## Commissioners' Journal

#### 2018, TWELFTH MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM

Girard, KS Friday, February 16, 2018, 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 Jeff Murphy 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 Murphy led the pledge of allegiance.

# UNDER THE HEADING BUSINESS FROM A PREVIOUS MEETING CONSENT AGENDA

On motion (18-054) of Commissioner Moody and the second of Commissioner Wood that the consent agenda be approved including:

- 1. Approval of the February 9, 2018 minutes of the Board of County Commissioners, and
- 2. Approval of the accounts payable warrant numbers **579970** to **580285** dated February **15**, **2018** in the total amount of \$313,935.94.
- 3. Authorizing the Chairman to sign the previous week's vouchers.

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 18	50	That the consent agenda be approved including: Approval of the February 6, 2018 minutes
Motion 18	51	To approve the Tax Roll Correction, correcting an error in the
		assessing of a Ford F350 EXT 4X4 16/20M Truck owned by Lease Plan USA Inc and to request a refund in the amount of \$492.36 from
		the 2015 tax rolls and a refund in the amount of \$413.00 from the 2016

		tax rolls and to approve the Tax Roll Correction, correcting an error in the assessing of a Ford F450 CRW 4X4 16/20M Truck owned by Lease Plan USA Inc and to request a refund in the amount of \$664.12 from the 2015 tax rolls and a refund in the amount of \$557.06 from the
		2016 tax rolls and authorize the Vice-Chairman to sign
Motion 18	52	To approve the Cost-Sharing Agreement between the City of Girard,
		Kansas and Crawford County, Kansas for installation of a grinder
		pump near the Crawford County Jail in the Girard Industrial Park and
		authorize the Vice-Chairman to sign
Motion 18	53	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

#### UNDER THE HEADING NEW BUSINESS

PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS MESSAGES FROM OTHER GOVERNMENTAL ENTITIES MESSAGES FROM ELECTED OFFICIALS MESSAGES FROM THE PUBLIC MESSAGES FROM APPOINTED OFFICIALS PROCLAMATION AND ORDERS OF THE BOARD NEW BUSINESS

**Item One:** County Clerk Don Pyle presented a Tax Roll Correction, correcting an error in the assessing of Real Estate owned by Vincent C & Kelley L Saia and to request a refund in the amount of \$38.38 from the 2014 tax rolls, a refund in the amount of \$40.04 from the 2015 tax rolls and a refund in the amount of \$37.68 from the 2016 tax rolls. Mr. Pyle explained that the taxpayers were assessed for a barn and there was no barn on the property.

2014		TAX RO	AAELT014	Printed by / Date Time bwicker 02/14/2018 4:22:48PM					
Taxpayer <u>SAIA00</u> SAIA VINCENT C	0003 & KELLEY L SAIA		User C	_	018000044 018000044 00-002-00-0-01	Trac		014 rection Abate	
526 E 580TH AVE PITTSBURG, KS -		Tax Unit <u>92</u> Parcel <u>1941</u> USD <u>USD</u>	70000000	DAN USD 248-H; 02000	2	TR BEG	1092.52` 338.49.	ACRES 159.9 NV E NW COR NW1/ W 420.55, N 338.0	4. TH E
Check Payable to	: SAIA VINCENT C & K	ELLEY L SAIA						Girard, KS - 66743	
Annraised	Prior to Correction:			ISER SECTION (		2018 4:22P	M Bobbi	Wicker Order to P	<u>'rint</u>
CL Lar		Total	CL	Land	imp	Total	I	Net Change	
AR 8,0	30 1,370	9,400	AR	8,030	0	8,030	i	-1,370	
otal 8,0	30 1,370	9,400	Total	8,030		8,030		-1,370	
Assessed P	rior to Correction:		Asses	sed After Correc	tion:		_		
CL La		Total	CL	Land	lmp	Total		Net Change	
AR 2,	409 343	2,752	AR	2,409	. 0	2,409	Ι.	-343	
otal 2,	409 343	2,752	Total	2,409	0	2,409	ĺ	-343	
SDX		0	SDX			0	SDX	0	
ax Prior to Corre	Gen Tax SDX \$	308.02 0.00	Tax A Levy	Ter Correction (Table 111.92600)	Gen Tax SDX \$	269.64 0.00	   	Net Change -38.38 0.00 -38.38	
DX Tax Dollars . Comme		308.02	ODX I	ax Dollars	•••	<u>269.64</u>		-55.55	
				RER SECTION (S		<u>269.64</u>	<u> </u>	-55.55	
Comme Net Change in As no SDX influence	esessed Value				Summary) ction <u>Abate</u> de <u>CL</u>	269.64	<u> </u>	333.50	
Comme  let Change in As no SDX influence applicable Mill Let let Change in Le	nt: sessed Value e) evy vied Tax Dollars	111.3	TREASU	RER SECTION (S Type of Correction Co Tax Statement Owner SAIAOI SAIA V 526 E	Summary) ction Abate de CL # 9307 2003 ZINCENT C & KEL	LEY L SAIA	1	30.00	
Comme  Net Change in As  no SDX influence  Applicable Mill Le  Net Change in Le	nt: sessed Value e) evy vied Tax Dollars	111.5	-343 -2600 38.38	RER SECTION (S Type of Correction Co Tax Statement Owner SAIAOI SAIA V 526 E	Summary)  tion Abate de CL # 9307  2003	LEY L SAIA		30.00	
Comme  Comme  Comme  Net Change in As no SDX influence Applicable Mill Level Change in Level Change in SE  Net Change in To Comme	nt: ssessed Value e) evy vied Tax Dollars DX Exemption tal Tax Dollars	111.5	-343 92600 38.38	RER SECTION (S Type of Correction Co Tax Statement Owner SAIAOI SAIA V 526 E	Summary) ction Abate de CL # 9307 2003 ZINCENT C & KEL	LEY L SAIA	I	30.00	

Tax Year: 2015	TAX R	OLL CO	RRECTION - I	Printed by / Date Time bwicker 02/14/2018 4:22:48PM				
faxpayer <u>SAIA00003</u> SAIA VINCENT C & KELLEY	'L SAIA		User C		18000043 18000043 00-002-00-0-01	Tract #	ar <u>2015</u> f Correction <u>Abate</u>	
<u>326 E 580TH AVE</u> PITTSBURG, KS - 66762-85	Tax Unit 92 SHERIDAN USD 248-H2 Parcel 1941700000002000 USD USD - 248				TR BEG 109	\$17 . T30 . R24 . ACRES 159.9 . NW1/4. LES TR BEG 1092.52' E NW COR NW1/4. TH E 431.92 . S 338.49 . W 420.55 . N 338.68 . TO DOB LESS DOW		
Check Payable to: SAIA VI	INCENT C & K			Property	Location 2??	E 570TH AVENU	JE - Girard, KS - 6674	3
				SER SECTION (		2018 4:22PM	Bobbi Wicker Order to	Print
Appraised Prior to C CL Land	Correction:	Total	Appra I CL	ised After Corre	ction: Imp	Total	Net Change	
AR 9,090	1,360	10,450	I AR	9,090	0	9,090	-1,360	
otal 9,090	1,360	10,450	Total	9,090	0	9,090	-1,360	
Assessed Prior to Cor	rrection:		Assess	sed After Correc	tion:			
CL Land	lmp	Total	CL	Land	Imp	Total	Net Change	
AR 2,727	340	3,067	AR .	2,727	0 _	2,727	-340	
otal 2,727	340	3,067	Total	2,727	. 0	2,727	-340	
SDX		0				0 18	SDX 0	
	- RICAL ERRO		SED FOR	A BARN ON PRO	PERTY AND THE			
Comment: CLE		R WAS ASSES	SED FOR	A BARN ON PRO				
Comment: CLE  Tax Prior to Correction Levy 117.74700 G	en Tax	R WAS ASSES	SED FOR A	ERK SECTION (T	ax) Gen Tax	RE WAS NO BA	Net Change	
Comment: CLE  Tax Prior to Correction Levy 117.74700 Gr		361.14 0.00	CLE Tax At	ERK SECTION (To	Gen Tax	321.10   0.00	Net Change -40.04 0.00	
Comment: CLE  Cax Prior to Correction  evy 117.74700 G  EDX Tax Dollars	en Tax	R WAS ASSES	CLE Tax At	ERK SECTION (T	Gen Tax	RE WAS NO BA	Net Change	
Comment: CLE  Tax Prior to Correction Levy 117.74700 G	en Tax	361.14 0.00	CLE Tax At Levy	fter Correction 117.74700	Gen Tax SDX \$	321.10   0.00	Net Change -40.04 0.00	
Comment: CLE  Tax Prior to Correction  Levy 117.74700 G  SDX Tax Dollars  Comment:	en Tax SDX \$	361.14 0.00	CLE Tax At Levy	fter Correction 117.74700  ax Dollars	Gen Tax SDX \$	321.10   0.00	Net Change -40.04 0.00	
Comment: CLE  Tax Prior to Correction  Levy 117.74700 G	en Tax SDX \$	351.14 0.00 351.14	CLE Tax Ai Levy SDX T TREASU	recorrection (Total Control Control Correction (State Control	Gen Tax SDX \$ Summary) ction Abate de QL	321.10   0.00	Net Change -40.04 0.00	
Comment: CLE  Fax Prior to Correction  evy 117.74700 Gr  SDX Tax Dollars  Comment:  Net Change in Assessed Vi	en Tax SDX \$	351.14 0.00 351.14	CLE Tax At Levy SDX T	reaction (Total Section (Total Section (Total Section (Section (Sec	Gen Tax SDX \$ Summary) ction Abate de CL # 2835	321.10   0.00	Net Change -40.04 0.00	
Comment: CLE  Tax Prior to Correction  Levy 117.74700 G  SDX Tax Dollars  Comment:  Net Change in Assessed Vino SDX influence)	ien Tax SDX \$ ialue	351.14 0.00 351.14	CLE Tax Ai Levy SDX T TREASU	reaction (Tree Correction 117.74700)  Fax Dollars  RER SECTION (Solution Correction Correct	Gen Tax SDX \$ Summary) ction Abate de CL # 2835 D003 INCENT C & KEL	321.10   0.00   321.10   321.10	Net Change -40.04 0.00	
Comment: CLE  Tax Prior to Correction  Levy 117.74700 G  EDX Tax Dollars  Comment:  Comment:  Let Change in Assessed Vino SDX influence)  Applicable Mill Levy  Let Change in Levied Tax I  Let Change in SDX Exempt	sen Tax SDX \$ falue Dollars	351.14 0.00 351.14	CLE Tax Ai Levy SDX T TREASU -340 -74700	reaction (Tree Correction 117.74700)  Fax Dollars  RER SECTION (Solution Correction Correct	Gen Tax SDX \$ Summary) Stion Abate de CL # 2835	321.10   0.00   321.10   321.10	Net Change -40.04 0.00	
Comment: CLE  Tax Prior to Correction  Levy 117.74700 G  SDX Tax Dollars  Comment:  Let Change in Assessed Vino SDX influence)  Applicable Mill Levy  Let Change in Levied Tax I	sen Tax SDX \$ falue Dollars	351.14 0.00 351.14	CLE Tax A(	reaction (Tree Correction 117.74700)  Fax Dollars  RER SECTION (Solution Correction Correct	Gen Tax SDX \$ Summary) ction Abate de CL # 2835 D003 INCENT C & KEL	321.10   0.00   321.10   321.10	Net Change -40.04 0.00	
Comment: CLE  Tax Prior to Correction  Levy 117.74700 G  SDX Tax Dollars  Comment:  Let Change in Assessed Vino SDX influence)  Applicable Mill Levy  Let Change in Levied Tax II  Let Change in SDX Exempt  Let Change in Total Tax Do	sen Tax SDX \$ falue Dollars	351.14 0.00 351.14	CLE Tax A(	reaction (Tree Correction 117.74700)  Fax Dollars  RER SECTION (Solution Correction Correct	Gen Tax SDX \$ Summary) ction Abate de CL # 2835 D003 INCENT C & KEL	321.10   0.00   321.10   321.10	Net Change -40.04 0.00	
Comment: CLE  Tax Prior to Correction  Levy 117.74700 G  SDX Tax Dollars  Comment:  Let Change in Assessed Vino SDX influence)  Applicable Mill Levy  Let Change in Levied Tax II  Let Change in SDX Exempt  Let Change in Total Tax Do	sen Tax SDX \$ falue Dollars	351.14 0.00 351.14	CLE Tax A(	reaction (Tree Correction 117.74700)  Fax Dollars  RER SECTION (Solution Correction Correct	Gen Tax SDX \$ Summary) ction Abate de CL # 2835 D003 INCENT C & KEL	321.10   0.00   321.10   321.10	Net Change -40.04 0.00	
Comment: CLE  Tax Prior to Correction  Levy 117.74700 G  SDX Tax Dollars  Comment:  Let Change in Assessed Vino SDX influence)  Applicable Mill Levy  Let Change in Levied Tax II  Let Change in SDX Exempt  Let Change in Total Tax Do	sen Tax SDX \$ falue Dollars	351.14 0.00 351.14	CLE Tax A(	reaction (Tree Correction 117.74700)  Fax Dollars  RER SECTION (Solution Correction Correct	Gen Tax SDX \$ Summary) ction Abate de CL # 2835 D003 INCENT C & KEL	321.10   0.00   321.10   321.10	Net Change -40.04 0.00	
Comment: CLE  Tax Prior to Correction  Levy 117.74700 G  SDX Tax Dollars  Comment:  Let Change in Assessed Vino SDX influence)  Applicable Mill Levy  Let Change in Levied Tax II  Let Change in SDX Exempt  Let Change in Total Tax Do	sen Tax SDX \$ falue Dollars	351.14 0.00 351.14	CLE Tax A(	reaction (Tree Correction 117.74700)  Fax Dollars  RER SECTION (Solution Correction Correct	Gen Tax SDX \$ Summary) ction Abate de CL # 2835 D003 INCENT C & KEL	321.10   0.00   321.10   321.10	Net Change -40.04 0.00	
Comment: CLE  Tax Prior to Correction  Levy 117.74700 G  SDX Tax Dollars  Comment:  Let Change in Assessed Vino SDX influence)  Applicable Mill Levy  Let Change in Levied Tax II  Let Change in SDX Exempt  Let Change in Total Tax Do	alue Dollars tion bilars County Comis	351.14 0.00 351.14	CLE Tax At Levy SDX T TREASU -340 -7.74700 -40.04 0.00	reaction (Tree Correction 117.74700)  Tax Dollars  RER SECTION (Solution 117.74700)  Type of Correction Correction Correction Correction Correction Cowner SAIAOU SAIA V 526 E : PITTS	Gen Tax SDX \$ Summary) ction Abate de CL # 2835 D003 INCENT C & KEL	321.10   0.00   321.10   321.10	Net Change -40.04 0.00	

Ta: 201	x Year:		TAX RO	OLL CO	RRECTION - AAELT014	REAL ESTAT	É 	bwick	Printed by Aker 02/14/2018	Date Time 4:22:48PM	
Тахра	yer SAIA00003			-	_	018000042		Year <u>2</u>	<u>1016</u>		
SAIA VINCENT C & KELLEY L SAIA					_	018000042 -00-002-00-0-01		Tract # Type of Correction Abate			
	580TH AVE BURG, KS - 66762-8	551	Tax Unit 92 SHERIDAN USD 248-H2 Parcel 194170000002000				TR BEG 1	S17 T30 R24 ACRES 159.9 NW1/4 LES TR BEG 1092.52° E NW COR NW1/4 TH E 431.92, S 338.49, W 420.55, N 338.68, TO			
Check	Payable to: SAIA	VINCENT C & K	USD USD	- 24 <u>8</u>		v Location 2??	POB. LES	S ROW	L.		
_				APPRAI	SER SECTION				i Wicker Order to		
	Appraised Prior to			• • •	ised After Corr	ection:					
CL Ar	<b>Land</b> 10,270	lmp 1,260	<b>Total</b> 11,530	CL AR	Land 10,270	lmp 0	Total 10,270		Net Change -1,260		
Total	10,270	1,260	11,530	Total	10,270		10,270	<u>-</u>	-1,260		
	ssessed Prior to C		.1,555	'	sed After Corre		10,270	' -	-1,200		
CL	ssessed Prior to C Land	orrection: Imp	Total	CL	sed After Corre Land	ction: Imp	Total	ı	Net Change		
AR	3,081	315	3,396	AR	3,081	0	3,081		-315		
Total	3,081	315	3,396	Total	3,081	0	3,081		-315		
SDX			0	SDX			0	SDX	0		
	Comment: CL	ERICAL ERRO	R WAS ASSESS	ED FOR	A BARN ON PRO	DPERTY AND THE	RE WAS NO	BARN			
	ax Dollars	Gen Tax SDX \$	406.26 0.00 406.26	-	119.62700 ax Dollars	Gen Tax SDX \$	368.58 0.00 368.58	       	<u>-37.68</u> <u>0.00</u> <u>-37.68</u>		
	"			TREASU	RER SECTION	(Summary)					
	ange in Assessed	Value		21 <i>F</i>	Type of Corre						
	X influence) able Mill Levy		<u>119.</u>	<u>-315</u> 62700	Correction						
Net Ch	ange in Levied Tax	Dollars	:	<u>-37.68</u>	Owner SAIA	00003 VINCENT C & KEL	LEY L SAIA				
Net Ch	ange in SDX Exem	ption	,	0.00		580TH AVE BURG, KS - 6676	<u>2-8551</u>				
let Ch	ange in Total Tax D	ollars	:	37.68							
	Comment:										
		-									
									/ /		
					COUNTY		, Kansas.	2/	16/2018		
	rder of the Board of K.S.A. 79-1475, 79-	•		KAVVFORL					(Date)		
(Per I		1701, 79-1701a,		RAVVEURL					(Date)		
(Per I	K.S.A. 79-1475, 79-	1701, 79-1701a,		RAVI-ORL					(Date)	_	

On motion (18-055) of Commissioner Murphy and the second of Commissioner Moody to approve the Tax Roll Correction, correcting an error in the assessing of Real Estate owned by Vincent C & Kelley L Saia and to request a refund in the amount of \$38.38 from the 2014 tax rolls, a refund in the amount of \$40.04 from the 2015 tax rolls and a refund in the amount of \$37.68 from the 2016 tax rolls and authorize the Chairman to sign.

Yeas: Commissioners Moody, Murphy and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

**Item Two:** County Clerk Don Pyle presented an Agreement for Services from Class LTD to provide services for individuals with mental retardation in Crawford County with county mill levy funds. Mr. Pyle explained that \$52,423.21 was budgeted for 2018 for these services. He also explained how the total budget for these services is apportioned to the various organizations in the county based on the number of clients they serve.



1200 Merle Evans Drive • P.O. Box 266 • Columbus, Kansas 66725

February 8, 2018

Don Pyle Crawford County Clerk Crawford County Court House PO BOX 249 Girard, Kansas 66743

Dear Mr. Pyle:

Enclosed are two 2018 agreements for the commissioner to sign for CLASS LTD to provide services for individuals with mental retardation in Crawford County with county mill levy funds.

Scott Thompson, President/CEO, has signed both for your records. Please have the commissioners sign both agreements and return one to me in the enclosed envelope.

This Agreement is used for grant purposes. Thank you for your assistance.

Sincerely,

Melody White
Executive Assistant

**Enclosures** 



1200 Merle Evans Drive • P.O. Box 266 • Columbus, Kansas 66725

#### AGREEMENT FOR SERVICES

THIS AGREEMENT, made and entered into this by day of February, 2018 by and between the Board of County Commissioners of CRAWFORD COUNTY, KANSAS, hereinafter called Commissioners and CLASS LTD, hereinafter called "Service Provider."

WHEREAS, the Commissioners are desirous of providing services for the residents with mental retardation of the County and of levying a tax for providing such services, but have determined that it is more practicable to contract with a non-profit corporation for such services for the residents with mental retardation of said county as provided by K.S.A. 19-4007(a), and

WHEREAS, Service Provider is a non-profit corporation, licensed by the State Department of Social and Rehabilitation Services in accordance with K.S.A. 75-3307(b) and is capable of providing services for individuals with mental retardation.

NOW THEREFORE, the Commissioners contract for services as enumerated in 3. Below, for the residents with mental retardation of said county with Service Provider and Service Provider agrees to supply said services upon the following terms and conditions:

1. Term. The term of this agreement shall be for one (1) year commencing January 1, 2018 and ending December 31, 2018.

2. Consideration. The Commissioners agree to levy taxes upon all the taxable tangible property in the County as provided by K.S.A. 19-4004 for the purpose of providing revenue to pay for services for the residents with mental retardation of said county. Upon receipt of such tax money, the Commissioners shall pay the amount budgeted or actually received (whichever is less) to the Board of Directors of the Service Provider and the Board of Directors of the Service Provider is authorized to receive and expend such moneys to provide services for residents with mental retardation of said county. Payment of tax money will be schedule for tax distribution dates. The amount to be budgeted for 2018 is \$ 52,423,21

3. Services. The services to be provided are Children Services, Day Activity, Employment Services, Community Living, Respite Care, Transportation, Case Management and Administrative and Support Services.

4. Reports. Service Provider shall annually provide the Commissioners with a Certified Public Audit report showing the amount of fees collected, the amount of money received under said contract, and any other income, and showing further the disbursements, including salaries by Service Provider.

CLASS LTD

Service Provider

President/CEO

COMMISSIONERS:

**Board of County Commissioners** 

Crawford County

On motion (18-056) of Commissioner Murphy and the second of Commissioner Moody to approve the Agreement for Services between the Board of County Commissioners of Crawford County, Kansas and CLASS LTD.

Yeas: Commissioners Moody, Murphy and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

**Item Three:** County Clerk Don Pyle presented to the Commission a notice from the State of Kansas regarding a wastewater lagoon permit renewal for the City of McCune.

Bureau of Water 1000 SW Jackson St., Suite 420 Topeka, KS 66612-1367



Phone: 785-296-2856 Fax: 785-559-4257 Shelly.Shores-Miller@ks.gov www.kdhe.ks.gov

Acting Secretary Jeff Andersen

Department of Health & Environment

Governor Jeff Colyer, M.D.

February 13, 2018

Crawford County Commissioners P O Box 249 111 E. Forest Girard, KS 66743

RE: Kansas Public Notice No. KS-Q-18-30

Kansas Permit No. M-NE47-OO01

Wastewater Treatment Facility

Dear Commissioners:

Enclosed is the public notice regarding a proposed Kansas Water Pollution Control Permit for the referenced facility in your county. In accordance with K.A.R. 28-16-61, this notice provides interested parties an opportunity to comment on, or object to, the issuance of the Permit as being public noticed. Specific information concerning comments and objections is found at the end of the public notice.

Sincerely,

Shelly Shores-Miller Permits & Compliance

Enclosure

pc: Permit File

**Item Four:** County Counselor Jim Emerson presented a lease-purchase agreement with First National Bank of Girard for a 2012 Ford F350 4x4 Truck for Crawford County Fire District #4 in the amount of \$11,000 for 24 months at 2.240% interest. Mr. Emerson stated that the Crawford County Fire District #4 Board approved the purchase of the truck for the department from Evan's Motors.

Lease #10277 FID# 48-6042132

\$ 11,900.00 GL 41

## LEASE AND OPTION TO PURCHASE

THIS AGREEMENT is made this 16<sup>th</sup> day of February, 2018 by and between The First National Bank of Girard, Girard, Kansas (hereinafter referred to as "Lessor"), and the Crawford County Fire District #4 (hereafter called "Lessee").

#### WITNESSETH:

WHEREAS, the Lessee wishes to obtain the use and benefit of the below described equipment which it does not own through an agreement with the Lessor; and

WHEREAS, the Lessor desires to provide the funding which will make the purchase of equipment possible.

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein, the parties agree as follows:

- 1. The Lessor agrees to lease to the Lessee the following described property:
  - A. (1) 2012 Ford F350 4x4 Truck VIN # 1FDRF3F62CEC05227.
- 2. The Lessor makes no warranty or representation, either expressed or implied, as to the value, design, condition, merchantability or fitness for particular purpose or fitness for use of the equipment, or warranty with respect thereto. In no event shall the Lessor be liable for any incidental, indirect, special or consequential damage in connection with or arising out of this agreement or the existence, furnishing, functioning or the Lessee's use of the equipment or any item thereof or services provided. Further, the Lessee agrees to hold the Lessor harmless for any said damage arising out of this Agreement or the existence, furnishing, functioning or the Lessee's use of the equipment or any item thereof or service provided.
- 3. At its own expense, the Lessee shall cause casualty and liability insurance to be carried or maintained on the equipment sufficient to protect the Full Insurable Value (meaning the full replacement value (new) of the equipment or the then applicable purchase price, whichever is less). All insurance shall name the Lessee and the Lessor as loss payees as their respective interest may appear.
- At its own expense, the Lessee shall pay all taxes owed on said equipment, if any, and agrees to hold the Lessor harmless from the payment of any said taxes.
- 5. The term of this Lease shall commence this day, and shall continue for a period of Twenty Four (24) months, which shall be no later than March 1st, 2020 ("Termination Date") unless terminated pursuant to Paragraph 7 below.



LEASE AND OPTION TO PURCHASE Crawford County Fire District # 4 February 16, 2018 – Page 2

6. The Lessee shall pay a monthly rent for the lease of said equipment in the amount of \$507.90 beginning April 1<sup>st</sup>, 2018 and to continue each and every month until termination date. On termination, March 1<sup>st</sup>, 2020 the final payment shall be approximately \$508.31.

The Lessee is obligated only to pay periodic payments or annual installments under this lease as may lawfully be made from (a) funds budgeted and appropriated for that purpose during the County's current budget year or (b) funds made available from any lawfully operated revenue producing source.

- a. Cash purchase price: \$11,900.00
- b. Annual average effective interest cost: 2.240% APR
- c. Service, maintenance, insurance and other charges; None
- 7. The Lease term will terminate upon the earliest occurrence of either of the following events:
  - (a) The expiration of the Lease Term on the Termination Date, with the Lessee having the right to purchase the equipment as described in paragraph 8.
  - (b) In the event sufficient funds shall not be budgeted and appropriated by the Lessee for any Fiscal Year sufficient in the amount to provide for the rental required hereunder for such fiscal year in order to continue the leasing of the equipment, or for any other obligation of the Lessee under this lease during the lease term, then the Lessee shall terminate this lease pursuant to this subsection by so notifying the Lessor; and the Lessee shall not be obligated to make payments of the rental required by this lease beyond the end of the period for which the Lessee has budgeted therefore subsequent to the end of the then current fiscal year. The Lessee agrees to deliver written notice to the Lessor of a termination of the lease under provisions of this subsection within thirty (30) days after the Lessee's failure to budget and appropriate for the rental in the ordinary course of its business. and the Lessee shall surrender the equipment to the Lessor on the last day of the last period for which moneys for the payment of the rental have been appropriated and/or made. In the event the Lessee fails to make the required rental when it becomes due or within a reasonable time thereafter, or terminates the lease pursuant to this paragraph, the exclusive remedy of the Lessor shall be to enter and remove the equipment from the County premises and to retain all sums previously paid by Lessee. In the event Lessee terminates this agreement pursuant to this paragraph, Lessee shall not expend funds for equipment similar to the subject equipment for one (1) year.

LEASE AND OPTION TO PURCHASE Crawford County Fire District # 4 February 16, 2018 – Page 3

- 8. Provided the Lessee is not in default hereunder, it may elect to purchase the said equipment at the end of the term of this agreement for the purchase price of One Dollars and No/100 (\$1.00).
- 9. This agreement shall not be modified, altered, changed or amended in any respect unless in writing and signed by both parties.

IN WITNESS WHEREOF, the parties hereto have executed this agreement this 16<sup>th</sup> day of February, 2018, the same shall be considered binding upon both parties and shall remain in full force and effect unless and until canceled according to the terms of this agreement.

THE FIRST NATIONAL BANK OF GIRARD, KANSAS

By: John W Lehman President

BOARD OF COUNTY COMMISSIONERS:

Jeffrey W. Murphy, Chairman

Donald P. Pyle, County Clerk

## The First National Bank of Girard

#### **Amortization Schedule**

Loan Amount: \$11,900.00 Rate: 2.240% Term: 24 (Months)

					<b>I</b>	
No.	Date	Payment	Interest	Principal	Balance	Cumulative Interest
1	04/01/2018	\$507.90	\$32.12	\$475.78	\$11,424.22	\$32.12
2	05/01/2018	\$507.90	\$21.03	\$486.87	\$10,937.35	\$53.15
3	06/01/2018	\$507.90	\$20.80	\$487.10	\$10,450.25	\$73.95
4	07/01/2018	\$507.90	\$19.23	\$488.67	\$9,961.58	\$93.18
5	08/01/2018	\$507.90	\$18.95	\$488.95	\$9,472.63	\$112.13
. 6	09/01/2018	\$507.90	\$18.02	\$489.88	\$8,982.75	\$130.15
7	10/01/2018	\$507.90	\$16.53	\$491.37	\$8,491.38	\$146.68
8	11/01/2018	\$507.90	\$16.15	\$491.75	\$7,999.63	\$162.83
9	12/01/2018	\$507.90	\$14.72	\$493.18	\$7,506.45	\$177.55
10	01/01/2019	\$507.90	\$14.28	\$493.62	\$7,012.83	\$191.83
11	02/01/2019	<b>\$507.90</b>	\$13.34	\$494.56	\$6,518.27	\$205.17
12	03/01/2019	\$507.90	\$11.20	\$496.70	\$6,021.57	\$216.37
13	04/01/2019	\$507.90	\$11.45	\$496.45	\$5,525.12	\$227.82
14	05/01/2019	\$507.90	\$10.17	\$497.73	\$5,027.39	\$237.99
15	06/01/2019	\$507.90	\$9.56	\$498.34	\$4,529.05	\$2 <del>4</del> 7.55
16	07/01/2019	\$507.90	\$8.33	\$499.57	\$4,029.48	\$255.88
17	08/01/2019	\$507.90	\$7.66	\$500.24	\$3,529.24	\$263.54
18	09/01/2019	\$507.90	\$6.71	\$501.19	\$3,028.05	\$270.25
19	10/01/2019	\$507.90	\$5.57	\$502.33	\$2,525.72	\$275.82
20	11/01/2019	\$507.90	\$4.80	\$503.10	\$2,022.62	\$280.62
21	12/01/2019	\$507.90	\$3.72	\$504.18	\$1,518.44	\$284.34
22	01/01/2020	\$507.90	\$2.88	\$505.02	\$1,013.42	\$287,22
23	02/01/2020	\$507.90	\$1.92	\$505.98	\$507.44	\$289.14
24	03/01/2020	\$508.31	\$0.87	\$507.44	\$0.00	\$290.01



**On motion (18-057)** of Commissioner Moody and the second of Commissioner Wood to approve the Lease and Option to Purchase between First National Bank of Girard and Crawford County Fire District #4 for a 2012 Ford F350 4X4 Truck in the amount of \$11,000 for 24 months at 2.240% interest and authorize the Chairman to sign.

Yeas: Commissioners Moody, Murphy and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

**Item Five:** Commissioner Carl Wood advised that Blue Cross Blue Shield representatives will make a presentation of claims to the Commission on March 20, 2018 at 11:00AM for a work session. He stated that the representatives will also provide details about the Deaconess Program at this time.

**Item Six:** Commissioner Carl Wood discussed the need to purchase tube heaters for the new shop building under construction at the Freeto location for \$8,000.

**Item Seven:** Commissioner Carl Wood discussed previous conversations the Commission had regarding live video broadcasting of the Commission meetings. The Commission requested Mr. Jim Vinze, IT Director present the options for this in the Commission meeting on February 23, 2018.

**Item Eight:** Commissioner Carl Wood advised the Commission that he will be meeting with the CVB regarding a contract for continued support of the Plaster Center at Pittsburg State University on Monday, February 29, 2018.

#### UNDER THE HEADING OLD BUSINESS

**Item One:** Commissioner Tom Moody inquired about scheduling Ms. Mary Kay Caldwell with the Humane Society to meet with the Commission regarding drainage issues at the facility. County Clerk Don Pyle will contact Ms. Caldwell.

#### **EXECUTIVE SESSION:**

**Item One:** County Clerk Don Pyle requested an executive session for 15 minutes to discuss non-elected personnel.

On motion (18-058) of Commissioner Murphy 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 and to include the Board of County Commissioners, County Clerk Don Pyle and County Counselor Jim Emerson.

Yeas: Commissioners Moody, Murphy and Wood

Navs:

Present but not voting:

Absent or not voting:

The motion prevailed.

The Commissioners went into Executive Session at 10:30 AM and reconvened the Open Session at 10:46AM with no action taken except to go back into open session.

**Item Two:** Commissioner Carl Wood requested an executive session for 30 minutes to discuss non-elected personnel.

**On motion** (18-059) 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 30 minutes to discuss Non-Elected Personnel and to include the Board of County Commissioners and County Counselor Jim Emerson.

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 10:46 AM and reconvened the Open Session at 11:16AM with no action taken except to go back into open session.

**Item Three:** County Counselor requested an executive session for 10 minutes to discuss items that would be deemed privileged in the Attorney Client Relationship

On motion (18-060) of Commissioner Moody and the second of Commissioner Murphy to recess this open session and go into a closed executive session for a period of not more

than 10 minutes to discuss items that would be deemed privileged in the Attorney Client Relationship and to include the Board of County Commissioners and County Counselor Jim Emerson.

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 11:17 AM and reconvened the Open Session at 11:27AM with no action taken except to go back into open session.

#### UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS **FUTURE BUSINESS:**

Item One: February 23, 2018 – 9AM Work Session with Mr. Randy Sandberg, EMS Director and Dr. Tim Stebbins, EMS Administrator.

Item Two: February 23, 2018 – PHS Speech & Debate Team requesting donation for National Competition.

Item Three: March 2, 2018 – Mr. Wayne Gudmonson KDOT District 4 Engineer and Ms. Kristy Kelly, KDOT Community Affairs Manager discussing the Federal Fund Exchange Program.

#### **ANNOUNCEMENTS:**

Item One: February 19, 2018 – The Courthouse will be closed in observance of President's Day.

**Item Two: February 20, 2018** – There will be no Commission meeting on this day.

#### 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 February 16, 2018 meeting of the Board of Crawford County Commissioners at 10:48 AM and to reconvene at the next regularly scheduled time with open doors.

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



This submission completed at the Crawford County Courthouse in Girard. GSRG 2/16/18 10:48 AM/amended GSRG 2/21/18 10:00 AM/amended BKW 2/21/18 11:30 AM