

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

October 21, 2019

Commission met in regular session at 9:00 a.m. in Commission chambers at the Marion County Courthouse with Chr. Kent Becker, Comm. Randy Dallke, and Comm. Dianne R. Novak present. Also present was Co. Clerk Tina Spencer. Co. Counselor Brad Jantz joined the meeting at approximately 10:50 a.m. Present for portions of the meeting were Henry Ethem, Tom Britain, Trayce Warner, Kade Warner, Ed Robinson, Jr., Amy Soye, Dave Crofoot, Jonah Gehring, David Mueller, Randall Eitzen, Michelle Butts, Patrick Pelstring, Charlie Loewen, Amy Stutzman, Sharon Omstead, other members of the public, and members of the press.

**ADMINISTRATIVE:** Novak moved to approve the minutes of October 7<sup>th</sup> as written. Becker seconded and motion carried 3-0. Dallke moved to approve the minutes of October 9<sup>th</sup> as written. Novak seconded and motion carried 3-0.

- Novak moved to appoint Becker as the voting delegate for the KWORCC annual meeting. Dallke seconded and motion carried 3-0.
- Department revenue reports, budget reports, and the quarterly financial statement were reviewed.
- The resignation of Deputy Register of Deeds Maggie Schroeder was announced.
- Early checks were approved for processing: #49429 to Hillsboro Ford-Mercury in the amount of \$57,572.00 for two 2019 Ford Trucks – Special Equipment Fund; #49430 to Panzer Chiropractic Clinic in the amount of \$600.00 for September Rent – General Fund/Planning & Zoning; #49431 to the Kansas Department of Revenue in the amount of \$63.52 for 3<sup>rd</sup> Quarter Sales Tax – Park & Lake Fund; #49432 to Tampa State Bank in the amount of \$54,289.32 for the 2016 Chevy Ambulance lease purchase payment – Ambulance Fund.
- Becker moved to adopt Resolution 2019-13 declaring certain delinquent personal property taxes to be dormant and uncollectible, pursuant to K.S.A. 79-2101. Dallke seconded and motion carried 3-0. (This pertains to property taxes at least 20 years old and under \$50.00.)
- Dallke moved to adopt the proposed holiday schedule for 2020 with the addition of Columbus Day (October 12, 2020) as a holiday for all County offices. Becker seconded and motion carried 3-0.
- Becker moved to approve the 2020 payday schedule as presented. Dallke seconded and motion carried 3-0.
- Becker moved to appoint Robert Klein as Durham Park Township Clerk. Novak seconded and motion carried 3-0.
- Becker moved to appoint Dallke as the voting delegate for the KCAMP annual meeting. Novak seconded and motion carried 3-0.
- Salary sheets were approved: Joshua Meliza from \$17.02/hour to \$17.36/hour effective 10/8/2019 - six month raise as Deputy Sheriff; Bryant Edwards from \$13.08/hour to \$13.33/hour effective 9/29/2019 – six month raise as Corrections Officer; Bridgette Meliza from \$14.62/hour to \$14.90/hour effective 10/3/2019 – one year raise as 911 Systems Operator; Sharon Omstead from \$3,728.00/mo. to \$3,952.00/mo. effective 10/12/2019 – one year raise as Planning/Zoning/Environmental Health Director.
- Dallke moved to hold an employee appreciation luncheon on December 31<sup>st</sup> at 12:30 p.m. (employee Christmas luncheon). Becker seconded and motion carried 3-0.

**ROAD & BRIDGE:** Co. Engineer Brice Goebel was present for department business. After discussion, Dallke moved to purchase a Loftness 51” Battle Ax mowing attachment for the excavator from Victor L. Phillips Co. in the amount of \$31,280.00 (bids were presented and reviewed on September 30<sup>th</sup>). Becker seconded and motion carried 3-0.

- Goebel reported that the department has been trying out some John Deere equipment recently.
- Diamond Vista roads were discussed. Novak noted that she observed several loaded trucks on non-approved haul routes. Landowner Liaison David Mueller indicated that they were not EGP trucks, but rather contracted trucks hired by landowners for rock they received from the project. Discussion ensued about whether the Board will allow those receiving rock to haul it on non-approved routes. Spencer was directed to provide prior Board action on the subject, and in the meantime the Board requested that the loaded trucks remain on the approved routes.
- Current and proposed projects were discussed.
- Mark Jones has retired from the department after 44 years of service to the County.
- The Board agreed that the department should provide only two more loads of millings to the County Lake this year.

**DEPARTMENT ON AGING:** Dir. Gayla Ratzlaff presented a quarterly department update.

- Dallke moved to pay \$1,500.00 toward flood damage repairs to the Peabody and Durham Senior Center buildings. Novak seconded and motion carried 3-0.
- Ratzlaff requested an executive session to discuss personnel/performance. Becker 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 Ratzlaff present for five minutes (from 10:35 a.m.) until 10:40 a.m. with open session to resume in Commission chambers following the closed session. Dallke seconded and motion carried 3-0.

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MARION COUNTY, KS**

October 21, 2019, Continued

**DEPARTMENT ON AGING, CONTINUED:** Open session resumed with a motion by Becker to recess back 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 Ratzlaff present until 10:47 a.m. with open session to resume in Commission chambers following the closed session. Novak seconded and motion carried 3-0. Open session resumed with a motion by Becker to increase Secretary & Transportation Coordinator Lanell Hett's salary from \$12.88/hour to \$13.63/hour. Novak seconded and motion carried 3-0. Dallke commented that when the two new Commissioners are seated, the pay plan will be reviewed.

**AMBULANCE:** Dir. Travis Parmley presented monthly statistics for September.

- Becker moved to approve quarterly write-offs in the amount of \$9,346.28. Dallke seconded and motion carried 3-0.
- Co. Counselor Brad Jantz joined the session.
- Parmley indicated that he would like to host an EMR class in Marion County. The approximate cost per student would be \$400.00, and grant funding will be sought. The Board expressed no objections.
- Parmley requested feedback on offering free blood pressure checks at the Marion station during an upcoming Grand opening for a new business north of the highway. Parmley indicated that several (if not all) of the businesses in that location will be participating. The Board expressed no objections.

**WEED/HHW/TRANSFER STATION/RECYCLING:** Dir. Bud Druse reported that a recent KDHE inspection was conducted of the transfer station and the HHW facility. One violation for improper signage was cited at the transfer station, and it will be corrected within the 30 days allowed.

- Druse announced that he will be retiring effective November 20, 2019.
- Druse proposed turning off the water to the old section of the transfer station. The Board expressed no objections.

**EMERGENCY MANAGEMENT:** Dir. Randy Frank presented a quarterly department update.

- Frank notified the Board that he will attend a drone testing program in Mississippi in November.
- FEMA funding has been requested for 85% of the cost of a replacement for the County's drone, which was destroyed by an eagle earlier this year.

**CO. COUNSELOR:** Co. Counselor Brad Jantz requested an executive session to discuss potential litigation. Becker moved to enter executive session to discuss potential litigation pursuant to K.S.A. 75-4319b (2) for attorney/client business with Jantz and the Board present until 11:35 a.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.

Jantz requested an executive session to discuss retention of legal counsel. Becker moved to enter executive session to discuss retention of legal counsel pursuant to K.S.A. 75-4319b (1) for personnel matters of non-elected personnel with Jantz and the Board present until 12:00 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.

**CITIZEN CONCERNS:** Tom Britain asked whether any progress had been made with the railroad.

**ADMINISTRATIVE:** Information about prior Board consensus for local individuals hauling rock away from the Diamond Vista project was provided for Board review.

Becker moved to adjourn. Novak seconded and motion carried 3-0. Meeting adjourned at 12:04 p.m.

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Kent Becker, Chairman

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

**RECORD OF PROCEEDINGS  
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MARION COUNTY, KS**

October 21, 2019, Continued

RESOLUTION 2019-13

**A RESOLUTION DECLARING CERTAIN DELINQUENT PERSONAL PROPERTY  
TAXES TO BE DORMANT AND UNCOLLECTIBLE, PURSUANT TO K.S.A. 79-2101**

WHEREAS, the County Treasurer is responsible for the collection of delinquent personal property taxes, and

WHEREAS, the efforts to affect those collections cause the Treasurer to expend resources which could be better directed elsewhere, particularly in those situations involving the collection of taxes of an amount less than \$50.00, and

WHEREAS, K.S.A. 79-2101 allows such taxes, liens and judgments to become dormant after twenty (20) years.

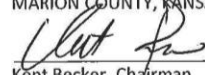
NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, KANSAS, that pursuant to K.S.A. 79-2101 and the express opinion by the County Treasurer, such efforts to enforce collection of those amounts set forth in the list attached hereto are futile and a waste of county resources, and

BE IT FURTHER RESOLVED that those taxes set forth in the amounts listed in the attached hereto meet the statutory criteria of K.S.A. 79-2101 and are hereby declared dormant and uncollectible, and are to be removed from the list of delinquent personal property taxes due and owing to Marion County, Kansas.


Adopted and approved this 21<sup>st</sup> day of October, 2019.



BOARD OF COUNTY COMMISSIONERS  
MARION COUNTY, KANSAS

  
Kent Becker, Chairman

  
Randy Dalke, Member

  
Dianne R. Novak, Member

ATTEST:

  
Tina D. Spencer, County Clerk

YEAR	TAX ID #	TAXPAYER	ORIGINAL AMOUNT
1998	3-03371	DEAN K OWENS	\$29.08
1998	3-04556	ROGER N NESBITT	\$18.88
1998	3-08384	DENISE M TAYLOR	\$5.13
1998	3-09731	KEN GROSSE	\$30.64
1997	5-00012J02	GAYLORD I MAPLES	\$5.21
1997	5-00023B01	A. WALTER CIANI	\$20.48
1997	5-00023B04	ARNOLD FRANTA	\$6.83
1997	5-00070K13	VLATIMER J KASHA AND	\$11.04
1997	5-00085V05	JERRE PRITZ	\$5.80
1997	5-00108A06	OSCAR N GOODE	\$30.82
1998	5-000108A06	OSCAR GOODE	\$20.18
1997	5-00108B015	OSCAR N GOODE	\$21.78
1998	5-00108B05	OSCAR GOODE	\$11.98
1997	5-00108E05	OSCAR N GOODE	\$6.41
1997	5-00108G06	OSCAR N GOODE	\$32.24
1998	5-00108G07	OSCAR GOODE	\$19.98
1997	5-00108H07	OSCAR N GOODE	\$16.12
1998	5-00108H07	OSCAR GOODE	\$10.04
1997	5-012507	NANCY BRANINE KERCKHOFF	\$7.33
1998	6-15491	ALVIN R SCHAMBRON	\$13.34
			\$323.31

3= PERSONAL PROPERTY

5=OIL & GAS

6=INTANGIBLES