



## REGULAR CITY COUNCIL MEETING

1. Invocation – Jeremiah Lange, Marion Presbyterian Church.
2. Flag Salute - Mayor Mayfield.
3. Call the Regular City Council meeting to order – Mayor Mayfield.
4. Approval of Agenda
5. Public Forum – Limited to Agenda Items, please (1)
6. Approval of consent agenda
  - Approval of the minutes of the November 15<sup>th</sup>, 2021 Regular City Council Meeting.
  - Approval of warrants in the amount of \$362,256.66. (\$214,841.49 regular + \$147,415.17 on Water Project.)
  - Approval of payroll in the amount of \$30,666.38.
7. Introduction of City Attorney & Legal Team – Roger Holter.
8. Amendment of KMIT Interlocal Agreement – Roger Holter.
9. Employee Appreciation Christmas Event/BONUS – Tiffany Jeffrey.
10. City Code Discussion – Mayor Mayfield.
11. Councilor, Department, & Staff Reports.
12. Public Forum (1)
13. Motion to Adjourn Council Meeting.

Next Regular City Council Meeting for Monday December 13<sup>th</sup>, 2021 @ 4:30

### **Council Meeting Procedures**

- Please silence your personal electronic devices (cell phones, tablets, watches, etc.). Emergency responders are to have their radios on vibrate.
- Please stand for the invocation and Pledge of Allegiance when requested by the Mayor or Vice Mayor at the beginning of the meeting.
- The council is interested in questions, concerns and comments from the public and has established a Public Forum agenda item at the beginning and end of the meeting. This is a time for individuals or groups to address the council. Generally, there is a three (3) minute presentation time allowed. Questions by councilors, mayor or city staff are not included in the three (3) minute presentation.
- (1) Presentation is limited to three (3) minutes. City Council will not act or discuss the topic at this time. Topics are limited to City Council business. Public comment is not permitted on personnel matters or legal matters. Items introduced may become agenda items at a future date.
- Please refrain from individual conversations during the council meeting & please be courteous and respectful at all times to your elected officials, appointed officials, city staff, and fellow residents. While we all may not agree, civil discourse will lead to better understanding and brighter future for our community.

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Regular Council Meeting  
Monday, November 15, 2021  
4:30 PM

The regular meeting of the City Council for the City of Marion, Kansas was held Monday, November 15, 2021 at 203 N 3<sup>rd</sup>, Marion KS in the lower level at 4:30pm with David Mayfield presiding as Mayor and Council Members Chris Costello, Susan Gray, Ruth Herbel and Jerry Kline in attendance. Also, in attendance were: Roger Holter, City Administrator; Susan Robson, City Attorney; Tiffany Jeffrey, City Clerk; Margo Yates, Parks & Recreation Director; Tim Makovec, Public Works Director; Jason Wheeler, Water Plant Operator; Zach Collett, EBH Engineering; Mark Chesney, Kansas Power Pool; Phyllis Zorn, Marion Record; Linda Brewer, Ron Herbel, Ruth Lange.

Invocation: Holter provided the invocation.

Call to Order: Mayfield called the regular meeting to order at 4:30pm following the pledge of allegiance.

Approval of agenda: Herbel moved to approve agenda; Gray seconded; motion carried 5-0.

Public Forum – Limited to Agenda Items: No public wished to address Council.

Consent Agenda: T. Jeffrey advised the warrants amount on the agenda needs to be updated to \$62,484.79 to include the Ditch Diggers grant check that was included in the scheduled claims provided in the packet. Herbel requested to correct page 2 of the minutes on the zoning fee to \$150.00 instead of \$125.00. Costello confirmed zoning fee correction. Costello moved to approve the amended consent agenda; Herbel seconded; motion carried 5-0.

- Approval of the Minutes of the November 1, 2021 Regular City Council Meeting.
- Approval of Warrants in the amount of \$62,484.79.
- Approval of payroll in the amount of \$34,396.49.
- Approval of October Treasurer's Report.

Ryan & Kari Newell arrived at 4:34pm. Darryl Brewer arrived at 4:35pm.

Kansas Power Pool Update: Mark Chesney spoke to Council regarding Kansas Power Pool updates. He advised that there will be an increase in natural gas prices this year, pleased that the City was able to approve the electrical upgrade project. Kline asked about wind resources and Herbel asked about an update on the electrical project. Holter advised the start date for the electrical upgrade project is December 6<sup>th</sup> due to backordered wire that hasn't been received yet.

Johsie Reid arrived at 4:44pm.

Approval of Letter of Support for Historic Economic Asset Lifeline Grant: Yates advised Bill & Essie's BBQ are applying for another grant and she is asking for approval of a letter of support for their grant application. Discussion held. Mayfield moved to approve the letter of support for Bill & Essie's application to the Historic Economic Asset Lifeline Grant program and authorize myself to execute said letter; Herbel seconded; motion carried 5-0.

Approval of 2022 City Council Meeting Schedule: T. Jeffrey presented the 2022 City Council meeting schedules. Costello moved to approve the 2022 schedule; Herbel seconded; motion carried 5-0.

Approval of Release of 2022 Banking Services Request for Proposal: T. Jeffrey presented the prepared banking services request for proposal and asked Council for their approval to release to our local banks as our current banking agreement expires at the end of the year. Mayfield moved to approve the issuance of a request for proposal for banking services for the years of 2022 through 2024; Gray seconded; motion carried 5-0.

Award of City Attorney RFQ & Appointment of New City Attorney: Holter advised there were five firms throughout the State that had conversations with us in one manner or the other. We received two submissions to the RFQ that do qualify per the qualifications listed in the RFQ. Holter advised there was one firm that was late in responding and their submission would not be accepted unless Council failed to appoint an attorney. Holter presented the two qualifying submissions from Brian Bina and Brad Jantz. Herbel advised the recommendation provided goes against City Code 1-311 that states "the City Attorney shall which is mandatory attend all meetings of the governing body". Herbel advised she doesn't understand how Bina can be appointed as in his letter, he states Zachary Stella will attend the meetings and if appointed then Bina should be the one that attends the meetings according to City Code. Kline expressed concern about Bina having someone else attend the meetings. Costello advised there are times that you can't attend every single meeting but the fact that Bina is a firm that has multiple attorneys available, he feels to be beneficial to the City. Mayfield expressed concern regarding Jantz representing both the County and City. Gray asked for clarification of City Code asking if the firm can represent the City. Herbel advised if Bina is appointed then City Code needs to be changed. Holter advised the RFQ was issued it does say they can be part of the firm and both individuals responded accordingly. Robson advised that City Code can be changed or City Attorney could attend via zoom. Gray advised that she feels it would be to our advantage having an attorney with a firm with multiple attorneys and a local office. Herbel expressed if we want to go with Bina then we need to change the City Code before he is appointed. Holter advised Council can make a motion if they wish to suspend the section of City Code for a period of 90 days until the attorney can draft and complete the necessary actions so that an attorney could be appointed this evening and so we are not without representation.

Mayfield moved to suspend City Code 1-311 for 90 days; Costello seconded; motion carried 3-2 with Herbel and Kline opposed.

Mayfield moved to appoint Brian Bina as the City Attorney based on the submitted qualifications to fill the unexpired term of Susan Robson; Gray seconded; motion carried 3-2 with Herbel and Kline opposed.

Resolution 21-20 Approval of Construction Modification for RV/Boat Storage: Yates advised that the RV/Boat storage in the Industrial Park fits everything with exception to one sentence in the zoning regulations. Robson advised that the lot is zoned light industrial which allows for the construction but it also requires that it be in a fully enclosed building. Robson advised that some of the things allowed in a light industrial can't be done in an enclosed building such as electrical substation, water tower, etc. Robson advised that the resolution provided allows the construction of the building without the enclosed building. Herbel asked Yates that this should go to zoning first so they can make a recommendation to the Council and read zoning regulations. Yates advised that this is a unique situation because we know that the one sentence isn't correct and they know they will be making the changes. Herbel advised this is a violation because Yates and Robson aren't authorized to make these decisions and could be turned into the Attorney General's Office. Robson advised that herself or Yates are not amending or changing the zoning regulations they are just trying to find a way to allow these

people to accomplish their intended project. Herbel advised they are issuing a conditional use permit. Yates and Robson advised no, Robson advised they fit into the uses and they have prepared a way for this project to move forward if Council wishes in a way that makes sense. Herbel advised for them to apply for a conditional use permit. Yates advised they do not need one because they meet the requirements of uses. Herbel advised for the Planning Commission to okay it. Costello asked if Council has higher authority than the Planning Commission. Herbel referenced City Code 16-104 Powers and Duties and 25-104.

Mayfield moved to approve Resolution 21-20 authorizing the approval of a use of real estate in the light industrial district; Costello seconded; motion carried 4-1 with Herbel opposed.

Approval of Unruh Sales Agreement: Yates presented the sales agreement between the City and Unruh's. They are asking for the cost of the title insurance to be split and requesting two culverts be installed at City expense. Holter advised that traditionally we have provided one culvert per lot and the developers have installed themselves. Kline asked what their offer price is. Holter advised the agreement states \$500 earnest money at the time of signing the sales agreement and then the balance of the purchase price \$16,500 be paid at closing. Costello advised these are very typical provisions of a real estate contract. Herbel asked for clarification of the lot price before the discount. Costello moved to approve the sales agreement splitting title insurance and providing one culvert; Kline seconded; motion carried 5-0.

Planning & Zoning Regulations - Parking Modification Recommendations: Yates advised that the current parking zoning regulations are provided as well as the final draft modifications. The changes made include looking at the district and looking to see how many parking spots are required with the required surface. Holter advised that in order to adopt the changes it has to come in the form of an ordinance. Holter advised this is a first read and there are still some questions to be answered in definitions such as masonry. Holter recommended that definitions need to be updated as well as the parking regulations. Gray inquired about Bill & Essie's parking and if this would affect them due to the large square footage of the building. Mayfield advised to table this topic for an ordinance to be drafted.

Discussion regarding Food Bank Directional sign: Yates advised that this is a very small sign, not advertising the food bank but simply a directional sign located in the City right-of-way and there are no utilities under it. Yates recommended Council approval for the directional sign. Robson advised that she had a conversation with Gene Winkler and advised him if the City has to dig up in the right-of-way it would be removed and he advised he was aware of that. Herbel moved to approve this sign to be placed; Kline seconded; motion carried 5-0.

Real Estate Contract with CBC Marion LLC Counter Offer Discussion: Holter advised that at the last meeting Council approved the sales agreement with CBC Marion LLC but CBC Marion LLC came back with a counter offer that they desire changes in Section 13 but have accepted the changes made to Section 7. Section 13 Default and Remedies changes are that "seller shall be liable for and reimburse buyer for buyers actual out of pocket expenses in connection with this contract up to a maximum of \$10,000". Holter advised as long as the City moves forward with the project to closing there will be no cost to the City. Herbel expressed concern with this as we have given them the lot, give them the street and give them hook ups for the all the utilities and now have a \$10,000 liability. Discussion held. Mayfield moved to accept the real estate contract with CBC Marion LLC with the revisions to sellers liabilities in Section 13 limiting the potential liabilities for cancellation of contract to \$10,000 for the City; Costello seconded; Herbel asked if we would like to table this until our new attorney comes aboard; motion carried 4-1 with Herbel opposed.

Ditch Digger's Waterline Pay Estimate #10: Collett presented the pay estimate from Ditch Diggers for work completed in the amount of \$105,363.47. Costello moved to approve pay estimate #10 to Ditch Diggers; Gray seconded; motion carried 5-0.

Approval of CDBG Drawdown Request #10: T. Jeffrey presented the CDBG Drawdown Request #10 in the amount of \$15,000. Mayfield moved to approve CDBG Drawdown Request #10 in the amount of \$15,000; Gray seconded; motion carried 5-0.

Approval of KDHE-SRS Loan Drawdown #11: T. Jeffrey presented the KDHE Drawdown #11 in the amount of \$90,363.47. Mayfield moved to approve KDHE state revolving request #11; Herbel seconded; motion carried 5-0.

Water Plant Update and Discussion: Tim Makovec and Jason Wheeler explained the challenges and risks of the current operations of the water plant along with a plan to greatly reduce emergency repairs. Wheeler expressed concerns regarding the budgeted \$150,000 repairs to the ozone generator #2 increased cost along with overseas shipping times and expense. Wheeler advised the increased estimated cost of the generator is \$192,000 and a new replacement is over \$1M. Makovec advised that we are still providing quality water. Makovec recommended to reallocate the \$150,000 set aside for repairs to purchase a chlorine dioxide system with monitoring equipment and upgrades as a backup water plant system as well as the purchase of a hydrovac that would be used to clean the basins of the water plant along with lots of other uses throughout the City operations. Kline asked if they have spoke with Ditch Diggers as Charlie may have some ideas. Makovec advised that he did consult with Charlie on the hydrovac. Makovec recommended the reallocation of the funds to purchase the backup chlorine oxide treatment in the amount of \$30,000, monitoring equipment upgrades that is now obsolete in the amount of \$45,000 which will work for both the ozone and chlorine oxide systems and the hydrovac trailer in the amount of \$62,000. Discussion held. Mayfield moved to approve the reallocation of funds budgeted for repairs to the ozone generator in 2021 to be used for the purchase of back-up chlorine dioxide primary sanitation system with monitoring equipment upgrades and the acquisition of a vac trailer for use in the water plant settling basin; Herbel seconded; motion carried 5-0.

Follow-up Employee Retention & Recruitment Discussion: Mayfield advised that he met with all the employees the first Tuesday of this month and went over things that were discussed at the Council work session regarding employee retention and recruitment ideas. Mayfield reported that employees thought it would be essential to align the City holidays with the County. Mayfield also reported that employees were also favorable of the employee 20% utility discount. The other ideas were presented to the employees but weren't as high of a priority for them. Kline and Herbel advised they are not in favor of the 20% utility discount for employees. Mayfield expressed concern that we budgeted a 2% pay raise for next year but cost of living is going up 5% next year. Costello advised he would be in favor of the utility discount. Costello asked if these two items are passed what about the remaining items. Mayfield advised we will revisit them at a later time. Discussions held. Mayfield moved to approve the addition of Martin Luther King Jr Day, President's Day, and Columbus Day to the recognized and supported holidays for City personnel; Gray seconded; Herbel asked if the purpose is to align the City and County holidays. Holter advised that is the intent. Herbel advised she requested the 2022 holiday calendar for the County and they are taking the New Years holiday on January 3<sup>rd</sup>. Holter advised that is the next action item on the agenda and can be modified at that time. Motion carried 4-1 with Herbel opposed.

Mayfield moved to instruct staff to create revisions to personnel policy for the creation of a 20% utility discount incentive on employee's primary residence within the City's service area; Costello seconded; motion carried 3-2 with Herbel and Kline opposed.

Approval of 2022 Payroll & Holiday Calendar: T. Jeffrey presented the 2022 pay schedule and holiday schedule to align with the County. To address Herbel's concern we have presented what our personnel policy states and if Council wishes to change that then Council has the authority to do so. Discussion held regarding New Years and Christmas holidays. Gray advised that the three holidays we are adding are on a Mondays. Mayfield moved to approve the employee pay period calendar for 2022; Costello seconded; motion carried 5-0.

Chief Jeffrey arrived at 6:05pm.

Mayoral & Council Report: Herbel advised that Bob Meisinger caught her after church Sunday regarding electrical voltage that comes into the split unit as it's too high and not letting the unit work. Herbel asked about the curbs being painted in the 100 block of N Roosevelt. Chief Jeffrey advised that the ordinance was never passed and they just painted what our STO is already in place for every crosswalk and every stop sign. Herbel advised if there was a truck and trailer parked within the painted area it was parked illegally. Chief Jeffrey advised that is correct if it was parked where the curbs were painted.

Administrator Report: Holter reported that the grant application for the hike and bike trail was submitted last Friday. Holter expressed appreciation to the committee as they received several letters of support to enhance their application. Holter also reports that the small water tower repairs will begin on Wednesday and they will be bringing in equipment tomorrow. Holter reported that the start date on the electrical upgrade project has been shifted to December 6<sup>th</sup>. Holter also reported that he will be attending the GridEx training exercise tomorrow and Wednesday. Lastly, reminder of Randy Collett's retirement reception on Friday from 2-4pm.

Parks & Recreation Report: Nothing further to report.

City Clerk Report: T. Jeffrey reported that she took a call from Broadstroke on Friday afternoon regarding the second corrected utility billing sent out. They advised they felt just as bad about the issue as they try to catch those errors on their end. We have not received an invoice for that yet but he advised that they will not charge for materials or labor but will only charge for postage for the second billing.

Police Chief Report: Nothing further to report.

City Attorney Report: Robson thanked Council for letting her be City Attorney.

Public Works Report: Not present.

Economic Development Report: Not present.

Public Forum: Johsie Reid addressed Council regarding lowering the cost of the ballroom rental to \$100 non-profit fee for her Cowboy Christmas event which will be held December 4<sup>th</sup>. Previously it was held at the County Lake but she would like to use the ballroom for the reduced rate to keep the foot traffic here in town. Johsie also thanked Council for allowing to close the street for the Halloween event

downtown. Gray moved to approve the reduction of the building rental to \$100; Costello seconded; motion carried 5-0.

Ryan Newell asked Council why the Planning Commission is not enforcing new construction handicapped parking regulations like they should be. Newell gave an example of Taco's Food Truck who doesn't have a sign and why it is not being enforced by the City. Newell advised he is not talking about the downtown area he is asking about the private businesses that are currently in violation of federal law. Yates advised that she would be glad to visit with him but she is not an enforcer of federal law. Newell advised that the School District did comply when asked. Mayfield advised Newell to speak with Yates.

Kari Newell advised that it was a breath of fresh air tonight seeing positive actions taken tonight during the Council meeting for the retention of our City employees and betterment for the City. She also expressed concerns regarding the obvious tension between Mayfield and Herbel.

Adjournment: Kline moved to adjourn the Council meeting at 6:35pm; Mayfield seconded; motion carried 5-0.

\_\_\_\_\_  
David Mayfield, Mayor

ATTEST: \_\_\_\_\_  
Tiffany Jeffrey, City Clerk

**SCHEDULED CLAIMS LIST**

INVOICE#	LINE	DUE DATE	INVOICE DATE	REFERENCE	PAYMENT AMOUNT	DIST ID	GL ACCOUNT	CK TYPE	SQ
CENTRAL NATIONAL BANK									
11/2021	1	11/29/21	11/22/21	3813 56 EXPRESS TIRE & SERVICE TIRE REPAIR-BOBCAT	30.00	02	02-01-5410	LIQ	1
	2			TIRE REPAIR SPECIALTY-19.5	27.06	02	02-04-5408	LIQ	1
				INVOICE TOTAL	57.06				
				VENDOR TOTAL	57.06				
3420 ALTEC CAPITAL SERVICES, LLC									
INV#01351869	1	11/29/21	11/22/21	DECEMBER FORD F550 LEASE	1,688.70	21	21-00-5450	LIQ	1
				INVOICE TOTAL	1,688.70				
				VENDOR TOTAL	1,688.70				
38 ATMOS ENERGY									
10/12-11/10/2021	1	11/29/21	11/18/21	MARION MUSEUM	110.41	01	01-25-5015	LIQ	1
	2			MARION CITY HALL	74.42	01	E-PAYMNT 1308325 11/29/21 01-05-5015	LIQ	1
	3			MARION POLICE/FIRE	39.97	01	E-PAYMNT 1308325 11/29/21 01-65-5015	LIQ	1
	4			MARION POLICE/FIRE	17.13	01	E-PAYMNT 1308325 11/29/21 01-14-5015	LIQ	1
	5			MARION WATER WORKS	61.72	02	E-PAYMNT 1308325 11/29/21 02-01-5015	LIQ	1
	6			MARION WATER WORKS	61.72	02	E-PAYMNT 1308325 11/29/21 02-04-5015	LIQ	1
	7			MARION WATER WORKS	61.74	01	E-PAYMNT 1308325 11/29/21 01-10-5015	LIQ	1
	8			MARION JIA	49.51	01	E-PAYMNT 1308325 11/29/21 01-90-5015	LIQ	1
	9			MARION CITY SHOP	53.19	01	E-PAYMNT 1308325 11/29/21 01-10-5015	LIQ	1
	10			MARION CITY SHOP	53.19	02	E-PAYMNT 1308325 11/29/21 02-01-5015	LIQ	1
	11			MARION CITY SHOP	53.20	02	E-PAYMNT 1308325 11/29/21 02-04-5015	LIQ	1
				INVOICE TOTAL	636.20		E-PAYMNT 1308325 11/29/21		
				VENDOR TOTAL	636.20				
9 BLUE CROSS/BLUE SHIELD									
12/2021	1	11/29/21	11/22/21	DEC 2021 ADMIN	562.63	152	01-00-2452	LIQ	1
	2			DEC 2021 ADMIN	1,049.59	152	E-PAYMNT 1308326 11/29/21 01-00-2452	LIQ	1
	3			DEC 2021 ADMIN	515.69	152	E-PAYMNT 1308326 11/29/21 01-00-2452	LIQ	1
	4			DEC 2021 POLICE	1,096.53	152	E-PAYMNT 1308326 11/29/21 01-00-2452	LIQ	1
	5			DEC 2021 POLICE	545.83	152	E-PAYMNT 1308326 11/29/21 01-00-2452	LIQ	1
	6			DEC 2021 PREMIUM	1,547.07	152	E-PAYMNT 1308326 11/29/21 01-00-2452	LIQ	1
							E-PAYMNT 1308326 11/29/21		



**SCHEDULED CLAIMS LIST**

INVOICE#	LINE	DUE DATE	INVOICE DATE	REFERENCE	PAYMENT AMOUNT	DIST ID	GL ACCOUNT	TYPE	CK SQ		
	7			DEC 2021 S&A	1,232.50	152	01-00-2452	LIQ	1		
							E-PAYMNT 1308326 11/29/21				
	8			DEC 2021 WATER DIST	314.57	252	02-00-2452	LIQ	1		
							E-PAYMNT 1308326 11/29/21				
	9			DEC 2021 WATER PLANT	1,137.47	252	02-00-2452	LIQ	1		
							E-PAYMNT 1308326 11/29/21				
	10			DEC 2021 WATER PLANT	1,001.83	252	02-00-2452	LIQ	1		
							E-PAYMNT 1308326 11/29/21				
	11			DEC 2021 SEWER	545.83	252	02-00-2452	LIQ	1		
							E-PAYMNT 1308326 11/29/21				
	12			DEC 2021 ELECTRIC	1,031.38	252	02-00-2452	LIQ	1		
							E-PAYMNT 1308326 11/29/21				
	13			DEC 2021 ELECTRIC	563.45	252	02-00-2452	LIQ	1		
							E-PAYMNT 1308326 11/29/21				
	14			DEC 2021 REFUSE	474.72	252	02-00-2452	LIQ	1		
							E-PAYMNT 1308326 11/29/21				
	15			DEC 2021 REC	515.69	152	01-00-2452	LIQ	1		
							E-PAYMNT 1308326 11/29/21				
	16			DEC 2021 LIBRARY	592.77	152	01-00-2452	LIQ	1		
							E-PAYMNT 1308326 11/29/21				
	17			DEC 2021 PARK	515.69	152	01-00-2452	LIQ	1		
							E-PAYMNT 1308326 11/29/21				
	18			DEC 2021 CEMETERY	474.72	152	01-00-2452	LIQ	1		
							E-PAYMNT 1308326 11/29/21				
	19			NOV 2021 ELECTRIC	515.69	252	02-00-2452	LIQ	1		
							E-PAYMNT 1308326 11/29/21				
				INVOICE TOTAL	14,233.65						
				VENDOR TOTAL	14,233.65						
				3687 BROADSTROKE INC.							
INV#346211	1	11/29/21	11/18/21	NOV 2021 MATERIALS	130.67	02	02-02-5020	LIQ	1		
	2			NOV 2021 MATERIALS	130.67	02	02-03-5020	LIQ	1		
	3			NOV 2021 MATERIALS	130.67	02	02-04-5020	LIQ	1		
	4			NOV 2021 MATERIALS	130.67	02	02-06-5020	LIQ	1		
	5			NOV 2021 POSTAGE	135.31	02	02-02-5016	LIQ	1		
	6			NOV 2021 POSTAGE	135.31	02	02-03-5016	LIQ	1		
	7			NOV 2021 POSTAGE	135.31	02	02-04-5016	LIQ	1		
	8			NOV 2021 POSTAGE	135.29	02	02-06-5016	LIQ	1		
	9			NOV 2021 POSTAGE REPRINT	134.17	02	02-02-5016	LIQ	1		
	10			NOV 2021 POSTAGE REPRINT	134.17	02	02-03-5016	LIQ	1		
	11			NOV 2021 POSTAGE REPRINT	134.17	02	02-04-5016	LIQ	1		
	12			NOV 2021 POSTAGE REPRINT	134.18	02	02-06-5016	LIQ	1		
				INVOICE TOTAL	1,600.59						
				VENDOR TOTAL	1,600.59						
				1967 CARD SERVICES							
10/2021	1	11/29/21	11/17/21	10/25 KDOR CDL RENEWAL	36.90	02	02-01-5010	LIQ	1		
							E-PAYMNT 1308329 11/29/21				
	2			10/1 ROD'S TRAVEL CENTER GAS	65.02	02	02-06-5025	LIQ	1		
							E-PAYMNT 1308329 11/29/21				
	3			10/9 AMPRIDE GAS	49.35	01	01-10-5025	LIQ	1		
							E-PAYMNT 1308329 11/29/21				

**SCHEDULED CLAIMS LIST**

INVOICE#	LINE	DUE DATE	INVOICE DATE	REFERENCE	PAYMENT AMOUNT	DIST ID	GL ACCOUNT	CK TYPE	SQ
	4		10/13	AMPRIDE-GAS	100.00	01	01-10-5025	LIQ	1
	5		10/14	AMPRIDE-GAS	53.41	01	E-PAYMNT 1308329 11/29/21 01-10-5025	LIQ	1
	6		10/20	AMPRIDE- GAS	35.72	01	E-PAYMNT 1308329 11/29/21 01-30-5025	LIQ	1
	7		10/20	AMPRIDE-GAS	69.19	01	E-PAYMNT 1308329 11/29/21 01-60-5025	LIQ	1
	8		10/20	AMPRIDE-GAS	46.88	01	E-PAYMNT 1308329 11/29/21 01-30-5025	LIQ	1
	9		10/25	AMPRIDE-GAS	33.00	01	E-PAYMNT 1308329 11/29/21 01-30-5025	LIQ	1
	10		10/26	AMPRIDE-GAS	52.00	01	E-PAYMNT 1308329 11/29/21 01-14-5025	LIQ	1
	11		10/29	AMPRIDE-GAS	33.00	01	E-PAYMNT 1308329 11/29/21 01-14-5025	LIQ	1
	12		10/30	AMPRIDE-GAS	38.00	01	E-PAYMNT 1308329 11/29/21 01-14-5025	LIQ	1
	13		10/24	CASEY'S-GAS	46.00	01	E-PAYMNT 1308329 11/29/21 01-14-5025	LIQ	1
	14		9/30	CASEY'S-GAS	15.00	01	E-PAYMNT 1308329 11/29/21 01-14-5025	LIQ	1
	15		10/13	UPS	15.90	02	E-PAYMNT 1308329 11/29/21 02-02-5016	LIQ	1
	16		10/14	UPS	8.50	02	E-PAYMNT 1308329 11/29/21 02-02-5016	LIQ	1
	17		10/18	UPS	33.50	02	E-PAYMNT 1308329 11/29/21 02-02-5016	LIQ	1
	18		10/7	RIGGING WEB SLING 2 PLY	221.20	02	E-PAYMNT 1308329 11/29/21 02-04-5021	LIQ	1
	19		10/4	DG- 24PKS WATER	32.48	01	E-PAYMNT 1308329 11/29/21 01-10-5020	LIQ	1
	20		10/10	DG TL9 ROLL, CLOROX CLN	11.10	01	E-PAYMNT 1308329 11/29/21 01-14-5020	LIQ	1
	21		9/30	HOMWOOD SUITES-A SLATER	319.34	01	E-PAYMNT 1308329 11/29/21 01-14-5026	LIQ	1
	22		9/30	HOMWOOD SUITES-A SLATER	76.66	01	E-PAYMNT 1308329 11/29/21 01-14-5026	LIQ	1
	23		10/4	AMAZON- BATTERY CHARGER	161.29	10	E-PAYMNT 1308329 11/29/21 10-00-5062	LIQ	1
	24		10/22	AMAZON-SEGOMO TOOLS	48.69	10	E-PAYMNT 1308329 11/29/21 10-00-5064	LIQ	1
	25		10/29	GWORKS GOV TECH	150.61	01	E-PAYMNT 1308329 11/29/21 01-00-5010	LIQ	1
	26		10/5	SPUR RIDGE-BLUE K9	148.26	26	E-PAYMNT 1308329 11/29/21 26-00-5042	LIQ	1
	27		10/26	SPUR RIDGE-BLUE K9	278.85	26	E-PAYMNT 1308329 11/29/21 26-00-5042	LIQ	1
	28		10/9-10/10	LODGING-R HOLTER	246.24	01	E-PAYMNT 1308329 11/29/21 01-00-5026	LIQ	1
				INVOICE TOTAL	2,426.09				
				VENDOR TOTAL	2,426.09				

**SCHEDULED CLAIMS LIST**

INVOICE#	LINE	DUE DATE	INVOICE DATE	REFERENCE	PAYMENT AMOUNT	DIST ID	GL ACCOUNT	CK TYPE	SQ
1931 CINTAS CORPORATION #451									
INV#4102586043	1	11/29/21	11/22/21	SHOP TOWELS & SERVICE CHARGE	25.08	01	01-10-5021	LIQ	1
	2			SHOP TOWELS & SERVICE CHARGE	25.08	02	02-01-5021	LIQ	1
	3			SHOP TOWELS & SERVICE CHARGE	25.08	02	02-04-5021	LIQ	1
				INVOICE TOTAL	75.24				
				VENDOR TOTAL	75.24				
422 CENTRAL NAT'L BANK									
DEC 2021	1	11/29/21	11/18/21	DEC 2021 828 N ROOSEVELT	1,555.95	01	01-50-5362 E-PAYMNT 1308327 11/29/21	LIQ	1
				INVOICE TOTAL	1,555.95				
				VENDOR TOTAL	1,555.95				
21 COOPERATIVE GRAIN & SUP.									
10/2021	1	11/29/21	11/17/21	POLICE FUEL	555.30	01	01-14-5025	LIQ	1
	2			S&A FUEL	458.77	01	01-10-5025	LIQ	1
	3			S&A FUEL	84.76	02	02-03-5025	LIQ	1
	4			WATER FUEL	62.67	02	02-02-5025	LIQ	1
	5			ELECTRIC FUEL	128.73	02	02-04-5025	LIQ	1
	6			REFUSE FUEL	348.56	02	02-06-5025	LIQ	1
	7			REFUSE FUEL	106.40	01	01-60-5025	LIQ	1
	8			FIRE DEPARTMENT FUEL	174.58	01	01-65-5025	LIQ	1
	9			SEWER FUEL	89.01	02	02-03-5025	LIQ	1
	10			MARION CITY FUEL	162.73	02	02-04-5025	LIQ	1
	11			MARION CITY FUEL	115.03	01	01-10-5025	LIQ	1
	12			MARION CITY FUEL	111.42	02	02-06-5025	LIQ	1
	13			PARK FUEL	107.47	01	01-15-5025	LIQ	1
	14			CEMETERY FUEL	117.89	01	01-30-5025	LIQ	1
				INVOICE TOTAL	2,623.32				
				VENDOR TOTAL	2,623.32				
3884 DITCH WITCH UNDERCON									
INV#E01620	1	11/29/21	11/22/21	24.8 HP DIESEL LP VACUM	51,252.13	02	02-02-5413	LIQ	1
	2			GVWR DUAL AXLE VACUM TRAI	10,500.00	02	02-02-5413	LIQ	1
				INVOICE TOTAL	61,752.13				
				VENDOR TOTAL	61,752.13				
3379 HOLTER, ROGER									
11/16-11/17/2021	1	11/29/21	11/18/21	11/16 MILEAGE TO/FROM MCPHERSO	44.46	01	01-00-5026	LIQ	1
	2			11/17 MILEAGE TO/FROM MCPHERSO	44.46	01	01-00-5026	LIQ	1
				INVOICE TOTAL	88.92				
				VENDOR TOTAL	88.92				
721 J.P. COOKE, CO.									
INV#700936	1	11/29/21	11/18/21	300 A-27 GREEN LIC TAGS	65.00	01	01-00-5020	LIQ	1
	2			300 FLAT S HOOKS	4.20	01	01-00-5020	LIQ	1
	3			STRIP PACK	30.00	01	01-00-5020	LIQ	1
	4			PET LICENSE RECEIPT BOOKS	21.90	01	01-00-5020	LIQ	1
	5			SHIPPING CHARGE	19.50	01	01-00-5020	LIQ	1

### SCHEDULED CLAIMS LIST

INVOICE#	LINE	DUE DATE	INVOICE DATE	REFERENCE	PAYMENT AMOUNT	DIST ID	GL ACCOUNT	CK TYPE	SQ
				INVOICE TOTAL	140.60				
				VENDOR TOTAL	140.60				
OCTOBER 2021				3243 KANSAS POWER POOL					
	1	11/29/21	11/18/21	TRANSMISSION	27,232.50	02	02-04-5551	LIQ	1
	2			ADMINISTRATIVE	7,842.96	02	02-04-5551	LIQ	1
	3			CAPACITY DEMAND	39,396.35	02	02-04-5551	LIQ	1
	4			ENERGY & ENERGY COST ADJUST	30,085.76	02	02-04-5551	LIQ	1
	5			FEB 2021 STORM SURCHARGE	13,347.72	02	02-04-5551	LIQ	1
	6			DISTRIBUTION FACILITY CHARGE	98.93	02	02-04-5551	LIQ	1
	7			SOLAR METERING	4,869.01	02	02-04-5552	LIQ	1
				INVOICE TOTAL	122,873.23				
				VENDOR TOTAL	122,873.23				
INV#457919629				3696 KONICA MINOLTA PREMIER FINANCE					
	1	11/29/21	11/18/21	11/9-12/9/21 CONTRACT	127.29	01	01-00-5255	LIQ	1
	2			12/9/21 SUPPLY FREIGHT	7.00	01	01-00-5255	LIQ	1
				INVOICE TOTAL	134.29				
				VENDOR TOTAL	134.29				
11/15/2021				3113 KS LAW ENFORCEMENT TRAINING CE					
	1	11/29/21	11/18/21	KLETC TRAINING-C JEFFREY	35.00	01	01-14-5250	LIQ	1
				INVOICE TOTAL	35.00				
				VENDOR TOTAL	35.00				
12/1/2021				3682 LIBERTY NATIONAL					
	1	11/29/21	11/22/21	DECEMBER 2021 PREMIUM-GARRETT	12.00	0145	01-00-2445	LIQ	1
	2			DECEMBER 2021 PREMIUM-WHEELER	180.09	0245	E-PAYMNT 1308328 11/29/21 02-00-2445 E-PAYMNT 1308328 11/29/21	LIQ	1
				INVOICE TOTAL	192.09				
				VENDOR TOTAL	192.09				
INV#1446				3832 MARION TIRE AND SERVICE LLC					
	1	11/29/21	11/23/21	TRUCK TIRE REPAIR	20.00	01	01-10-5443	LIQ	1
				INVOICE TOTAL	20.00				
				VENDOR TOTAL	20.00				
INV#0024550656				3576 MATHESON TRI-GAS INC.					
	1	11/29/21	11/22/21	OXYGEN IND BULK CCF	2,318.55	02	02-02-5046	LIQ	1
	2			FUEL ADJUSTMENT 50	12.00	02	02-02-5046	LIQ	1
	3			DELIVERY FUEL SURCHARGE	19.34	02	02-02-5046	LIQ	1
	4			BULK DELIVERY FUEL SURCHARGE	132.91	02	02-02-5046	LIQ	1
	5			DRIVER CHARGE	38.17	02	02-02-5046	LIQ	1
	6			DELIVERY CHARGE	23.82	02	02-02-5046	LIQ	1
				INVOICE TOTAL	2,544.79				
				VENDOR TOTAL	2,544.79				

**SCHEDULED CLAIMS LIST**

INVOICE#	LINE	DUE DATE	INVOICE DATE	REFERENCE	PAYMENT AMOUNT	DIST ID	GL ACCOUNT	CK TYPE	SQ
11/10/2021	1	11/29/21	11/18/21	1128 PITNEY BOWES FINANCE CHARGE	37.17	01	01-00-5016	LIQ	1
				INVOICE TOTAL	37.17				
				VENDOR TOTAL	37.17				
INV#253901	1	11/29/21	11/23/21	1788 ROD'S TIRE & SERVICE, INC. FIRE TRUCK REPAIR	30.00	01	01-65-5414	LIQ	1
				INVOICE TOTAL	30.00				
				VENDOR TOTAL	30.00				
11/2021	1	11/29/21	11/22/21	140 STANION WHOLESALE ELECTRIC CO INV#5233532 LITTELFUSE T00030	62.04	02	02-04-5023	LIQ	1
	2			DELIVERY CHG & TAXES	9.60	02	02-04-5023	LIQ	1
	3			INV#5233540 1000 WATT MERCURY	68.86	02	02-04-5014	LIQ	1
	4			DELIVERY CHG & TAXES	11.09	02	02-04-5014	LIQ	1
				INVOICE TOTAL	151.59				
				VENDOR TOTAL	151.59				
10/2021	1	11/29/21	11/17/21	3164 CARD SERVICES BRISKETS -MEAL POWER WEEK	167.05	02	02-04-5026	LIQ	1
	2			ROLLS, CAKE, PLATES, CUPS, BBQ	167.94	02	02-04-5026 E-PAYMNT 1308330 11/29/21	LIQ	1
	3			HB, HOT DOGS, BUNS. SLC DILL, CH	75.32	02	02-02-5010 E-PAYMNT 1308330 11/29/21	LIQ	1
	4			HOT DOGS, BUNS	134.77	10	10-00-5064 E-PAYMNT 1308330 11/29/21	LIQ	1
				INVOICE TOTAL	545.08				
				VENDOR TOTAL	545.08				
10/2021	1	11/29/21	11/17/21	3158 CARD SERVICES 10/26 WIPER BLADES	8.00	01	01-14-5413	LIQ	1
				INVOICE TOTAL	8.00		E-PAYMNT 1308331 11/29/21		
				VENDOR TOTAL	8.00				
10/2021	1	11/29/21	11/17/21	3426 CARD SERVICES FLASHING ALUM ECON 14X10	19.99	02	02-03-5020	LIQ	1
	2			COLORMAX SAT IRIS, SPRY PNT BLU	12.38	01	01-10-5021 E-PAYMNT 1308332 11/29/21	LIQ	1
	3			COMP AIR SPRYR 3GL POLY	29.99	01	01-10-5021 E-PAYMNT 1308332 11/29/21	LIQ	1
	4			COMPACT TAPE MEASURE 30'	22.99	01	01-10-5021 E-PAYMNT 1308332 11/29/21	LIQ	1
	5			RAKE BOW FIBER 16T ACE	24.99	01	01-10-5021 E-PAYMNT 1308332 11/29/21	LIQ	1
	6			BATTERY ALK AA -HELMET LIGHTS	13.99	01	01-65-5036 E-PAYMNT 1308332 11/29/21	LIQ	1

**SCHEDULED CLAIMS LIST**

INVOICE#	LINE	DUE DATE	INVOICE DATE	REFERENCE	PAYMENT AMOUNT	DIST ID	GL ACCOUNT	CK TYPE	SQ
	7			PICKUP TOOL 36"	26.99	02	02-02-5020	LIQ	1
	8			ADAPTR 1/2MPT,CAP PVC SCH40,CL	5.56	01	E-PAYMNT 1308332 11/29/21 01-75-5259	LIQ	1
	9			CONDUIT LOCKNUT,COVER,ADAPT,OU	12.35	02	E-PAYMNT 1308332 11/29/21 02-03-5020	LIQ	1
	10			PLUNGER,FAST/SC/BOLT,SHANK,PVC	78.21	02	E-PAYMNT 1308332 11/29/21 02-03-5020	LIQ	1
	11			LINK CHAIN,OIL PAN,NOZ,HOSE,BU	59.02	01	E-PAYMNT 1308332 11/29/21 01-10-5021	LIQ	1
				INVOICE TOTAL	306.46				
				VENDOR TOTAL	306.46				
				3159 CARD SERVICES					
10/2021	1	11/29/21	11/17/21	10/13 CAP PRIMER BULBS	17.50	01	01-15-5020	LIQ	1
				INVOICE TOTAL	17.50		E-PAYMNT 1308333 11/29/21		
				VENDOR TOTAL	17.50				
				3638 CARD SERVICES					
10/2021	1	11/29/21	11/17/21	2X10-8 PRESSURE TREATED	11.30	01	01-15-5020	LIQ	1
	2			4X4 -12 PRESSURE TREATED	23.99	01	E-PAYMNT 1308334 11/29/21 01-10-5271	LIQ	1
				INVOICE TOTAL	35.29		E-PAYMNT 1308334 11/29/21		
				VENDOR TOTAL	35.29				
				1383 WEIS FIRE & SAFETY EQUIP. CO.					
INV#185781	1	11/29/21	11/18/21	FIRESAFE JACKETS YELLOW L	557.25	26	26-00-5210	LIQ	1
	2			FIRESAFE PANTS YELLOW XL W/29	144.11	26	26-00-5210	LIQ	1
				INVOICE TOTAL	701.36				
				VENDOR TOTAL	701.36				
				844 WILLIAMS SERVICE, INC.					
INV#126611	1	11/29/21	11/22/21	FLAP MUD 1/2"X24"X30"	31.19	01	01-10-5454	LIQ	1
				INVOICE TOTAL	31.19				
				VENDOR TOTAL	31.19				
				3868 TY ZEINER					
11/15/2021	1	11/29/21	11/22/21	AIRPORT MOWING GRASS RUNWAYS	300.00	01	01-16-5300	LIQ	1
				INVOICE TOTAL	300.00				
				VENDOR TOTAL	300.00				
				CENTRAL NATIONAL BANK TOTAL	214,841.49				
				TOTAL MANUAL CHECKS	.00				

# SCHEDULED CLAIMS LIST

INVOICE#	LINE	DUE DATE	INVOICE DATE	REFERENCE	PAYMENT AMOUNT	DIST ID	GL ACCOUNT	CK TYPE	SQ
				TOTAL E-PAYMENTS	19,956.31				
				TOTAL PURCH CARDS	.00				
				TOTAL ACH PAYMENTS	.00				
				TOTAL OPEN PAYMENTS	194,885.18				
				GRAND TOTALS	214,841.49				

# SCHEDULED CLAIMS LIST

INVOICE#	LINE	DUE DATE	INVOICE DATE	REFERENCE	PAYMENT AMOUNT	DIST ID	GL ACCOUNT	CK TYPE	SQ
				CENTRAL NATIONAL BANK					
				3040 DITCH DIGGERS INC.					
PROJEC 2987	1	11/18/21	11/18/21	PAY ESTIMATE #9	130,562.34	26	26-00-5165	LIQ	1
				INVOICE TOTAL	130,562.34				
				VENDOR TOTAL	130,562.34				
				3282 EVANS, BIERLY, HUTCHISON & ASSO					
INV #13422	1	11/18/21	11/18/21	PRO SERVICES WATER SYSTEM IMPR	16,852.83	26	26-00-5165	LIQ	1
				INVOICE TOTAL	16,852.83				
				VENDOR TOTAL	16,852.83				
				CENTRAL NATIONAL BANK TOTAL	147,415.17				
				TOTAL MANUAL CHECKS	.00				
				TOTAL E-PAYMENTS	.00				
				TOTAL PURCH CARDS	.00				
				TOTAL ACH PAYMENTS	.00				
				TOTAL OPEN PAYMENTS	147,415.17				
				GRAND TOTALS	147,415.17				



## AMENDMENT TO INTERLOCAL COOPERATION AGREEMENT

### KANSAS MUNICIPAL INSURANCE TRUST

This Amendment ("Amendment") is made to the Interlocal Cooperation Agreement dated effective January 1, 2018 (the "Agreement"), pursuant to which the Member municipalities have organized and operate the Kansas Municipal Insurance Trust ("KMIT" or the "Trust").

#### RECITALS

- A. KMIT has been in existence for more than five years and has more than five Members.
- B. The Members previously entered into the Agreement for the purpose of establishing the Trust, which forms a part of a municipal group-funded pool for joint self-insurance of workers' compensation liabilities and through which certain claims and risk management services related to workers' compensation liabilities are provided.
- C. The Members wish to establish a separate association health plan program as part of the Agreement for the operation and administration of a pooled group health benefit plan, which may be operated on either an insured or a self-insured basis.
- D. The pooled group health benefit program established hereby is intended to constitute an "association health plan" within the meaning of K.S.A. 40-2209d(y) by reason of being established by KMIT as the associational representative of its Members and maintained and administered by a committee consisting of a sub-group of those Members, all of whom are participating employers in the pooled group health benefit program.
- E. Pursuant to Section 10.1(d) of the Agreement, the Members have the authority to amend the Agreement by an affirmative vote of two-thirds of the membership present at a meeting or by an affirmative vote of two-thirds of the membership by a mail ballot, and such approval has been obtained.

#### AMENDMENT

On the foregoing basis, the Agreement is hereby amended as follows:

- 1. **Purpose.** Section 3.1 of the Agreement is amended in its entirety to read as follows:
  - 3.1 The purposes of this Agreement are to:
    - a. Form a group-funded Pool, known as the Kansas Municipal Insurance Trust, as permitted by the Act, to fund through joint self-insurance, excess insurance, reinsurance, or other lawful manner, obligations imposed upon employers under the

workers' compensation Act as described in articles 5 and 5a of Chapter 44 of the Kansas Statutes Annotated, as from time to time amended, and to take any action authorized by law or as determined by the Board, with the powers set forth in this Agreement; and

- b. Provide, through the Trust, certain claims and risk management services related to the workers' compensation liabilities so pooled, and assist members in reducing and preventing such workers' compensation liabilities; and
- c. Provide for the establishment, maintenance, and administration through the Trust of an association health plan program, to fund, through insurance, self-insurance, reinsurance, or other lawful manner, obligations of employer Members participating in the association health plan program with respect to group health benefits for their eligible employees, which association health plan program will operate on such terms and conditions as may be established by the Board from time to time and which will be maintained and administered by a committee consisting of representatives of the Members participating in the program.

2. **Separate Trust Funds.** Article 4 of the Agreement is amended to add a new Section 4.7, which will read in its entirety as follows:

4.7 The Trust may be comprised of two or more separate and segregated trust funds (each a "Fund") as determined by the Board to be necessary or appropriate for the funding and administration of each of the programs established pursuant to this Agreement. Without limiting the foregoing, there shall be at least one Fund for the workers' compensation program and at least one separate Fund for the association health plan program. Each Fund will be maintained and administered in accordance with the terms and provisions of this Agreement, but the assets of each Fund will only be available for the payment of obligations in connection with the program under which it is established.

3. **Powers of the Board.** Article 8 of the Agreement is amended to add a new Section 8.5, which will read in its entirety as follows:

8.5 The Board will establish a committee to oversee the maintenance and administration of the association health plan program, which committee will consist solely of representatives of Members that are participating in the association health plan program. Unless

otherwise provided by the Board in a committee charter or other similar governing document for the committee, the committee will operate under the following provisions:

- a. The committee will consist of as many individuals as there are Members participating in the association health plan program, and each participating Member will appoint one representative to the committee. A committee member may be removed by the participating Member that appointed the committee member or by a vote of the committee as a whole (other than the committee member in question). If any committee member resigns, dies, is removed, or otherwise fails to continue serving as a member of the committee, a successor will be appointed by the participating Member for which such committee member served as a representative.
- b. All decisions of the committee will be by a two-thirds vote of the members of the committee present at a meeting or by written consent of at least two-thirds of the members of the committee. Quorum will exist for a meeting of the committee only if a majority of the committee members are present at the meeting. Meetings may be held in-person or through synchronous telephonic or electronic means.
- c. The committee may exercise such powers and duties as may be granted or delegated to the committee by the Board, but will in all events have the power and authority to (i) establish and modify the plan design of the association health plan, (ii) make discretionary interpretations regarding the terms and provisions of the plan documents setting forth the terms and conditions of coverage available through the association health plan program, (iii) act as a named fiduciary of the association health plan responsible for determining claims and appeals arising under the plan (or delegate such function, in whole or in part, to a third-party insurer or administrator), and (iv) exercise the functions of the plan administrator of the association health plan including but not limited to: (1) establishing banking relationships and financial accounts in furtherance of the health plan, (2) contracting the services of KMIT's Pool Administrator and management-related service providers, (3) negotiate and remit reasonable compensation for management services provided.
- d. The power and authority to oversee and administer the Trust will be retained by the Board, except that any separate Fund established in connection with the association health plan program will be maintained and administered for the benefit

of the individuals participating in the association health plan, and the Board may delegate to the committee such authority with respect to the management and administration of such Fund as it deems necessary or appropriate. The separate Fund (or Funds) established in connection with the association health plan program will be utilized for the collection of all funds that may be received in connection with program, such as premiums or other contributions toward the cost of coverage, service fees, rebates, incentives, and refunds, and for the disbursement of all funds needed to pay costs of the program, such as premium payments and payment of benefit claims, administrative fees and expenses, and compensation of service providers.

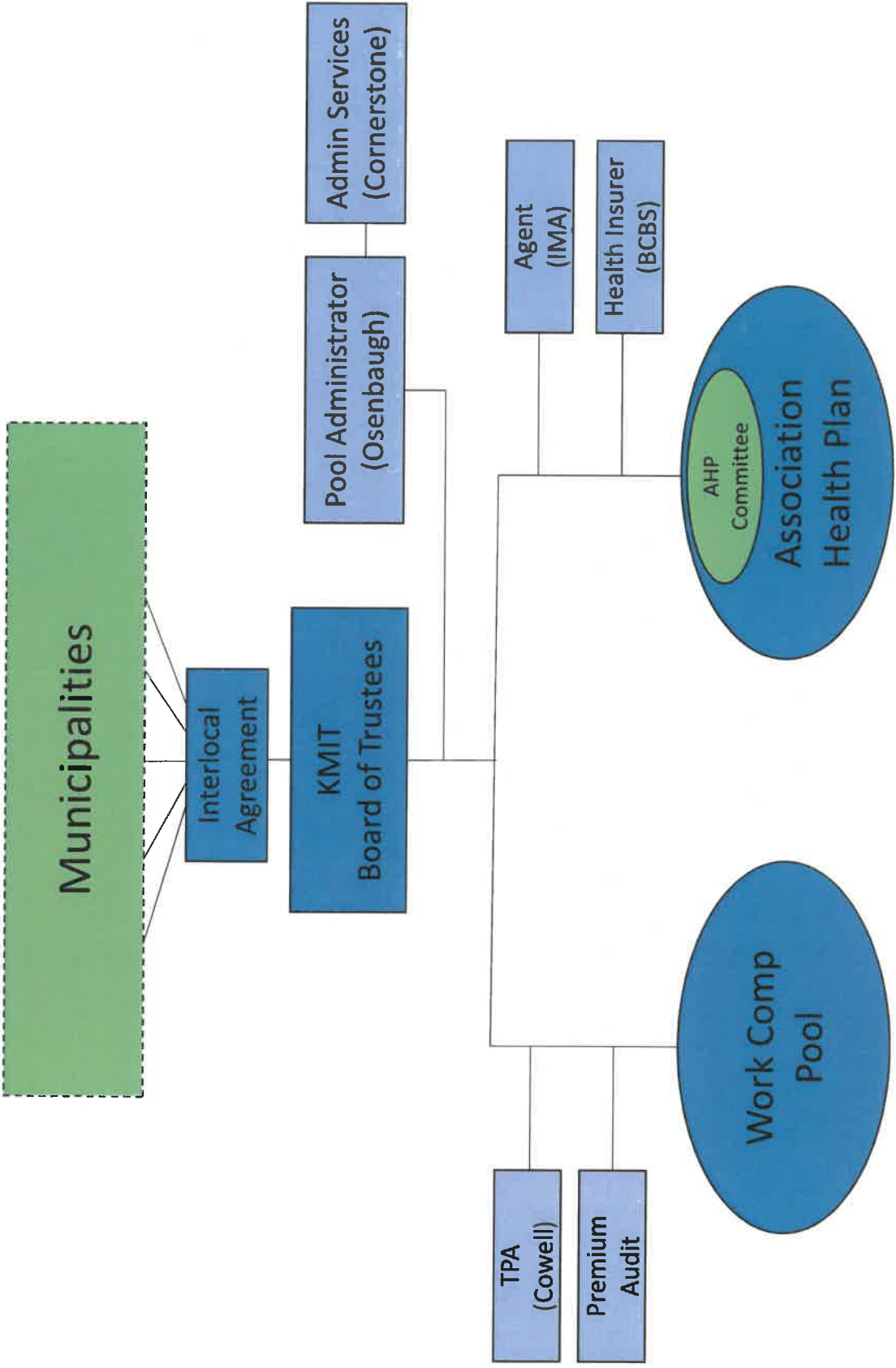
4. **Remaining Provisions.** The remaining provisions of the Agreement will continue in full force and effect, unless and until further amended or modified by the Members.
5. **Defined Terms.** Capitalized terms that are used in this Amendment but not specifically defined herein will have the meanings set forth in the Agreement.

[Signature page follows.]

**IN WITNESS WHEREOF**, this Amendment has been adopted by the Members by execution of this signature page, which shall be attached to and be a part of this Amendment.

This Amendment is executed by \_\_\_\_\_, Kansas, pursuant to Section 10.1(d) of the Agreement, as a result of a meeting of the Members held on \_\_\_\_\_.

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_





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112 N. 5<sup>th</sup> Street | Marion, KS 66861 | Phone (620) 382-2651 | Fax (620) 382-2699

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**Weekly Press Release**

11/08/2021 - 11/14/2021

**November 8, 2021** – Officers patrolled school zones. Officers checked on a 911 disconnect in the 700 block of south Coble, everything was okay. Officers passed on a message to an individual in the 1000 block of east Main. Officers provided a VIN inspection. A report of a possible scam was made. Officers assisted Marion Ambulance in the 400 block of Elm. Officers made two traffic stops issuing warnings for speed and equipment.

**November 9, 2021** – Officers patrolled school zones. Officers provided a VIN inspection. Officers checked on a suspicious vehicle in the 1000 block of Industrial, everything was okay. K9 Blue was deployed on a traffic stop for Sheriff's Deputies. Officers checked on a noise complaint in the 100 block of west Santa Fe. A traffic stop was made where a warning was issued for speed.

**November 10, 2021** – Officers assisted Marion Fire with a grass fire near Remington and 190<sup>th</sup>. Officers provided twenty three VIN inspections. Officers patrolled school zones. Officers provided foot patrol checking business doors.

**November 11, 2021** – Officers provided two VIN inspections. Officers patrolled school zones. A traffic stop was made where a citation was issued for speed over posted 79 mph in a 65 mph zone. A traffic stop was made where a warning was issued for failure to stop for pedestrians. Officers checked on a parking complaint in the 100 block of north Fifth. Officers checked on a suspicious vehicle in the 1000 block of Industrial, everything appears okay. Officers responded to a commercial alarm in the 100 block of west Main, everything was okay.

**November 12, 2021** – Officers patrolled school zones. Officers provided a VIN inspection. Officers worked on continuing education training. Officers assisted Sheriff's Deputies with a report of horses out. Officers assisted Sheriff's Deputies with a disturbance in Florence. Officers checked for a possible impaired driver on Highway 56, vehicle was located everything was okay. Officers provided foot patrol checking business doors. A traffic stop was made where warning was issued for speed.

**November 13, 2021** – Officers provided a welfare check in the 500 block of south Roosevelt, everything was okay. Officers checked on a 911 disconnect in the 1100 block of Highland, everything was okay. A report of a possible impaired driver was made on Highway 56, no vehicle was located. Two traffic stops were made where warnings were issued for speed. Officers checked on a suspicious vehicle in the 1200 block of Commercial, everything was okay.

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**Clinton Jeffrey, Chief of Police**  
c.jeffrey@marionks.net

**Steven Janzen, Assistant Chief**  
s.janzen@marionks.net



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112 N. 5<sup>th</sup> Street | Marion, KS 66861 | Phone (620) 382-2651 | Fax (620) 382-2699

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**November 14, 2021** – Officers were dispatched to a report of a possible impaired driver east bound on Highway 56, no vehicle was located. Officers followed up on a case. Officers made four traffic stops where warnings were issued for equipment violations.

**Criminal charges are often dropped or reduced, and all suspects shown are presumed innocent until proven guilty**

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**Clinton Jeffrey, Chief of Police**  
c.jeffrey@marionks.net

**Steven Janzen, Assistant Chief**  
s.janzen@marionks.net





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112 N. 5<sup>th</sup> Street | Marion, KS 66861 | Phone (620) 382-2651 | Fax (620) 382-2699

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**Press Release**

November 15, 2021 to November 21, 2021

**November 15, 2021** – Officers responded to a reported car vs. deer accident on Highway 56 near Timber. Officers patrolled school zones. Officers provided three VIN inspections. Officers were dispatched to deliver a message in the 400 block of Elm. A dog was picked up near Fourth and Santa Fe and taken to AHC. Officers checked on a disabled vehicle near the Court House. Officers provided a welfare check in the 400 block of Elm, everything was okay. Officers provided foot patrol checking business doors.

**November 16, 2021** – Officers provided three VIN inspections. Officers registered and SPV. A report of a possible scam was made, no crime occurred. Officers provided foot patrol checking doors. Officers attended continuing education training.

**November 17, 2021** – Officers patrolled school zones. Officers attended continuing education training. Officers assisted Marion Ambulance in the 500 block of south Cedar. Officers made contact with an individual to pass on message. A traffic stop was made where a warning was issued for equipment violation. Officers provided foot patrol checking businesses.

*At approximately 2216 hours on Thursday November 17, 2021 A traffic stop was made for an equipment violation. After speaking with the driver probable cause was developed to search the vehicle. A subsequent search led to the location of marijuana, methamphetamine residue and drug paraphernalia. The subject, Sarah Kelley, 31, Marion, Kansas was arrested on charges of Possession of Methamphetamine, Possession of Marijuana and Possession of drug Paraphernalia.*

**November 18, 2021** – Officers patrolled school zones. Officers provided twenty-two VIN inspections. A commercial alarm was reported in the 1100 block of east Main, everything was okay. Officers returned a phone call. Two traffic stops were made where warnings were issued for speed. A report of a runaway juvenile was made in the 300 block of south Roosevelt, juvenile was located and returned home. Officers provided foot patrol checking business doors.

**November 19, 2021** – Officers patrolled school zones. Officers provided a VIN inspection. Officers registered and SPV. Officers met with individual in reference to a possible scam in the 500 block of north Coble, no report taken. A dog was located at large and the owner was contacted. Officers provided foot patrol checking business doors.

**November 20, 2021** – Officers provided a VIN inspection. A traffic stop was made where a citation was issued for speed over posted 80 mph in a 65 mph zone. A report of individuals riding on motorcycles and atv's on Cleveland Street, individuals were contacted and advised of laws.

**November 21, 2021** – Officers picked up a dog at large in the 1200 block of east Main, it was returned to its owner. A report of suspicious activity was reported in the 300 block of north Freeborn, nothing was

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**Steven Janzen, Assistant Chief**  
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# **MPD**

## **MARION POLICE**

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112 N. 5<sup>th</sup> Street | Marion, KS 66861 | Phone (620) 382-2651 | Fax (620) 382-2699

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located in the area. A traffic stop was mad where a warning was issued for no lights and speed over posted.

**Criminal charges are often dropped or reduced, and all suspects shown are presumed innocent until proven guilty**

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## LIST OF ACTIVITIES IN MARION FOR SATURDAY, NOVEMBER 27<sup>TH</sup>!

8AM – 1PM A Holly Jolly Garage Sale at The Turquoise Table

9 AM – 3 PM Jingle 'N Mingle at Community Center (Vendors include Christmas Decorations & Gifts, Tupperware, Pampered Chef, Soap by Judy, Sewcial Bee Crafter, and MORE! And, Bill & Essie's BBQ!)

9 AM – 2 PM Free Cookies for Children, while they last, at CB Baked Goods

10 AM – 5:30 PM Music & Parade Announced by Gene Winkler at MCTV20 – Many thanks to Marion National Bank for use of their electricity!

10 – 11:30 AM Visit and Photos with Santa at Marion City Library in the Santa Fe Room

10:30 AM – 12 PM Gift Basket Raffle at Heerey Real Estate

11 AM – 1 PM Live Reindeer Between the Elgin and the Bowron Building to the south

12 – 4 PM Sleigh Rides with Santa and Mrs. Claus near 321 E. Main, by St. Luke Auxiliary Shoppe

1 – 3 PM Personalized Christmas Ornament Making at the Historic Elgin Hotel Ballroom

(Free for all, but must RSVP by texting 620-267-8600 and be present at 3 p.m.)

3 PM Cookie Exchange at the Historic Elgin Hotel

5 PM Lighted Christmas Parade Downtown Main Street

6 PM MHS Basketball Alumni Games at the Sports & Aquatic Center (SAC) – Girl's Games

7 PM MHS Basketball Alumni Games at the Sports & Aquatic Center (SAC) – Boy's Games

7 PM Benefit Bingo for the Marion County War Memorial in Dining Hall at Marion VFW Post 6958

Marion Ace Hardware = Toy Boy & Santa. Bring your camera! And learn about the vision of Hallowed Lake.

### Aunt Bee's Floral and Gifts

CHRISTMAS OPEN HOUSE. = NOVEMBER 26, 9-5 = NOVEMBER 27, 9-4

DISCOUNTS, REFRESHMENTS, DRAWINGS. WE DO FREE GIFT SACKING!!

### TC's What Not Shop Antiques Marion KS

SALE! Starting Nov. 21st thru Dec 24th, we will be having 10 to 25% off our merchandise. Each vendor will have a sign in their booth as to the present they are offering. Some of our vendors are offering 25% off all Christmas items.

We will be open for shopping 10 to 3 at JR Hatters 308 E. MAIN ST. Perfect place to find holiday gifts!

Clothing for the family, Cowhide, Hats and much, much, more!

STOP BY THIS POP-UP SHOP! • 🌲 •

Shop small next Saturday, November 27th- We have some cute handmade Christmas decor, making the perfect and unique additions to your home! Come see us SATURDAY NOV 27th at 424 E Main in Marion. We will open at 9am!

The Copper Shed and Barn...Open House every Friday and Saturday 'til Christmas!

(5 miles south of Marion on Sunflower & 1 ½ miles west on 140<sup>th</sup>)

Santa Spindles. 816 E Main, will be open 9-5 on Saturday and 12-5 on Sunday.

### Taco's Food Truck at That One Place

Taco's Schedule: Saturday Nov. 27th Lunch 11-1:30 Dinner 5-9

## Community Enrichment/Interim Zoning Administrator City Council Report – November 24, 2021

Last Monday I reached out to Jingle 'N Mingle participants to schedule times for them to set up prior to the event. I reached out to two zoning applicants about getting me their information by next Monday so I may publicize the public hearings and send notifications. Johsie and Tiffany did our second live drawing from Facebook Comments. I treated the pit in the basement store room to help with the sewer fumes. I reached out to Ashley Unruh and Mark Evans to see if they will be at City Council today, but they are ill. I prepared all my paperwork for the Council meeting. I emailed Ashley Unruh after the Council meeting to update her. I put a note on the outer door to turn in Community Christmas forms in the city office or the drop box. I notified everyone I could think of that I will be out of the office the rest of the week. After City Council meeting, I was in the office for over an hour visiting with the Newell's, and updating folks concerning actions taken at the meeting. I reached out to Gene Winkler, Megan and Daryl Jones, Ashley Unruh and Mark Evans, and Terry Jones.

I took the rest of last week off to use up vacation time before the end of the year.

Monday was super busy trying to catch up on everything. I worked on zoning, preparing for two public hearings at our December meeting. Public notices have to go to the newspaper and registered mail this week. One application only had a handful of folks to notify, but the other application had a couple dozen. I reached out to ask the Yoga instructor if she wants me to make her a new flyer with dates for December, etc. Community Christmas forms were reviewed and sent to Elf Paige for Angels to be made for each child. I visited with Tammy and several others about activities for this Saturday. I updated the list of activities and posted it. I sent a gal with Prairieland Partners some community information for a new employee that is moving to the area.

Tuesday, I attended the Marion Merchants meeting. I visited with Don Noller about setting up music and announcer for Saturday by Marion National Bank. I contacted the Marion County Record and sent two public hearing notices for next week's paper, for two Conditional Use Permit (CUP) applications for the December planning commission meeting. Tiffany showed me how to compile the registered letters for both zoning public hearings, and I completed all the letters and got them in the mail. I reached out to several business owners to add their information to my list of activities for this coming Saturday's event. Worked on December newsletter for the utility bills. Made another flyer for this Saturday, listing activities, times, and locations.

Wednesday, I had the building cleaned in preparation for this Saturday's event. I had the guys set up a dozen tables in the ballroom. I worked with vendors to get them located and set with tables and chairs for their booth for Saturday. Some vendors set up today, the others will set up Saturday morning, starting at 7 a.m. I sent the planning commission meeting info to the board members.

# PANDEMIC ASSISTANCE DRINKING WATER AND WASTEWATER FUNDING AVAILABLE



## Details:

The Emergency Water Assistance Program (EWAP) **provides payments to restore or prevent disconnection** of drinking water and wastewater services

Eligible Kansas households are those with a combined gross income **equal to or less than 150 percent** of Federal Poverty Level

Funding available: **\$9 million**

**DCF, not the water vendor,** will accept applications from households **beginning Dec. 1**

EWAP is a separate benefit from LIEAP

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Contact the Emergency Water Assistance Program with questions:

✉ [DCF.EWAP@ks.gov](mailto:DCF.EWAP@ks.gov)

## *Your partnership is vital!*

### Emergency Water Assistance Program (EWAP)

Authorized by the American Rescue Plan of 2021 and the Consolidated Appropriations Act of 2021, qualifying Kansas households may have drinking water and wastewater service reconnected or prevented from being disconnected.

Kansas is required to make payments directly to the public water utility vendor. Water vendors must be an authorized payee in the State of Kansas payment system. To do so, the vendor must provide the following to DCF:

- W-9
- Signed vendor agreement
- DA-130, if direct deposit is preferred

DCF will accept applications and coordinate payment on behalf of eligible households, not the water vendor.

### One-stop resource center

Visit [www.DCF.KS.gov/EWAP](http://www.DCF.KS.gov/EWAP) to:

- Download materials
- Watch recorded virtual information session
- Review frequently asked questions



## ***Water Tower Rehabilitation Project Update***

***11-24-21***

Crews are on site and have begun the repairs to the small tower. They are removing the abandoned cell antenna, removing old walkway, repairing the top, replacing the overflow tube, upgrading the access hatch and venting system. After repairs are completed, tower will be sandblasted and repainted.



This project is being funded from the American Rescue Plan funds received by the City.