

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

September 8, 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. Randy Dallke, Comm. Dave Crofoot, and Comm. Dianne R. Novak present. Also present was Co. Clerk Tina Spencer. Present for portions of the meeting were County staff, members of the public, and members of the press.

**PUBLIC COMMENTS:** Tom Britain commented that public participation in Commission meetings has been difficult. He asked Comm. Dallke who he would have sent a letter of support to (for the wind farm project). Britain said that not everyone up north is happy, and there are several that were on the lawsuit. Britain commented that the Tallgrass Heartland moratorium has not been defined, and more investigation and review is needed.

**ADMINISTRATIVE:** Change orders affecting 2019 and previous years' tax rolls were reviewed and signed by the Board. Supplements affecting 2020 value were reviewed.

- Gehring moved to approve the minutes of August 31<sup>st</sup>. Becker seconded and motion carried 5-0.
- Gehring moved to approve early check (#49651 to John Deere Financial for R&B supplies) in the amount of \$147.99. Dallke seconded and motion carried 5-0.
- Gehring moved to approve a payroll correction dated September 1, 2020 in the amount of \$64.28. Becker seconded and motion carried 5-0.
- Gehring moved to adopt Resolution 2020-24 (Amending the amortization schedule for the Marion County, Kansas, Series 2017A, General Obligation Bonds dated December 14, 2017, as authorized and defined in Marion County, Kansas Resolution No. 2017-22 dated November 13, 2017). Dallke seconded and motion carried 5-0.
- Gehring moved to adopt Resolution 2020-25 (appointing Nicole Reid as Interim Marion County Appraiser). Novak seconded and motion carried 5-0.
- President Trump's payroll tax deferral was discussed. Crofoot moved for Marion County not to participate. Gehring seconded and motion carried 5-0.
- **SPARK Approval Process:** Gehring moved for the Board to review and have final sign-off on SPARK funding. Gehring rescinded his motion. Crofoot moved that the County Commission approve Marion County SPARK funding requests over \$1,000.00 before submitting to the accounting firm. Gehring seconded. Motion carried 5-0. Crofoot moved that the County Commission review and finalize all requests (for SPARK funding). Gehring seconded and motion carried 5-0.
- A written report from Co. Engineer Brice Goebel was presented for Board review. Becker noted that the department should seek repayment of damages caused by Union Pacific Railroad when they installed a bridge west of Durham. Gehring moved to approve utility permit 2020-15 (for Consolidated Communications to bore and replace cable along the south right-of-way of Bluestem 3.046 miles north of Hwy 50 in sections 26 & 27-20S-5E.) Becker seconded and motion carried 5-0.

**WEED/HHW/TRANSFER STATION/RECYCLING:** Dir. Josh Housman presented chemical bids for 48 quarts of Milestone: Nutrien: \$3,180.00 / Van Diest: \$3,180.00. Since the bids were identical, the Board directed Housman to split the order between the two vendors.

- The transfer station project was discussed. Gehring moved to have the contractor move forward with a no-cost change order to substitute rock for soil and grass seed. Dallke seconded and motion carried 5-0.

**COMMISSION COMMENTS:** Dallke asked whether any special meetings/work sessions need to be scheduled before the end of the year. Becker suggested revisiting the pay plan discussion.

- Crofoot suggested that internet providers be scheduled to discuss connectivity within the County.
- Becker requested that department heads make the Board aware of grant opportunities as they arise.
- Dallke indicated that he would like more interaction from the department heads keeping the Board up to date on issues that arise.
- Novak expressed concern about people being shut out of the meeting and not feeling welcome to attend in person.

**COMMISSION 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 10 minutes with the Board and Spencer present (until 10:45 a.m.) Becker seconded and motion carried 5-0. Open session resumed with a motion by Dallke to set the pay for Interim County Appraiser Nikki Reid at \$22.37/hour (step B of the pay plan) retroactive to her appointment date. Crofoot seconded and motion carried 5-0.

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September 8, 2020, Continued

**COMMISSION REVIEW EMPLOYMENT APPLICATIONS:** Gehring moved to recess into executive session to review applications for the Appraiser position pursuant to K.S.A. 75-4319b (1) for personnel matters of non-elected personnel for 30 minutes with the Board and Spencer present (until 11:20 a.m.). Becker seconded and motion carried 5-0. Open session resumed with no action.

Gehring moved to adjourn. Novak seconded and motion carried 5-0. Meeting adjourned at 11:20 a.m.

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

\_\_\_\_\_  
Jonah Gehring, Chairman

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

September 8, 2020, Continued

**RESOLUTION NO. 2020-24**

**A RESOLUTION AMENDING THE AMORTIZATION SCHEDULE FOR THE MARION COUNTY, KANSAS, SERIES 2017A, GENERAL OBLIGATION BONDS, DATED DECEMBER 14, 2017, AS AUTHORIZED AND DEFINED IN MARION COUNTY, KANSAS, RESOLUTION NO. 2017-22 DATED NOVEMBER 13, 2017.**

**WHEREAS**, the County has heretofore adopted Resolution No. 2017-22 dated November 13, 2017 (the "Original Bond Resolution"), authorizing the issuance of \$202,000 Marion County, Kansas, General Obligation Bonds, Series 2017A, dated December 14, 2017 (the "Series 2017A Bonds"), which Resolution prescribes certain details and conditions and makes certain covenants with respect to the issuance of the Bonds, and further provides for various definitions which appear therein as capitalized words, phrases and terms, all of which are fully adopted herein for the purposes of this Resolution No. 2020-24; and

**WHEREAS** the Owner of 100% of the Bonds, United States of America, Acting through the United States Department of Agriculture, Rural Development, Finance Office, 4300 Goodfellow Blvd., Building 104, St. Louis, Missouri 63120-1703; Federal ID # 43-1757115 requests and desires the County amend its Resolution No. 2017-22 by substituting the amortization schedule attached hereto as *Amendment 1* (the "Amended Amortization Schedule") in place of the Amortization Schedule as described and defined in the Original Bond Resolution (the "Original Amortization Schedule").

**WHEREAS**, the County may amend Resolution No. 2017-22 pursuant to the provisions of **Article IX** thereof and further has received the consent of the Owner of the Bonds as defined in the Original Bond Resolution to such amendment as hereinafter represented by the provisions of this Resolution No. 2020-24, which consent is attached hereto as *Attachment I*.

**WHEREAS**, the governing body of the County accordingly hereby finds, determines and deems it appropriate and necessary for the County to amend its Resolution No. 2017-22, by substituting the Amended Amortization Schedule in its entirety in place of the Original Amortization Schedule.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF MARION COUNTY, KANSAS, AS FOLLOWS:**

**Section 1.** The County herewith amends its Resolution No. 2017-22 dated November 13, 2020, Section 101, by amending the term and phrase "Amortization Schedule" by substituting said term and phrase entirely with the following language as follows: "Amended Amortization Schedule" for the Series 2017A Bonds" means the schedule that sets forth the principal payments and interest payments on the Series 2017A Bonds, which is attached thereto as *Amended Schedule I*.

**Section 2.** The County hereby approves in all respects all previous actions heretofore taken by its officers and representatives regarding the issuance of the Bonds.

**Section 3.** The Chairman, Clerk and other officials of the County are hereby further authorized and directed to execute any and all documents and take such actions as they may deem necessary or advisable in order to carry out and perform the purposes of the this amendment to the Original Bond Resolution, to make alterations, changes or additions in the foregoing agreements, statements, instruments and other documents previously approved, authorized and confirmed, which they may approve, and the execution or taking of such action shall be conclusive evidence of such necessity or advisability.

**Section 4.** The Original Bond Resolution is herewith amended to and only to the extent herein

provided; all other provisions of the County's Resolution No. 2017-22 shall remain in full force and effect.

**Section 5.** This Resolution shall take effect and be in full force from and after its adoption by the governing body of the County.

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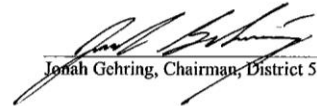
**RECORD OF PROCEEDINGS  
BOARD OF COMMISSIONERS  
MARION COUNTY, KS**

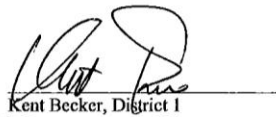
September 8, 2020, Continued

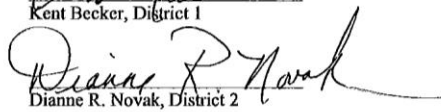
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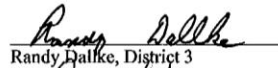
**PASSED** by the governing body of Marion County, Kansas, this 8<sup>th</sup> day of September 2020.

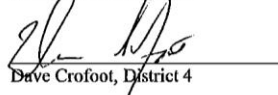
MARION COUNTY, KANSAS

  
Jonah Gehring, Chairman, District 5

  
Kent Becker, District 1


  
Dianne R. Novak, District 2

  
Randy Dalke, District 3

  
Dave Crofoot, District 4

ATTEST:



  
Tina D. Spencer  
Master County Clerk,  
Marion County, Kansas

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**RECORD OF PROCEEDINGS  
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September 8, 2020, Continued

**RESOLUTION NO. 2020-25**

**A RESOLUTION APPOINTING INTERIM 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 previous Marion County Appraiser resigned effective at the end of the day on August 31, 2020, leaving a vacancy; and

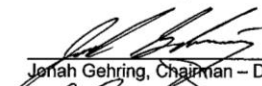
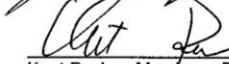
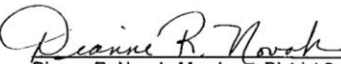
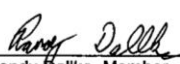
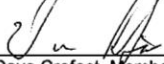
WHEREAS, the Board of County Commissioners finds that Nicole Reid is an eligible Kansas Appraiser, listed pursuant to K.S.A. 19-432 (currently certified or licensed pursuant to K.S.A. Chapter 58, Article 41, and amendments thereto), by the director of property valuation and is qualified to be appointed as the Interim Appraiser of Marion County, Kansas.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, KANSAS, that Nicole Reid be appointed as of September 1, 2020, as Interim County Appraiser of Marion County, Kansas for a period of six months or less.

DATED THIS 8<sup>th</sup> day of September, 2020.

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



 Jonah Gehring, Chairman – District 5	<input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain
 Kent Becker, Member – District 1	<input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain
 Dianne R. Novak, Member – District 2	<input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain
 Randy Dalke, Member – District 3	<input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain
 Dave Crofoot, Member – District 4	<input checked="" type="checkbox"/> Yea <input type="checkbox"/> Nay <input type="checkbox"/> Abstain

ATTEST:

  
Tina D. Spencer, County Clerk