

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

October 25, 2019

Commission met in special session at 1:00 p.m. in Commission chambers at the Marion County Courthouse with Chr. Kent Becker, Comm. Randy Dallke, and Comm. Dianne R. Novak present. Also present were Co. Clerk Tina Spencer and Co. Counselor Brad Jantz. Present for portions of the meeting were Henry Ethem, Tom Britain, Amy Soyez, Michelle Butts, Joel Suderman, Anthony Roy, Randy Savage, Jeff Soyez, and members of the press.

The purpose of the meeting was to discuss a potential payment in lieu of taxes agreement for the Expedition Wind project. Representatives present on behalf of the project were Patrick Pelstring and Bob McFadden.

Jantz requested an executive session to discuss proprietary information and financial matters related to the Expedition project.

Becker moved to recess into executive session to discuss matters of proprietary information in regard to the Expedition Wind project pursuant to K.S.A. 75-4319b (4) (trade secrets) with the Board, Jantz, Pelstring and McFadden present (for 45 minutes) from 1:05 p.m. until 1:50 p.m. with open session to resume in Commission Chambers following the closed session. Dallke seconded and motion carried 3-0. Open session resumed with no action.

Becker moved to adjourn. After discussion, Becker rescinded the motion.

Jantz recommended that the Board choose between two firms he has researched to serve as consulting counsel for the Expedition Wind project agreements. One firm was available immediately at a rate of \$200/hour. The other firm was available beginning the first week of November at a rate of \$265/hour. Jantz noted that the firm that is available sooner had been involved to some degree in the early stages of the Doyle projects, but they verified there was no conflict of interest if they were to represent the County.

After discussion, Dallke moved to go with the firm that is ready and available, to start next week and get things rolling. Becker seconded and motion carried 2-1. Novak opposed because she preferred to work with a firm that had no prior knowledge/interaction on any portion of the project.

Becker moved to adjourn. Dallke seconded and motion carried 3-0. Meeting adjourned at 2:14 p.m.

Kent Becker, Chairman

ATTEST: _____
Tina D. Spencer, County Clerk