

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

December 29, 2023

Commission met for payday and other business at 9:00 a.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 County Counselor Brad Jantz. Present for portions of the meeting were County staff, members of the public, and members of the press.

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

**SALES TAX:** Sales tax for the month of October was received in the amount of \$92,991.97.

**PAYDAY:** The monthly comp-time report was reviewed. A detailed list of expenditures by fund was reviewed. Gehring moved to approve invoices to Western Associates in the amount of \$37.50. Becker seconded and motion carried 5-0 with Crofoot abstaining due to conflict of interest (abstention counted with majority prevailing).

- Gehring moved to approve a mileage reimbursement to Comm. Becker in the amount of \$88.43. Dallke seconded and motion carried 5-0 with Becker abstaining due to conflict of interest (abstention counted with majority prevailing).
- Dallke moved to approve payment to Glanzer Pro Audio for the Commission Room audio/visual project in the amount of \$42,074.00. Crofoot seconded and motion carried 5-0 with Gehring abstaining due to conflict of interest (abstention counted with majority prevailing).
- Becker moved to approve the grand total payday figure at \$2,498,519.23 (including payroll at \$615,130.02). Crofoot seconded and motion carried 5-0 (checks #52936-53188; voided check #52970).

**ADMINISTRATIVE:** Change orders affecting current and prior years' tax rolls were reviewed and signed by the Board.

- Dallke moved to approve the minutes of December 18<sup>th</sup>. Gehring seconded and motion carried 5-0.
  - Salary sheets were signed for Ashlynn Daniel from \$2,541.00 / mo. to \$2,744.00 / mo. – change from Administrative Specialist to Personal Property Coordinator effective 12/21/2023; Daniel Schaefer – new Emergency Management Deputy Director / Health Preparedness Coordinator at \$21.89/hour effective 12/21/2023; Lawrence (Gene) Lanning – rehired as Equipment Operator II at \$2,940.00 / mo. effective 1/3/2024.
  - Budgeted transfers were presented for approval:
 

o Noxious Weed Fund to Noxious Weed Capital Outlay Fund	\$ 5,000.00
o Bait Shop to Park & Lake	\$ 5,000.00
o R&B Sales Tax – General Fund to Capital Improvement Fund	\$112,490.00
o Road Maintenance/Improvement – General Fund to Cap. Imp. Fund	\$178,583.00
o Road & Bridge Fund to Road & Bridge Special Equipment Fund	\$116,666.66
- Gehring moved to approve the budgeted transfers as presented, pending budget and cash balance review by staff. Becker seconded and motion carried 5-0.
- Mueller moved to recess into executive session to discuss contract negotiation pursuant to K.S.A. 75-4319b (2) for consultation with our attorney in matters deemed privileged under attorney/client privilege with the Board, Jantz, and Spencer present for five minutes until 9:27 a.m. Gehring seconded and motion carried 5-0. Open session resumed with no action.

**ROAD & BRIDGE: 290<sup>TH</sup> Project Bid Review:** Darin Neufeld of EBH Engineering and R&B Administrative Coordinator John Beal joined the session to present bids for the 290<sup>th</sup> Economic Development Grant project on 290<sup>th</sup>. Neufeld presented the bid summary tab.

	<u>Base Bid</u>	<u>Alternate 1</u>	<u>Alternate 2</u>
Dondlinger & Sons Construction	\$1,809,550.00	\$338,100.00	\$36,425.00
APAC-Kansas, Inc.	\$2,342,675.10	\$523,260.00	\$51,130.00
Bettis Asphalt & Construction, Inc.	\$2,108,751.00	\$450,150.00	\$43,400.00
Andale Construction, Inc.	\$2,182,494.13	\$376,746.00	\$39,383.50
Pearson Construction, Inc.	\$1,830,698.00	\$348,600.00	\$36,425.00
Shilling Construction Company, Inc.	\$1,872,788.00	\$415,770.00	\$44,500.00

After discussion, Mueller moved to award the Base Bid and Alternate #1 from Dondlinger & Sons at \$1,809,550.00 and \$338,100.00, respectively for 290<sup>th</sup> from Remington to US Hwy 77. Becker seconded and motion carried 5-0. Neufeld noted a projected start date of June 17, 2024.

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December 29, 2023, Continued

**TRANSFER STATION: Incident Report:** Dir. Josh Housman reported on a trailer fire that occurred at the Transfer Station on December 27<sup>th</sup>. The trailer was inside the building when the trash inside it caught fire. The trailer was removed from the facility and unloaded, and the fire extinguished with no injuries or damage to the building. The 2022 Steco walking floor trailer appears to be a complete loss.

**PARK & LAKE:** Supt. Isaac Hett brought in the most recent draft agreement for the mobile home campsite (formerly called trailer park) at the Park & Lake. Additional review occurred. Gehring moved to approve the "Marion County Park & Lake Terms & Conditions for Mobile Home Campsite Use" subject to proofreading and staff revisions. Dallke seconded and motion carried 5-0.

**PERSONNEL DISCUSSION:** Mueller moved to recess into executive session to discuss personnel/hiring pursuant to K.S.A. 75-4319b (1) for personnel matters of nonelected personnel with the Board, Spencer, and Jantz present for 15 minutes until 11:15 a.m. Dallke seconded and motion carried 5-0. Open session resumed with no action.

Mueller moved to recess into executive session to review EMS Director applications pursuant to K.S.A. 75-4319b (1) for personnel matters of non-elected personnel with the Board, Jantz, and Spencer present until 11:27 a.m. Gehring seconded and motion carried 5-0. Open session resumed with no action.

**COUNTY ADMINISTRATOR DISCUSSION:** Mueller moved to recess into executive session for contract negotiation pursuant to K.S.A. 75-4319b (2) for consultation with our attorney in matters deemed privileged under attorney/client privilege with the Board, Jantz, and Spencer present for 15 minutes until 11:45 a.m. Gehring seconded and motion carried 5-0.

Open session resumed with a motion by Gehring to employ Tina D. Spencer as Marion County Administrator under the terms and conditions outlined and contained in the Employment Agreement to be dated and executed today, December 29, 2023 and effective February 1, 2024. Mueller seconded and motion carried 5-0.

Dallke noted that consideration should be given to the idea of returning to a three-member County Commission.

**PROPERTY ACQUISITION:** Mueller moved to recess into executive session to discuss potential property acquisition pursuant to K.S.A. 75-4319b (6) for preliminary discussion of acquisition of real estate with the Board and Jantz present for 10 minutes until 12:00 p.m. Dallke seconded and motion carried 5-0. Open session resumed with no action.

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

**COMMISSION COMMENTS:** Dallke noted that a large pile of tires at the Transfer Station should be cleaned up.

Mueller moved to adjourn. Gehring seconded and motion carried 5-0. Meeting adjourned at 12:03 p.m.

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David Mueller, Chairman

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