

Board of Crawford County Commissioners

Commissioners' Journal

2017, [FIFTEENTH MEETING](#)

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM
Girard, KS [Tuesday, February 28, 2017, 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 (17-080) of Commissioner Moody and the second of Commissioner Murphy that the consent agenda be approved including:

1. Approval of the [February 24, 2017](#) minutes of the Board of County Commissioners.

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:

Motion 17	73	That the consent agenda be approved including: Approval of the February 21, 2017 minutes
Motion 17	74	To approve the purchase of 3 dump trucks from Joplin Freightliner with the revised specs, excluding the vertical exhaust, at a total price of \$123,728 per truck as recommended by Shop foreman Greg Hite
Motion 17	75	To approve the Tax Roll Correction, removing a special assessment on real estate owned by the City of Mulberry and to request an abatement in the amount of \$300.00 from parcel 1110101013005000 from the 2012 tax rolls, a Tax Roll Correction, removing a special assessment

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		on real estate owned by the City of Mulberry and to request an abatement in the amount of \$1050.00 from parcel 1110102008001000 from the 2012 tax rolls and a Tax Roll Correction, removing a special assessment on real estate owned by the City of Mulberry and to request an abatement in the amount of \$300.00 from parcel 110102008002000 from the 2012 tax rolls and authorize the Chairman to sign
Motion 17	76	To transfer \$45,000 from the Road & Bridge Fund, Ambulance Service Fund, County Health Fund and Employee's Benefit Fund to the Risk Management Fund
Motion 17	77	To approve the Bid for Financing from Labette Bank for the Emergency Management Vehicle and to authorize the County Clerk and Chairman to sign
Motion 17	78	To approve the purchase agreement with Ettinger's Office Supply Co for file cabinets and file folders for the Appraiser's Office
Motion 17	79	To issue a Burn Ban for Crawford County effective immediately

UNDER THE HEADING NEW BUSINESS

PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS

MESSAGES FROM APPOINTED OFFICIALS

MESSAGES FROM OTHER GOVERNMENTAL ENTITIES

MESSAGES FROM ELECTED OFFICIALS

MESSAGES FROM THE PUBLIC

PROCLAMATION AND ORDERS OF THE BOARD

NEW BUSINESS

Item One: Mr. Pyle presented an email he received from a local fire chief in reference to the burn ban issued in the County. Mr. Moody stated he feels the Fire Fighters Association should get together to resolve any issues or problems concerning the burn ban. The Commissioners discussed how to make the public aware when there is a burn ban issued and make the public aware about contacting their local fire department for any controlled burn. Mr. Murphy suggested contacting a local radio station to report on fire burning in Crawford County. He also suggested having the fire departments put up a red flag at their stations stating there is a burn ban in effect. Mr. Pyle stated that the Kansas statute on burning is attached to the County's Burning Regulations as a reference. The Commissioners decided to have Mr. Pyle contact the fire departments and inform them that the Commissioners would like the Fire Fighters Association to work out a plan on educating the public on burning and when a burn ban is issued. Mr. Pyle will also send a copy of the email to the Sheriff's Department and the County Attorney's Office. Mr. Pyle will also contact Emergency Management Director Jason VanBecelaere and ask him to contact a local radio station.

Item Two: Mr. Emerson stated that Dr. Stebbins would like a work session on Friday. The Commissioners scheduled a work session with Dr. Tim Stebbins, EMS Administrator at 9:30 AM on March 3, 2017.

Item Three: Mr. Emerson stated that the 6 month period is over on the appointment of the interim County Appraiser, John Macary. Mr. Emerson stated that there are some

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employees from the Appraiser's Office that are working on their credentials to apply for the Crawford County Appraiser's position, but that the county will need to hire someone for the position until that time. Mr. Emerson stated that during the recruitment period the County can contract with the State to have an employee with the State act as Crawford County Appraiser and he presented a Contract to the Commissioners.

From: David Harper [KDOR] [David.Harper@KS.GOV]
Sent: Wednesday, February 22, 2017 12:06 PM
To: Crawford Appraiser
Subject: Appraiser Contract
Attachments: CONTRACT - Crawford County - Schnacker.pdf

John -

Attached is a contract draft for your commissioners review and signature. If you will return it with their signatures, we will have the Secretary of Revenue sign and return to you a copy.

Please advise the commission, Rae's hours will be billed at \$27.28/hour.

Thank you,

David Harper, AAS, RMA

Director, Division of Property Valuation
Kansas Department of Revenue
785-296-4218
david.harper@ks.gov

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CONTRACT

This contract is made and entered this 29th day of February, 2017, by and between the Kansas Department of Revenue, hereinafter referred to as "State" and Crawford County, Kansas hereinafter referred to as "County".

WHEREAS, K.S.A. 19-430 requires the board of county commissioners of each county in the State of Kansas to fill vacancies in the office of the county appraiser; and

WHEREAS, a vacancy exists in the office of county appraiser of the County; and

WHEREAS, the County needs time to recruit, interview and appoint a county appraiser to fill the vacancy that exists in the office of county appraiser; and

WHEREAS, Raelane Schnacker is a registered mass appraiser, with more than three years mass appraisal experience, and is considered qualified by the director of property valuation to act as county appraiser for the County; and

WHEREAS, Raelane Schnacker, is an employee of the State and subject to the supervisory authority and direction of the director of property valuation; and

WHEREAS, the County desires to utilize the services of Raelane Schnacker to assist the County in compliance with the laws and directives pertaining to property taxation and to organize and manage the office of county appraiser of the County; and

WHEREAS, the State is willing and able to assign Raelane Schnacker to provide the forgoing assistance; and

WHEREAS, the State has other employees whose services may be needed to perform appraisal duties in the County; and

WHEREAS, the County desires to utilize the services of other employees of the State to perform appraisal duties in the County.

NOW, THEREFORE, in consideration of mutual covenants contained herein, contract and agree as follows commencing February 24, 2017:

1. Raelane Schnacker shall assist the County in compliance with the laws and directives pertaining to property taxation and to organize and manage the office of county appraiser of the County.
2. Raelane Schnacker shall have and exercise all the authority provided by law that may be exercised by a county appraiser.

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3. Other employees of the State may be assigned by the state to perform appraisal duties in the County.
4. The relationship between the State and the County shall be that of an independent contractor and no principal-agent or employer-employee relationship is created by this contract.
5. The County agrees to defend and indemnify and save harmless the State, its officers, agents and employees against all claims, demands, payments, suits, actions, recovery and judgments of every kind and description arising out of any valuation disputes, brought or recovered against it, whether based in contract, negligence or otherwise.
6. Neither party shall be liable to the other for consequential, indirect or incidental damages, including, but not limited to, loss of tax revenue or claims relating to the valuation of property, even due to the negligence or other fault of the party released.
7. Invoices shall be submitted to the County by the State approximately monthly, commencing the first month after work commences in the County, for an amount equal to the actual costs to the State for the salary, employment benefits, subsistence and lodging, if any, and mileage at the prevailing private vehicle reimbursement rate published by the Kansas Department of Administration: that is incurred by Raelane Schnacker and such other employees of the State as may have been assigned by the State to perform appraisal duties in the County. Such invoices shall be paid by the County to the State within thirty (30) days of receipt.
8. The invalidity in whole or in part of any provision of this contract shall not void or affect the validity of any other provision.
9. This contract shall not be altered, changed or amended, except by instrument in writing, executed by the parties hereto.
10. This contract is intended as the complete integration of all understandings between the parties and the written terms and provisions of this contract shall supersede all prior verbal statements of any and every official and/or representative of the parties hereto and such statements shall not be effective or be construed as entering into, forming a part of or altering in any way whatsoever, this written contract.

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11. This contract shall be governed by, construed and enforced in accordance with the laws of the State of Kansas.
12. No party to this contract shall prohibit or prevent the Legislative Division of Post Audit from having access pursuant to K.S.A. 46-1101 *et seq.* to any records, documents, or other information confidential or otherwise regarding or relating to the execution and/or performance of this contract.
13. The State shall have the right to terminate this contract in the exercise of its absolute and sole discretion, upon fifteen (15) days written notice to the County.
14. This contract shall terminate upon the assumption of the duties of office by a qualified appraiser appointed by the County pursuant to K.S.A. 19-430.

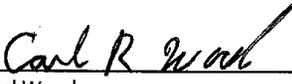
IN WITNESS WHEREOF, the parties have executed this contract as of the date first written above.

KANSAS DEPARTMENT OF
REVENUE

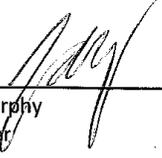
Samuel M. Williams
Acting Secretary of Revenue

David Harper
Director of Property Valuation

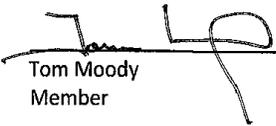
BOARD OF COUNTY
COMMISSIONERS OF
CRAWFORD COUNTY, KANSAS



Carl Wood
Chairman



Jeff Murphy
Member



Tom Moody
Member

On motion (17-081) of Commissioner Moody and the second of Commissioner Wood to approve the Agreement Between the Kansas Department of Revenue and Crawford County, Kansas to utilize Raelane Schnacker, a Registered Mass Appraiser with the State of Kansas to act as Crawford County Appraiser to assist Crawford County with Appraisal Services during the recruitment period.

Yeas: Commissioners Moody, Murphy and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Four: Mr. Wood discussed a demonstration of a Cat 315 Track Hoe. He stated that the equipment will be here for 3 to 4 days. Mr. Wood would like all the road foremen to look at it. He discussed repair costs to the machinery and the issue of checking the fluids in the machinery and trucks. Mr. Wood asked Mr. Murphy the status of the fence around

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the barn and he stated that Mr. Mike Peak will come to a meeting to address the Commissioners about this issue.

UNDER THE HEADING OLD BUSINESS

Item One: Mr. Emerson addressed changes to the personnel policy. He stated that 2 of the main parts have already been approved and this change is in reference to family medical leave. The Commissioners decided to table this issue until Friday when Commissioner Moody will be present. Mr. Emerson and Mr. Pyle discussed Economic Development and tax abatement policies. It was decided to discuss this further on Friday.

Item Two: Mr. Murphy gave an update on the meeting about the Fairgrounds. He informed the Commissioners about the discussion and the decisions that were made. He discussed the plans for the sewer system and lagoon at the Fairgrounds. Mr. Murphy stated that County Surveyor, Ron Albertini has the locations for the sewer lines flagged and the lagoon location staked. He explained who will be helping with the trenching, electrical and other installation areas of the sewer lines and lagoon. Mr. Murphy and Mr. Wood discussed the size of the lagoon and sewer lines and also discussed the pumps.

Item Three: Mr. Murphy stated that he received an email from Chris with Mack Trucks with information on some used trucks with pictures they have for sale. Mr. Pyle read the email to the Commissioners. Commissioner Murphy and Commissioner Moody discussed the trucks. It was decided that the Commissioners are not interested in the used trucks and Mr. Murphy will notify them of this.

Item Four: Mr. Wood asked about the RSVP's from the Cities for the City/County Luncheon on March 9, 2017. Mr. Pyle stated he is still receiving answers from the Cities and will send out a follow up email. There was a discussion of some topics that could be of interest at the meeting.

Item Five: Mr. Wood discussed Neighborhood Revitalization in the County and Mr. Emerson said he is still working on this.

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS

FUTURE BUSINESS:

Item One: March 3, 2017 – 9:30 AM Work Session with Dr. Tim Stebbins, EMS Administrator.

Item One: March 7, 2017 – 9:00 AM Work Session with Zoning Administrator Troy Graham to discuss proposed changes to Zoning Regulations.

ANNOUNCEMENTS:

UNDER THE HEADING MOTION TO ADJOURN

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MOTION TO ADJOURN

Item One: Adjournment

On the motion of Commissioner Murphy and the second of Commissioner Wood to adjourn the [February 28, 2017](#) meeting of the Board of Crawford County Commissioners at 11:25 AM and to reconvene at the next regularly scheduled time with open doors.

Yeas: Commissioners Murphy and Wood

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 BKW 2/28/2017 11:25 AM/amended BKW 3/02/2017 1:30PM](#)