

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

January 3, 2023

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

PUBLIC FORUM: There were no public comments.

RURAL OPPORTUNITY ZONE: Dallke moved to adopt Resolution 2023-01 (authorizing participation in rural opportunity zone student loan repayment program for the 2023 calendar year). Becker seconded and motion carried 5-0.

CO. COUNSELOR: Mueller 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, and Spencer present for 10 minutes until 12:43 p.m. Gehring seconded and motion carried 5-0. Open session resumed, and Mueller announced that Planning/Zoning/Environmental Health Dir. Sharon Omstead had been invited into the session and attended via telephone. No action was taken.

- Muller 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, and Spencer present for five minutes until 12:51 p.m. Gehring seconded and motion carried 5-0. Open session resumed with no action.
- Mueller moved to recess into executive session to discuss acquisition of real estate pursuant to K.S.A. 75-4319b (6) for preliminary discussion of acquisition of real estate with the Board, Jantz, and Spencer present for 10 minutes until 1:02 p.m. Gehring seconded and motion carried 5-0. Open session resumed with no action.

PURCHASING POLICY DISCUSSION: Becker suggested that the maximum dollar amount that can be spent by a department head without Board approval be raised. Spencer noted that a more comprehensive policy is needed to meet federal requirements, combining the several policies currently in place. Gehring moved to have staff draft a new purchasing policy to bring back for Board approval that includes a department spending limit of \$2,500.00 before Board approval is required. Dallke seconded and motion carried 5-0.

ADMINISTRATIVE: Gehring moved to approve the minutes of December 30th as presented. Becker seconded and motion carried 5-0. Jantz left the meeting.

- Additional encumbrances for the 2022 budget were presented for approval. Dallke moved to encumber an additional \$31,066.52 from the 2022 budget (General Fund). Gehring seconded and motion carried 5-0.
- Generator bids were discussed. Gehring said he will assist with developing some specifications.
- Gehring moved to seek bids for connecting the courthouse annex building to the courthouse generator. Becker seconded and motion carried 5-0.

PLANNING COMMISSION BOARD APPOINTMENTS: Mueller moved to appoint Chasen Gann to another term as District One Representative on the Planning Commission and Tammy Ware for another term as District Two Representative on the planning Commission. Gehring seconded and motion carried 5-0.

ROAD & BRIDGE: Co. Engineer Brice Goebel presented one area fuel bid for approval:

	Area One	Area Two	Area Three
	<u>1,400 gals.</u>	<u>1,950 gals.</u>	<u>1,950 gals.</u>
Epp's Service, Elbing	4.449 = \$6,228.60	4.549 = \$8,870.55	4.439 = \$8,656.05

Dallke moved to accept the bid from Epp's for all three areas for \$23,755.20. Becker seconded and motion carried 5-0.

Bids for a new front-end loader/backhoe were opened and reviewed:

Foley Equipment	Cat 420 Backhoe Loader	\$163,122.17
Murphy Tractor	John Deere 320 P-Tier Backhoe Loader	\$139,895.09
VLP Equipment Share	Case 580SN WT Backhoe Loader	\$141,467.00

Goebel was directed to review all the bids and provide a summary and recommendation for the next meeting.

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January 3, 2023, Continued

ROAD & BRIDGE, CONTINUED: Goebel will present a preliminary agreement with Vance Brothers for micro-surfacing including a clause for progress billing for stored materials. It was noted that a bond will be required.

- Additional cost proposals and Goebel's recommendations for road work (chip seal / micro-surfacing / rebuild) including comparison between in-house labor vs. contracting were requested for additional discussion.
- The number of miles and size of striping line were discussed with no action. Goebel was directed to bring back price comparison.
- Dallke said that as part of the reporting from the Road & Bridge department the Board would like to see maps indicating which roads have received rock, been rebuilt, etc.

EMERGENCY MANAGEMENT: Dir. Marcy Hostetler requested approval to attend a week-long training event in Anniston, Alabama with personnel from both Marion County hospitals from April 16th through April 22nd. There will be no expense to the County. After discussion, Crofoot moved to approve Hostetler's attendance. Dallke seconded and motion carried 5-0.

DISCUSSION WITH STATE LEGISLATORS: State Representatives Scott Hill and Stephen Owens joined the session. Sheriff Jeff Soye was also present. Several topics were discussed ahead of the upcoming legislative session. Primary concerns raised were the mental health crisis, school safety, thoughtful legislative processes (especially in the areas of taxation and election administration), local options for use of sales tax for facilities, phone scams, unfunded mandates, the importance of technical training options for students, high speed internet expansion, roads, bridges, and infrastructure.

CO. CLERK: 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 Spencer present for five minutes (until 2:55 p.m.). Gehring seconded and motion carried 5-0. Open session resumed with a motion by Gehring to extend the deadline to use vacation hours for 30 days past the employee anniversary date for Ashley Herpich - 31.5 hours and Cherry Miller - 37.5 hours. Becker seconded and motion carried 5-0.

Mueller moved to adjourn. Gehring seconded and motion carried 5-0. Meeting adjourned at 2:58 p.m.

David Mueller, Chairman

ATTEST: _____
Tina D. Spencer, County Clerk

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

January 3, 2023, Continued

Resolution No. 2023-01

**RESOLUTION OF THE BOARD OF MARION COUNTY COMMISSIONERS AUTHORIZING
PARTICIPATION IN RURAL OPPORTUNITY ZONE STUDENT LOAN REPAYMENT PROGRAM
FOR THE 2023 CALENDAR YEAR**

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS
OF MARION COUNTY, KANSAS,

Section 1. Pursuant to K.S.A. 2016 Supp. 74-50,223, the Board of County Commissioners expressed its intent to participate in the Rural Opportunity Zone (ROZ) student loan repayment program.

Section 2. Marion County has been designated a Rural Opportunity Zone pursuant to K.S.A. 2016 Supp. 74-50,222.

Section 3. Marion County Commissioners hereby obligate Marion County to participate in the ROZ student loan repayment program as provided by K.S.A. 2016 Supp. 74-50,223 for a period of five years, which shall be irrevocable.

Section 4. Marion County agrees to pay in equal shares with the State of Kansas the outstanding student loan balance of any resident individual for five years, if the resident individual meets the terms of qualification provided by the State of Kansas in K.S.A. 2016 Supp. 74-50,223, and the appropriate rules and regulations. The number of qualified resident individuals receiving such payments will be subject to the availability of funds.

Section 5. Marion County intends to enter into partnerships with Cities, Employers, and Foundations for the direct sponsorship of Rural Opportunity Zone Applicants. Sponsored Applicants must meet all qualifications of the ROZ program. All sponsorships will be subject to ROZ student loan repayment rules and regulations.

Section 6. The maximum student loan balance for each qualified resident individual to be repaid jointly by Marion County and the State of Kansas shall be \$15,000 over a term of five years.

Section 7. Marion County shall allocate \$4,500.00 a year for the purpose of matching payments from the State of Kansas to qualified resident individuals. Marion County shall revise its ROZ budget on an annual basis and shall inform the State of Kansas of any changes to the annual allocation. Marion County shall submit their obligation in full to the Department of Commerce before the first day of September each year.

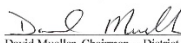


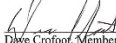

BE IT FURTHER RESOLVED that this resolution shall be published once in the official county newspaper and shall be in effect from and after its date of publication.

Adopted this 03 day of Jan, 2023 by the Board of Marion County Commissioners, Marion County, Kansas.

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RESOLUTION 2023-01 SIGNATURE PAGE

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

	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> Nay <input type="checkbox"/> Abstain
David Mueller, Chairman - District 2	
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Ken Becker, Member - District 1	
	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> Nay <input type="checkbox"/> Abstain
Randy Dulke, Member - District 3	
	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> Nay <input type="checkbox"/> Abstain
Dave Crofoot, Member - District 4	
	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> Nay <input type="checkbox"/> Abstain
Jonah Gehring, Member - District 5	

ATTEST:

Tina D. Spencer, County Clerk

