

Board of Crawford County Commissioners

Commissioners' Journal

2019, [EIGHTY-NINTH](#) MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM
Girard, KS **Friday, December 27, 2019 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 Jeremy Johnson were in attendance.

County Clerk Don Pyle 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 (19-428) of Commissioner Johnson and the second of Commissioner Blair that the consent agenda be approved including:

1. Approval of the **December 20, 2019** minutes of the Board of County Commissioners, and
2. Authorizing the Chairman to sign the previous week's vouchers.

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 County Clerk presented the following motions for Commissioners' signatures:

Motion 19	415	That the consent agenda be approved including: Approval of the December 17, 2019 minutes
Motion 19	416	To open the Public Hearing on the 2019 Crawford County Amended Budget
Motion 19	417	To close the Public Hearing on the 2019 Crawford County Amended Budget
Motion 19	418	To approve the 2019 Crawford County Amended Budget as published
Motion 19	419	To open the public hearing on the 2019 Amended Budgets for Crawford County Fire District #1, Fire District #2 and Fire District #4
Motion 19	420	To close the public hearing on the 2019 Amended Budgets for Crawford County Fire District #1, Fire District #2 and Fire District #4

Board of Crawford County Commissioners

Motion 19	421	To approve the 2019 Amended Budgets for Crawford County Fire District #1, Fire District #2 and Fire District #4
Motion 19	422	To approve the Contract for Services between the Crawford County Kansas, Crawford County Convention and Visitors Bureau and the Pittsburg Area Chamber of Commerce
Motion 19	423	To approve the re-appointment of Nate Davis and Justin Shaffer and the new appointment of Connor Ossowski to the 2020 Convention and Visitors Bureau Advisory Board as recommended by the CVB Advisory Board
Motion 19	424	To approve the 2020 Convention and Visitors Bureau Proposed Budget as recommended by the CVB Advisory Board
Motion 19	425	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 and to include the Board of County Commissioners, County Counselor Jim Emerson and CVB Executive Director Devin Gorman and to reconvene by 10:31 AM
Motion 19	426	To make it known that the board hereby issues a license to “sell at retail”, cereal malt beverages from the place of business as shown in the application APPLICANT: Anthony Pichler “Pichler’s Chicken Annie’s” PREMISES: 1271 S 220th St, Pittsburg KS 66762(For sale in original and unopened containers and not for consumption on the premises) APPLICANT: Anthony Pichler “Pichler’s Chicken Annie’s” PREMISES: 1271 S 220th St, Pittsburg KS 66762 (For consumption on the premises)
Motion 19	427	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 and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 10:53 AM

UNDER THE HEADING NEW BUSINESS PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS

Item One: Opening of Rock bids. County Clerk Don Pyle stated that there were 2 bids received from Midwest Minerals and Mulberry Limestone. Mr. Pyle read each of the bids and stated each company included a copy of their 2019 Scale Certification. A copy of the bids is included with the minutes. Commissioner Moody suggested the bids be given to Mr. Dennis Meier from Triad Engineering to review and return to the Commissioners with a recommendation.

On motion (19-429) of Commissioner Moody and the second of Commissioner Johnson to approve giving the rock bids to Dennis Meier, Triad Environmental Services to review and come back with recommendations to the Commissioners.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Board of Crawford County Commissioners

MESSAGES FROM CRAWFORD CO LOCAL BOARD OF HEALTH MESSAGES FROM OTHER GOVERNMENTAL ENTITIES MESSAGES FROM THE PUBLIC

Item One: Mr. Bill Brady, Capitol Strategies addressed the Commissioners with a 2020 legislative preview. He gave some background information on himself to the Commissioners. He explained that Capitol Strategies is a contracted lobbying firm and he is one of 5 employees that work full time at the state capitol when the legislature is in session. Mr. Brady stated that a big issue this year is Medicaid expansion and there is a good chance it may pass this year and it is a very important issue for Southeast Kansas. He stated that 36 states have passed Medicaid expansion and 14 have not which includes Kansas. Mr. Brady also discussed KPERs issues, a proposal for a new highway plan and the completion of 69 Highway. He spoke about constitutional amendments and spoke about a law suit filed by a group of district court judges against the state for inadequate funding. Mr. Brady also discussed sports betting issues and tax codes and tax revenue. Commissioner Moody asked about County Home Rule and Mr. Brady stated he will do some background work on this and see where the bills stand at this time. The Commissioners thanked Mr. Brady for the work he does and for his presentation.

EXECUTIVE SESSION

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

On motion (19-430) of Commissioner Blair 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 Non-Elected Personnel and to include the Board of County Commissioners, County Counselor Jim Emerson and Mr. Michael Ehling and to reconvene by 10:58 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 10:43 AM and reconvened the Open Session at 10:52 AM with no action taken except to go back into open session.

MESSAGES FROM APPOINTED OFFICIALS MESSAGES FROM ELECTED OFFICIALS PROCLAMATION AND ORDERS OF THE BOARD NEW BUSINESS

Item One: County Clerk Don Pyle presented applications for 2020 Cereal Malt Beverage Licenses for Diamond 6 D LLC, Larry Zeragast “Chicken Mary’s”, Kim Brewer “Countryside Golf Course”, Mary L Gebhardt “Gebhardt’s Chicken Dinners”, and C & B Investments Inc “Chicken Annies Girard”, to allow them to sell cereal malt beverages for consumption on the premises only. Mr. Pyle stated that notices have been sent to the

Board of Crawford County Commissioners

Sheriff, Zoning Administrator, County Attorney and the Township Clerk and that they were given 10 days to respond and that no responses had been received.

On motion (19-431) of Commissioner Blair and the second of Commissioner Johnson 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.

2020 Cereal Malt Beverage Licenses

APPLICANT: “Diamond 6D LLC”

PREMISES: 521 E McKay St, Frontenac KS 66763

(For consumption on the premises)

APPLICANT: Larry Zerngast “Chicken Mary’s”

PREMISES: 1133 E 600th Ave, Pittsburg KS 66762

(For consumption on the premises)

APPLICANT: Kim Brewer “Countryside Golf Course”

PREMISES: 469 E 520th Ave, Pittsburg KS 66762

(For consumption on the premises)

APPLICANT: Mary E Gebhardt “Gebhardt’s Chicken Dinners”

PREMISES: 124 N 260th St, Mulberry KS 66756

(For consumption on the premises)

APPLICANT: C & B Investments Inc “Girard Chicken Annies”

PREMISES: 498 E 47 Hwy, Girard KS 66743

(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: Mr. Pyle addressed the Contractor’s Application for Payment No. 1 from Heck & Wicker Inc via Earle’s Engineering & Inspection on the Crawford County Sewer District #3 Force Main Relocation Project. The Commissioners will address this at a later date.

Item Three: Commissioner Johnson addressed some creek backup on Langdon Lane from tornado damage and stated that Troy Graham photographed the area with a drone.

Board of Crawford County Commissioners

Mr. Johnson stated Westar will need to be contacted about electric lines in that area. He explained that there are numerous downed trees and it is a very wooded area that is almost impossible to reach by foot. Mr. Moody stated that previously the National Guard had done work on that area. Mr. Johnson explained that there are 3 owners involved in this area and the resident that contacted him has spillover from the problem. The Commissioners discussed having trappers look at the area to see what is causing the issue. Mr. Johnson will discuss the problem with his road foreman.

UNDER THE HEADING OLD BUSINESS

Item One: Mr. Pyle reminded the Commissioners about the Live Well Crawford County Annual Meeting. Commissioner Moody would like Live Well Director Mr. Brad Stroud attend a meeting with an update.

EXECUTIVE SESSION continued

Item Two: Commissioner Bruce Blair requested an executive session for 10 minutes to discuss Non-Elected Personnel.

On motion (19-432) of Commissioner Moody and the second of Commissioner Blair 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 and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 11:13 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 11:03 AM and reconvened the Open Session at 11:13 AM with no action taken except to go back into open session.

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS

FUTURE BUSINESS:

Item One: January 3, 2020 – Public Hearing on an alley vacate in Brazilton.

Item Two: January 3, 2020 – Public Hearing on a road vacate in the 1200 West Block of 660th Avenue.

ANNOUNCEMENTS:

Item One: December 31, 2019 – The Courthouse will close at 10:00 AM due to the cash audit and the Motor Vehicle Department 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. The Regular Session of the Board of County Commissioners will be cancelled on this day.

Board of Crawford County Commissioners

Item Two: January 1, 2020 – The County Offices will be closed all day 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 Blair and the second of Commissioner Johnson to adjourn the [December 27, 2019](#) meeting of the Board of Crawford County Commissioners at 11:16 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.

Don Pyle

County Clerk

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This submission completed at the Crawford County Courthouse in Girard.

[Taken BKW 12/27/19 11:16 AM/amended BKW 1/2/20 2:00 PM](#)