

Board of Crawford County Commissioners

Commissioners' Journal

2015, NINETY-SECOND MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM
Girard, KS Tuesday, December 15, 2015, 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 Carl Wood served as the presiding officer. Commissioners Tom Moody and Jeff Murphy were in attendance. County Clerk Don Pyle and County Counselor Jim Emerson were seated with the Board. Chairman Wood led the pledge of allegiance.

UNDER THE HEADING BUSINESS FROM A PREVIOUS MEETING
CONSENT AGENDA

On motion (15-365) of Commissioner Moody and the second of Commissioner Murphy that the consent agenda be approved including:

- 1. Approval of the December 11, 2015 minutes of the Board of County Commissioners, and
2. Approval of the accounts payable warrant numbers 561733 to 561967 dated December 15, 2015 in the total amount of \$214,367.85.

Yeas: Commissioners Moody, Murphy and Wood

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:

Table with 3 columns: Motion number, Number, and Description. Row 1: Motion 15, 363, That the consent agenda be approved including: Approval of the December 8, 2015 minutes. Row 2: Motion 15, 364, To recess this open session and go into a closed executive session for a period of not more than 5 minutes to discuss personnel matters involving Non-Elected Personnel and to include the Board of County Commissioners.

UNDER THE HEADING NEW BUSINESS
PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS

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CRAWFORD COUNTY BOARD OF HEALTH

Item One: Janice Goedeke, Martha Murphy, Shelly Hipfl and Kathy Flora regarding the Food Policy Committee Report. Ms. Goedeke stated that the committee would like to give the Commissioners an update of the progress that the Crawford County Eat Well Committee is making. Ms. Murphy stated that the Crawford County Live Well Committee was recognized by the state as the outstanding group in the state for 2015. It was discussed that Commissioners Murphy and Wood were at the FEAST meeting. Ms. Murphy also discussed some of the programs they will be working on to promote local food production and healthy food choices. Ms. Kathy Flora discussed some of the programs that help to facilitate the distribution of locally grown produce through farmer's markets and markets at large employers in the county. Ms. Shelly Hipfl discussed the links between poor diet, lack of exercise and the incidence of cancer. Ms. Hipfl stated that research has shown that a better diet and regular exercise can greatly reduce the chances of contracting cancer. Ms. Goedeke stated that the committee will continue to work on food issues and will also look at a local transportation network. Commissioner Wood was answered that they plan on offering cooking classes and Mr. Wood hoped that some of those can be produced with students from the Tech School. There was also a discussion of ways to link the local communities together in a transportation project. Ms. Murphy stated that the study that will be done will provide a lot of information that can be used by the committees or by the county to apply for grant funding. Commissioner Murphy also mentioned that he is working with the Farm Bureau Association and with PSU to bring an information forum on GMO's to Pittsburg.

On motion (15-366) of Commissioner Moody and the second of Commissioner Murphy to approve the agreement with the Kansas Health Foundation and authorize the Chairman to sign.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Two: Mr. Rick Pfeiffer regarding some issues that may be coming up in 2016. Mr. Pfeiffer stated that the CMHCCC is looking at selling or gifting the Addiction Treatment Center in Girard to another entity and then building a new facility on the CMHCCC campus in Pittsburg. Mr. Pfeiffer also stated that he would to have County Counselor Jim Emerson do some research on what is possible under state statutes for the tax support for addiction treatment services in Kansas. Mr. Pfeiffer stated that by gifting this facility to the Girard Medical Center he hoped that they could use the facility for other programs that would keep the employment base in Girard stable.

MESSAGES FROM THE PUBLIC

MESSAGES FROM OTHER GOVERNMENTAL ENTITIES

MESSAGES FROM APPOINTED OFFICIALS

Item One: Mr. Randy Sandberg, EMS Director, and Dr. Tim Stebbins regarding the bids received for a Sprinter Ambulance. The bids were discussed and they have been reviewed by Mr. Sandberg, Dr. Stebbins and County Counselor Jim Emerson and they all

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felt that the bid from Osage Ambulance met all the needs of the EMS Dept. and it was also the lowest bid received. Mr. Sandberg discussed some of the issues that they looked at to be sure that the chances for injury to employees when loading and unloading patients would be the lowest. It was also discussed that this unit would be used for all of the transfers since it will be the most efficient ambulance in the fleet. There was also a discussion of the times when ambulances are used to transport psychiatric patients.

On motion (15-367) of Commissioner Moody and the second of Commissioner Wood to approve the bid for a Sprinter Ambulance from Osage Ambulance in the amount of \$78,900 and authorize the Chairman to sign.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Two: Mr. Eldon Bedene regarding a resolution to appoint an Emergency Management Director and Assistant Emergency Management Director for Crawford County. Mr. Bedene stated it would be good to update the records with the state for the county director and assistant director.

On motion (15-368) of Commissioner Moody and the second of Commissioner Wood to adopt Resolution #2015-033, a Resolution appointing Eldon Bedene as Emergency Management Director and Pam Sanders as Assistant Emergency Management Director for Crawford County, Kansas.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Three: County IT Director Jim Vinze regarding some research on a high definition projector to be used to provide a large enough picture that could be seen well in the corners of the commission room. The Commissioners asked Mr. Vinze to research this further and keep them posted on his progress. There was also a discussion of using this type of system in the Zoning Board Room. There was also a discussion of several other items that involve technology.

MESSAGES FROM ELECTED OFFICIALS PROCLAMATIONS AND ORDERS OF THE BOARD NEW BUSINESS

Item One: County Clerk Don Pyle presenting three applications for 2016 Cereal Malt Beverage Licenses, one license for Chicken Mary's to allow them to sell cereal malt beverages for consumption on the premises and 2 licenses for Pichler's Chicken Annie's to allow them to sell cereal malt beverages for consumption on the premises **AND** to allow them to sell cereal malt beverage in original and unopened containers and not for consumption on the premises. Mr. Pyle stated that notices have been sent to the Sheriff,

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Zoning Administrator, County Attorney and the Township Clerk and that they had been given 10 days to respond and that no responses had been received.

On motion (15-369) of Commissioner Moody and the second of Commissioner Murphy to make it known that the matter of issuing a license to the applicant(s) listed below was discussed and considered by the Board, and there being no objection filed as provided by law and the Board knowing of no reason why a license should not be issued, the board hereby issues a license to “sell at retail”, cereal malt beverages in broken case lots from the place of business as shown in the application as designated and described on the application as herein before set out, and that the County Clerk be hereby authorized and directed to execute the proper license which shall be signed by the Chairman of the Board of County Commissioners and the County Clerk of Crawford County, Kansas.

2016 Cereal Malt Beverage License

APPLICANT: Larry Zerngast “Chicken Mary’s”

PREMISES: 1133 E 600th Ave, Pittsburg KS 66762 **(For sale in original and unopened containers and not for consumption on the premises)**

APPLICANT: Anthony Pichler “Pichler’s Chicken Annie’s”

PREMISES: 1271 S 220th St, Pittsburg KS 66762

2 Licenses

(For sale in original and unopened containers and not for consumption on the premises)

(For consumption on the premises)

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Two: County Clerk Don Pyle presenting a Tax Roll Correction, correcting an error in the assessing of personal property owned by John P Westhoff and to request an abatement in the amount of \$34.38 to the 2014 tax rolls. Mr. Pyle explained that the taxpayer failed to report the sale of the 2006 Dodge to the Appraiser’s Office.

On motion (15-370) of Commissioner Moody and the second of Commissioner Murphy to approve the Tax Roll Correction, correcting an error in the assessing of personal property owned by John P Westhoff and to request an abatement in the amount of \$34.38 to the 2014 tax rolls and authorize the Chairman to sign.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

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Item Three: County Clerk Don Pyle regarding a meeting with Dr. Triplett of the SEK Recycling Center on Friday, December 18, 2015. The Commissioners asked Mr. Pyle to see if representatives of the City of Pittsburg could be present for this discussion.

Item Four: County Counselor Jim Emerson regarding a contract for services with Capitol Strategies. Mr. Emerson mentioned that the commissioners had been pleased with their service during the previous legislative and that this agreement was for the same level of service and at the same price as last year. The commissioners all agreed that this would be good for the county. There was a discussion of some of the issues that the county will face during this legislative session.

On motion (15-371) of Commissioner Moody and the second of Commissioner Murphy to approve an agreement between Capitol Strategies and Crawford County for \$10,000 for monitoring and reporting services in connection with the 2016 Kansas Legislative Session and authorize the Chairman to Sign.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Five: County Counselor Jim Emerson regarding a contract for additional auditing services with Diehl, Banwart and Bolton. It was discussed that the commissioners would like for a limited audit of the Ambulance Dept. be done to help be sure that the new director starts with the records in good order.

On motion (15-372) of Commissioner Moody and the second of Commissioner Wood to approve a contract with Diehl, Banwart and Bolton for a special audit of the Ambulance Dept. in the amount of \$1,200.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Six: Commissioner Moody regarding the proposed Economic Development Board for Crawford County. It was discussed that the ad for interested persons to apply for the Steering Committee Board would be published in the newspaper in the next few days.

Item Seven: Commissioner Wood regarding a proposed contract with CFS Engineers for bridge inspections for 2016. It was discussed that the price of this service is down slightly from previous years and everyone felt that CFS had done a good job for the county. Commissioner Murphy thought that it would be good if Randy Chiartano went with the inspector to see and understand the condition of the bridges and the other commissioners agreed that this is be a good idea.

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On motion (15-373) of Commissioner Moody and the second of Commissioner Wood to approve the proposal for 2016 Biennial Bridge Inspection Services from CFS Engineers in the amount of \$19,200.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Eight: Commissioner Wood regarding the damage to cars of 2 employees that was caused by a falling tree branch in the parking lot of the courthouse. Mr. Pyle stated that he had discussed the county paying the deductible for each of the employees to have their own insurance pay for their repairs and that he believed that both of the employees had a \$500 deductible. The commissioners were answered that both claims were estimated to cost just over \$800 to fix and the commissioners thought that they would just pay for all the repairs. The commissioners asked Mr. Pyle to work with the employees on this.

On motion (15-374) of Commissioner Moody and the second of Commissioner Wood to approve the payment for repairs to employees' vehicles damaged by tree branches in the parking lot.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Nine: Commissioner Wood regarding a conversation with Bob Medina regarding the payment by the county for the processing of e-waste. Mr. Wood stated that Mr. Medina did not work with that program. There was a discussion of how the e-waste program works. Commissioner Wood hoped to get some additional information before Friday. This would be another topic for discussion on Friday with the Recycling Center.

UNDER THE HEADING OLD BUSINESS

Item One: County Clerk Don Pyle mentioned that he had forwarded an invitation to the SEK, Inc. Annual Banquet to be held in Iola in January. Mr. Pyle stated that he is trying to get representatives from the entities that provide services to individuals with intellectual disabilities to all be here on Dec. 22.

Item Two: Commissioner Murphy stated that he had another commitment and would not be able to attend the commission meeting on December 29, 2015.

Item Three: Commissioner Murphy stated that he has had conversations with individuals from the Girard community that are concerned about the possibility of moving the County Attorney's Office and some additional court services to the Judicial Center in Pittsburg. Mr. Murphy stated that he has been invited to meet with a group in the next week to discuss their concerns.

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Item Four: Commissioner Murphy asked if there was an attorney that the county could contact with expertise in landfill issues. Mr. Emerson stated that he had received correspondence from the law firm of Jeff King that his client would not pursue the transfer of the old county landfill to the county from Deffenbaugh Industries.

Item Five: Commissioner Murphy regarding the Running Foxes Petroleum Co. and their exploration efforts in northwest Crawford County. It was discussed that the agreement left by this company is not something that the county would want to sign. It was decided to wait and see if this company contacts the county again for permission.

Item Six: Commissioner Wood regarding the closure of 510th Street on Dec. 16 and 17 in the 500 block the road will be closed while the railroad is working on the crossing.

Item Seven: Commissioner Wood regarding the possibility of a lawsuit against Cherokee County for lost revenue from the casino. Mr. Wood asked if Capitol Strategies could help with contacts in Topeka.

EXECUTIVE SESSION

Item One: Commissioner Murphy asked for an executive session to discuss personnel issues that involve non-elected personnel.

On motion (15-375) of Commissioner Murphy and the second of Commissioner Moody to recess this open session and go into a closed executive session for a period of not more than 5 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 11:22 AM and reconvened the Open Session at 11:27 AM with no action taken except to go back into open session.

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS FUTURE BUSINESS:

Item One: December 18, 2015 – 9:00 AM Work Session with Jim Emerson regard proposed changes to the Personnel Policy.

Item Two: December 18, 2015 – 10:00 AM Public Hearing on vacating platted streets and alleys in Mayers Addition to South Radley, Crawford County, Kansas.

Item Three: December 18, 2015 – Opening of Rock Bids.

Item Four: December 22, 2015 – Amended 2015 Budget hearing for Crawford County.

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Item Five: December 22, 2015 – Amended 2015 Budget hearings Crawford County Fire District Number 1 and Fire District Number 2.

ANNOUNCEMENTS:

UNDER THE HEADING MOTION TO ADJOURN

MOTION TO ADJOURN

Item One: Adjournment

On the motion of Commissioner Moody and the second of Commissioner Wood to adjourn the [December 15, 2015](#) meeting of the Board of Crawford County Commissioners at 11:27 [AM](#) 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

Crawford County Clerk

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This submission completed at the Crawford County Courthouse in Girard.

[Taken by DPP 12/15/15 at 11:27 AM, Amended by DPP 12/16/15 at 5:45 PM/amended BKW 12/17/2015 2:46 PM](#)