

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

June 4, 2018

Commission met in regular session at 10:15 a.m. with Chr. Dianne Novak, Comm. Kent Becker, and Comm. Randy Dallke present. Also present were Co. Clerk Tina Spencer and members of the press. Present for portions of the meeting were: Caleb Yoder, Tom Britain, Yvonne Cushenbery, and Mike Beneke.

PLANNING/ZONING/ENVIRONMENTAL HEALTH: Dir. Emma Tajchman and Weed/HHW/Transfer Station Dir. Bud Druse joined the session for authorization to hire Jack Chappelle to prepare an addendum to the sampling/analysis plan for the closed Marion County landfill. Dallke moved to go ahead with Jack Chappelle to make an addendum to the sampling/analysis plan not to exceed \$2,000.00. Becker seconded. Motion carried 3-0.

ADMINISTRATIVE: Novak requested changes to the minutes of May 31st. Becker moved to approve the May 31st as amended. Dallke seconded and motion carried 3-0.

- The Board determined that they would not review an additional proposal for tech support which was sent before the deadline but not received due to spam filtering. The vendor did not verify receipt by the County as required.

PARK & LAKE: Supt. Isaac Hett presented information about a bait vending machine that is available for purchase, along with related supplies and additional fishing related items that could be sold at the Lake Office. The amount requested for purchasing all items was \$5,000.00. The Board was generally interested in the vending machine and related supplies, but wanted Hett to find out what the price would be without the extra fishing related items. Hett will discuss further with the seller and return to the next meeting for possible purchase approval.

CO. COUNSELOR: Counselor Brad Jantz joined the session to discuss several new and ongoing topics with the Board.

- Jantz provided information about the procedures to establish a County land bank. No decisions were made.
- A draft resolution outlining a policy for reimbursement for private work on County roads was provided for review. After discussion, Jantz indicated that an alternate resolution will also be prepared with no option for reimbursement and the Board can decide which resolution to adopt.
- Jantz was asked to prepare a resolution stating the County's intent to rigorously enforce encroachment of the County's public road right of way.
- An existing resolution outlining an agreement between Marion and Morris Counties for one mile of chip seal on 340th was reviewed. The resolution as written does not expressly provide Marion County with the option to approve or disapprove work after reviewing Morris County's quote. The quote provided by Morris County for 2018 was several thousand dollars higher than the estimate provided by Marion County Road Supt. Jesse Hamm. After discussion, Dallke made a motion to offer \$17,500.00 to Morris County. Becker seconded and motion carried 2-1. Novak opposed. Novak indicated she would attend a Morris County Commission meeting to see if they will accept the monetary offer for the proposed work.
- Other topics discussed briefly were wording for entering executive session, additional review of IT proposals, dual representation by Pat Hughes, shared nurse agreement with Harvey County, and the minutes of May 31st.

PUBLIC COMMENT: Mike Beneke was presented with a thank you card from the Board. Beneke indicated that he would like to see the bait vending machine purchased for the County Lake.

CO. COUNSELOR: Sheriff Craft joined the session. Craft and Jantz requested an executive session to discuss potential litigation. Novak moved to recess into executive session to discuss potential litigation pursuant to K.S.A. 75-4319b (2) for attorney/client consultation with Jantz, Craft, Spencer and the Commission for 30 minutes (from 12:54 p.m. to 1:24 p.m.). Dallke seconded and motion carried 3-0. Open session resumed with no action.

Jantz requested an executive session for five minutes to discuss potential litigation. Novak moved to recess into executive session to discuss potential litigation pursuant to K.S.A. 75-4319b (2) for attorney/client consultation with Jantz, Spencer and the Board present for five minutes (from 1:28 p.m. until 1:33 p.m.). Dallke seconded and motion carried 3-0. Open session resumed with no action.

Dallke moved to adjourn. Becker seconded and motion carried 3-0. Meeting adjourned at 1:37 p.m.

Dianne R. Novak, Chairman

ATTEST: _____
Tina D. Spencer, County Clerk