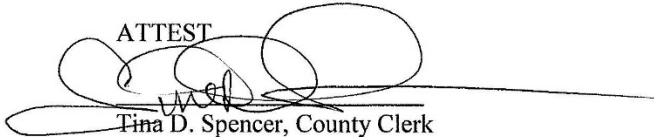
County Commissioner

  
\_\_\_\_\_

County Commissioner



ATTEST

  
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Tina D. Spencer, County Clerk