

Board of Crawford County Commissioners

Commissioners' Journal

2022, **EIGHTY-EIGHTH** MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM
Girard, KS, **Tuesday, December 20, 2022 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 Tom Moody served as the presiding officer.

Commissioners Bruce Blair and Commissioner Jeremy Johnson were in attendance.

Deputy County Clerk Bobbi Wicker and County Counselor Jim Emerson were seated with the Board.

Chairman Moody led the Pledge of Allegiance.

UNDER THE HEADING BUSINESS FROM A PREVIOUS MEETING CONSENT AGENDA

On motion (22-457) of Commissioner Johnson and the second of Commissioner Blair that the consent agenda be approved including:

1. Approval of the **December 16, 2022** minutes of the Board of County Commissioners.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed and the consent agenda was approved.

SIGNING OF MOTIONS

The Deputy County Clerk presented the following motions for Commissioners' signatures:

Motion 22	448	That the consent agenda be approved including: Approval of the December 13, 2022 minutes and Approval of the accounts payable warrant numbers 618398 to 618668 dated November 14, 2022 in the total amount of \$555,733.69
Motion 22	449	To approve the Convention & Visitors Bureau's 2023 budget
Motion 22	450	To recess this open session and go into a closed executive session for a period of not more than 15 minutes to discuss the EMS Department under Non-Elected Personnel and to include the Board of County Commissioners, County Counselor Jim Emerson and EMS Director Randy Sandberg and to reconvene by 10:33 AM.

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Motion 22	451	To approve the re-chassis of the wrecked 2016 Chevy Ambulance and authorize the spending in the approximate amount of \$31,000
Motion 22	452	To approve the invoice from the Kansas Association of Counties for the 2023 Annual Membership Dues in the amount of \$8,069.62
Motion 22	453	To approve the contracts from Surency Vision for vision insurance and Delta Dental for dental insurance and authorize the Chairman to sign
Motion 22	454	To approve the contract from NueSynergy and authorize the Chairman to sign
Motion 22	455	To recess this open session and go into a closed executive session for a period of not more than 15 minutes to discuss the Sheriff's Department under Non-Elected Personnel and to include the Board of County Commissioners, County Counselor Jim Emerson and Sheriff Danny Smith and to reconvene by 11:00 AM
Motion 22	456	To recess this open session and go into a closed executive session for a period of not more than 30 minutes to discuss items that would be deemed privileged in the Attorney-Client Relationship to discuss ARPA funding and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 11:33 AM

UNDER THE HEADING NEW BUSINESS

PROCLAMATION AND ORDERS OF THE BOARD

PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS

MESSAGES FROM CRAWFORD CO LOCAL BOARD OF HEALTH

MESSAGES FROM ELECTED OFFICIALS

MESSAGES FROM APPOINTED OFFICIALS

MESSAGES FROM OTHER GOVERNMENTAL ENTITIES

Item One: Mr. Blake Benson, President of the Pittsburg Area Chamber of Commerce addressed the Commissioners. He handed out copies of the 2023 Contract for Services between Crawford County, Kansas, the Crawford County Convention and Visitors Bureau and the Pittsburg Area Chamber of Commerce. He explained the contents of the contract and the services the contract provides. He discussed the improvements made to the office facilities over the past year and how proud he is of these improvements. Mr. Benson stated that the contract is the same as in past years but this year they are requesting an increase in the contract from \$36,000 to \$41,000 and stated that this is the first requested increase in the last 10 years. Commissioner Moody was answered that the Chamber and the CVB have been housed together for 35 years which was the year of the creation of the CVB.

On motion (22-458) of Commissioner Moody and the second of Commissioner Johnson to approve the Contract for Services between Crawford County, Kansas, the Crawford County Convention and Visitors Bureau and the Pittsburg Area Chamber of Commerce for 2023 and authorize the Chairman to sign.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

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MESSAGES FROM THE PUBLIC

Item One: Commissioner Moody stated that Mr. Brad Radell is in the audience and he spoke to Mr. Radell about concerns with a C & D Landfill located in the County. Commissioner Moody said that he requested that County Counselor Jim Emerson contact Mr. Radell to discuss his concerns. Mr. Emerson explained that are some issues that need addressed at that location. He stated that there are 3 main issues and the 1st issue is some culverts that are plugged up and need attention. He said that the 2nd issue is to review the zoning case and he has contacted Ms. May Smith, Zoning Administrator to pull the zoning case so they can review the file and make sure the landfill is following the guidelines set out in the case including the aesthetic look of the property. Mr. Emerson stated that the 3rd issue is the condition of the road due to truck traffic coming in and out of the business and cleaning the road periodically throughout the day. Mr. Radell addressed the Commissioners with his concerns and said he lives at 977 S 250th St, Pittsburg. He discussed an EPA Swift Plan. He also discussed the aesthetic look of the property and the condition of the road. Mr. Gary Pugh addressed the Commissioners and stated that he lives at 880 S 250th St and is the closest neighbor to the landfill property. He showed the Commissioner pictures of the landfill property taken on his phone from his front yard on December 12, 2022. Mr. Pugh also addressed his concerns with the condition of the road. Commissioner Moody stated that he will have Mr. Emerson speak with the owners of the business this afternoon and make sure they are following all guidelines.

NEW BUSINESS

Item One: Deputy County Clerk Bobbi Wicker presented 3 applications for 2023 Cereal Malt Beverage Licenses for “Jo’s One Stop” to allow them to sell cereal malt beverages in original and unopened containers and not for consumption on the premises, Kim Brewer “Countryside Golf Course” to allow them to sell cereal malt beverages for consumption on the premises and “Chicken Mary’s Restaurant LLC” to allow them to sell cereal malt beverages for consumption on the premises. Ms. Wicker stated that notices have been sent to the Sheriff, Zoning Administrator, County Attorney and the Township Clerk and all responded that they had no issue with this application.

On motion (22-459) of Commissioner Johnson and the second of Commissioner Blair 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.

APPLICANT: “Jo’s One Stop”

PREMISES: 401 N 69 Hwy Arma, KS

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

APPLICANT: Kim Brewer “Countryside Golf Course”

PREMISES: 469 E 520th Ave, Pittsburg, KS

(For consumption on the premises)

APPLICANT: “Chicken Mary’s Restaurant LLC”

PREMISES: 1133 E 600th Ave Pittsburg, KS

(For consumption on the premises)

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Two: Commissioner Blair spoke about the upcoming bad weather and the plans for the Road & Bridge Department.

Item Three: Commissioner Moody stated that due to the bad weather and for the safety of the employees he would like to close the Courthouse on Friday, December 23, 2022. Commissioner Blair stated that he would like to speak with the abstract companies and banks before making a decision. The Commissioners decided to readdress this later in the meeting.

EXECUTIVE SESSION

Item One: County Counselor requested an executive session for 15 minutes to discuss Non-Elected Personnel.

On motion (22-460) of Commissioner Moody and the second of Commissioner Johnson to recess this open session and go into a closed executive session for a period of not more than 15 minutes to discuss the 911 Department under Non-Elected Personnel and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 10:35 AM.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

The Commissioners went into Executive Session at 10:20 AM and reconvened the Open Session at 10:31 AM with no action taken except to go back into open session.

Item Two: County Counselor Jim Emerson requested an executive session for 30 minutes to discuss Non-Elected Personnel.

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On motion (22-461) of Commissioner Moody and the second of Commissioner Johnson to recess this open session and go into a closed executive session for a period of not more than 30 minutes to discuss the 911 Department under Non-Elected Personnel and to include the Board of County Commissioners, County Counselor Jim Emerson and Communications Director Tim Mikrut and to reconvene by 11:02 AM.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

The Commissioners went into Executive Session at 10:32 AM and reconvened the Open Session at 10:49 AM with no action taken except to go back into open session.

Item Three: County Counselor Jim Emerson requested an executive session for 15 minutes to discuss Non-Elected Personnel.

On motion (22-462) of Commissioner Moody and the second of Commissioner Johnson to recess this open session and go into a closed executive session for a period of not more than 15 minutes to discuss the 911 Department under Non-Elected Personnel and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 11:05 AM.

Yeas: Commissioners Moody, Blair and Johnson

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 11:00 AM with no action taken except to go back into open session.

OLD BUSINESS

Item One: Mr. Emerson presented the Blue Cross and Blue Shield for 2023. He stated that Bukaty Companies has worked well with the Benefits Committee. He said that Bukaty Companies negotiated with Blue Cross and Blue Shield and was able to reduce administrative fees by \$52,350. He explained some of changes in the plans and explained the contents of the contract. He also addressed the Stop Loss Contract. He discussed some pharmacy options. He said that Bukaty has done a nice job for the county and thanked the Benefits Committee.

On motion (22-463) of Commissioner Moody and the second of Commissioner Johnson to approve the Contract with Blue Cross and Blue Shield for 2023 and authorize the Chairman to sign.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

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The motion prevailed.

Item Two: Mr. Emerson stated that in the December 13, 2022 meeting a motion was made to approve the purchase of a paver and a crack sealer. He explained that this motion was missed and not included in the December 13, 2022 Meeting packet. He asked that another motion be made to correct this error.

On motion (22-464) of Commissioner Moody and the second of Commissioner Blair to approve the purchase of a Weiler P385C Asphalt Paver and an Air Compressor Crack Sealer that was originally approved in the Commission meeting held December 13, 2022 and authorize the County Counselor to go out for a lease purchase.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Three: Mr. Emerson addressed the issue of the weather Friday and the closing of the Courthouse. Commissioner Blair stated that the abstract offices were contacted and one was closed for the day and other had no issues with the Courthouse being closed and a bank was contacted and they had no issues with it either. The Commissioners decided to close the courthouse on Friday, December 23, 2022 and also cancel the regularly scheduled Commission meeting on that day.

On motion (22-465) of Commissioner Moody and the second of Commissioner Johnson to close the Courthouse on Friday, December 23, 2022.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

EXECUTIVE SESSION

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS

FUTURE BUSINESS:

Item One: December 27, 2022 – 10:00 AM Public Hearing on the 2022 Amended County Budget.

Item Two: January 3, 2023 – Mr. Wayne Gudmonson & Mr. Peter Van Sickle from the Kansas Department of Transportation discussing the Highway 160 Expansion.

ANNOUNCEMENTS:

Item One: December 23, 2022 – The Courthouse will be closed.

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Item Two: December 26, 2022 – The Courthouse will be closed in observance of the Christmas Holiday.

Item Three: December 30, 2022 – The Regular Session of the Board of County Commissioner is cancelled.

Item Four: December 30, 2022 – The Courthouse will close at 10:00 AM due to the year-end audit and the Motor Vehicle Department in the Courthouse and the Motor Vehicle Department in the Judicial Center in Pittsburg will be closed all day. The Register of Deeds Office will be open until 10:00 AM but will not accept any recordings due to software updates.

Item Five: January 2, 2023 – The Courthouse will be closed in observance of the New Year's Holiday.

UNDER THE HEADING MOTION TO ADJOURN MOTION TO ADJOURN

Item One: Adjournment

On the motion of Commissioner Johnson and the second of Commissioner Blair to adjourn the [December 20, 2022](#) meeting of the Board of Crawford County Commissioners at 11:12 AM and to reconvene at the next regularly scheduled time with open doors.

Yeas: Commissioners Moody, Blair and Johnson

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.

Lisa Lusker
County Clerk

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This submission completed at the Crawford County Courthouse in Girard.

[Taken BKW 12/20/22 11:12 AM/amended BKW 12/21/2022 12:50 PM](#)