

# Board of Crawford County Commissioners

## Commissioners' Journal

2024, FIFTIETH MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM  
Girard, KS. Tuesday, July 9, 2024 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 Carl Wood served as the presiding officer.

Commissioners Bruce Blair and Tom Moody were in attendance.

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

Chairman Wood led the Pledge of Allegiance.

The Commissioners postponed the approval of the consent agenda and signing of the motions until later in the meeting.

### **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 OTHER GOVERNMENTAL ENTITIES**

#### **MESSAGES FROM ELECTED OFFICIALS**

#### **MESSAGES FROM THE PUBLIC**

#### **MESSAGES FROM APPOINTED OFFICIALS**

**Item One:** Zoning Administrator May Smith addressed the Commissioners. She mentioned she has two Planning and Zoning cases to present today. She began she was approached by Mr. Wilbert when he purchased the land she has presented to the Commissioners. Ms. Smith gave some information in regards to this specific land. She stated Mr. Wilbert would like to add an additional four homes to this property and that he has already gotten in touch with rural water and they stated they can handle the addition of four homes to the area. Commissioner Wood asked if there will be two culverts and Ms. Smith confirmed there will be a 15 inch culvert on each driveway. Commissioner Wood discussed the culverts further. Ms. Smith mentioned the houses on 510<sup>th</sup> will utilize 18 inch culverts. Ms. Smith stated the Planning and Zoning Board saw no issues with this addition and gave their approval. Commissioner Wood asked if there would be a private drive and she mentioned yes there will. Mr. Dick Wilbert addressed the Commissioners and discussed culverts. Ms. Smith provided the Commissioners with the

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acreage of the properties. Ms. Smith presented the Commissioners with Resolution #2024-012, a Resolution to accept and grant the proposed development to be known as “Wilbertville” and to accept and grant the amendment of zoning from Rural Residential (one lot) to Single Family Residential (four lots) for the proposed development.

**On motion (24-308)** of Commissioner Moody and the second of Commissioner Wood to adopt Resolution #2024-012, a Resolution to accept and gran the proposed development to be known as “Wilbertville” and to accept and grant the amendment of zoning from Rural Residential (one lot) to Single Family Residential (four lots) for the proposed development.

Yeas: Commissioners Moody, Wood, and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**Item Two:** Ms. Smith presented her second Planning and Zoning case to the Commissioners. She explained she was approached by Mr. Steven Koehler and Ms. Keegan Koehler of 752 E. 47 Highway, Franklin, Kansas and stated in 2021 they began manufacturing all natural soaps in the back of their building. She mentioned they did not have a storefront for people to come shop which is why they approached Ms. Smith. Ms. Smith stated this began as part time and is now moving to a full-time business and they are wanting to establish a storefront. Ms. Smith explained they mostly approached her so that they could put an open for business sign in their year. Commissioner Blair asked if there was any opposition and Ms. Smith replied there was no opposition. Ms. Smith explained the Planning and Zoning Board stated they believe it would be good for the area and they approve. Commissioner Wood asked if the Koehler’s would like to expand or add something in their building would they have to come back in front of the Planning and Zoning Board and Ms. Smith mentioned if they want to expand their building then they will. Commissioner Moody asked if all the neighbors were notified and Ms. Smith stated they were. Ms. Smith presented the Commissioners with Resolution #2024-013, a Resolution to amend, change or modify the existing use on the property described herein and to request a conditional land use to allow for an existing structure on the property to be used as a retail shop to be known as “Bathhouse Trading Company”.

**On motion (24-309)** of Commissioner Moody and the second of Commissioner Wood to approve Resolution #2024-013, a Resolution to amend, change or modify the existing use on the property described herein and to request a conditional land use to allow for an existing structure on the property to be used as a retail shop to be known as “Bathhouse Trading Company”.

Yeas: Commissioners Moody, Wood, and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**NEW BUSINESS**

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**Item One:** Commissioner Wood discussed the approval of the consent agenda. Commissioner Wood told Mr. Emerson he did some research after signing the deed last Tuesday and he wished he had not signed off on it. He stated in December 2022, the Commissioners approved giving \$200,000 to SEKCAP. Commissioner Wood mentioned the ATC building was going to be used for the daycare and was originally supposed to be given to SEKCAP, and then he mentioned Director of Crawford County Mental Health Heather Spaur got it deeded to CCMH on Tuesday. Commissioner Wood said he wants to rescind the deed for the transfer of the ATC building so that they can do the process properly. Commissioner Wood stated he believes by deeding the ATC building to CCMH, Girard will not be getting a childcare center now. County Counselor Jim Emerson stated the plan was SEKCAP was not going to get any additional funding but they were going to receive the ATC building. Mr. Emerson mentioned the deeding of the ATC building was not going to take place until the new ATC building was finished and that is why it was not immediately given to SEKCAP, and that in the time that the new ATC building was being built SEKCAP changed their plans and no longer wanted the ATC building. Mr. Emerson explained we have an MOU with SEKCAP for the \$200,000, and Commissioner Wood stated the ATC building was not included in SEKCAP's MOU. Mr. Emerson stated the only thing needed for the property was the deed and that they were not going to deed it to SEKCAP until it was done being used so that is why there was only a motion made and the building was not in the MOU. Commissioner Wood asked Mr. Emerson if he knew what the building was appraised at. Commissioner Wood stated he no longer agrees to deeding the property to CCMH because he believes Girard is not going to get a daycare center. Mr. Emerson explained he believes SEKCAP is still going to provide a daycare location in Girard but that he believes it is going to be more of a head start/discovery type of facility. Commissioner Wood stated he wants to know why this was not discussed with the Commissioners, and Mr. Emerson answered he believes it was mentioned in a previous meeting. Mr. Emerson also mentioned the transfer of the property to CCMH has been discussed for several months. Commissioner Wood asked if he can rescind the motion and Mr. Emerson explained the only way for Crawford County to get that property back is for CCMH to deed it back to the county, and Mr. Emerson mentioned they can ask Ms. Spaur to do so. Commissioner Moody mentioned he believes what happened was they were going to give the ATC building to SEKCAP but one SEKCAP looked at the details they deemed it would not be cost effective for them to utilize this building. Mr. Emerson explained the large childcare projects will be presenting this month to hopefully give some more clarity. Commissioner Blair mentioned that he believed the new plan was for SEKCAP to partner with USD 248 to provide childcare.

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

**On motion (24-310)** of Commissioner Moody and the second of Commissioner Blair that the consent agenda be approved including:

1. Approval of the **July 2, 2024** minutes of the Board of County Commissioners.

Yeas: Commissioners Moody and Blair

Nays: Commissioner Wood

Present but not voting:

Absent or not voting:

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

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## SIGNING OF MOTIONS

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

Motion 24	302	That the consent agenda be approved including: Approval of the June 28, 2024 minutes
Motion 24	303	To approve the County Warranty Deed as presented and authorizing the Chairman to sign
Motion 24	304	To approve the June 2024 Clerk's Report as presented
Motion 24	305	To adopt Resolution #2024-014, a Resolution adopting the Kansas Homeland Security Region H Hazard Mitigation Plan and authorizing the Chairman to sign
Motion 24	306	To approve the agreement between Pross Engineering LLC and Crawford County authorizing the Chairman to sign
Motion 24	307	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 EMS and to include the Board of County Commissioners and County Counselor Jim Emerson, and to reconvene by 11:25 AM

**Item Two:** County Clerk Lisa Lusker made a request to have a Canvass date of August 13, 2024 at 9:00 AM before the Regular Session for the August 6<sup>th</sup> election. The Commissioners agreed to this date and time.

**Item Three:** Mr. Emerson mentioned he and Commissioner Moody will be attending a KDOT meeting on Thursday July 11<sup>th</sup> from 1:30 PM to 3:00 PM at Memorial Auditorium. He mentioned this is public feedback meeting number 2 for KDOT. Mr. Emerson stated there is another scheduled in August as well.

**Item Four:** Mr. Emerson provided the Commissioners with the list of scheduled KDOT meetings in regards to the US 69 Highway Study 2024. He announced the meetings will be July 23<sup>rd</sup> at Memorial Auditorium from 11:00 AM to 1:00 PM, July 23<sup>rd</sup> at Pittsburg High School from 4:00 PM to 6:00 PM, July 24<sup>th</sup> at Palluccas Event Hall from 11:00 AM to 1:00 PM, July 24<sup>th</sup> at Northeast High School from 4:00 PM to 6:00 PM, as well as a virtual meeting on July 30<sup>th</sup> from 5:30 PM to 6:00 PM. Mr. Emerson stated these are opportunities for the public to be heard.

**Item Five:** Mr. Emerson presented the 2024 Emergency Solutions Grant funds. He explained this grant was provided by Kansas Housing Resources Corporation in the amount of \$22,966. He mentioned the county partners with Safehouse to help them apply for this grant and that the county is required to approve the budget itemization form which is attached to the paperwork he provided.

**On motion (24-311)** of Commissioner Moody and the second of Commissioner Blair to approve the Kansas Housing Resources Corporation 2024 Emergency Solutions grant funds for Safehouse Crisis Center for an additional award in the amount of \$22,966.00. Yeas: Commissioners Moody, Blair, and Wood

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Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**Item Six:** Commissioner Wood asked Mr. Emerson if he could have the representatives from SEKCAP come in to a meeting before July 23<sup>rd</sup> to discuss with the Commissioners in regards to the ATC building and large childcare project.

**Item Seven:** Commissioner Wood would like someone from SEK Recycling Center to discuss household waste. He would like Mr. Emerson to find out how many counties around are not separating household waste.

### **EXECUTIVE SESSION**

**Item One:** Commissioner Blair requested an executive session for 15 minutes to discuss Non-Elected Personnel.

**On motion (24-312)** 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 EMS and to include the Board of County Commissioners and County Counselor Jim Emerson, and to reconvene by 11:08 AM.

Yeas: Commissioners Wood, Moody, and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**The Commissioners went into Executive Session at 10:53 AM and reconvened the Open Session at 11:08 AM with no action taken except to go back into open session.**

**Item Two:** IT Director Brandon Spaur requested an executive session for 15 minutes to discuss matters relating to security measures if the discussion of such matters in an open meeting would jeopardize such security measures that protect specific systems, facilities, or equipment.

**On motion (24-313)** 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 15 minutes to discuss matters relating to security measures if the discussion of such matters in an open meeting would jeopardize such security measures that protect specific systems, facilities or equipment and to include the Board of County Commissioners, County Counselor Jim Emerson and IT Director Brandon Spaur and to reconvene by 11:24 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 11:09 AM and reconvened the Open Session at 11:23 AM with no action taken except to go back into open session.**

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

#### **FUTURE BUSINESS:**

**Item One: July 12, 2024- 9:00 AM** Budget work session.

**Item Two: July 16, 2024- 9:00 AM** Budget work session with County Clerk Lisa Lusker.

#### **ANNOUNCEMENTS:**

### **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 [July 9, 2024](#) meeting of the Board of Crawford County Commissioners at 11:24 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.**

**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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**Lisa Lusker**  
County Clerk

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

Taken RJA 07/11/24 10:00 AM/amended BKW 7/11/24 2:00 PM