

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

October 13, 2020

Commission met in regular session at 9:00 a.m. in Commission chambers at the Marion County Courthouse with Chr. Jonah Gehring, Comm. Kent Becker, Comm. Dave Crofoot, and Comm. Dianne R. Novak present. Comm. Randy Dallke joined the session at 10:28 a.m. Also present was Co. Clerk Tina Spencer. Present for portions of the meeting were Deputy Co. Clerk Ashley Herpich, County staff, members of the public, and members of the press.

PERSONNEL DISCUSSION: Gehring moved to recess into executive session to discuss the appraiser position (with an applicant) pursuant to K.S.A. 75-4319b(1) for personnel matters of non-elected personnel with the Board of Commissioners and Carl (Miller, applicant for the Appraiser position) for 15 minutes. Becker seconded and motion carried 4-0. Comm. Dallke joined the executive session by telephone. Open session resumed with a motion by Gehring to appoint Carl Miller as Marion County Appraiser (pending contract) for a term ending June 30, 2021. Becker seconded and motion carried 5-0.

PUBLIC COMMENTS: None.

ADMINISTRATIVE: Gehring moved to approve the minutes of October 5th. Crofoot seconded and motion carried 4-0 with Novak abstaining due to absence (abstention counted with majority prevailing). Gehring moved to approve the minutes of October 7th. Becker seconded and motion carried 4-0 with Novak abstaining due to absence (abstention counted with majority prevailing).

- The KCAMP Insurance abstract was provided for Commission review.
- A notice of a Beginning Farmer bond for Benjamin P. & Dallas L. Jantzen, located in Section 32-22-3 through Kansas Development Finance Authority was provided for review, and the Board stated no objections.
- Early checks #49907-49917, in the amount of \$38,307.32, and payroll for the one-time pay adjustment under the Health Department's ELC Grant in the amount of \$16,545.52, were presented for processing. Gehring moved to approve payables to Western Associates in the amount of \$3,680.00. Becker seconded and motion carried 4-0 with Crofoot abstaining. (Abstention counted with majority prevailing.) Gehring moved to approve the grand total payday for October 13th in the amount of \$54,852.84. Novak seconded and motion carried 4-0.
- Early checks #49918-49921, in the amount of \$327,068.40 dated October 14, 2020 for SPARK reimbursements were presented for approval. Gehring moved to approve the SPARK reimbursement grand total in the amount of \$327,068.40. Crofoot seconded and motion carried 4-0.
- Gehring moved to approve the Emergency Management Performance Grant (EMPG) application for 2020. Novak seconded and motion carried 4-0. Gehring signed the application.
- Spencer announced that the September 30th payday total was overstated by \$61.33. The corrected total is \$1,977,085.01.
- Salary sheets were approved for: Cheryl Christensen, Co. Attorney Secretary – from \$2,611.00/mo. to \$2,631.00/mo. for five-year longevity effective 10/8/2020; Jordan Trapp, R&B Equipment Operator – from \$2,723.00/mo. to \$2,777.00/mo. effective 9/24/2020; Brandon Hurt, new part-time Deputy Sheriff at \$12.00/hour effective 10/1/2020; John Sparks, new Equipment Operator II at \$2,534.00/mo. effective 10/5/2020.

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

	Tank #3 4,000 gals.	Tank #1 1,200 gals.	Unleaded 3,000 gals.	Total
Epp's Service, Elbing	1.5122	1.2560	1.4440	\$11,888.00
Coop Grain, Hillsboro	1.5393	1.2833	1.4672	\$11,842.10 (1,000 gals. on Tk. #1)

Gehring moved to accept Goebel's recommendation to award to Epp's Service in the amount of \$11,888.00. Crofoot seconded and motion carried 4-0.

- Goebel announced the bridge just south of 230th and Eagle has been approved for the off system bridge program. Right-of-way acquisition will be necessary.
- Upcoming and ongoing projects were discussed with no action.
- Goebel reported that the oil distributor motor will need to be rebuilt or replaced. County personnel will be utilized if possible.

RURAL WATER DISTRICT #1 – ATTACHMENT OF LAND (PUBLIC HEARING): Gehring opened the public hearing. No comments were presented. Becker disclosed that he owns water rights in the district, but stated no financial conflict of interest. Gehring closed the public hearing. Gehring moved to adopt Resolution 2020-27 relating to attachment of land by Rural Water District No. 1, Marion County, Kansas. Novak seconded and motion carried 4-0. Session recessed for 10 minutes.

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

October 13, 2020, Continued

PERSONNEL DISCUSSION: Gehring 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 for 15 minutes with the Board, Interim Co. Appraiser Nicole Reid, and Spencer present. Becker seconded and motion carried 4-0. Comm. Dallke joined the executive session in progress. Open session resumed with no action.

ADMINISTRATIVE: Gehring moved to adopt Resolution 2020-28 appointing Carl Miller as Marion County Appraiser. Novak seconded and motion carried 5-0.

PERSONNEL DISCUSSION: Gehring 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 only the Board present for 10 minutes. Novak seconded and motion carried 5-0. Open session resumed with no action.

PUBLIC COMMENTS: None.

COMMISSION COMMENTS: Becker asked the Board to consider implementing a policy for large ticket purchases (\$10,000.00 and up) that if at least two in-county bids are available that a local vendor be selected (especially if they are within a certain margin of an out-of-County company, for example 5-10%).

Dallke expressed thanks to Co. Engineer Brice Goebel for addressing the safety issue on Indigo quickly after it was raised.

Becker noted that there are six major grants available through USDA for health and educational programs.

Gehring moved to adjourn. Dallke seconded and motion carried 5-0. Meeting adjourned at 11:08 a.m.

Jonah Gehring, Chairman

ATTEST: _____
Tina D. Spencer, County Clerk

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

October 13, 2020, Continued

RESOLUTION NO. 2020- 27

A RESOLUTION RELATING TO ATTACHMENT OF LAND BY
RURAL WATER DISTRICT NO. 1, MARION COUNTY, KANSAS

BE IT RESOLVED BY THE MARION COUNTY COMMISSIONERS OF THE COUNTY OF MARION, STATE OF KANSAS:

WHEREAS on September 23, 2020 a Petition has been filed for the attachment of adjoining land to Rural Water District No. 1, Marion County, Kansas.

WHEREAS a majority of the owners of said land signed a Petition signifying their approval of said attachment.

WHEREAS the lands to be attached are without an adequate supply of water.

WHEREAS the attachment of said adjoining lands will be conducive to and will promote the public health, convenience and welfare.

WHEREAS Rural Water District No. 1, Marion County, Kansas is a quasi-municipal corporation organized and existing by virtue of K.S.A. 82a-612 et seq. and is an existing rural water district and the above described lands to be attached to now adjoining the present boundary of said water district.

WHEREAS, the Board of County Commissioners, Marion County, Kansas does now find the statements contained in the petitions are true; that the land in Attachment A is presently without an adequate water supply; that attachment of said land to said water district will be conducive to and will promote the public health, convenience and welfare; and that a majority of the members of the Board of Directors of Rural Water District No. 1, Marion County, Kansas to which district attachment of said lands is desired, approve of said attachment and no objection has been made by anyone relative to the requested attachment.

WHEREAS said lands are hereby included within the boundaries of said Rural Water District No. 1, Marion County, Kansas and from and after this date of attachment, said Water District is authorized to provide services within such attached are according to its Bylaws, Rules and Regulations and the statutory law of the State of Kansas.

ADOPTED by the Board of Commissioner of Marion County, Kansas this 13 day of October, 2020.

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

Jonah Gehring
Jonah Gehring, Chairman – District 5

☒ Yea
☐ Nay
☐ Abstain

Kent Becker
Kent Becker, Member – District 1

☒ Yea
☐ Nay
☐ Abstain

Dianne R. Novak
Dianne R. Novak, Member – District 2

☒ Yea
☐ Nay
☐ Abstain

Randy Dallke
Randy Dallke, Member – District 3

☐ Yea
☐ Nay
☐ Abstain

Dave Crofoot
Dave Crofoot, Member – District 4

☒ Yea
☐ Nay
☐ Abstain



ATTEST:

Tina D. Spencer
Tina D. Spencer, County Clerk

ATTACHMENT A:

Durham Park:

Leonard J. Hein and Hazel Hein: SW 1/4 24-18-2

Dalmer Kaufman Trust: SE 1/4 24-18-2

Clark:

Scully Partners LP: W 1/2 30-18-3

USofA Dam: Part SW 1/4 30-18-3

Kelly Bernhardt: Part SW 1/4 30-18-3, Leasehold Improvement

**RECORD OF PROCEEDINGS
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October 13, 2020, Continued

RESOLUTION NO. 2020-28

A RESOLUTION APPOINTING A MARION COUNTY APPRAISER MEETING CRITERIA SET FORTH BY K.S.A. CHAPTER 19, ARTICLE 4 AND AMENDMENTS THERETO.

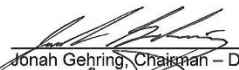
WHEREAS, the Board of County Commissioners, pursuant to K.S.A. 19-430 and amendments thereto, is directed on July 1, 1993, and on July 1 of each fourth year thereafter, to appoint a county appraiser to a term of four (4) years and until a successor is appointed; and

WHEREAS, the Board of County Commissioners finds that Carl W. Miller is a certified Kansas Appraiser and is qualified to be appointed as the Appraiser of Marion County, Kansas.


NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, KANSAS, that Carl W. Miller be appointed as of October 13, 2020, as County Appraiser of Marion County, Kansas for the remainder of the current four (4) year term, ending on June 30, 2021 or until a successor may be appointed.

DATED THIS 13th day of October, 2020.

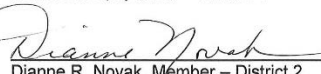
**BOARD OF COUNTY COMMISSIONERS
MARION COUNTY, KANSAS**


Jonah Gehring, Chairman – District 5


☒ Yea
☐ Nay
☐ Abstain


Kent Becker, Member – District 1


☒ Yea
☐ Nay
☐ Abstain


Dianne R. Novak, Member – District 2

☒ Yea
☐ Nay
☐ Abstain


Randy Dallke, Member – District 3

☒ Yea
☐ Nay
☐ Abstain


Dave Crofoot, Member – District 4

☒ Yea
☐ Nay
☐ Abstain



ATTEST:


Tina D. Spencer, County Clerk