

# Board of Crawford County Commissioners

## Commissioners' Journal

2016, FORTY-EIGHTH MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM  
Girard, KS Friday, June 24, 2016, 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 Carl Wood and Jeff Murphy were in attendance. County Clerk Don Pyle was seated with the Board. Chairman Moody led the pledge of allegiance.

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

**On motion (16-207)** of Commissioner Wood and the second of Commissioner Moody that the consent agenda be approved including:

1. Approval of the **June 21, 2016** minutes of the Board of County Commissioners, and
2. Authorizing the Chairman to sign the previous week's vouchers.

Yeas: Commissioners Moody, Wood and Murphy

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 16 | 202 | That the consent agenda be approved including: Approval of the June 17, 2016 minutes   |
| Motion 16 | 203 | To appoint Liz Hart to the Active Transportation Advisory Board  |
| Motion 16 | 204 | To approve the Request to the Public Health Law Center for Technical Assistance and authorize the Chairman to sign   |
| Motion 16 | 205 | To recess this open session and go into a closed executive session for a period of not more than 15 minutes to discuss personnel matters involving Non-Elected Personnel and to include the Board of County Commissioners and County Counselor Jim Emerson |

## Board of Crawford County Commissioners

|           |     |  |
|-----------|-----|--|
| Motion 16 | 206 | To recess this open session and go into a closed executive session for a period of not more than 15 minutes to discuss personnel matters involving Non-Elected Personnel and to include the Board of County Commissioners and County Counselor Jim Emerson |
|-----------|-----|--|

### **UNDER THE HEADING NEW BUSINESS**

#### **CRAWFORD COUNTY BOARD OF HEALTH**

#### **PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS**

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

**Item One:** Mr. Tyler Harrell from Deer Creek Acres Homeowners Association addressed the Commission in reference to a signed petition to form an improvement district for Deer Creek Acres. Mr. Harrell explained the signatures he received and the lots involved and that the signatures received are more than the 51% that are required. Mr. Harrell said that one landowner is against forming the district. He stated that the association has been working with Triad Environmental Services to assess the costs involved to bring the current road to county specifications so the County will assume maintenance of the road. Mr. Harrell explained that the County will do the work to bring the road to specs and the costs will be assessed to the landowner's taxes for a certain period of years. Mr. Moody stated that the Commission needs to accept the petition and a hearing will be set. Mr. Harrell turned in the petition to Mr. Pyle.

# Board of Crawford County Commissioners

Folder: NW68728  
Document: Petition.022  
County 68-728 Petition (03/03/98)

## BEFORE THE BOARD OF COUNTY COMMISSIONERS

Crawford COUNTY, KANSAS

### PETITION

WE, the undersigned, being the owners of 51% or more of the front feet of the lots abutting on or fronting on the following streets, said lots being platted and lying outside the limits of any incorporated city, in Deer Creek Acres Subdivision, Crawford County, Kansas, to-wit: See Attached Legal Description

\_\_\_\_\_, hereby petition the Board of County Commissioners of Crawford County, Kansas, to provide for the improvement of the aforementioned streets by the excavation, grading and paving thereof, and doing all other things necessary and incidental thereto pursuant to K.S.A. 68-728, as amended.

- A. General nature of the improvement: Ditching / Asphalt Laying
- B. Property to be assessed the cost of the improvements: Lots 5-14
- C. The estimated cost: Asphalt - \$52,640 / Road/ditch/Culverts (Trial study) \$8,250 (\$60,890)
- D. Method of Assessment: Homeowner Taxes (5 years)
- E. Apportionment of Cost: 100 % of the cost of the improvements shall be assessed against the property located in the improvement district and 0 % of the cost of the improvements shall be paid by the County at large.

# Board of Crawford County Commissioners

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I (we), the undersigned petitioner, specifically agree that if the Board of County Commissioners determine that the proposed improvement is not feasible, that all costs and expenses of the work, including preliminary planning, engineering, legal and other preliminary work of skilled persons employed by the Board shall be assessed against the property of the undersigned.

Any person who desires to withdraw his name from the Petition may do so by giving written notice to the County Clerk on or before the date of the hearing on the Petition.

DATED this 2<sup>nd</sup> day of June, 2016

Signature

Property Owned

Tyler Daniel  
[Signature]  
Bob + Tawny J. [Signature]  
Simon + Jessica Bishop  
Ruth Elvick

Lot 13; Lot 14; 191 Deer Creek Ct.; 192 Deer Creek Ct.  
178 Deer Creek Ct.  
175 Deer Creek Ct  
179 Deer Creek Ct  
LOTS 6+8 DEER CREEK

# Board of Crawford County Commissioners

## LEGAL DESCRIPTION

A PORTION OF THE NORTHEAST QUARTER AND THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 20, TOWNSHIP 29 SOUTH, RANGE 25 EAST OF THE SIXTH PRINCIPAL MERIDIAN, CRAWFORD COUNTY, KANSAS, BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE EAST LINE OF SAID NORTHEAST QUARTER, SAID POINT BEING A DISTANCE OF 466 FEET NORTH (ASSUMED BEARING) OF THE SOUTHEAST CORNER OF SAID NORTHEAST QUARTER; THENCE ON A BEARING OF SOUTH ALONG SAID EAST LINE A DISTANCE OF 466 FEET TO SAID SOUTHEAST CORNER OF SAID NORTHEAST QUARTER; THENCE ON A BEARING OF SOUTH 00 DEGREES 17 MINUTES 03 MINUTES EAST ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER A DISTANCE OF 2710.29 FEET TO THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER; THENCE ON A BEARING OF SOUTH 89 DEGREES 29 MINUTES 50 SECONDS WEST ALONG THE SOUTH LINE OF SAID SOUTHEAST QUARTER A DISTANCE OF 1348.53 FEET TO THE SOUTHWEST CORNER OF SAID EAST HALF OF THE SOUTHEAST QUARTER; THENCE ON A BEARING NORTH 00 DEGREES 01 MINUTES 04 SECONDS WEST ALONG THE WEST LINE OF SAID EAST HALF OF THE SOUTHEAST QUARTER A DISTANCE OF 2723.76 FEET TO THE NORTHWEST CORNER OF SAID EAST HALF OF THE SOUTHEAST QUARTER; THENCE ON A BEARING OF SOUTH 89 DEGREES 55 MINUTES 42 SECONDS EAST ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER A DISTANCE OF 869.89 FEET TO A POINT BEING A DISTANCE OF 466 FEET NORTH 89 DEGREES 55 MINUTES 42 SECONDS WEST OF THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER; THENCE ON A BEARING OF NORTH AND PARALLEL WITH SAID EAST LINE OF THE NORTHEAST QUARTER A DISTANCE OF 466 FEET; THENCE ON A BEARING OF SOUTH 89 DEGREES 55 MINUTES 42 SECONDS EAST AND PARALLEL WITH THE SOUTH LINE OF SAID NORTHEAST QUARTER A DISTANCE OF 466 FEET TO THE POINT OF BEGINNING. THIS TRACT CONTAINS 88.71 ACRES, MORE OR LESS, INCLUDING COUNTY ROAD RIGHT OF WAY.

## **MESSAGES FROM OTHER GOVERNMENTAL ENTITIES**

### **MESSAGES FROM ELECTED OFFICIALS**

**Item One:** Mr. Joe Grisolano, County Treasurer addressed the Commissioners in reference to 2 new bills that passed the legislature this year that will increase Motor Vehicles fees. He explained effective July 1, 2016 there will be a \$2.00 increase for Kansas Law Enforcement Training Center and \$1.25 increase for Kansas Highway Patrol Staffing and Training Fund. Mr. Grisolano stated that because of these new laws every Motor Vehicle renewal beginning July 1, 2016 will increase by a total of \$3.25. He also said that due to these changes the Kansas Department of Revenue has had a delay in mailing out the July renewals and those renewals will be mailed out next week. He explained that taxpayers can renew their tags prior to July 1 and not be charged the increase of \$3.25 and this can be done in person or by mail and that all renewals collected July 1 and after will have to pay the additional \$3.25. Mr. Grisolano informed the Commission that if any taxpayers have questions to have them call his office.

### **MESSAGES FROM APPOINTED OFFICIALS**

## Board of Crawford County Commissioners

**Item One:** Mr. Rick Pfeiffer presenting Resolution #2016-014, A Resolution Establishing a Special Building Fund for the Purpose of Providing Additional Space for a Residential Community Mental Health Center of Crawford County for Addiction and Crisis Stabilization Services in Pittsburg, Kansas.

Mr. Pfeiffer stated that if the additional money is not raised to finish the project the money collected from the mill increase would be absorbed into the General Fund. Mr. Pyle explained that the resolution states that it is a maximum of 10 years but it can be cut off before that and that once the commitment is reached it will be removed. Mr. Pfeiffer stated that the commitment is \$1,000,000 and no more. He explained that it will take 4 years to complete the project. Mr. Moody stated that this resolution can be rescinded at any time. Mr. Pfeiffer stated that the plan is to raise and have the other \$1,000,000 in place in the 2<sup>nd</sup> year, construction beginning in the 3<sup>rd</sup> year and completed at the end of the 4<sup>th</sup> year. Mr. Murphy does not feel comfortable signing the resolution and would like to have only funded  $\frac{1}{4}$  of the project. Mr. Murphy also stated that he would like to have the adolescent facility in Girard in place before signing the resolution as this should be a joint effort with the facility in Girard.

# Board of Crawford County Commissioners

BOARD OF COUNTY COMMISSIONERS  
CRAWFORD COUNTY COURTHOUSE  
GIRARD, KANSAS

## RESOLUTION 2016 - 014

A RESOLUTION ESTABLISHING A SPECIAL BUILDING FUND FOR THE PURPOSE OF PROVIDING ADDITIONAL SPACE FOR A RESIDENTIAL COMMUNITY MENTAL HEALTH CENTER OF CRAWFORD COUNTY FOR ADDICTION AND CRISIS STABILIZATION SERVICES IN PITTSBURG, KANSAS.

WHEREAS, Crawford County has need for additional space for a residential community mental health center for addiction and crisis stabilization services in Pittsburg, Kansas that meets standards set out in the Americans with Disabilities Act and security requirements.

WHEREAS, the period of time required for the design, contracting and consideration of such facilities will be such that the provision of State Statute can be put to beneficial use by Crawford County, and

WHEREAS, K.S.A. 19-15, 116 provides for creating a special public building fund to be used for the purpose of constructing additional space for a residential community mental health center for addiction and crisis stabilization services in Pittsburg, Kansas all as more fully set forth hereinafter.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CRAWFORD COUNTY, KANSAS that an annual tax levy of half (1/2) mil shall hereby exist for a period not to exceed then (10) years for the purpose of creating a building fund for the purpose of providing additional space for a residential community mental health center for addiction and crisis stabilization services in Pittsburg, Kansas that meets standards set out in the Americans with Disabilities Act and security requirements, with funds to be raised not to exceed a total of \$1 million.

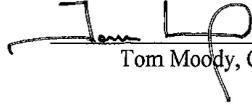
BE IT FURTHER RESOLVED that funds acquired pursuant to this resolution and its enabling statute, K.S.A. 19-15, 116, which statute is incorporated herein by this reference the same as though fully set forth, construct a new space for a residential community mental health center for addiction and crisis stabilization services in Pittsburg, Kansas.

BE IT FURTHER RESOLVED that such a levy is permitted, unless a petition requesting an election upon the proposition, signed by electors as set forth in K.S.A. 19-15,116(d), is filed with the County Clerk as set forth in said section, in which event no such levy shall be made unless such proposition shall receive the approval of a majority of the votes cast thereon.

# Board of Crawford County Commissioners

This Resolution shall be published once each week for three consecutive weeks in the official County newspaper.

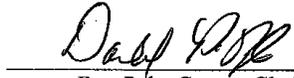
ADOPTED, APPROVED, AND GIVEN, by the Board of County Commissioners of Crawford County, Kansas under our hands at the Courthouse in Girard, Crawford County, Kansas this 24<sup>th</sup> day of June, 2016.

  
Tom Moody, Chairman

  
Carl Wood, Commissioner

\_\_\_\_\_  
Jeff Murphy, Commissioner

ATTEST:

  
Don Pyle, County Clerk

**On motion (16-208)** of Commissioner Wood and the second of Commissioner Moody to adopt Resolution #2016-014, A Resolution Establishing a Special Building Fund for the Purpose of Providing Additional Space for a Residential Community Mental Health Center of Crawford County for Addiction and Crisis Stabilization Services in Pittsburg, Kansas.

**On a Roll Call Vote**

**Commissioner Murphy: No**

**Commissioner Moody: Yes**

**Commissioner Wood: Yes**

Yeas: Commissioners Moody and Wood

Nays: Commissioner Murphy

Present but not voting:

Absent or not voting:

**The motion prevailed.**

## PROCLAMATION AND ORDERS OF THE BOARD

### NEW BUSINESS

**Item One:** Mr. Murphy stated he spoke to Mr. Wood's foreman about utilizing that districts tractor later today and Mr. Wood stated that he has spoke to his foreman about it and agreed that they would be welcome to use it. Mr. Murphy stated that he does not know the status of the tractor of his that is down and that it has been taken to Chanute for repairs. Mr. Wood stated that the new tractors are in and that technicians from the

## Board of Crawford County Commissioners

companies and the salesmen will be at the barn on Tuesday around 1:00 or 1:30 to explain some details of operation and answer any questions about the new tractors. Mr. Woods spoke about tech manuals on the new tractors. Mr. Wood addressed purchasing an extended warranty on the new tractors. Mr. Wood addressed helping with mowing at the Fairgrounds. Mr. Murphy showed a picture of a truck the Sheriff's department has for sale. He stated that it is a 2010 Chevy ½ ton with 157,000 miles for \$10,500. Mr. Murphy said that he has 3 trucks that need replaced. Mr. Moody stated that he has a truck he was going to get rid of and Mr. Murphy will have Greg Hite check it out.

**Item Two:** Mr. Murphy addressed the sick leave policy and the group is ready to present to the Commissioners. Mr. Moody suggested getting through the budget work sessions and then work on this.

**Item Three:** Mr. Wood addressed grinding some roads in his district and Mr. Murphy was answered that the reclaimer is rented for 40 hours and he should get it next week.

**Item Four:** Mr. Wood spoke about a tractor and a belly dump trailer. He stated that he would like to have Greg Hite check into it.

### UNDER THE HEADING OLD BUSINESS

**Item One:** Mr. Pyle addressed the upcoming work sessions on 2017 budget requests.

**Item Two:** Mr. Wood addressed the hours for the offices in the courthouse and Mr. Pyle is still working on list and should have this ready by Tuesday.

### EXECUTIVE SESSION

### UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS

#### FUTURE BUSINESS:

**Item One: June 28, 2016 – 8:30 AM** Work Session with Dan Peak on Sheriff /Jail 2017 Budget Request, 9:00 AM Work Session with Jim Vinze and 9:30 AM Work Session with Liz Hart.

**Item Two: June 28, 2016 – 10:00 AM** Three Public Hearings to close and vacate platted alleys and streets.

**Item Three: June 28, 2016 –** Ms. Michelle Hucke, Executive Director SEK Career & Tech Ed presenting Year in Review Report.

**Item Four: June 28, 2016 –** Mr. Mac Young, District Court Administrator presenting District Court 2017 budget request.

**Item Five: July 1, 2016 –** Work Sessions on 2017 Budget Requests starting at 8:30 AM.

#### ANNOUNCEMENTS:

**Item One: July 4, 2016 –** The Courthouse will be closed in observance of the Independence Day holiday.

### UNDER THE HEADING MOTION TO ADJOURN

## Board of Crawford County Commissioners

### MOTION TO ADJOURN

#### Item One: Adjournment

**On the motion** of Commissioner Moody and the second of Commissioner Wood to adjourn the [June 24, 2016](#) meeting of the Board of Crawford County Commissioners at 11:05 [AM](#) and to reconvene at the next regularly scheduled time with open doors.

Yeas: Commissioners Moody, Wood and Murphy

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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**Don Pyle**

County Clerk

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

[Taken by BKW 6/24/2016 PM 11:05AM/Amended BKW 6/27/16 3:00 PM](#)