

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

August 13, 2018

Commission met in special session as the Board of Canvassers to finalize the results of the August 7, 2018, Primary Election at the Marion County Courthouse at 9:00 a.m. with Chr. Dianne Novak and Comm. Kent Becker present. Comm. Randy Dallke was absent. District Court Clerk Jan Helmer was appointed to serve in Dallke's stead. Becker recused himself from the canvassing board since he is a candidate on the ballot. Appraiser Lisa Reeder was appointed to serve in Becker's stead. Also present were Co. Clerk Tina Spencer, Election Clerk Marcy Hostetler, Deputy Co. Clerk Ashley Herpich, Yvonne Cushenbery, Tom Britain, Shanna Kline, Don Stenzel, Betty Stenzel, Ruth Herbel, Lynn Mowrey, J. Robert Brookens, and members of the press. Eileen Sieger was present for a portion of the canvass.

Election processes, details and results were reviewed. Provisional ballot situations were reviewed. 24 of the 44 provisional ballots were eligible to be counted, according to state law. Novak moved to count those provisional ballots eligible to be counted according to state statute. Helmer seconded and motion carried 3-0, and those ballots were opened and counted. Canvass recessed briefly to allow for the updating of official results. Updated results were reviewed by the Board of Canvassers and certified. Novak moved to adjourn the canvass. Helmer seconded and motion carried 3-0. Canvass adjourned at approximately 11:22 a.m.

Commission met in regular session with Chr. Dianne Novak and Comm. Kent Becker present. Comm. Randy Dallke was absent. Also present were Co. Clerk Tina Spencer and members of the press. Present for portions of the meeting were Deputy Co. Clerk Ashley Herpich, Co. Counselor Brad Jantz, Yvonne Cushenbery, Tom Britain, and Carl Stovall.

**ADMINISTRATIVE:** Minutes – Becker moved to approve the minutes of July 31<sup>st</sup> as presented. Novak seconded and motion carried 2-0. Novak moved to approve the minutes of August 3<sup>rd</sup> as presented. Becker seconded. Motion carried 2-0.

- Early checks were approved for processing:
  - #51223 to BNDS Recycling for tire disposal in the amount of \$460.72 – Transfer Station
  - #51224 to Great Plains Computers for IT service in the amount of \$828.75 – Appraiser and General/Communications
  - #51225 to KNL Holdings for a walking floor in the amount of \$56,674.80 – Transfer Station
  - #51226 to Jonathan P. Small, Chrt'd. for bond services in the amount of \$2,600.00 – Jail Sales Tax
  - #51227 to TBS Electronics for radio programming in the amount of \$9,600.00 – General/Sales Tax
- Budget reports and department revenue reports were presented for review.
- Becker moved to pay for employee flu shots through the Health Department. Novak seconded. Motion carried 2-0.
- Salary sheets were signed:
  - Melinda Wiens – new RN for school screens at \$25.00/hour effective 8/9/2018
  - Lisa Reeder, Co. Appraiser – one year raise from \$4,845.00/mo. to \$4,928.00/mo. effective 8/1/2018
  - Michella Klenda – one year raise as Appraiser I from \$1,914.00/mo. to \$1,952.00/mo. effective 8/16/2018
  - Jessica Snyder – one year raise as 911 Operator from \$14.62/hour to \$14.90/hour effective 8/1/2018
  - Noah Richter – department change from Sheriff's office. New full time EMT at \$12.00/hour effective 7/20/2018.

**ROAD & BRIDGE:** Supt. Jesse Hamm presented salary sheets for James Olsen – one year raise as Bridge/Culvert Supervisor from \$3,472.00/mo. to \$3,539.00/mo. effective 8/7/2018 and Fred Philpott – new Equipment Operator I at \$2,267.00/mo. effective 7/30/2018.

- After discussion, Novak moved to rock an additional section of Upland from 340<sup>th</sup> to 360<sup>th</sup> for a school bus route. Becker seconded and motion carried 2-0.
- Road maintenance and problem areas were discussed. No action was taken. Hamm has contacted Darin Neufeld of EBH Engineering regarding some surface cracks that have appeared on the newly rebuilt section of 330<sup>th</sup>.

**WEED/HHW/TRANSFER STATION/RECYCLING:** Dir. Bud Druse requested approval of the annual solid waste management plan. Novak moved to approve the Solid Waste Management Plan. Becker seconded and motion carried 2-0.

**CO. COUNSELOR:** Co. Counselor Brad Jantz presented Charter Resolution #12 for approval. Novak moved to adopt Charter Resolution #12 exempting Marion County, Kansas from certain provisions of K.S.A. 65-201 et seq., specifically a portion of K.S.A. 65-202 regarding annual sanitary inspections of school buildings and grounds by the County Health Officer. Becker seconded and motion carried 2-0.

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August 13, 2018, Continued

MCCEDC: Marion County Community Economic Development Corporation was discussed. The group is hiring a director and has requested benefits be offered under the Marion County employee plan. The consensus of the Board was to not offer benefits through the County in order to keep the Corporation as an entirely separate entity. Jantz recommended amendments be made to the bylaws to reflect the current structure of MCCEDC.

Novak moved to adjourn. Becker seconded and motion carried 2-0. Meeting adjourned at 12:32 p.m.

Dianne R. Novak, Chairman

ATTEST:

Tina D. Spencer, County Clerk

CHARTER RESOLUTION NO. 12

A CHARTER RESOLUTION EXEMPTING MARION COUNTY, KANSAS FROM CERTAIN PROVISIONS OF K.S.A. 65-201 ET SEQ., SPECIFICALLY A PORTION OF K.S.A. 65-202 REGARDING ANNUAL SANITARY INSPECTIONS OF SCHOOL BUILDINGS AND GROUNDS BY THE COUNTY HEALTH OFFICER.

WHEREAS, K.S.A. 19-101, et seq. provides that counties may exercise certain home rule powers, including adopting charter resolutions which exempt such counties from acts of the Kansas legislature, subject to certain restrictions contained in K.S.A. 19-101a; and

WHEREAS, Marion County, Kansas is a County within the meaning of the provisions of K.S.A. 19-101, et seq.; and

WHEREAS, K.S.A. 65-201 et seq. is not uniformly applicable to all counties within the state of Kansas; and

WHEREAS, the Board of Marion County Commissioners desire, by charter resolution, to exempt the County from certain provisions of K.S.A. 65-201 et seq., specifically a portion of 65202 regarding annual sanitary inspections of schools.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, KANSAS THAT:

SECTION I. Marion County, Kansas is hereby exempted from the specific provisions of K.S.A. 65-202 concerning only the requirements of the County Health Officer to inspect each school building and grounds at the opening of the fall term of school, and make additional inspections thereof as are necessary to protect the public health of the students of the school.

SECTION II. This charter resolution shall take effect and be in full force sixty-one (61) days following its final publication unless a sufficient petition for referendum is filed and referendum is held on the resolution as provided by K.S.A. 19-101b in which case the resolution shall become effective only if approved by a majority of the electors voting thereon.

SECTION III. The County Clerk is also directed to file a copy of the charter resolution with the County Election Officer, and to file a certified copy with the Kansas Secretary of State.

SECTION IV. This charter resolution shall be published once each week for two consecutive weeks in the Marion County Record, the official newspaper of said County.

PASSED and ADOPTED by the Board of Commissioners of Marion County, Kansas on this 13<sup>th</sup> day of August, 2018.

BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, KANSAS

By Dianne R. Novak

By [Signature]

By \_\_\_\_\_



Attest: Tina D. Spencer  
County Clerk