

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

March 4, 2019

Commission met in regular session at 9:00 a.m. in the Commission chambers at the Marion County Courthouse with Chr. Kent Becker and Comm. Dianne R. Novak present. Comm. Randy Dallke was absent. Also present was Co. Clerk Tina Spencer. Present for portions of the meeting were Yvonne Cushenbery, Carl Stovall, Amy Stutzman, Trayce Warner, Henry Ethem, Tom Britain, Dave Crofoot, Jonah Gehring, Randy Eitzen, Blake Johnson, Patrick Pelstring, Lindsey Ransom, Jesse Hopkins-Hoel, and members of the press.

ADMINISTRATIVE: Becker moved to approve the minutes of February 28th as written. Novak seconded and motion carried 2-0.

- Change orders affecting 2018 and prior years' tax rolls were reviewed and signed by the Board.
- Early check #47715 to Epp's Service for transport fuel in the amount of \$14,318.07 from the R&B Fund was approved for processing.
- A letter of support was signed for the Restoration Center, Inc.
- A salary sheet was signed for Joel Ensey, new County Attorney at \$4,589.00/mo. effective 3/1/19.
- Novak moved to authorize Chr. Becker to sign a deed from Marion County to the Marion Advancement Campaign for the building located at 230 E. Main, Marion. Becker seconded and motion carried 2-0.
- Becker moved to approve the County Engineer job description. Novak seconded. Motion carried 2-0. The consensus was to advertise on internet sites as well as running the ad in newspapers statewide for two weeks for an approximate cost of \$900.00/week.
- Novak requested a location change on the department inventory for a Verizon hotspot that is no longer in her possession. The item is now located in the County Clerk's vault.

GRAVEL REQUEST: Cory Nelson joined the session. Also present was Road & Bridge Supt. Jesse Hamm. Nelson indicated that he has applied for a building permit to build a new home on an existing old homestead located at 2498 170th and has been notified that the cost to provide roadway access to the property (re-build and gravel approximately one mile) will be approximately \$10,000.00. Nelson contended that it should be the County's responsibility to provide that road access, especially since the property had a residence in the past. Current policy was discussed with no decision. The Board indicated they would review the policy at the March 11th meeting.

AMBULANCE: Dir. Travis Parmley presented copier bids:

		<u>Purchase Price</u>	<u>Overage B/W Copy</u>	<u>Overage Color Copy</u>
Century Business Systems, Abilene	Savin c307	\$2,595.00	\$.010	\$.057
Office Products, Inc., Great Bend	Canon C256iF III	\$2,975.00	\$.015	\$.080
Dick's Business Machines, Emporia	Kyocera M6635cidn	\$1,995.00	\$.0165	\$.055

Novak moved to authorize the EMS Director to purchase the Savin c307 from Century Business Systems for \$2,595.00. Becker seconded and motion carried 2-0.

CO. APPRAISER: Co. Appraiser Lisa Reeder presented a proposal from Konica Minolta Business Solutions for a new copier/printer. Reeder requested permission to purchase a Konica Minolta Bizhub 3c08 at a cost of \$5,123.47 with a maintenance agreement cost of approximately \$75.38 per month. Becker moved to purchase the Konica Minolta Bizhub 3c08 for \$5,123.47 as proposed. Novak seconded and motion carried 2-0. The current unit will be offered to other County departments.

PARK & LAKE: Supt. Isaac Hett asked whether the Board would consider offering permits for four-wheel side by side vehicles for use within Lakeshore Drive. A resolution would be needed, and the new rule could be added to the next printing of the rules and regulations brochure. The Board was not opposed to the idea. Hett will gather additional information and the subject will be discussed on March 11th.

The Board had no objection to a mobile ice cream vendor at the Park & Lake over the summer. A fee may be charged.

TRANSFER STATION: Randy Purdue of Kaw Valley Engineering and Dir. Bud Druse joined the session. Becker moved to approve change order #002 (eliminating the VRF system in its entirety, adding a ductless mini split, eliminating the heat in storage and restroom, adding electric heat in the restroom with duct transfer from office, and adding two radiant tube heaters) changing the original contract price from \$297,002.15 to \$294,152.00. Novak seconded and motion carried 2-0.

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March 4, 2019, Continued

TRANSFER STATION, CONTINUED: Purdue indicated that a verbal confirmation has been received from the Kansas Department of Health and Environment (KDHE) that the contaminated soil at the site can be hauled to an approved landfill or be spread and turned to remediate the contamination. Purdue reported that the total additional cost for the extra dirt work and removal of old foundations will be approximately \$20,000.00.

WEED/HHW/TRANSFER STATION/RECYCLING: Druse presented information about a tree shear attachment for a skid steer that could be used to cut tires. The cost is \$3,800.00. Druse was asked to bring back additional bids.

Chemical bids were reviewed:

	<u>CPS</u>	<u>Van Diest</u>
2, 4-D Amine 720 2x2.5 gal.	\$ 6,868.80	\$ 6,789.60
2, 4-D Low Vol 720 2x2.5 gal.	\$10,720.80	\$10,447.20
Tordon 22K 180 4x1 gal.	\$ 7,108.20	\$ 7,657.20
Remedy 180 4x1 gal.	\$ 8,278.20	\$ 8,922.60
Dicamba 180 2x2.5 gal.	\$ 5,929.20	\$ 6,109.20
Glyphosate 180 2x2.5 gal.	\$ 2,014.20	\$ 1,935.00
Escort XP 320 8x8 oz.	\$ 662.40	\$ 652.80
Escort XP 384 8x16 oz.	\$ 794.88	\$ 783.36
Milestone 30 2x2.5 gal.	\$ 8,310.00	\$ 8,310.00
Plateau 50 2x1 gal.	\$ 4,899.50	\$ 5,054.50

Novak moved to accept the bid from CPS for Tordon 22K, Remedy, Dicamba, Milestone, and Plateau and to accept the bid from Van Diest for 2, 4-D Amine, 2, 4-D Low Vol, Glyphosate, and both Escort XP products. Becker seconded and motion carried 2-0.

ROAD & BRIDGE: Supt. Jesse Hamm was present for department business. Becker moved to approve a road crossing permit for TCT to lay fiber optic cable along 320th near Limestone in Section 36-17-2. Novak seconded. Motion carried 2-0.

The Board agreed that the County would not purchase concrete to crush for road material at this time.

ATTORNEY/CLIENT DISCUSSION: Attorney Pat Hughes and Planning/Zoning/Environmental Health Dir. Sharon Omstead joined the session. Becker moved to recess into executive session pursuant to K.S.A. 75-4319b (2) for attorney/client privileged discussion of the administrative process of zoning code with the Board, Hughes, Omstead, and Spencer present for 20 minutes (from 10:43 a.m. to 11:03 a.m.) with open session to resume in the Commission room following the closed session. Novak seconded and motion carried 2-0.

Open session resumed with a motion by Becker to recess back into executive session pursuant to K.S.A. 75-4319b (2) for attorney/client privileged discussion of the administrative process of zoning code with the Board, Hughes, Omstead, and Spencer present for 15 more minutes (from 11:04 a.m. to 11:19 a.m.) with open session to resume in the Commission room following the closed session. Novak seconded and motion carried 2-0. Open session resumed with no action.

PUBLIC COMMENT: None were stated.

Becker moved to adjourn. Novak seconded and motion carried 2-0. Meeting adjourned at 11:21 a.m.

Kent Becker, Chairman

ATTEST: _____
Tina D. Spencer, County Clerk