

Board of Crawford County Commissioners

Commissioners' Journal

2016, **FIFTIETH** MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM
Girard, KS **Friday, July 1, 2016, 10:00 AM**

The Crawford County Board of Commissioners met pursuant to Kansas Statutes Annotated Chapter 19, Article 2, Section 18 in due and regular session with open doors. Commissioner Tom Moody served as the presiding officer. Commissioners Carl Wood and Jeff Murphy were in attendance. County Clerk Don Pyle and County Counselor Jim Emerson were seated with the Board. Chairman Moody led the pledge of allegiance.

UNDER THE HEADING BUSINESS FROM A PREVIOUS MEETING CONSENT AGENDA

On motion (16-220) of Commissioner Wood and the second of Commissioner Moody that the consent agenda be approved including:

1. Approval of the **June 28, 2016** minutes of the Board of County Commissioners, and
2. Authorizing the Chairman to sign the previous week's vouchers.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed and the consent agenda was approved.

SIGNING OF MOTIONS

The County Clerk presented the following motions for Commissioners' signatures:

Motion 16	209	That the consent agenda be approved including: Approval of the June 24, 2016 minutes
Motion 16	210	To open the Public Hearing on closing and vacating a portion of Rosa Street, a platted street in Viewpoint Addition to the City of Franklin, Crawford County, Kansas
Motion 16	211	To close the Public Hearing on closing and vacating a portion of Rosa Street, a platted street in Viewpoint Addition to the City of Franklin, Crawford County, Kansas and to deny the request to close and vacate Rosa Street

Board of Crawford County Commissioners

Motion 16	212	To open the Public Hearing on closing and vacating a platted unnamed alley in the Original Town of Beulah, Crawford County, Kansas
Motion 16	213	To close the Public Hearing on closing and vacating a platted unnamed alley in the Original Town of Beulah, Crawford County, Kansas
Motion 16	214	To adopt Resolution #2016-015, a Resolution closing and vacating a platted unnamed alley located adjacent to and West of Lots One, Two, Three and Four in Block Four and East of Lots Five, Six, Seven and Eight in Block Four in the Original Town of Beulah, Crawford County, Kansas, according to the recorded plat thereof
Motion 16	215	To open the Public Hearing on closing and vacating a platted unnamed alley in Markovitch Addition to Radley, Crawford County, Kansas
Motion 16	216	To close the Public Hearing on closing and vacating a platted unnamed alley in Markovitch Addition to Radley, Crawford County, Kansas
Motion 16	217	To adopt Resolution #2016-016, a Resolution closing and vacating a platted unnamed alley located adjacent to and South of Lots One through Twelve and North of Lots Thirteen and Twenty-four all in Markovitch Addition to Radley, Crawford County, Kansas according to the recorded plat thereof
Motion 16	218	To accept the check from EMC Insurance Company for claims on several County owned buildings resulting from damage sustained in recent storms and authorize the Chairman to sign the Claim Forms
Motion 16	219	To approve the letter to the Department of Veterans Affairs in reference to Veteran's Employment and Housing Opportunities in Crawford County

UNDER THE HEADING NEW BUSINESS

CRAWFORD COUNTY BOARD OF HEALTH

PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS

Item One: Public Hearing on closing and vacating a portion of Butler Street in the Original Town of Monmouth, Crawford County, Kansas.

On motion (16-221) of Commissioner Moody and the second of Commissioner Wood to open the Public Hearing on closing and vacating a portion of Butler Street in the Original Town of Monmouth, Crawford County, Kansas.

Yeas: Commissioners Moody, Wood, and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

No one from the public wished to make any comments for or against the closing and vacating of this street.

Mr. Emerson stated that the landowner requesting the vacation owns the property on both sides of the road.

Board of Crawford County Commissioners

On motion (16-222) of Commissioner Moody and the second of Commissioner Wood to close the Public Hearing on closing and vacating a portion of Butler Street in the Original Town of Monmouth, Crawford County, Kansas.

Mr. Jim Emerson presented Resolution #2016-017, a Resolution closing and vacating a portion of Butler Street located East of Main Street and adjacent to and South of Lox Six, Block Seven and North of Lot One, Block Twelve in the Original Town of Monmouth, Crawford County, Kansas, according to the recorded plat thereof.

BOARD OF COUNTY COMMISSIONERS
CRAWFORD COUNTY, KANSAS
GIRARD, KANSAS

RESOLUTION NO. 2016-017

A RESOLUTION CLOSING AND VACATING A PORTION OF BUTLER STREET IN THE ORIGINAL TOWN OF MONMOUTH CRAWFORD COUNTY KANSAS, ACCORDING TO THE RECORDED PLAT THEREOF.

WHEREAS, there is laid out and established in Crawford County, Kansas a certain platted street under the jurisdiction of the County, lying over and across the following described real estate:

A portion of Butler Street located east of Main Street and adjacent to and South of Lot Six, Block Seven and North of Lot One, Block Twelve in the Original Town of Monmouth, Crawford County Kansas, according to the recorded plat thereof.

WHEREAS, a public hearing concerning said street closing was held on Friday, July 1, 2016 and all interested parties were given an opportunity to present arguments for and against said closing;

WHEREAS, notice of the public hearing was published one time in the official County newspaper.

NOW, THEREFORE, BE IT UNANIMOUSLY RESOLVED by the Board of County Commissioners of Crawford County, Kansas:

Section 1: The Board of County Commissioners finds that notice has been given as required by K.S.A. § 58-2613 and that the public will suffer no loss or inconvenience by such vacation and that no private rights will be injured or endangered thereby.

Section 2: Pursuant to K.S.A. § 58-2614, the above-described platted street is hereby formally closed and vacated and the land comprising said street shall and does hereby revert to the adjoining landowners in the same proportion as it was originally taken, subject and reserving unto the County and any public utilities, however, any right-of-way and easements for public service facilities and utilities which are in existence and in use across said roadway and right-of-way.


Section 3: The County Clerk is hereby directed to enter a record of these proceedings, as reflected in this Resolution, on the Journal of the Board of County Commissioners

Board of Crawford County Commissioners

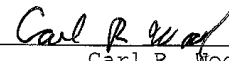
and to record a certified copy of this Resolution in the Register of Deeds office.

Section 4: The County Clerk is directed to send a copy of this Resolution to each owner of the adjoining real estate to whom the property is being transferred, at the address where the owner's tax statement is sent.

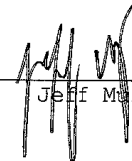
UNANIMOUSLY ADOPTED AND GIVEN under our hands at the Courthouse in Girard, Crawford County, Kansas, this 1st day of July, 2016.



Tom Moody, Chairman



Carl R. Wood



Jeff Murphy

ATTEST:



Donald P. Pyle, County Clerk

Board of Crawford County Commissioners



On motion (16-223) of Commissioner Moody and the second of Commissioner Wood to adopt Resolution #2016-017, a Resolution closing and vacating a portion of Butler Street located East of Main Street and adjacent to and South of Lot Six, Block Seven and North of Lot One, Block Twelve in the Original Town of Monmouth, Crawford County, Kansas, according to the recorded plat thereof.

Yeas: Commissioners Moody, Wood, and Murphy

Nays:

Board of Crawford County Commissioners

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Three: Public Hearing on closing and vacating a portion of the South 1100 Block of South 94th Street in Sheridan Township, Crawford County, Kansas.

On motion (16-224) of Commissioner Moody and the second of Commissioner Wood to open the Public Hearing on closing and vacating a portion of the South 1100 Block of South 94th Street in Sheridan Township, Crawford County, Kansas.

Yeas: Commissioners Moody, Wood, and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Mr. Emerson stated that the landowner requesting the vacation owns the property on both sides of the street.

No one from the public wished to make any comments for or against the closing and vacating of this alley.

On motion (16-225) of Commissioner Moody and the second of Commissioner Wood to close the Public Hearing on closing and vacating a portion of the South 1100 Block of South 94th Street in Sheridan Township, Crawford County, Kansas.

Yeas: Commissioners Moody, Wood, and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Mr. Jim Emerson presented Resolution #2016-018, a Resolution closing and vacating a roadway and right-of-way, to wit: That portion of County Road designated as the South 1100 Block of South 94th Street under the E-911 road system, located adjacent to and east of the South side of Butler Street located in the Original Town of Monmouth on the South end and the South side of Lincoln Street located in the Original Town of Monmouth on the North End.

Board of Crawford County Commissioners

BOARD OF COUNTY COMMISSIONERS
CRAWFORD COUNTY, KANSAS
GIRARD, KANSAS

RESOLUTION NO. 2016-018

A RESOLUTION CLOSING AND VACATING A PORTION OF THE 1100 SOUTH BLOCK OF 94TH STREET IN SHERIDAN TOWNSHIP, CRAWFORD COUNTY, KANSAS.

WHEREAS, there is laid out and established in Crawford County, Kansas a certain road under the jurisdiction of the County, lying over and across the following described real estate:

That portion of County Road designated as the South 1100 Block of South 94th Street under the E-911 road system, located adjacent to and east of the South side of Butler Street located in the Original town of Monmouth on the South end and the South side of Lincoln Street located in the Original town of Monmouth on the North End

WHEREAS, a public hearing concerning said road closing was held on Friday, July 1, 2016 and all interested parties were given an opportunity to present arguments for and against said road closing;

WHEREAS, notice of the public hearing was published one time in the official County newspaper.

NOW, THEREFORE, BE IT UNANIMOUSLY RESOLVED by the Board of County Commissioners of Crawford County, Kansas:

Section 1: The Board of County Commissioners finds that the above-described road is not a public highway or public utility by reason of the fact that said road was never opened and the necessity for said road as a public highway or public utility does not justify the expenditure of the funds necessary to open said road and to put the same in condition for public travel, and should be formally closed and vacated.

Section 2: Pursuant to K.S.A. § 68-102 the above-described platted road is hereby formally closed and vacated and the land comprising said road shall and does hereby revert to the adjoining landowners in the same proportion as it was

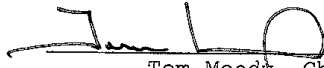
Board of Crawford County Commissioners

originally taken, subject and reserving unto the County and any public utilities, however, any right-of-way and easements for public service facilities and utilities which are in existence and in use across said roadway and right-of-way.

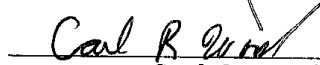
Section 3: The County Clerk is hereby directed to enter a record of these proceedings, as reflected in this Resolution, on the Journal of the Board of County Commissioners and to record a certified copy of this Resolution in the Register of Deeds office.

Section 4: The County Clerk is directed to send a copy of this Resolution to each owner of the adjoining real estate to whom the property is being transferred, at the address where the owner's tax statement is sent.

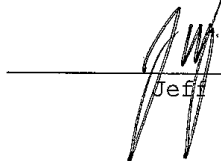
UNANIMOUSLY ADOPTED AND GIVEN under our hands at the Courthouse in Girard, Crawford County, Kansas, this 1st day of July, 2016.



Tom Moody, Chairman



Carl R. Wood



Jeff Murphy

ATTEST:



Donald P. Pyle, County Clerk

Board of Crawford County Commissioners



On motion (16-226) of Commissioner Moody and the second of Commissioner Wood to adopt Resolution #2016-018, a Resolution closing and vacating a roadway and right-of-way, to wit: That portion of County Road designated as the South 1100 Block of South 94th Street under the E-911 road system, located adjacent to and east of the South side of Butler Street located in the Original Town of Monmouth on the South end and the South side of Lincoln Street located in the Original Town of Monmouth on the North End.
Yeas: Commissioners Moody, Wood, and Murphy

Board of Crawford County Commissioners

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

**MESSAGES FROM THE PUBLIC
MESSAGES FROM OTHER GOVERNMENTAL ENTITIES
MESSAGES FROM ELECTED OFFICIALS
MESSAGES FROM APPOINTED OFFICIALS
PROCLAMATION AND ORDERS OF THE BOARD
NEW BUSINESS**

Item One: County Clerk Don Pyle presenting the June 2016 Clerk's Report. Mr. Pyle stated that it summarizes the total amounts spent by departments for payroll and other bills during the month of June. Mr. Pyle also gave the Commissioners a copy of the May 2016 to June 2016 Clerk's Report of Changes in Expenditures for comparison. Mr. Pyle reviewed the changes with the Commissioners and discussed some of the reasons for the changes. There was a discussion on Sewer District #2. Mr. Murphy would like more information about the increase in Mental Health Payroll fund due to employee raises before approving the report. The Commissioners decided to table the report until Tuesday.

Item Two: Mr. Pyle stated that Tuesday, July 5, 2016 Senator Jerry Moran will be in Chanute at the Community National Bank from Noon to 1:00 PM. He also stated that Westar will be having a meeting at the Frontenac Senior Center to discuss a transmission/substation project that is coming to the Frontenac/Pittsburg area in 2017-2018 and the Commissioners should be getting invitations to this meeting.

Board of Crawford County Commissioners

Don Pyle

From: Kari D West <Kari.West@westarenergy.com>
Sent: Thursday, June 30, 2016 3:12 PM
To: countyclerk@ckt.net
Subject: Save the Date--Westar Energy Stakeholder Meeting

Don,

Could you please share this with the County Commissioners as well. I will be mailing invitations next week, but I want to make sure they get it on their calendars.

Thanks,

Kari

Kari West
Westar Energy
Business Manager
kari.west@WestarEnergy.com
O (620) 235-2503 C (620) 249-6766

If you've received this message in error, I apologize for the inconvenience. Please don't distribute it. Instead, please just delete it and respond to let me know of my error. Then, have a wonderful day.



Please save the date. You are invited to join us for lunch and learn about an exciting transmission/substation project that is coming to the Frontenac/Pittsburg area in 2017-18. Come by for lunch and learn about the scope of the project.

WHEN: Wednesday, July 13 from 11 a.m. to 1 p.m.,
WHERE: Frontenac Senior Center, 113 N. Crawford, Frontenac, KS 66763.

TENTATIVE SCHEDULE:

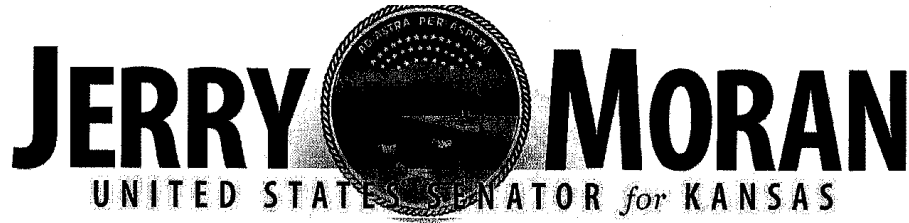
- 11 a.m. – Doors Open
- 11:30 a.m. – Lunch provided by Westar
- 12:15 p.m. – Presentation of Project
- 12:45 p.m. – Project Questions & Answers

Please RSVP to kari.west@westarenergy.com by 5 p.m., July 8 so that we can get an accurate count for lunch.

Have additional questions? Give me a call at 620-235-2503. I hope to see you there!

Kari

Board of Crawford County Commissioners



WHO

U.S. Senator Jerry Moran

WHAT

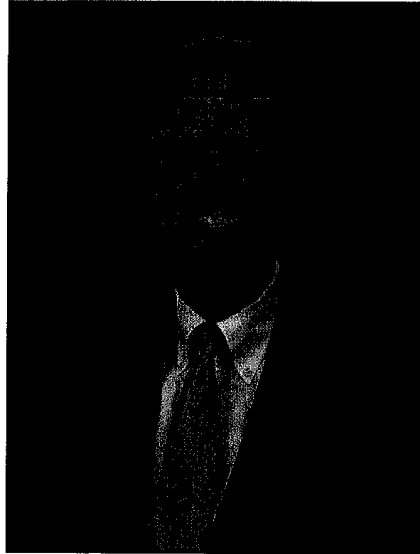
**Neosho County
Town Hall Meeting**

WHEN

**Tuesday, July 5
Noon-1 p.m.**

WHERE

**Community National Bank
14 N. Lincoln
Chanute, KS 66720**



Area residents are encouraged to attend and share feedback with Senator Moran on the critical issues facing Kansas and the nation. The issues Senator Moran focuses on and the work he does in Washington, D.C., are largely based on the conversations he has with Kansans during town hall meetings.

Item Three: Mr. Murphy addressed the letter that was signed to the Department of Veterans Affairs on Tuesday. He stated that there was an incorrect address listed on the letter signed and it has been corrected and would like the Commissioners to sign the new letter.

On motion (16-227) of Commissioner Murphy and the second of Commissioner Moody to approve the letter with a corrected address to the Department of Veterans Affairs in reference to Veteran's Employment and Housing Opportunities in Crawford County.

Yeas: Commissioners Moody, Wood, and Murphy

Nays:

Present but not voting:

Absent or not voting:

Board of Crawford County Commissioners

The motion prevailed.

Item Four: Mr. Murphy spoke about the Agco tractor that has transmission issues. The Commissioners discussed changing tractors and repairs on the mowers.

Item Five: Mr. Murphy stated that he attended a Live Well Committee meeting and he addressed some of the issues from the meeting.

Item Six: Mr. Wood stated that they delivered the new tractors Tuesday and addressed insurance on the new tractors and financing.

UNDER THE HEADING OLD BUSINESS

Item One: Mr. Emerson addressed the petition for the road district in Deer Creek Acres. He stated that a Resolution would need to be done and sent to the landowners and then the landowners will have 20 days to respond before a hearing will be held.

Item Two: Mr. Wood stated that the reclaimer is up and running and should be in Mr. Murphy's district.

Item Three: Mr. Wood stated that he will and check on the condition of the fairgrounds today.

EXECUTIVE SESSION

Item One: Mr. Emerson requested an executive session for a period of not more than 20 minutes to discuss personnel matters involving Non-Elected Personnel and to include the Board of County Commissioners and County Counselor Jim Emerson.

On motion (16-228) of Commissioner Moody and the second of Commissioner Wood to recess this open session and go into a closed executive session for a period of not more than 20 minutes to discuss personnel matters involving Non-Elected Personnel and to include the Board of County Commissioners and County Counselor Jim Emerson.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

The Commissioners went into Executive Session at 10:59 AM and reconvened the Open Session at 11:05 AM with no action taken except to go back into open session.

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS FUTURE BUSINESS:

Item One: July 8, 2016 –2017 Budget Work Session with Mike Gayoso, Ed Fields and Eldon Bedene starting at 8:30 AM

Board of Crawford County Commissioners

ANNOUNCEMENTS:

Item One: July 4, 2016 – The Courthouse will be closed in observance of the Independence Day holiday.

UNDER THE HEADING MOTION TO ADJOURN

MOTION TO ADJOURN

Item One: Adjournment

On the motion of Commissioner Wood and the second of Commissioner Moody to adjourn the [July 1, 2016](#) meeting of the Board of Crawford County Commissioners at 12:14 **PM** and to reconvene at the next regularly scheduled time with open doors.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

In Testimony whereof, I have hereunto set my hand and caused to be affixed my official seal and submitted these minutes for the approval of the Board of Crawford County Commissioners.

Don Pyle
County Clerk

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This submission completed at the Crawford County Courthouse in Girard.

Taken by [BKW 7/1/2016 11:05 AM/amended BKW 7/1/16 3:00 PM](#)