Commissioners' Journal

2017, TWENTY-THIRD MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM

Girard, KS Tuesday, March 28, 2017, 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.

Commissioner Jeff Murphy was in attendance.

County Clerk Don Pyle and County Counselor Jim Emerson were seated with the Board.

Chairman Wood led the pledge of allegiance.

UNDER THE HEADING BUSINESS FROM A PREVIOUS MEETING CONSENT AGENDA

On motion (17-117) of Commissioner Murphy and the second of Commissioner Wood that the consent agenda be approved including:

1. Approval of the March 24, 2017 minutes of the Board of County Commissioners.

Yeas: Commissioners Murphy and Wood

Navs:

Present but not voting:

Absent or not voting: Commissioner Moody

The motion prevailed and the consent agenda was approved.

SIGNING OF MOTIONS

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

Motion 17	114	That the consent agenda be approved including: Approval of the		
		March 20, 2017 minutes of the Board of County Commissioners and		
		Approval of the March 20, 2017 minutes of the Board of County		
		Canvassers		
Motion 17	115	To Transfer \$73,000 from General Miscellaneous Fund to the Risk		
		Management Fund		
Motion 17	116	To recess this open session and go into a closed executive session for a		
		period of not more than 30 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		

UNDER THE HEADING NEW BUSINESS PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS MESSAGES FROM THE COUNTY LOCAL BOARD OF HEALTH MESSAGES FROM THE PUBLIC

Item One: Ms. Leslie Bedene from the Pitt State Nursing Program was in the audience and asked the Commissioners what is the formal purpose of the meetings. The Commissioners explained to Ms. Bedene the job duties of the Commissioners and Mr. Pyle explained what else takes place in the County Commission Meetings. Mr. Pfeiffer spoke about Health & Mental Health Departments.

MESSAGES FROM APPOINTED OFFICIALS

Item One: Mr. Rick Pfeiffer, Executive Administrator discussed the County Health Officer position. Mr. Pfeiffer stated that the hiring process is moving forward and the vacancy is advertised on the front page of the County website. He stated that there will be a committee to interview the applicants for the position which will consist of himself, a Registered Nurse Practitioner, County Counselor Jim Emerson, Mr. Brian Jones, Chairman of the Health Department Advisory Board, a Registered Nurse employed at the Health Department and Mr. Mike Ehling, Mental Health Department Director of Children's Services. Mr. Pfeiffer stated that he has example questions for the interview. He explained how the interview will take place and what categories the applicants will be scored on and said that the deadline to submit applications is sometime in April and the date is stated on the website. Mr. Pfeiffer answered Mr. Wood that the applicants will be narrowed down to three by interview and the 3 final applicants will be interviewed by the committee that was previously selected. He stated that there has already been quite an interest in the position. Mr. Pfeiffer explained that Dr. Koehn has offered to be the County Health Officer for 60 days starting April 1, 2017 as a volunteer. He stated that Dr. Koehn will need to be sworn in and Mr. Pyle said that he will go to Dr. Koehn's office and swear him in. Mr. Pfeiffer stated that he will have Ms. Goedeke set up a time for the swearing in and will contact Mr. Pyle with the scheduled time. The Commissioners and Mr. Pfeiffer discussed having a retirement reception for Ms. Goedeke at the Courthouse on April 4, 2017. The Commissioners decided to have a reception before the Commission meeting on that date and Mr. Pyle will have a plaque made for the Commissioners to present to Ms. Goedeke during the meeting on that day.

Item Two: Mr. Pfeiffer addressed fire damage to a 4 bedroom apartment at the Oak Center Apartment Complex owned by Mental Health. He stated that the claim has been submitted to EMC Insurance and the insurance company has offered an amount of \$50,000 for the damages. Mr. Pfeiffer explained the plans to redo the apartment into offices for the Adult Case Management employees. Mr. Pfeiffer and the Commissioners discussed the pros and cons of completing the claim on the insurance and accepting the offer of \$50,000 or doing the work without an insurance claim. He gave the Commissioners information on the plans to complete the project without an insurance claim. Mr. Pfeiffer stated that the apartment building is covered under the county insurance policy and would like the Commissioners to make a recommendation of

whether or not to complete an insurance claim. Mr. Pfeiffer stated the he will consult with the Mental Health Governing Board at the next meeting on April 27, 2017 and report back to the Commissioners.

Item Three: Mr. Randy Sandburg, EMS Director addressed the issue of emergency calls with the addition of Kansas Crossing Casino and also discussed statistics on emergency calls that are currently responded to. He also discussed problems with shortages in employment at the EMS Department. Mr. Murphy asked about hiring National Guard and about EMS coverage at events at the Fairgrounds during events that are planned.

Item Four: Mr. John Macary and Mr. Zac Edwards from the County Appraiser's Office introduced Ms. Raelane Schnacker, a Registered Mass Appraiser with the State of Kansas that is acting as Crawford County Appraiser and Mr. Jim Shontz, Appraiser Data Coordinator from the State of Kansas PVD. Mr. Macary stated he is looking forward to working with Ms. Schnacker & Mr. Shontz. Ms. Schnacker stated that she is assisting the Appraiser's Office to make sure everything is going smoothly until the vacancy of the Crawford County Appraiser is filled. She stated that there is a good crew in the office and everything is on schedule and deadlines are being met. Ms. Schnacker, Mr. Shontz, Mr. Macary, Mr. Edwards and the Commissioners discussed county valuation and increases in the valuation. They also discussed valuations for budget preparation. Ms. Schnacker stated that the Appraiser's office must certify valuation to the County Clerk by June 1, 2017. The Commissioners discussed deadlines for budget and discussed budget preparation.

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

Item One: Mr. Don Pyle, County Clerk stated that Miners Hall Museum is having a pancake feed fundraiser on Sunday, April 2, 2017 from 7:00 AM to 1:30 PM at the Northeast High School and that everyone is invited to attend.

Miners Hall Museum

Franklin, Kansas

1st Annuai Pancake "Madness" Feast



Northeast High School 1003 E. South Street, Arma, KS



Sunday, April 2, 2017 7:00 am – 1:30 pm

Adults: \$5.00 Children (10 & Under) \$3.00

Menu Includes:

- Unlimited Pancakes (Gluten Free also available)
- 2 Sausages
- Choice of Orange Juice, Coffee, Milk, or Water Also Available:
- 2 Additional Sausages: \$0.50
- Eggs Any-Way-You-Like-It: \$0.50 each

Celebrate the Last Weekend of University Basketball!

Raffle for an Autographed KU Men's Team Basketball, PSU Men's & Women's Basketballs, and MIAA Track & Field Pennant

Item Two: Mr. Pyle addressed the meeting with Cristi Mitchell, Representative with Blue Cross and Blue Shield and representatives from the Gallagher Group. He stated that Ms. Mitchell informed him that the 1st Quarter Claim Report will not available until April 7, 2017 and she would like to schedule the meeting after the reports are available. It was decided to put Ms. Mitchell and representatives from the Gallagher Group on the agenda

for April 14, 2017. Mr. Pyle stated that he will not be in attendance at the meeting on April 11, 2017.

Item Three: Mr. Pyle stated he received an email from the Office of Surface Mining that there is a KDHE Mine Reclamation Environmental Assessment taking place in Cherokee County and they must notify Crawford County that this is taking place. Mr. Pyle stated that he forwarded the email to the Commissioners with a link included to review the proposed Environmental Assessment.

Don Pyle

From: Sent: Harris, LaChelle < lharris@osmre.gov> Tuesday, March 28, 2017 8:27 AM

To:

Murray Balk

Cc:

Bill Joseph

Subject: Attachments: Area 54 Environmental Document Area 54 Public Participation.pdf

Please see the attached document for information on how to obtain a copy of the the Environmental Assessment document for the proposed Area 54 Reclamation Project in Cherokee County, Kansas.

La Chelle M. Harris

AML & Regulatory Program Specialist Office of Surface Mining

Tulsa Field Office

Email: lharris@osmre.gov

Phone: 918-581-6431 ext. 280 | Fax: 918-581-6419

This message and any files transmitted with it are sensitive, but unclassified and intended solely for the use of the individual or entity to which they are addressed. Please note that any views or opinions presented in this message are solely those of the author and do not necessarily represent those of the Department of the Interior or the Office of Surface Mining. If you have received this message in error, please notify the sender immediately by e-mail and delete all copies of the message.

Notice of Availability of Environmental Assessment For Abandoned Surface Coal Mine Reclamation Project

The United States Department of the Interior, Office of Surface Mining Reclamation and Enforcement (OSMRE) is in the process of reviewing the proposed Environmental Assessment (EA) submitted by the Kansas Department of Health and Environment, Surface Mining Section for the Area 54 Reclamation Project. The project is located in Sections 33, Township 32 South, Range 22 East in Cherokee County, Kansas on the Hallowell and Oswego, Kansas USGS 7.5 minute quadrangle maps.

This is notification not a part to the project bid process. This is only an opportunity to review the environmental document. The EA will be available to for public review and comment on March 28, 2017. Comments will be received for this project until April 24, 2018. The proposed EA can be viewed online at https://www.mcrcc.osmre.gov/programs/federal-lands/nepa.shtm. Note: Adobe Acrobat Reader® is needed to view these documents. Acrobat Reader® is free and can be downloaded at Adobe Acrobat Download Page.

If you have any comments pertaining to this project, please submit them to Bill Joseph, Office of Surface Mining Reclamation and Enforcement, Tulsa Field Office, 1645 South 101st East Avenue, Room 145, Tulsa, Oklahoma 74128-4629; phone (918) 581-6431 extension 230; email bjoseph@osmre.gov or Murray Balk, Kansas Department of Health and Environment, Surface Mining Section, 4033 Parkview Drive, Frontenac, Kansas 66763; phone (620) 231-8540; email Murray.Balk@ks.gov. If you wish for your comments to be anonymous, please include that information with your comments.

Item Four: Mr. Pyle reported on the KAC Budget Workshop that he and Mr. Murphy attended last Friday. Mr. Pyle discussed the budget schedule, when to have the information out to departments and when to hold the Commissioners' budget meetings with elected officials and department heads. A discussion was held on the mill levy.

Item Five: Mr. Pyle spoke about a adding a Roth IRA after tax plan through Voya. Mr. Pyle explained the plan to the Commissioners and how the employees can participate in the program. Mr. Pyle stated that our Voya representative for the County is Mr. Bill Hirschler. Mr. Wood requested the number of employees using Voya currently and Mr. Pyle stated he will get that information and have it ready at the next meeting.

Item Six: Mr. Jim Emerson, County Counselor presented an email from Fire Chief Rodney Pulliam, President of the Crawford County Fire Fighters Association stating that due to recent rains it is safe to remove the Burn Ban but if conditions become less favorable the burn ban will need to be reinstated. The email also stated that residents need to follow the Crawford County Open Burning Guidelines and the Kansas Open Burning Guidelines and that any resident wishing to conduct an open burn needs to notify the Crawford County Sheriff's Department before they start a fire and to check local conditions. Mr. Wood wanted to make sure all fire departments were aware that the burn ban was being lifted.

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Jim Emerson

From:

Chief Rodney Pulliam <sheridanfire@hotmail.com>

Sent:

Monday, March 27, 2017 9:52 PM

To: Subject:

jim emerson FW: BURN BAN

Sent from Mail for Windows 10

From: Chief Rodney Pulliam

Sent: Monday, March 27, 2017 9:46 PM

To: Rodney Pulliam
Subject: BURN BAN

TO: The Commissioners of Crawford County

From: Crawford County Fire Fighters Assn.

After receiving some rainfall in Crawford County and the fact that vegetation is greening up it is the opinion that it will be safe to lift the Burn Ban.

However, if conditions become less favorable the Burn Ban will have to be re-instated.

Also, we need to remind everyone to follow the Crawford County Open Burning Guidelines and the Kansas Open Burning Guidelines as well.

Rules and Regulations concerning Open Burning are explained in the guidelines.

Persons wishing to conduct an open burn need to notify the Crawford County Sheriff Dept. before they start a fire and to check local conditions.

Sincerely, Chief Rodney Pulliam President, Crawford County Firefighters Assn.

Sent from Mail for Windows 10

On motion (17-118) of Commissioner Wood and the second of Commissioner Moody to approve Removal of the Burn Ban for Crawford County as recommended by the Crawford County Fire Fighters Association.

Yeas: Commissioners Murphy and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Moody

The motion prevailed.

Item Seven: Mr. Jim Emerson, County Counselor presented a County Deed from Crawford County, Kansas to Castagno Oil, Inc. for property located in the NE1/4 of the SW1/4 of Section 18, Township 30 South, Range 25 East in Crawford County, Kansas. Mr. Emerson stated that this is a small piece of property next to Castagno Oil, Inc. and consists of about 1/10 of an acre.

COUNTY WARRANTY DEED

This Indenture, made this 28th day of March, 2017, between CRAWFORD COUNTY, KANSAS, a political subdivision of the State of Kansas, by and through its Board of County Commissioners, of the first part, and Castagno Oil Company, Inc., of Crawford County, in the State of Kansas, of the second part.

WITNESSETH, that said party of the first part, in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does by these presents, grant, bargain, sell, and convey unto said party of the second part, their heirs, successors, and assigns, all the following described real estate situated in Crawford County and the State of Kansas, to wit:

A portion of the Northeast Quarter of the Southwest Quarter of Section 18, Township 30 South, Range 25 East of the Sixth Principal Meridian, Crawford County, Kansas bounded and described as follows: Commencing at the Southeast corner of said Northeast Quarter of the Southwest Quarter; thence on a bearing of South 88 degrees 13 minutes 04 seconds West (Kansas Coordinate System, 1983, South Zone) along the South line of said Northeast Quarter of the Southwest Quarter a distance of 129.17 feet to the highway right of way; thence on a bearing of North 21 degrees 52 minutes 51 seconds East along the highway right of way a distance of 4.53 feet to the point of beginning of the following described tract; thence on a bearing of North 62 degrees 06 minutes 31 seconds West along the North line of a tract formerly deeded to Castagno Oil Company Inc. a distance of 68.37 feet; thence on a bearing of North 70 degrees 20 minutes 00 seconds West (continuing along said North line) a distance of 153.89 feet; thence on a bearing of North 77 degrees 57 minutes 42 seconds West (continuing along said North line) a distance of 124.66 feet; thence on a bearing of South 87 degrees 54 minutes 00 seconds West (continuing along said North line) a distance of 60.99 feet; thence on a bearing of North 02 degrees 05 minutes 39 seconds West a distance of 59.62 feet; thence on a bearing of South 67 degrees 34 minutes 31 seconds East a distance of 52.60 feet; thence on a bearing of South 62 degrees 18 minutes 55 seconds East a distance of 86.84

feet; thence on a bearing of South 68 degrees 03 minutes 34 seconds East a distance of 45.17 feet; thence on a bearing of South 75 degrees 17 minutes 31 seconds East a distance of 83.22 feet; thence on a bearing of South 67 degrees 39 minutes 23 seconds East a distance of 62.23 feet; thence on a bearing of South 66 degrees 16 minutes 19 seconds East a distance of 18.45 feet; thence on a bearing of South 62 degrees 56 minutes 58 seconds East a distance of 77.45 feet to said highway right of way; thence on a bearing of South 21 degrees 52 minutes 51 seconds West a distance of 2.58 feet to the point of beginning. This tract contains 0.12 acres. Except and subject to easements, restrictions and rights-of-way of record, if any.

TO HAVE AND TO HOLD THE SAME, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, forever. Any said first party for itself, its successors and assigns, does hereby covenant, promise and agree, to and with said parties of the second part, that it will warrant and forever defend the same unto said party of the second part, its heirs, successors and assigns, against said party of the first part, its successors and assigns, and all and every person or persons whomsoever, lawfully claiming or to claim the same, or any part thereof, by, through or under them.

IN WITNESS WHEREOF, the said party of the first part has caused this Warranty Deed to be executed and delivered by its duly authorized representatives the day and year first above written.

BOARD OF COUNTY COMMISSIONERS OF CRAWFORD COUNTY, KANSAS

Carl R. Wood, Chairman

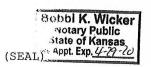
Donald P. Pyle, County Clerk

ATTEST

STATE (ΟF	KANSAS)	
)	SS
COUNTY	OF	CRAWFORD)	

BE IT REMEMBERED THAT on this 28th day of March, 2017, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Carl R. Wood, Chairman of the Board of County Commissioners of Crawford County, Kansas, and Donald P. Pyle, County Clerk of Crawford County, Kansas, who are personally known to me to be such Chairman and County Clerk, respectively, and who are personally known to me to be the same persons who executed, as such Chairman and County Clerk, respectively, the within instrument of writing on behalf of the Board of County Commissioners of Crawford County, Kansas, and such persons duly acknowledged the execution of the same to be the act and deed of said Board of County Commissioners of Crawford County, Kansas.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the date and year last above written.



Bobbl Wicker, Notary Public

My Appointment expires: 4-29-20

On motion (17-119) of Commissioner Wood and the second of Commissioner Murphy to approve the County Deed from Crawford County, Kansas to Castagno Oil, Inc. and Authorize the Chairman to sign.

Yeas: Commissioners Murphy and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Moody

The motion prevailed.

Item Eight: Mr. Emerson stated that he received notification from the County Lobbyist Mr. Bill Brady informing him that a bill on the Rural Opportunity Zone will be on the Senate Floor tomorrow and Senator LaTurner will be offering an amendment to add Crawford County to the bill. Mr. Emerson stated that he is gathering information on why Crawford County would like to be added. He answered Mr. Wood that Crawford County was not previously eligible for the program because of population. Mr. Emerson gave a brief description on what the program entails. He explained that this hearing is to decide whether or not to continue the program and a decision could be made tomorrow. Mr. Murphy was answered that Mr. Brady does not believe that Crawford County needs representation at the hearing as Mr. LaTurner will be there in support of Crawford County. There was also a discussion on the State Budget and the tax lid bill.

Item Nine: Mr. Wood stated that he needs information on the tire program on April 8th about workers from his district at the tire pickup site. He stated that he will get with Troy Graham for information.

UNDER THE HEADING OLD BUSINESS

Item One: Mr. Murphy stated that the sewer project at the fairgrounds has started and it is going very well. Everyone is working together and doing a nice job.

Item Two: Mr. Murphy stated that he met with Mr. BJ Harris, CVB Director and Mr. Chris Weiner, Girard City Administrator about the CVB, the County, the City of Girard and the Fair Board working together to get more events at the fairgrounds. Mr. Murphy handed out a draft of the Crawford County Fairgrounds Management Proposal that he created for the Commissioners to review. He stated that he would like to have a meeting with the County, the City of Girard and the Fair Board to see about the seriousness of this issue. He stated that Mr. Weiner said that the City of Girard will be willing to offer more help with the fairgrounds but one of the concerns from the City is police service to patrol the events. The Commissioners discussed the tasks proposed for Crawford County and Mr. Wood voiced his concerns. The Commissioners also discussed security during the events held. Mr. Murphy stated that there is a tentative meeting scheduled on Monday, April 24, 2017 at 7:30 PM at the Civic Center in Girard with representatives from the County, the Girard City Council Members, the Fair Board and representatives from CVB. Mr. Murphy requested that Mr. Wood attend this meeting along with himself.

Crawford County Fairgrounds Management Proposal

DRAFT - 3-27-2017

Please note this is a draft, open to discussion by all parties.

Crawford County Convention and Visitors

- Maintain website used to schedule groups renting the fairgrounds
- Receive phone calls with questions related to fairgrounds use
- Market the fairgrounds for use year round
- Present proposed events to the Fair board monthly for approval
- Be present at all Fair board meetings for discussion/guidance
- Coordinate the Fair board, County, and City of Girard for fairgrounds maintenance and scheduling
- Hire and schedule bathroom cleaning company?
- Assist the Fair board in creating a schedule of fees

Crawford County

- Mow the fairgrounds with a tractor mower monthly
- Mow the areas needed (around barns/camping area) with a riding mower before events Riding mower needed?
- Remove dead trees and limbs year round
- Maintain fairgrounds roads and barn entrances with rock as needed
- Provide county maintenance personnel for HVAC service/maintenance
- Maintain the sewer system/pump
- Provide police (sheriff) coverage during events? Isit a public or private events
- Provide help with construction using road and bridge equipment and personnel as available

City of Girard

- Unlock and lock the facility for events and to show potential renters
- Receive the deposit and payments for the facility and transfer to Fair board funds
- Maintain the electric on-site
- Put out trash cans and tables for events and replace after events
- Put up and remove panels at the beef barn as needed for weddings/events?
- Police patrol of the grounds daily

Fair Board

- Manage finances
- Final approval for all scheduling and policies at the fairgrounds
- Manage the Crawford County Fair
- Continue to develop and raise funds for capital improvements at the fairgrounds

Item Three: Mr. Wood stated the east entrance to the Courthouse parking lot needs to be fixed and the plans for the north exit need to be corrected before completion. Mr. Emerson stated there was a meeting with the engineers and Mr. Robert Gorentz and these changes will be made. He stated that the north side will be done first and then they will go back and tear out and fix the east side entrance.

EXECUTIVE SESSION

Item One: Commissioner Wood requested an executive session for a period of not more than 10 minutes to discuss items that would be deemed privileged in the Attorney-Client Relationship.

On motion (17-120) of Commissioner Wood 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 Murphy and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Moody

The motion prevailed.

The Commissioners went into Executive Session at 11:57 AM and reconvened the Open Session at 12:03 PM with no action taken except to go back into open session.

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS

FUTURE BUSINESS:

ANNOUNCEMENTS:

Item One: March 31, 2017 – Regular Session of the Board of County Commission is canceled due to Commissioners attending the ribbon cutting ceremony at the Kansas Crossing Casino at 10:00 AM.

Item Two: April 8, 2017 – 8:00 AM to 3:00 PM 2017 Crawford County and KDHE Zika Virus Mitigation Tire Program at the Crawford County Road & Bridge Department (Freeto Building), 669 S 69 Hwy, Pittsburg, KS.

UNDER THE HEADING MOTION TO ADJOURN

MOTION TO ADJOURN

Item One: Adjournment

On the motion of Commissioner Murphy and the second of Commissioner Wood to adjourn the March 28, 2017 meeting of the Board of Crawford County Commissioners at 12:05 PM and to reconvene at the next regularly scheduled time with open doors.

Yeas: Commissioners Murphy and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Moody

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.

County Commissioners.

Don Pyle County Clerk

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This submission completed at the Crawford County Courthouse in Girard. Taken BKW 3/28/17 12:05 PM/amended BKW 4/3/17 12:20 PM