

Board of Crawford County Commissioners

Commissioners' Journal

2014, THIRTY-NINTH MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM
Girard, KS Friday, June 6, 2014, 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 Bob Kmiec served as the presiding officer.

Commissioners Tom Moody and Carl Wood were in attendance.

County Clerk Don Pyle and County Counselor Jim Emerson were seated with the Board.

Chairman Kmiec led the pledge of allegiance.

UNDER THE HEADING BUSINESS FROM A PREVIOUS MEETING

CONSENT AGENDA

On motion (14-143) of Commissioner Moody and the second of Commissioner Wood that the consent agenda be approved including:

1. Approval of the June 3, 2014 minutes of the Board of Commissioners, and
2. Authorizing the Chairman to sign the previous week's vouchers.

Yeas: Commissioners Moody, Kmiec 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 14	141	That the consent agenda be approved including: Approval of the May 30, 2014 minutes
Motion 14	142	To appoint Bobbi Wicker as Washington Township Treasurer to fill the vacancy due to Karl Wicker's resignation as Washington Township Treasurer

UNDER THE HEADING NEW BUSINESS

NEW BUSINESS FOR CRAWFORD COUNTY BOARD OF HEALTH

PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS

MESSAGES FROM THE PUBLIC

Item One: Mr. Warren Pike, owner of Pike's Fertilizer Service, regarding the work being done by the Crawford County Noxious Weed Dept. Mr. Pike felt that the county

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roads are in better condition and that other operations in the county are being run well, but that he feels that the Noxious Weed Director, Ed Fields, is doing an exceptional job in running his department. The Commissioners thanked Mr. Pike for his kind words and for coming to the commission meeting to express his opinion.

MESSAGES FROM OTHER GOVERNMENTAL ENTITIES

MESSAGES FROM ELECTED OFFICIALS

MESSAGES FROM APPOINTED OFFICIALS

Item One: Mr. Mike Montgomery, Crawford County Appraiser, regarding minimum bids on properties that are up for tax sale. Crawford County Appraiser Mike Montgomery was present to give the Commissioners values and other information on the properties that will be up for sale. The Commissioners set minimum bid amounts on all of the properties that are to be included in the tax sale set for June 11, 2014, at 1:00 PM in the Judicial Center in Pittsburg in Courtroom A. Mr. Troy Graham, City of Pittsburg Public Works Dept., let the Commissioners know that the City of Pittsburg requests that the minimum bid on sale properties in the City of Pittsburg that have special assessments on them should be set so that the special assessments are recovered. It was discussed that if those lots do not sell for the amount of taxes, the property will be deeded to the City of Pittsburg so that they will be responsible for the maintenance of the lots that do not sell and that they will use them as part of the city development plan.

There was a discussion of the terms of the sale and how any of the sales can be contested. Commissioner Wood was answered that once the sale is completed it will take a few days to get deeds completed and the sale is confirmed. Mr. Emerson also stated that the sale can be contested within one year but that the property is considered sold until the sale is overturned. There was also a discussion of the terms for redemption of any of these properties prior to the sale.

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EXHIBIT A

No.	Description	Name of Owner Or Parties Claiming Any Interest	Year Of Sale	Amount Of Taxes, Charges, Interest & Penalties	Court Costs
1.	Lot Number Three (3) in Block Number Five (5) in the South Side Addition to Arcadia, Crawford County, Kansas, according to the recorded Plat thereof. Except easement in favor of Rural Water District #8, Crawford County, Kansas, as shown in Misc. Record 86 at page 713.	Larry M. Prather; Bill H. Buchahan; Elizabeth A. Buchanan; Bill H. Buchanan, Jr.; Leonora B. Buchanan	2006	\$616.32	\$120.00 \$1.00
2.	Lot Number Five (5) in Block Number Eight (8) in the South Side Addition to the Town of Arcadia, Crawford County, Kansas, lying North of Walnut Street, East of Main Street and West of the Right of Way of the Kansas City, Fort Scott and Memphis Railroad Company, now known as the St. Louis-San Francisco Railway Company, according to the recorded Plat thereof. Except easement in favor of Rural Water District #8, Crawford County, Kansas, as shown in Misc. Record 86 at page 713.	Sam Tunnell	2006	\$460.10	\$120.00 \$1.00
3.	Lots One (1), Two (2), Three (3), Four (4), Five (5), Six (6) Block Seven (7) in Walcott's Addition to the Town of Arcadia, Crawford County, Kansas, according to the recorded plat thereof. Subject to Easement in favor of Rural Water Dist. #8, Crawford County, Kansas, as shown in Misc. Record 86 at page 713.	Thomas E. Rose Naomi Vern Rose Lee Stroud	2006	\$1,090.04	\$120.00 \$1.00
5.	Lots Numbered Seven (7) and Eight (8) in Block Number Two (2), in Billelo's Addition to the City of Arma, Crawford County, Kansas, according to the recorded Plat thereof. Except Mineral Rights, Coal and Other Minerals as recited in Deed recorded in Book 62 at page 318 in the office of the Register of Deeds of Crawford County, Kansas.	August Lipasek; Ruth N. Lipasek; Ruth N. Fowler;	2006	\$4,201.77	\$120.00 \$7.00
7.	Lots Numbered Seven (7), Eight (8) and Nine (9) all in Block Number Two (2) in Dennis and Berry's Addition to Town of Cherokee, Crawford County, Kansas, according to the recorded Plat thereof.	Joe Lucchi; Mabel Lucchi	2006	\$292.60	\$120.00 \$1.00
25.	Lots Numbered One Hundred Fourteen (114), One Hundred Fifteen (115) and One Hundred Sixteen (116) in Highland Addition to the City of Mulberry, Crawford County, Kansas, according to the Recorded Plat thereof. Except Mineral Rights and Reservations as conveyed to the Clemens and Son Coal Company, recorded in Deed Record 55, at page 11, in the office of the Register of Deeds of Crawford County, Kansas. Except General Easement in favor of the City of Mulberry, Crawford County, Kansas, for Sewer Connections recorded in Misc. Record 197, at page 760, in the office of the Register of Deeds of Crawford County, Kansas.	Sam Tunnell; Jeanitta Moore; Lester Moore, Jr.; Beneficial Mortgage Company of Kansas, Inc.	2006	\$1,020.95	\$120.00 \$1.00

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27.	The West Eighty Three (83) feet of Lot Number One (1) in Block Number One (1) in Miller's Addition to Mulberry Grove, Crawford County, Kansas, according to the recorded Plat thereof.	Sam Tunnell; Steven R. Wright; Beverly J. Wright; Mae Madeline Wright; Beneficial Mortgage Company of Kansas, Inc; Beverly Wright; Steven Ray Wright; Tern Jo Wright	2006 \$2,286.20	\$120.00	219 E. Alfred Mulberry, Kansas \$1,00
28.	Lot Number Two (2) and Three (3) in Block Number One (1) in Miller's Addition to Mulberry Grove, Crawford County, Kansas, according to the recorded Plat thereof.	Sam Tunnell; Steven R. Wright; Beverly J. Wright; Mae Madeline Wright; Beneficial Mortgage Company of Kansas, Inc. Beverly Wright; Steven Ray Wright; Tern Jo Wright;	2006 \$1,118.23	\$120.00	? E. Alfred Mulberry, Kansas \$1,00
29.	Lot Number One (1) and Four (4) in Block Number Two (2) in Miller's Addition to Mulberry Grove, Crawford County, Kansas, according to the recorded Plat thereof.	Sam Tunnell; Steven R. Wright; Beverly J. Wright; Mae Madeline Wright; Beneficial Mortgage Company of Kansas, Inc. Beverly Wright; Steven Ray Wright Tern Jo Wright	2006 \$1,085.59	\$120.00	? E. Alfred Mulberry, Kansas \$1,00
30.	Lot Number Two (2) and Three (3) in Block Number Two (2) in Miller's Addition to Mulberry Grove, Crawford County, Kansas, according to the recorded Plat thereof.	Sam Tunnell; Steven R. Wright; Beverly J. Wright; Mae Madeline Wright; Beneficial Mortgage Company of Kansas, Inc. Beverly Wright; Steven Ray Wright; Tern Jo Wright	2006 \$1,079.28	\$120.00	205 E. Alfred Mulberry, Kansas \$1,00
42.	Lot Number Two (2) in Friel's Subdivision of Lot Number Twenty (20) of the First Addition to North Pittsburg, (Now the City of Pittsburg, Crawford County, Kansas), according to the recorded Plat thereof.	Loma Jo Van Dorn aka Loma Jo Griffin; Green Tree; Marla Jo Van Dorn	2006 \$6,543.89	\$120.00	1409 N. Joplin Pittsburg, Kansas \$6,543
44.	Lots Numbered Seventeen (17) and Eighteen (18) in Block Number One (1) in "Goff's West Addition to Pittsburg, Crawford County, Kansas, according to the recorded Plat thereof.	Rachel Lynn Justice; American General Financial Services; Rachel Justice; Travis Lee Justice; Jack E. Larson; Rachel L. Larson City of Pittsburg, Kansas	2006 \$6,987.63	\$120.00	410 W. 4th Pittsburg, Kansas \$6,987
46.	Lot Number Four (4) in Block Number One (1) in Jennis' Addition to East Pittsburg (Now the City of Pittsburg, Crawford County, Kansas), according to the recorded Plat thereof.	Venus M. Burke; Christopher B. Burke City of Pittsburg, Kansas	2006 \$1,289.09	\$120.00	505 N. Water Pittsburg, Kansas \$1,289
48.	Lots Numbered Two Hundred Forty Seven (247) and Two Hundred Forty Eight (248) in the Kansas City Southern Annex, an Addition to the City of Pittsburg, Kansas, according to the recorded Plat thereof.	Sam Tunnell; City of Pittsburg, Kansas Associates Financial Services Company of Kansas, Inc.	2006 \$12,625.75	\$120.00	1115 E. 6th Pittsburg, Kansas \$12,625
49.	Lot Number One (1) in "Leighton's Addition (Michigan Avenue) to the City of Pittsburg in Crawford County, Kansas", according to the recorded Plat thereof. Except City of Pittsburg by Ordinance S-721 (Section 84) filed in Misc.	Michael K. Carpino; Lyne R. Carpino	2006 \$486.66	\$120.00	1201 N. Michigan Pittsburg, Kansas \$486

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Book 133 at page 336 in the office of the Register of Deeds of Crawford County, Kansas. Except City of Pittsburg by Ordinance S-814 (Section 30) dated February 28, 1997. Except City of Pittsburg by Ordinance S-817 Section 4) dated July 22, 1997. Except City of Pittsburg by Ordinance S-827 dated 8/25/1998.

51.	Lots Numbered Sixty (60), Sixty One (61), Sixty Two (62), Sixty Three (63) and Sixty Four (64) all in Block Number Two (2) in "McCormick's Addition to the City of Pittsburg", Crawford County, Kansas, according to the recorded Plat thereof.	Lewis R. Proffitt; Carol E. Hornback; United States of America; State of Kansas, Dept. of Revenue	2006	\$20,121.38 \$20,121	\$120.00
61.	Lots Numbered Ninety Nine (99), One Hundred (100), One Hundred One (101), One Hundred Two (102), One Hundred Three (103), One Hundred Four (104), One Hundred Sixty One (161), One Hundred Sixty Two (162), One Hundred Sixty Three (163), One Hundred Sixty Four (164), One Hundred Sixty Five (165) and One Hundred Sixty Six (166) all in Block Number Fourteen (14), in the Original Town of Pittsburg, Crawford County, Kansas, according to the recorded Plat thereof.	Bowlus School Supply, Inc.; Sharon E. Thompson and Howard Thompson, Trustees, Sharon E. Thompson Trust UTA 1/31/92; Howard Thompson and Sharon Thompson, Trustees, Howard Thompson UTA 1/31/92; Joyce L. Draper and Barry D. Draper, Trustees, Joyce L. Draper Trust UTA 3-17-92; Draper Investments, L.P.; Gared Holdings, LLC; Binney & Smith, Inc.; Kodiak Industries LTD; United States of America Trend Enterprises, Inc.; Gill Athletics, Inc.; Chroma Acrylics, Inc.; Miller Group Multiplex Division; Valley Forge Flag Company, Inc. Barry D. Draper and Joyce L. Draper, Trustees, Barry D. Draper Trust UTA 3/17/92; Sharon E. Thompson, Trustee Amy Thompson Gray Irrevocable Trust UTA 3/6/96; Sharon E. Thompson, Trustee; Shelli Lynn Krumsick Irrevocable Trust	2006	\$352,788.88 \$80,000	\$120.00
63.	Lots Numbered One (1), Two (2), Three (3), Four (4) and the South Ninety Five (95) feet of Lot Number Five (5) all in Block Number Two (2) in the Pittsburg Town Company's Third Addition to Pittsburg, Crawford County, Kansas, according to the recorded Plat thereof.	Bowlus School Supply, Inc.; Sharon E. Thompson and Howard Thompson, Trustees, Sharon E. Thompson Trust UTA 1/31/92; Howard Thompson and Sharon Thompson, Trustees, Howard Thompson UTA 1/31/92; Joyce L. Draper and Barry D. Draper, Trustees, Joyce L. Draper Trust UTA 3-17-92; Barry D. Draper and Joyce L. Draper, Trustees, Barry D. Draper Trust UTA 3/17/92; Draper Investments, L.P.; Gared Holdings, LLC; Binney & Smith, Inc.; Kodiak Industries LTD; United States of America; Trend Enterprises, Inc.; Gill Athletics, Inc.; Chroma Acrylics, Inc.; Miller Group Multiplex Division; Valley Forge Flag Company, Inc. Sharon E. Thompson, Trustee Amy Thompson Gray Irrevocable Trust UTA 3/6/96; Sharon E. Thompson, Trustee; Shelli Lynn Krumsick Irrevocable Trust	2006	\$71,087.27 \$19,000	\$120.00
72.	Lots Numbered Sixty (60) and Sixty One (61) in the "Second Santa Fe Addition to City of Pittsburg", Crawford County, Kansas, according to the recorded Plat thereof.	Wallace C. Rogers City of Pittsburg, Kansas	2006	\$5,472.53 \$5,472	\$120.00

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80.	Lots Numbered Eleven (11), Twelve (12), Thirteen (13), Fourteen(14) and Fifteen (15) all in Block Number Eleven (11) in the City of Walnut, Crawford County, Kansas, according to the recorded Plat thereof.	Dwight Tipping	2006 \$292.95	\$120.00
			? S. Main (no address) Walnut, Kansas	\$1.00
87.	Lot Number Five (5) in Block Number Fifteen (15) in the Town of Croweburg, Crawford County, Kansas, according to the recorded Plat thereof. Except General Easement in favor of Rural Water District No. 3, Crawford County, Kansas, as shown by "Easement" recorded in Miscellaneous Record 40, at page 367, in the office of the Register of Deeds of Crawford County, Kansas.	Sharon Igoe	2006 \$195.05	\$120.00
			? E. Croweburg Road Mulberry, Kansas	\$1.00
89.	Lot Number Two (2) in Block Number Two (2) in the Western Coal and Mining Company's Subdivision of a portion of the West Half of the Northwest Quarter of Section 5, Township 29 South, Range 25 East, Crawford County, Kansas, according to the recorded Plat thereof. Except Mineral Rights and Reservations as recited in Warranty Deed from the Western Coal and Mining Company to August Doue and Adile, his wife, in Book 145 at page 863, in the office of the Register of Deeds of Crawford County, Kansas. Except the right of the public to use so much of the subject property that lies in any roadway.	Jules Desirant; Angeline Desirant	2006 \$699.44	\$120.00
			103 E. Plum Arma, Kansas	\$1.00
90.	Lots numbered Four (4) and Five (5) in "Vanpevenage's" a SubDivision of Part of the Northeast Quarter of the Northeast Quarter of Section Twenty Three (23), Township Twenty Nine (29) South, Range Twenty Four (24) East of the Sixth Principal Meridian, Crawford County, Kansas, according to the recorded Plat thereof. Except Mineral Rights and Reservations as recited in Warranty Deed from The Central Coal and Coke Company to Oscar Vanpevenage as recorded in Book 82, at page 340, in the office of the Register of Deeds of Crawford County, Kansas. Except General Easement in favor of Rural Water District No. 2, Crawford County, Kansas, as shown by "Right of Way Easement" recorded in Miscellaneous Record 41, at page 347 and Miscellaneous Record 64, at page 347, in the office of the Register of Deeds of Crawford County, Kansas.	Dale Baker; Ethel Baker; Metlife Home Loans; Fawn Baker Small Business Administration	2006 \$4,993.68	\$120.00
			110 S. 197 th Street Girard, Kansas	\$4,500
103.	The West Seventy Five (75) feet of Lots Nine (9) and Ten (10), Block Seven (7), Original Town, now City of Girard, Crawford County, Kansas. Together with easement rights granted in deed by William C. Cuthbertson and Jesse Cuthbertson to Mary G. Cuthbertson, recorded in Book 286 at page 61 according to the recorded plat thereof.	Chris Puffinbarger Rubber Workers Credit Union Amy Stephenson	2006 \$ 8,460.90	\$120.00
			114 W. Forest Girard, Kansas	\$4,500

PROCLAMATIONS AND ORDERS OF THE BOARD NEW BUSINESS:

Item One: County Clerk Don Pyle presenting the May 2014 Clerk's Report. Mr. Pyle stated that it summarizes the total amounts spent by departments for payroll and other bills during the month of May. Mr. Pyle also gave the Commissioners a copy of the April to May 2014 Clerk's Report of Changes in Expenditures for comparison. The

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Commissioners asked that the bill for the phone system replacement at the Juvenile Justice Authority be reviewed to see that it was charged to the proper fund.

UNDER THE HEADING OLD BUSINESS

Item One: County Clerk Don Pyle regarding an Open House hosted by the City of Mulberry from 1 to 3 on Saturday June 7, 2014. Mr. Pyle stated that the City of Mulberry had called and wanted to make sure that the County Commissioners knew that they were invited.

Item Two: Mr. Jim Emerson, County Counselor, regarding the notice for the fence viewing. Mr. Emerson stated that all the parties have been notified that the Commissioners will be there at 11:30 PM to view the fence. The Commissioners wanted to be sure that Mr. Ron Albertini reviewed this land and that he was aware of the alley that was vacated several years ago.

EXECUTIVE SESSION

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS FUTURE BUSINESS:

Item One: June 10, 2014, 10:00 AM – Public Hearing on closing and vacating a platted street in the Town of Beulah.

Item Two: June 10, 2014, 10:00 AM – Public Hearing on closing and vacating platted streets in McAuliffe's Subdivision.

Item Three: June 10, 2014, 11:30 AM – Fence viewing is scheduled by the Commissioners.

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 [June 6, 2014](#) meeting of the Board of Crawford County Commissioners at 11:10 [AM](#) and to reconvene at the next regularly scheduled time with open doors.

Yeas: Commissioners Moody, Kmiec 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:

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Don Pyle
County Clerk



This submission completed at the Crawford County Courthouse in Girard.

Taken by DPP 6/6/2014 at 11:10 AM, Amended by DPP 6/6/2014 at 5:45 PM/amended BKW 06/09/2014 8:29 AM