

Board of Crawford County Commissioners

Commissioners' Journal

2023, [NINETIETH](#) MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM
Girard, KS. **Tuesday, December 12, 2023 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 Bruce Blair served as the presiding officer.

Commissioners Tom Moody and Carl Wood were in attendance.

County Clerk Lisa Lusker and County Counselor Jim Emerson were seated with the Board.

Chairman Blair led the Pledge of Allegiance.

UNDER THE HEADING BUSINESS FROM A PREVIOUS MEETING CONSENT AGENDA

On motion (23-503) of Commissioner Moody and the second of Commissioner Wood that the consent agenda be approved including:

1. Approval of the **December 8, 2023** minutes of the Board of County Commissioners.

Yeas: Commissioners Moody, Wood and Blair

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 23	495	That the consent agenda be approved including: Approval of the December 1, 2023 minutes
Motion 23	496	To approve giving the SEK Recycling Center \$5,000 for the month of December 2023 and \$5,000 for the month of January 2024 with a meeting pending with PSU and SEK Recycling Center in January 2024
Motion 23	497	To recess the open meeting for a period of 15 minutes
Motion 23	498	To adopt Resolution #2023-023, A Resolution Restabilizing the Legal Structure of Crawford County Mental Health and Rescinding Previous Inconsistent Resolutions

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Motion 23	499	To approve the November 2023 Clerk's Report as presented
Motion 23	500	To approve the Crawford County Developmental Disabilities allocation of funds as presented
Motion 23	501	To recess this open session and go into a closed executive session for a period of not more than 15 minutes to discuss items that would be deemed privileged in the Attorney-Client Relationship to discuss Health Department building contract and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 11:42 AM
Motion 23	502	To approve the Progress Billing #3 from Tri-State Building & Supply Co, Inc. for the Crawford County Health Department Project in the amount of \$159,899.13 and authorize the Chairman to sign

UNDER THE HEADING NEW BUSINESS

PROCLAMATION AND ORDERS OF THE BOARD

MESSAGES FROM CRAWFORD CO LOCAL BOARD OF HEALTH

PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS

MESSAGES FROM ELECTED OFFICIALS

MESSAGES FROM THE PUBLIC

MESSAGES FROM OTHER GOVERNMENTAL ENTITIES

MESSAGES FROM APPOINTED OFFICIALS

EXECUTIVE SESSION

Item One: Health Department Director Debra Anthony requested an executive session for 15 minutes to discuss Non-Elected Personnel.

On motion (23-504) of Commissioner Blair 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 Non-Elected Personnel to discuss the Health Department and to include the Board of County Commissioners, County Counselor Jim Emerson and Health Department Director Debra Anthony and to reconvene by 10:20 AM.

Yeas: Commissioners Moody, Blair and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

The Commissioners went into Executive Session at 10:05 AM and reconvened the Open Session at 10:20 AM with no action taken except to go back into open session.

NEW BUSINESS

Item One: County Clerk Lisa Lusker presented the 2023 amended budget for Crawford County. She explained that 2 funds need amended, the General Fund and the Operating Reserve Fund. She stated that this is only increasing the budget authority and allowing spending of the money that is already there. County Counselor Jim Emerson explained the reasons the funds need amended.

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On motion (23-505) of Commissioner Moody and the second of Commissioner Wood to approve the publication for the 2023 Budget Amendment for Crawford County and to set a hearing date of December 26, 2023 at 10:00 AM.

Yeas: Commissioners Moody, Blair and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Two: Mr. Emerson presented an invoice from Kansas Association of Counties for the 2024 KAC Annual Membership Dues in the amount of \$8,230.26. He explained how the dues are calculated. He informed the Commissioners that County Day at the Capitol will be held on Thursday, February 8, 2024 in Topeka. Commissioner Blair spoke about LAVTR and information on the KAC website about LAVTR.

On motion (23-506) of Commissioner Blair and the second of Commissioner Moody to approve payment of the invoice from Kansas Association of Counties for the 2024 KAC Annual Membership Dues in the amount of \$8,230.26.

Yeas: Commissioners Moody, Blair and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Three: County Counselor Jim Emerson presented Resolution #2023-024, A Resolution Exempting Crawford County, Kansas from Using the Generally Accepted Accounting Principles (GAAP) in the Preparation of its Financial Statements and Reports. Mr. Emerson explained the reason that this resolution is needed for the county. Mr. Emerson discussed the 2022 Audit and stated that the audit was clean as presented and there were no issues on the Federal or State Side.

On motion (23-507) of Commissioner Moody and the second of Commissioner Wood to adopt Resolution #2023-024, A Resolution Exempting Crawford County, Kansas from Using the Generally Accepted Accounting Principles (GAAP) in the Preparation of its Financial Statements and Reports.

Yeas: Commissioners Moody, Wood, and Blair

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Four: Commissioner Blair stated that Shop Foreman Josh Peak has informed him that there are electrical issues with one of the tractors and that John Deere recommends a new wiring harness and the cost installed is around \$4800. The Commissioners agreed to have the tractor repaired.

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OLD BUSINESS

Item One: Mr. Emerson stated that Ryan Insurance is on the agenda for Friday, December 15, 2023 and Ryan Insurance has requested to be moved to a work session that day at 9:00 AM instead of appearing during the regular session. The Commissioners agreed. Commissioner Wood was answered that the approval of the renewal will take place in a regular session.

Item Two: Mr. Emerson presented documents from Crossland Construction regarding the pay request for the Addiction Treatment Center. He requested that the Commissioners review the documents and he will readdress this issue on Friday.

Item Three: Commissioner Wood spoke about the boom mower tractors and stated that he would like to look into purchasing new ones after the first of the year.

Item Four: Mr. Emerson stated that he researched the issue of illegal dumping and stated that there is a state statute on illegal dumping and it is a Class A misdemeanor with a maximum fine of \$2,500 or a year in jail. Mr. Emerson explained the process and said that if an owner of the trash can be located is can be turned over to County Attorney for prosecution but first try to work with the owner and give them a chance to clean it up. Commissioner Moody requested that Mr. Emerson speak with Sheriff's Department on the issue and make sure that the correct procedure is being followed.

Item Five: Commissioner Blair addressed the property owned by the Crawford County Land Bank located on the 69 Bypass around Franklin. Commissioner Moody stated that this property is in his district and he will speak with his foreman about a plan to get the structure torn down. Mr. Emerson addressed the nuisance property on the other side of the bypass around Franklin and said that he will address this issue on Friday along with an update on Codes Court. Commissioner Moody would like May Smith, Zoning Administrator to take part in the discussion and it was decided to hold a work session on Friday, December 15, 2023 at 9:45 with Ms. Smith to discuss these issues. Commissioner Moody stated that he should have a plan in place on the land bank property by Friday and will report on that.

EXECUTIVE SESSION *continued*

Item Two: Commissioner Wood requested an executive session for 15 minutes to discuss Non-Elected Personnel.

On motion (23-508) of Commissioner Blair 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 Non-Elected Personnel to discuss a county employee and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 10:55 AM.

Yeas: Commissioners Moody, Blair and Wood

Nays:

Present but not voting:

Absent or not voting:

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The motion prevailed.

The Commissioners went into Executive Session at 10:40 AM and reconvened the Open Session at 10:49 AM with no action taken except to go back into open session.

Item Three: Commissioner Wood requested an executive session for 10 minutes to discuss Non-Elected Personnel.

On motion (23-509) of Commissioner Blair 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 10 minutes to discuss Non-Elected Personnel to discuss county employees and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 11:00 AM.

Yeas: Commissioners Moody, Blair and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

The Commissioners went into Executive Session at 10:50 AM and reconvened the Open Session at 10:56 AM with no action taken except to go back into open session.

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS

FUTURE BUSINESS:

Item One: December 15, 2023 – 9:00 AM Work Session with Mr. Wally Wilson, Ryan Insurance presenting insurance renewal quotes.

Item Two: December 15, 2023 – 9:45 AM Work Session with Zoning Administrator May Smith regarding a nuisance.

ANNOUNCEMENTS:

UNDER THE HEADING MOTION TO ADJOURN MOTION TO ADJOURN

Item One: Adjournment

On the motion of Commissioner Moody and the second of Commissioner Blair to adjourn the [December 12, 2023](#) meeting of the Board of Crawford County Commissioners at 10:57 AM and to reconvene at the next regularly scheduled time with open doors.

Yeas: Commissioners Moody, Blair and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

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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.

Lisa Lusker
County Clerk

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This submission completed at the Crawford County Courthouse in Girard.

[Taken BKW 12/12/23 10:57 AM/amended BKW 12/14/23 11:00 AM](#)