

Board of Crawford County Commissioners

Commissioners' Journal

2018, EIGHTY-FIRST MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM

Girard, KS Friday, November 9, 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 (18-386) of Commissioner Moody and the second of Commissioner Wood that the consent agenda be approved including:

- 1. Approval of the November 6, 2018 minutes of the Board of County Commissioners, and
2. 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:

Table with 3 columns: Motion 18, 385, That the consent agenda be approved including: Approval of the November 2, 2018 minutes

UNDER THE HEADING NEW BUSINESS
PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS

Item One: Public Hearing on the 2019 Amended Budgets for Crawford County Fire District #1, Fire District #2, Fire District #3 and Fire District #4.

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On motion (18-387) of Commissioner Murphy and the second of Commissioner Wood to open the public hearing on the 2019 Amended Budgets for Crawford County Fire District #1, Fire District #2, Fire District #3 and Fire District #4.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

The following appeared in favor of the budget: None

The following appeared in opposition to the budget: None

County Clerk Don Pyle explained the reason that the amended budgets are needed.

On motion (18-388) of Commissioner Murphy and the second of Commissioner Moody to close the public hearing on the 2019 Amended Budgets for Crawford County Fire District #1, Fire District #2, Fire District #3 and Fire District #4.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Mr. Pyle explained that the Sewer Districts are non-budgeted funds and it is required to list expenditures and receipts of the non-budgeted funds for the State and the public.

On motion (18-389) of Commissioner Murphy and the second of Commissioner Moody to adopt the 2019 Amended Budgets for Crawford County Fire District #1, Fire District #2, Fire District #3 and Fire District #4 as published.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

MESSAGES FROM APPOINTED OFFICIALS

Item One: Mr. Troy Graham, Zoning Administrator presented a motion or recommendation for a Conditional Land Use CLU 18-1420 for the establishment of a retail Christmas shop to be known as “The Christmas Shoppe” as recommend by the Crawford County Planning and Zoning Board. Mr. Graham stated that this case was heard on October 18, 2018 by the Crawford County Planning and Zoning Board and the CLU was approved with a unanimous vote with 5 members present. Miss Blessant stated that her and her husband own 150 acres in that area and will construct a new building for specialty Christmas shop. She explained what plans she has for the shop. Mr. Moody asked about hours and time of operation and Ms. Blessant stated that the hours will be from 10:00 AM to 7 or 8 pm and her main focus will be from September to December

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and maybe some during the summer like Christmas in July. Mr. Blessant stated he spoke with Asphalt Foreman Randy Chiartano and the district road foreman and they see no problems in widening the road. Mr. Moody was answered that the entrance will be off 4th street onto a county road. Mr. Murphy thought it is great to have a new business but is concerned about the road. Mr. Alex Barde stated that he has no opposition to the business but is concerned with the road. Mr. Blessant stated that he has already set up the gravel parking lot and it is on his property. There was a discussion about the county road going to the property. Mr. Blessant would like the county to widen the road and he will pay for the rock. He also discussed chip and seal if he would pay for the asphalt. He stated that he would like to widen the road 2 feet on the west side and 4 feet on the east side. It was discussed that the property is not in a flood zone.

Mr. Alex Barde addressed the Commission and explained where his house is located. He supports their business but is concerned with road as it has not been maintained for years. He is also concerned with additional traffic. He feels it is exposing his home to more traffic and crime. He addressed making the entrance from Main Street and the Commissioners and Mr. Blessant agreed that this is not an option. Mr. Barde stated that he wants to keep his privacy.

Mr. Blessant stated that he will agree to widening the road 6 feet to the east and that will not move the road closer to Mr. Barde's house. It was decided to widen the road to the east 6 feet on Mr. Blessant's property. Mr. Blessant will pay for the material and the county will do the work. The Commissioners decided to table the CLU until Tuesday when this stipulation in writing is presented.

On motion (18-390) of Commissioner Murphy and the second of Commissioner Moody to table the Conditional Land Use CLU 18-1420 for the establishment of a retail Christmas shop to be known as "The Christmas Shoppe" for Ms. Lisa Blessant until Tuesday, November 13, 2018.

Yeas: Commissioners Moody, Murphy and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Two: Mr. Graham also presented a motion or recommendation for a Conditional Land Use CLU 18-1421 for the establishment of a Westar Substation" The South Pittsburg Substation" as recommend by the Crawford County Planning and Zoning Board. Mr. Graham stated that Mr. Chris Meyer with Westar and Mr. Jason Dickman from PEC were present. Mr. Graham stated there was no opposition. Mr. Meyer addressed the Commission and explained where the substation will be located. Mr. Murphy feels that some screening on the north side should be added. It was agreed that Westar will add screening to the north side in the site plans.

On motion (18-391) of Commissioner Moody and the second of Commissioner Murphy to approve the Conditional Land Use CLU 18-1421 for the establishment of a Westar Substation" The South Pittsburg Substation" as recommend by the Crawford County Planning and Zoning Board with stipulation of screening on the north side.

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Yeas: Commissioners Moody and Murphy

Nays:

Present but not voting: Commissioner Wood

Absent or not voting:

The motion prevailed.

MESSAGES FROM OTHER GOVERNMENTAL ENTITIES MESSAGES FROM THE PUBLIC

Item One: Ms. Cristy Mitchell, Blue Cross and Blue Shield Representative discussing health insurance contracts. Ms. Mitchell stated that she has our self-funded contracts for 2019 with the changes to Option 3. The Employee Assistance program was discussed. Ms. Randi Ryan, Benefits Administrator stated that a large part of the employees displayed interest in the program.

On motion (18-392) of Commissioner Moody and the second of Commissioner Murphy to approve the contract between Blue Cross and Blue Shield of Kansas and Crawford County for health & dental insurance for 2019.

Yeas: Commissioners Moody and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

The Commissioners further discussed the Employee Assistance Program. Mr. Murphy felt that if it could help even one employee it would be worth it.

On motion (18-393) of Commissioner Murphy and the second of Commissioner Moody to approve the Employee Assistance Program through Blue Cross and Blue Shield of Kansas.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

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

Item One: Mr. Pyle stated that there was an issue with the results in the totals on election night. He explained that it was all human error and some of the precinct totals were calculated twice. Mr. Pyle explained what took place after the error was found by forming a board and re-running the media cards. He also explained that there are approximately 330 provisional ballots that will be presented during canvass.

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Item Two: Mr. Murphy would like to put a video of the bucket truck in operation on the website. The other Commissioners agreed. Mr. Moody was answered that the operators have been trained in running the bucket truck.

EXECUTIVE SESSION

Item One: Commissioner Tom Moody requested an executive session for 30 minutes to discuss items that would be deemed privileged in the Attorney Client Relationship.

On motion (18-394) 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 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 and to reconvene by 12:06 PM.

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 11:36 AM and reconvened the Open Session at 11:54 AM with no action taken except to go back into open session.

Item Two: Commissioner Tom Moody requested an executive session for 30 minutes to discuss items that would be deemed privileged in the Attorney Client Relationship.

On motion (18-395) 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 30 minutes to discuss items that would be deemed privileged in the Attorney Client Relationship and to include the Board of County Commissioners, County Counselor Jim Emerson and County Clerk Don Pyle and to reconvene by 12:25 PM.

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 11:55 AM and reconvened the Open Session at 12:15 PM with no action taken except to go back into open session.

On motion (18-396) of Commissioner Moody and the second of Commissioner Wood to hire attorney Vic Miller, Topeka, Kansas to advise the County Election Officer during the 2018 General Election Canvas on Tuesday, November 13, 2018.

Yeas: Commissioners Moody, Murphy and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

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Mr. Murphy stated that he would also like a representative from the Secretary of State's Office who is knowledgeable in canvassing present during the canvas.

NEW BUSINESS continued

Item Three: Mr. Wood discussed the work comp, property and casualty insurance for 2019.

Item Four: Commissioner Wood requested that his and Mr. Cannon's checks be returned from the Treasurer's office from the issue on Country Club Road.

On motion (18-397) of Commissioner Moody and the second of Commissioner Murphy to approve returning Commissioner Wood's and Mr. Ben Cannon's checks from the Treasurer's Office from the issue on Country Club Road.

Yeas: Commissioners Moody and Murphy

Nays:

Present but not voting:

Absent or not voting: Commissioner Wood

The motion prevailed.

UNDER THE HEADING OLD BUSINESS

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS

FUTURE BUSINESS:

Item One: November 13, 2018 – 9:00 AM Canvassing of the ballots from the 2018 General Election with the Regular Session commencing immediately after the canvass.

ANNOUNCEMENTS:

Item One: November 12, 2018 – The Courthouse will be closed in observance of the Veteran's Day holiday.

UNDER THE HEADING MOTION TO ADJOURN

MOTION TO ADJOURN

Item One: Adjournment

On the motion of Commissioner Wood and the second of Commissioner Moody to adjourn the [November 9, 2018](#) meeting of the Board of Crawford County Commissioners at 12:25 PM 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.

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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

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This submission completed at the Crawford County Courthouse in Girard.
Taken BKW 11/9/18 12:25 PM