

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

January 13, 2020

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

NEW YEAR BUSINESS: Reorganization of the Board: Novak moved to appoint Jonah Gehring as Chairman of the Board for 2020. Dallke seconded and motion carried 5-0. Crofoot moved to appoint Randy Dallke as Vice Chairman. Novak seconded and motion carried 5-0. Chairman Gehring presided over the remainder of the meeting.

- **Mileage Rate:** Becker moved to adopt Resolution 2020-01 (establishing the mileage rate for County business conducted in personal vehicles) at the IRS rate. Dallke seconded and motion carried 5-0. The mileage rate will be 57.5 cents/mile.
- **Legal Publisher:** It was noted that the legal publisher is the Marion County Record (per Resolution 2018-02 still in effect).
- **Salaries of Elected Officials:** Resolution 2020-02, establishing salaries for elected officials for the year 2020 was presented for review. Novak suggested reducing the salaries for the County Commission. After discussion, Crofoot moved to adopt Resolution 2020-02 as presented. Dallke seconded and motion carried 5-0.
- **Banks:** Becker moved to approve all Marion County Banks as depositories for the County. Gehring seconded and motion carried 5-0. Central National Bank will be the working bank for 2020.

ADMINISTRATIVE BUSINESS: Novak moved to accept the minutes of January 6th as written. Dallke seconded and motion carried 5-0.

- Change orders affecting 2019 and prior years' tax rolls were reviewed and signed by the Board.
- The audit engagement letter for Varney and Associates to conduct the audit of the 2019 financial records of the County was presented. Becker moved to retain Varney and Associates for the 2019 audit. Dallke seconded and motion carried 5-0. The engagement letter was signed by Chr. Gehring.
- Dallke moved to appoint Dinah Richmond to the North Central Flint Hills Area Agency on Aging Board. Crofoot seconded and motion carried 5-0.
- Valet parking was discussed again. Novak cautioned about being too restrictive with policy language, especially when it pertains to grant funds.

ROAD & BRIDGE: Co. Engineer Brice Goebel presented salary sheets for signature: Doug Hanson – transfer from Transfer Station to R&B Gravel effective 12/23/2019 (no change in pay); Victoria James from \$2,534.00/mo. to \$2,583.00/mo. effective 12/21/2019 – one year raise; Adam Maag from \$2,574.00/mo. to \$2,631.00/mo. effective 12/21/2019 – five year raise; Troy Schmidt from \$2,574.00/mo. to \$2,631.00/mo. effective 12/21/2019 – five year raise; Noah Dalrymple from \$10.00/hour to \$2,267.00/mo. effective 1/13/2020 – change from part time to full time Equipment Operator I.

- Goebel presented a road crossing permit for Ditch Diggers to bore under Remington Rd 1/8 mile north of the Pilsen intersection to install a water line. Becker moved to approve the permit. Crofoot seconded and motion carried 5-0.
- Goebel distributed information from KDOT regarding salt distribution / winter road treatment for Board review.
- Goebel indicated that a temporary repair to 330th between Limestone and Quail Creek would require approximately 700 tons of 2" rock and would take two to three weeks. No decision was made.
- Sam Harshman, Frank Rockers, Matt Rogers, and Warren Harshman were present from Harshman Quarry. Rock qualities were discussed. Gehring expressed concern that the County may have received rock that was not tested, or was not the quality that was requested. Documentation of the quarry's testing/process was reviewed, and quarry representatives assured the Commission that the correct rock has been provided.

AMBULANCE: Dir. Travis Parmley indicated that a suitable station location in Hillsboro is available, and asked for permission to further investigate / pursue the location. After discussion, the topic was tabled until the next meeting in order to allow the City of Hillsboro a chance to hold upcoming strategic planning meetings.

- Parmley requested that an Instructor/Coordinator position be created in 2020. Money is available in the budget to fund the position. Dallke moved to implement an Instructor / Coordinator position in 2020 for the Ambulance Department. Novak seconded and motion carried 5-0.
- Dallke moved to approve quarterly write-off's totaling \$16,022.56. Crofoot seconded and motion carried 5-0.

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January 13, 2020, Continued

HEALTH DEPT. & EMERGENCY MGMT.: Directors Diedre Serene and Randy Frank submitted a proposal for a new, shared position. After discussion, Novak moved to allow Serene and Frank to put out applications and hire a shared person for the emergency management piece of their departments. Becker seconded and motion carried 3-2 with Dallke and Gehring opposed.

CO. COUNSELOR: Co. Counselor Brad Jantz and Atty. Andrew Holder were present for attorney/client business. Jantz requested an executive session to discuss litigation. Gehring moved to recess into executive session to discuss pending litigation pursuant to K.S.A. 75-4319b (2) for attorney/client privilege - consultation with our attorney - with the Board, Jantz, and Holder present for 15 minutes, until 11:55 a.m. Becker seconded and motion carried 5-0. Open session resumed with no action.

- **Planning Commission Transition:** Transition of the Planning Commission membership terms was discussed. Planning/Zoning/Environmental Health Dir. Sharon Omstead was also present. Jantz distributed a document to the Board and recommended that appointments be made when they become due, with one of Gehring's appointments serving an initial four-year term in order to correct the rotation. Jantz said that each Commissioner may appoint their two members without a vote of the full Board under the authority of Resolution 2019-23.
- **Planning Commission Appointments:** Becker appointed Chasen Gann to the Planning Commission for District #1, and stated that he will retain Glen Thiessen. Crofoot appointed Bradley Gorsuch for District #4 (pending legal review due to his position on the Improvement District Board), and stated that he will retain Kathy Inlow. Novak appointed Larry Cushenbery for District #2, and stated that she will retain William Kroupa. Dallke indicated that he has no appointments this week. Gehring had no appointments.
- Gehring noted that the County Commission is responsible for the vision of the County and that Planning Commission simply follows the standards set by the County Commission.
- Session recessed for 15 minutes until 12:35 p.m.
- **Payday procedure:** A discussion was held about whether or not County departments should continue to use businesses owned by the new Commissioners. Jantz noted that if a Commissioner's business is utilized, those invoices should be approved separately with the affected Commissioner abstaining from that approval; but there is not a requirement to refrain from utilizing the business.
- **Abstentions:** Jantz noted that abstentions should be counted with the majority and that Commissioners should refrain from abstaining unless a true conflict of interest exists. Reasons for abstentions should be noted in the minutes when stated.
- Jantz indicated that he will be speaking with Diamond Vista officials this week regarding the final agreement regarding road maintenance/repairs and a potential settlement.

TRANSFER STATION LEASE PURCHASE: Lease purchase bids for the transfer station project were reviewed. David Arterberry with Stifel Nicolaus was present by phone for a portion of this session.

Kansas State Bank	(Variable)	3.200% with reset every five years to Treasury +3%
Marion National Bank	(Fixed)	4.220%
Marion National Bank	(Variable)	3.000% with reset at year 6 and year 11 to Prime -1.75%
Central National Bank	(Fixed)	3.175%
Signature Public Funding	(Fixed)	2.897% (prepayment penalty before 3/1/30 if damaged/destroyed)

After discussion, Novak moved to award the lease purchase bid for the Transfer Station to Central National Bank, with the principal amount reduced by \$120,000.00 from the bid amount (of 1,875,000.00). Crofoot seconded and motion carried 5-0 with 4 in favor and 1 abstention counted with majority prevailing. Crofoot abstained because his son-in-law is an officer at the bank.

Transfer Station Construction Bid Award: Gehring moved to approve the construction bid from Nelson Fowles in the amount of \$1,761,020.76 for Phases II and III of the Transfer Station project. Becker seconded and motion carried 5-0.

- Dallke moved to authorize the Chairman to sign the Notice of Award. Becker seconded and motion carried 5-0.

WEED/HHW/TRANSFER STATION/RECYCLING: Interim Dir. Brandy Ankenman and staff member Josh Housman joined the session. Ankenman reported that the semi-truck used to haul trash to Butler County is in need of repairs, and a rental truck will be needed while the truck is out of service. Multiple repairs were done on the vehicle last year. After discussion, Dallke moved to seek bids from at least two companies (at least one local) for a new semi and to request a loaner or rental truck during the interim (30-40 days) with credit given toward the purchase price, if possible. Becker seconded and motion carried 5-0.

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January 13, 2020, Continued

DISCUSSION – FORMATION OF PUBLIC WORKS DEPARTMENT: Ankenman, Housman, and Co. Engineer Brice Goebel were present to discuss the possibility of creating a combined Public Works department to encompass Road & Bridge, Weed, HHW, and Transfer Station. After discussion, there was no consensus to move forward with changes to the leadership structure of the departments.

Becker moved to authorize Ankenman to advertise for another full-time employee to be utilized at the Transfer Station and HHW. Novak seconded and motion carried 5-0. The job descriptions for Equipment Operator I and II will be reviewed and amended to include HHW duties, and will be brought back for Commission approval.

PUBLIC COMMENT: Mike Beneke commented that it will take \$668/day to operate the transfer station. Beneke noted that the County should utilize a “common sense” approach in regard to rock. Consideration should be given to location and local haulers should be used when possible. Harder rock should be reserved for heavily traveled roads and less expensive materials should be used when it makes sense. Beneke said that the change in leadership structure of the Road & Bridge Department is causing a loss of efficiencies in daily operations. He encouraged the Board to quit arguing about things that don’t matter.

Gehring moved to adjourn. Dallke seconded and motion carried 5-0. Meeting adjourned at 2:45 p.m.

Jonah Gehring, Chairman

ATTEST: _____
Tina D. Spencer, County Clerk

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

January 13, 2020, Continued

RESOLUTION 2020-01

**A RESOLUTION ESTABLISHING THE MILEAGE RATE FOR COUNTY BUSINESS
CONDUCTED IN PERSONAL VEHICLES.**

WHEREAS, Marion County provides county-owned vehicles to their employees when traveling for county business; and

WHEREAS, the designated county-owned vehicles are not always available and the employee must drive their personal vehicle for county business; and

WHEREAS, the standard mileage rate for businesses set by the Internal Revenue Service is currently at 57.5 cents per mile.

NOW THEREFORE BE IT RESOLVED, that the mileage rate paid to County officials and County employees traveling on county business, in personal vehicles, be established at 57.5 cents per mile, effective January 1st, 2020.

This resolution, upon motion duly made and seconded, passed this 13th day of January, 2020.

**BOARD OF COUNTY COMMISSIONERS
MARION, KANSAS**

☒ Yea ☐ Nay ☐ Abstain

Kent Becker
Kent Becker, Member

☒ Yea ☐ Nay ☐ Abstain

Dianne R. Novak
Dianne R. Novak, Member

☒ Yea ☐ Nay ☐ Abstain

Randy Dallke
Randy Dallke, Member

☐ Yea ☐ Nay ☐ Abstain

Dave Crofoot
Dave Crofoot, Member

☒ Yea ☐ Nay ☐ Abstain

Jonah Gehring
Jonah Gehring, Member, Chairman



ATTEST:

Tina D. Spencer
Tina D. Spencer, County Clerk

**RECORD OF PROCEEDINGS
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MARION COUNTY, KS**

January 13, 2020, Continued

RESOLUTION 2020-02

**A RESOLUTION ESTABLISHING SALARIES FOR ELECTED OFFICIALS OF
MARION COUNTY, KANSAS FOR THE YEAR 2020.**

WHEREAS, Marion County, Kansas is a county municipal government and it is the duty of the County Commission to establish salaries on an annual basis for all elected officials; and

WHEREAS, non-elected department heads' salaries are set in accordance with the County's Compensation and Classification Policy; and

WHEREAS, the County Commission is now prepared to establish salaries for all elected County Officials.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Marion County, Kansas that the following salaries for elected County officials for the calendar year 2020 are hereby established effective January 1, 2020:

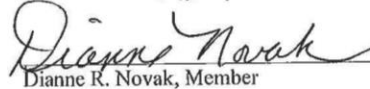
County Attorney	\$55,596	County Sheriff	\$57,696
County Clerk	\$55,128	County Treasurer	\$52,560
County Commissioner	\$18,096	Register of Deeds	\$44,316

ADOPTED by the Board of Commissioners of Marion County, Kansas this 13th day of January, 2020.

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


Kent Becker, Member

☒ Yea
☐ Nay
☐ Abstain


Dianne R. Novak, Member

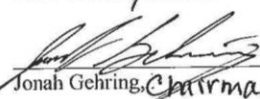
☒ Yea
☐ Nay
☐ Abstain


Randy Ballke, Member

☒ Yea
☐ Nay
☐ Abstain


Dave Crofoot, Member

☒ Yea
☐ Nay
☐ Abstain


Jonah Gehring, Chairman

☒ Yea
☐ Nay
☐ Abstain



ATTEST:

Tina D. Spencer, County Clerk