

# Board of Crawford County Commissioners

## Commissioners' Journal

2019, **SECOND** MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM  
Girard, KS **Friday, January 11, 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. Commissioner Carl Wood was in attendance. County Clerk Don Pyle and County Counselor Jim Emerson were seated with the Board. Vice-Chairman Moody led the pledge of allegiance.

### **UNDER THE HEADING BUSINESS FROM A PREVIOUS MEETING CONSENT AGENDA**

**On motion (19-011)** of Commissioner Wood and the second of Commissioner Moody that the consent agenda be approved including:

1. Approval of the **January 4, 2019** minutes of the Board of County Commissioners, and
2. Authorizing the Chairman to sign the previous week's vouchers.

Yeas: Commissioners Moody and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Murphy

**The motion prevailed and the consent agenda was approved.**

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

Motion 19	001	That the consent agenda be approved including: Approval of the December 28, 2018 minutes
Motion 19	002	To open the public hearing on vacating a platted street and alley in P.C. Guinn's First Subdivision and vacating a platted alley in the Original Town of Radley
Motion 19	003	To close the public hearing on vacating a platted street and alley in P.C. Guinn's First Subdivision and vacating a platted alley in the Original Town of Radley
Motion 19	004	To adopt Resolution #2019-001, a Resolution Closing and Vacating a Platted Street and Alley known as an unnamed alley located adjacent to and South of Lots Seven (7) through Nine (9) in Block One (1) and North of Lots Four (4) through Six (6) in Block One (1) in P.C. Guinn's First Subdivision of the Southeast Quarter (SE1/4) of the Southwest Quarter (SW1/4) of Section Thirty-one (31), Township

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		Thirty (30) Range Twenty-four (24) Crawford County Kansas, according to the recorded plat thereof; and an unnamed street located adjacent to and West of Lots Six (6) and Seven (7), Block One (1) and the unnamed alley described above in P.C. Guinn’s First Subdivision of the Southeast Quarter (SE1/4) of the Southwest Quarter (SW1/4) of Section Thirty-one (31), Township Thirty (30) Range Twenty-four (24) Crawford County, Kansas, according to the recorded plat thereof
Motion 19	005	To adopt Resolution #2019-002, A Resolution vacating a platted alley known as alley located adjacent to and South of Lots One (1) through Five (5) in Block Seven (7) and North of Lots Six (6) through Ten (10) in Block Seven (7) in the Original Town of Radley, Crawford County, Kansas, according to the recorded Plat thereof
Motion 19	006	To approve the December 2018 Clerk’s Report as presented
Motion 19	007	To approve the transfer of funds from the EMS Fund to the Operating Reserve Fund in an amount not to exceed \$20,000
Motion 19	008	To recess this open session and go into a closed executive session for a period of not more than 20 minutes to discuss Non-Elected Personnel and to include the Board of County Commissioners, County Counselor Jim Emerson and Mental Health Executor Director Rick Pfeiffer and to reconvene by 11:07 AM
Motion 19	009	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, County Counselor Jim Emerson, County Clerk Don Pyle and Mental Health Executive Director Rick Pfeiffer and to reconvene by 11:32 AM
Motion 19	010	To approve a \$.25 per hour cost of living increase for every county employee beginning December 21, 2018

### PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS

**Item One:** Public Hearing on Vacating a Road in Lincoln Township known as County Road & Bridge Department Road Number 26. Mr. Emerson stated that this hearing was scheduled for Tuesday, January 8, 2019 and no one appeared to comment on that day.

**On motion (19-012)** of Commissioner Moody and the second of Commissioner Wood to open the public hearing on vacating a road in Lincoln Township known as County Road & Bridge Department Road Number 26.

Yeas: Commissioners Moody and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Murphy

**The motion prevailed.**

No one from the public wished to make any comments for or against the vacating of the road. Mr. Emerson explained where the road is located. He said that this is being done per landowner request. He stated that this has been presented in the past with opposition

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from the utility company. He explained that the landowners have worked with the utility company and they are satisfied with the access they have been given to the property.

**On motion (19-013)** of Commissioner Moody and the second of Commissioner Wood to close the public hearing on vacating a road in Lincoln Township known as County Road & Bridge Department Road Number 26.

Yeas: Commissioners Moody and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Murphy

**The motion prevailed.**

Mr. Emerson presented Resolution #2019-004, a Resolution vacating a road in Lincoln Township known as County Road & Bridge Department Road Number 26, designated as the 1100 North Block of 240<sup>th</sup> Street under the Crawford County E-911 System, located on the Section line between Sections Twenty seven (27) and Twenty eight (28), in Township Twenty seven (27) South, Range Twenty five (25) East of the Sixth Principal Meridian, Crawford County, Kansas.

**On motion (19-014)** of Commissioner Moody and the second of Commissioner Wood to adopt Resolution #2019-004, a Resolution vacating a road in Lincoln Township known as County Road & Bridge Department Road Number 26, designated as the 1100 North Block of 240<sup>th</sup> Street under the Crawford County E-911 System, located on the Section line between Sections Twenty seven (27) and Twenty eight (28), in Township Twenty seven (27) South, Range Twenty five (25) East of the Sixth Principal Meridian, Crawford County, Kansas.

Yeas: Commissioners Moody and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Murphy

**The motion prevailed.**

**Item Two:** Opening of Rock bids. Mr. Emerson stated that the rock bid process began around the year 2000. Commissioner Moody stated that since the rock bid process was initiated the County has seen a decrease in the price of rock. The Commissioners directed County Clerk Don Pyle to open the rock bids that had been received. Mr. Pyle stated that the bids were due by 10:00 AM on Tuesday, January 8, 2019. Mr. Pyle read out loud the bids received from Midwest Minerals and from Mulberry Limestone for each quadrant and each type of rock.

**On motion (19-015)** of Commissioner Moody and the second of Commissioner Wood 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 and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Murphy

**The motion prevailed.**

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**MESSAGES FROM THE PUBLIC**  
**MESSAGES FROM APPOINTED OFFICIALS**  
**MESSAGES FROM ELECTED OFFICIALS**  
**MESSAGES FROM OTHER GOVERNMENTAL ENTITIES**  
**PROCLAMATION AND ORDERS OF THE BOARD**  
**NEW BUSINESS**

**Item One:** County Clerk Don Pyle presented applications for 2019 Cereal Malt Beverage Licenses for Lisa Goff “Lakeview Café” (2 licenses) to allow them to sell cereal malt beverages for consumption on the premises and to allow them to sell cereal malt beverages in original and unopened containers and not for consumption on the premises. Mr. Pyle stated that notices have been sent to the 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 (19-016)** of Commissioner Moody and the second of Commissioner Wood 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 Vice-Chairman of the Board of County Commissioners and the County Clerk of Crawford County, Kansas.

**APPLICANT:** Lisa Goff “Lakeview Café”

**PREMISES:** 2 W Lake Rd, Farlington KS 66734

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

**APPLICANT:** Lisa Goff “Lakeview Café”

**PREMISES:** 2 W Lake Rd, Farlington KS 66734

**(For consumption on the premises)**

Yeas: Commissioners Moody and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Murphy

**The motion prevailed.**

**Item Two:** Mr. Pyle addressed the resignations of officers in Osage Township. He explained that the township treasurer resigned a couple of weeks ago and has now received a resignation from the township clerk. He stated that the remaining board member, the township trustee, has indicated to him that he will probably be resigning also. Mr. Pyle stated that in the past the Commissioners have taken recommendations from the remaining board members and made appointments. He said that he has had 5 individuals contact him that are interested in filling these positions. Mr. Pyle said that per

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state statute any vacancies in the township offices shall be filled by appointment of the Board of County Commissioners. He suggested that the interested parties submit a letter of interest to the Commissioners. He explained that he would like a week to receive letters of interest as he will contact the parties that have already shown interest and also put a notice on the county website of the vacancies. He said that after the letters are received, the Commissioners can review them before making any appointments. The Commissioners agreed.

**Item Three:** Mr. Emerson addressed the Road & Bridge Fund. He stated that the current Road & Bridge Fund budget balance is approximately \$248,000 and there are some additional expenses for 2018 in the approximate amount of \$301,000. He said that a week ago the Commissioners approved a transfer of \$300,000 from the Road & Bridge Fund to the Road & Bridge Equipment Reserve Fund. Mr. Emerson suggested that the Commissioners transfer \$100,000 from the Equipment Reserve Fund back into the Road and Bridge Fund which will then leave a remaining 2018 budget balance of approximately \$47,000.00. Mr. Emerson went through the details of the Equipment Reserve Fund and the 2018 Road & Bridge Cash with the Commissioners. The Commissioners discussed the amount of equipment that was purchased with no payments.

**On motion (19-017)** of Commissioner Wood and the second of Commissioner Moody to transfer \$100,000 from the Road & Bridge Equipment Reserve Fund to the Road & Bridge Fund.

Yeas: Commissioners Moody and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Murphy

**The motion prevailed.**

**Item Four:** Mr. Moody stated that he was contacted by the owner of a driving school to see if the County had any interest in safe driving classes for the employees, especially the ones that drive county vehicles. Mr. Pyle stated that he spoke with our vehicle insurance carrier and due to the fact that the county has fleet insurance on the vehicles no discounts can be offered but the classes could cut down on claims. The Commissioners discussed the defensive driving courses that were offered a few years ago to the employees.

**Item Five:** Commissioner Wood addressed the 25 cent per hour raise. He stated that he wanted to clarify that the county is healthy and that the raises were included in the budget for 2019. Mr. Pyle stated that the department heads and elected officials have been made aware of the Commissioner's decision on the raises.

### **UNDER THE HEADING OLD BUSINESS**

**Item One:** Mr. Emerson addressed the problem with trash on 69 Highway. He stated that he discussed the issue with the Sheriff's Department and left a message for Mr. Matt Sanders from Waste Corp. Mr. Moody requested that Mr. Emerson provide the newly elected commissioners with a copy of the current landfill contract as this year a new contract should be negotiated. Mr. Emerson said that he also contacted Mr. George

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Dockery with KDOT and Mr. Dockery informed him that they do not have a crew to clean up trash but he will see what can be done. Mr. Moody said that he will speak with his Road Crew and have them help with the cleanup.

**Item Two:** Mr. Wood discussed the meeting that was held about additional security for district court in the Courthouse. He explained what took place at the meeting and what was discussed. He also stated that the GIS Department is moving to the Emergency Management Building and that conversion is going well and should be done within a couple of weeks. Mr. Moody would like to see some figures on the costs that will be incurred in the remodeling on the 3<sup>rd</sup> floor for additional security for District Court. Mr. Wood also discussed prisoners being brought into the courthouse for court and would like the area roped off.

**Item Three:** Mr. Moody addressed nuisance properties with Zoning Administrator Troy Graham. Mr. Graham stated that the case on the property on 220<sup>th</sup> Street is on the Codes Court docket for next week and the property is Chicopee will be scheduled for a case next month in Codes Court. Mr. Graham stated that the property in Franklin has not yet been to codes court as the landowner has been in jail for 2 codes court dates. Mr. Emerson stated that the landowner is now out of jail and a codes court date is set.

**Item Four:** Mr. Moody discussed a tax sale. Mr. Emerson said there was a sale in October and he should have another ready within 3 or 4 months.

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

**Item One: January 18, 2019** – Mr. Matt Godeniz, Executive Director SEK Regional Planning Committee with update.

Mr. Emerson stated that there will be no Commission Meeting on January 18, 2019 as the two new Commissioners will be attending Commissioner orientation in Topeka on that date. Mr. Pyle will contact Mr. Matt Godeniz to reschedule.

**Item Two: January 14, 2019 -- 9:45 AM** Swearing in Ceremony for the Newly Elected County Officials with the Crawford County Board of Commissioners Reorganization Meeting to follow immediately.

### **ANNOUNCEMENTS:**

**Item One: January 15, 2019** – The Board of County Commissioner Regular Session is cancelled due to the Reorganization Meeting being held on January 14, 2019.

### **UNDER THE HEADING MOTION TO ADJOURN MOTION TO ADJOURN**

**Item One:** Adjournment

**On the motion** of Commissioner Wood and the second of Commissioner Murphy to adjourn the [January 11, 2019](#) meeting of the Board of Crawford County Commissioners at 11:41 AM and to reconvene at the next regularly scheduled time with open doors.

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Yeas: Commissioners Moody and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Murphy

**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

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**This submission completed at the Crawford County Courthouse in Girard.**

**[Taken BKW 1/11/19 10:50 AM/amended BKW 1/11/19 2:00 PM](#)**