

Board of Crawford County Commissioners

Commissioners' Journal

2015, **FIFTIETH** MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM
Girard, KS **Tuesday, July 14, 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 was seated with the Board.

Chairman Wood led the pledge of allegiance.

UNDER THE HEADING BUSINESS FROM A PREVIOUS MEETING

CONSENT AGENDA

On motion (15-199) of Commissioner Moody and the second of Commissioner Murphy that the consent agenda be approved including:

1. Approval of the **July 10, 2015** minutes of the Board of 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 15	194	That the consent agenda be approved including: Approval of the July 7, 2015 minutes
Motion 15	195	To approve the Crawford County Museum Proposal as presented
Motion 15	196	To approve the Kansas Housing Resource Corporation Emergency Solutions Grant (EGS) Recipient Request for Reimbursement and Financial Status Report in the amount of \$3,533.00 and Authorize the Chairman to Sign
Motion 15	197	To adopt Resolution #2015-021, a resolution Changing the Speed Limit on 196 th Street Located North of 550 th Avenue (K126 Highway) Crawford County, Kansas
Motion 15	198	To recess this open session and go into a closed executive session for a period of not more than 15 minutes to discuss Personnel Issues Related to Non-Elected Personnel and to include the Board of County Commissioners, Sheriff Dan Peak and County Counselor Jim Emerson

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UNDER THE HEADING NEW BUSINESS

CRAWFORD COUNTY BOARD OF HEALTH PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS MESSAGES FROM OTHER GOVERNMENTAL ENTITIES MESSAGES FROM THE PUBLIC MESSAGES FROM ELECTED OFFICIALS MESSAGES FROM APPOINTED OFFICIALS

Item One: Mr. Troy Graham, Zoning Administrator, presenting a Motion of Recommendation for a Conditional Use for American Tower, Inc. for a cell tower with height variance and stipulations. Mr. Graham reviewed this zoning case with the Commissioners and discussed the changes that American Tower has made to the application since the original application was denied. Mr. Graham stated that the location of the tower was moved farther from the road, the tower is shorter and there is screening of the tower at the base that will be installed. There was a discussion of the project and the items that American Tower has included to make this project more acceptable by the neighbors in this area. The Commissioners were answered that it seemed that most of the opposition and neighbors were pleased with the changes that were made.

Commissioner Wood asked Mr. Larry VanBecelaere his opinion on this project. Mr. VanBecelaere stated that he was feeling better about this project with the changes that have been made and that he felt that most of the neighbors were accepting of this project. Mr. Curtis Holland, Attorney for American Tower, answered that his firm would be glad to plant a row of trees to screen this area from the road.

MOTION OF RECOMMENDATION

RE: American Tower Inc.
Cell Tower

A motion was made by Murray Balk and seconded by Bob Gilmore to send a recommendation of approval to the Crawford County Board of Commissioners for the proposed establishment of a new cellular communications tower and granting the requested height variance.

The approval was based on the following factors:

- a. Has been approved once by Planning & Zoning Board
- b. Applicant has listened to previous recommendations and made changes
- c. Property zoned Agriculture
- d. Would provide benefit to surrounding area
- e. Noted that opposition addressed property values would decrease, however, said persons did not present actual appraisal information.

Along with said recommendation to approve, the board asks the County Commissioners to consider placing a stipulation on said Conditional Use. This stipulation is that the applicant(s) be required to put up screening surrounding tower site.

Motion stood approved with a vote of:

6 ayes, 0 nays, 1 absent

Ayes: Kathy Flora, Bonnie Houk, Murray Balk, Bob Gilmore, Dee Hough, Matt Bacon

Attest:

Kathy Flora, Chairman

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On motion (15-200) of Commissioner Moody and the second of Commissioner Murphy to approve the Conditional Land Use for American Tower, Inc., as recommended by the Crawford County Planning and Zoning Board.

Yeas: Commissioners Moody, Murphy, and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

PROCLAMATIONS AND ORDERS OF THE BOARD

NEW BUSINESS

Item One: Commissioner Murphy regarding a discussion with Darin Anderson, Mayor of Walnut, asking that the county perform grading services and lay down rock on the city streets. Mr. Murphy explained that the city would reimburse the county for the cost of the labor and rock involved with keeping the city streets in shape by grading one day per month. The other Commissioners were concerned that some of the other small towns in the county might approach the county for this type of service and that it could tie up the county staff more than we might realize. The Commissioners wanted to review this proposal and discuss it with the County Counselor before making a decision.

Item Two: Commissioner Murphy regarding a request from USD 247 to have the county paving crew perform as asphalt overlay project on their parking lot. Commissioner Moody stated that he was concerned that the county crew could be competing with local firms that perform this type of work. Commissioner Wood thought that the county should help other cities and schools in any way possible. It was discussed that it would be good to have Randy Chiartano get in contact with USD 247 Officials and look at the area to be paved to get an idea of the amount of work that will be required.

Item Three: Commissioner Wood regarding using Purple Wave to sell some old pieces of equipment that the county does not need. The other Commissioners all thought that it would be good to go ahead and have Purple Wave proceed with selling this equipment.

Item Four: Commissioner Wood regarding the new tractor and mower that are being delivered to the county. Mr. Wood stated that there would be a person from John Deere to instruct the operators on the proper operating techniques for this equipment. Commissioner Moody thought that one of his crew would attend that.

Item Five: Commissioner Wood regarding a bridge that is down in his district at this time. Mr. Wood stated that this bridge has been closed currently and engineers from Cook, Flatt & Strobel are coming at 9:00 AM on July 15, 2015, to evaluate the bridge and come up with a plan for repairs or replacement of this bridge. Mr. Wood stated that he is afraid that this bridge will have to be closed for a long time and that it could be very expensive to get fixed. Mr. Wood discussed some of the heavy truck traffic that has gone over this bridge recently that has probably contributed to this bridge failure. There was a discussion of a big hole that has developed in the bridge deck and that charges might be brought against the owner of the trucks.

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Item Six: Commissioner Wood regarding a request that Troy Graham work with Anthony Pichler of the Sheriff Dept. to address the issues with the 911 equipment in the county. Mr. Wood stated that they would use some of the maintenance staff to help get the sheds for this equipment in good shape.

Item Seven: Commissioner Wood regarding the helpfulness of Road & Bridge employees from the other districts in addressing the bridge failure and in setting up barricades to keep traffic off this bridge.

UNDER THE HEADING OLD BUSINESS

Item One: Commissioner Murphy regarding the proposed work on a bridge in the rural part of western Crawford County. Commissioner Moody asked if Mr. Murphy could come up with some estimates on the amount of work that would be needed on that road.

EXECUTIVE SESSION

Item One: Commissioner Wood requested an executive session to discuss Personnel Issues involving Non-Elected Personnel.

On motion (15-201) of Commissioner Wood 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 15 minutes to discuss Personnel Issues Related to Non-Elected Personnel and to include the Board of County Commissioners.

Yeas: Commissioners Moody, Murphy and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

The Commissioners went into Executive Session at 10:35 AM and reconvened the Open Session at 10:44 AM with no action taken except to go back into open session.

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS FUTURE BUSINESS:

Item One: July 17, 2015 – Ms. Erica Wilson, Business Manager, Pawprints on the Heartland addressing the T & R Program.

ANNOUNCEMENTS:

Item One: July 21, 2015, 1:00 PM – Ditching demonstration at intersection of 190th and 570th and all three Commissioners may be in attendance.

UNDER THE HEADING MOTION TO ADJOURN MOTION TO ADJOURN

Item One: Adjournment

On the motion of Commissioner Moody and the second of Commissioner Murphy to adjourn the [July 14, 2015](#) meeting of the Board of Crawford County Commissioners at 10:45 AM and to reconvene at the next regularly scheduled time with open doors.

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Yeas: Commissioners Moody, 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 by DPP 07/14/2015 at 10:45 AM, Amended by DPP 07/14/2015 at 1:56 PM/amended BKW 07/16/2015 10:03 AM