

# Board of Crawford County Commissioners

## Commissioners' Journal

2022, **SIXTY-THIRD** MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM  
Girard, KS, **Friday, September 9, 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 Bruce Blair served as the presiding officer.

Commissioner Jeremy Johnson was in attendance.

Commissioner Moody was in attendance via phone call.

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

Vice Chairman Blair led the pledge of allegiance.

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

**On motion (22-320)** of Commissioner Johnson and the second of Commissioner Blair that the consent agenda be approved including:

1. Approval of the **September 2, 2022** minutes of the Board of County Commissioners, and
2. Authorizing the Chairman to sign the previous week's vouchers.

Yeas: Commissioners Moody, Johnson and Blair

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 22	317	That the consent agenda be approved including: Approval of the August 30, 2022 minutes
Motion 22	318	To approve the August 2022 Clerk's Report as presented
Motion 22	319	To recess the open session for a period of 5 minutes

### **UNDER THE HEADING NEW BUSINESS PROCLAMATION AND ORDERS OF THE BOARD PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS**

## Board of Crawford County Commissioners

**Item One:** Public Hearing on the Revenue Neutral Rate for the 2023 Crawford County Budget and the Crawford County FY2023 Budget.

**On motion (22-321)** of Commissioner Blair and the second of Commissioner Moody to open the Public Hearing on the Revenue Neutral Rate for the 2023 Crawford County Budget and the Crawford County FY2023 Budget.

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

There was no public comment.

**On motion (22-322)** of Commissioner Blair and the second of Commissioner Johnson to close the Public Hearing on the Revenue Neutral Rate for the 2023 Crawford County Budget and the Crawford County FY2023 Budget.

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

County Clerk Lisa Lusker presented Resolution #2022-009, A Resolution of the County of Crawford, Kansas to Levy a Property Tax Rate Exceeding the Revenue Neutral Rate for the Crawford County FY2023 Budget.

**On motion (22-323)** of Commissioner Blair and the second of Commissioner Johnson to adopt Resolution #2022-009, A Resolution of the County of Crawford, Kansas to Levy a Property Tax Rate Exceeding the Revenue Neutral Rate for the Crawford County FY2023 Budget.

**On a Roll Call Vote.**

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

County Counselor Jim Emerson addressed the Crawford County FY2023 Budget and stated that a lot of hard work and time was spent on the budget and this is the lowest mill levy for the county in the 7 years that he researched.

**On motion (22-324)** of Commissioner Blair and the second of Commissioner Johnson to approve the Crawford County FY2023 Budget.

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

## Board of Crawford County Commissioners

**The motion prevailed.**

**Item Two:** Public Hearing on the Revenue Neutral Rate for the 2023 Crawford County Fire Districts #1, #2, #3 & #4 2023 Budgets and the Crawford County Fire District #1, #2, #3 & #4 FY2023 Budgets and FY2023 Special District Budgets.

**On motion (22-325)** of Commissioner Blair and the second of Commissioner Johnson to open the Public Hearing on the Revenue Neutral Rate for the 2023 Crawford County Fire Districts #1, #2, #3 & #4 2023 Budgets and the Crawford County Fire District #1, #2, #3 & #4 FY2023 Budgets and FY2023 Special District Budgets.

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

There was no public comment.

**On motion (22-326)** of Commissioner Moody and the second of Commissioner Blair to close the Public Hearing on the Revenue Neutral Rate for the 2023 Crawford County Fire Districts #1, #2, #3 & #4 2023 Budgets and the Crawford County Fire District #1, #2, #3 & #4 FY2023 Budgets and FY2023 Special District Budgets.

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

Ms. Lusker presented Resolution #2022-010, A Resolution of the County of Crawford, Kansas to Levy a Property Tax Rate Exceeding the Revenue Neutral Rate for the Crawford County Fire District #1 2023 Budget, Resolution #2022-011, A Resolution of the County of Crawford, Kansas to Levy a Property Tax Rate Exceeding the Revenue Neutral Rate for the Crawford County Fire District #2 2023 Budget. Resolution #2022-012, A Resolution of the County of Crawford, Kansas to Levy a Property Tax Rate Exceeding the Revenue Neutral Rate for the Crawford County Fire District #3 2023 Budget and Resolution #2022-013, A Resolution of the County of Crawford, Kansas to Levy a Property Tax Rate Exceeding the Revenue Neutral Rate for the Crawford County Fire District #4 2023 Budget.

**On motion (22-327)** of Commissioner Johnson and the second of Commissioner Blair to adopt Resolution #2022-010, A Resolution of the County of Crawford, Kansas to Levy a Property Tax Rate Exceeding the Revenue Neutral Rate for the Crawford County Fire District #1 2023 Budget, Resolution #2022-011, A Resolution of the County of Crawford, Kansas to Levy a Property Tax Rate Exceeding the Revenue Neutral Rate for the Crawford County Fire District #2 2023 Budget. Resolution #2022-012, A Resolution of the County of Crawford, Kansas to Levy a Property Tax Rate Exceeding the Revenue Neutral Rate for the Crawford County Fire District #3 2023 Budget and Resolution #2022-013, A Resolution of the County of Crawford, Kansas to Levy a Property Tax

## Board of Crawford County Commissioners

Rate Exceeding the Revenue Neutral Rate for the Crawford County Fire District #4 2023 Budget.

**On a Roll Call Vote.**

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**On motion (22-328)** of Commissioner Johnson and the second of Commissioner Blair to approve the Crawford County Fire District #1, #2, #3 & #4 FY2023 Budgets and FY2023 Special District Budgets.

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**Item Three:** Ms. Lusker presented the 11th Judicial District Court budget for signature. She explained that the budget has already been approved.

**MESSAGES FROM CRAWFORD CO LOCAL BOARD OF HEALTH**  
**MESSAGES FROM ELECTED OFFICIALS**  
**MESSAGES FROM THE PUBLIC**  
**MESSAGES FROM OTHER GOVERNMENTAL ENTITIES**  
**MESSAGES FROM APPOINTED OFFICIALS**  
**NEW BUSINESS**

**Item One:** County Clerk Lisa Lusker presented an application for a 2022 Cereal Malt Beverage Licenses for Stephen Hipfl “Ol Yale Farms”, to allow them to sell cereal malt beverages for consumption on the premises. Mr. Lusker stated that notices have been sent to the Sheriff, Zoning Administrator, County Attorney and the Township Clerk and that they were given and there were no objections to the licenses.

**On motion (22-329)** of Commissioner Blair and the second of Commissioner Johnson 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.

### 2022 Cereal Malt Beverage Licenses

**APPLICANT:** Stephen Hipfl “Ol Yale Farms”

**PREMISES:** 306 S 250<sup>th</sup> St. Pittsburg KS 66762

## Board of Crawford County Commissioners

(For consumption on the premises)

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**Item Two:** Ms. Lusker stated that The Southeast Kansas County Officials District Meeting will be held on September 29, 2022 from 8:00 AM to 1:00 PM in Bourbon County. She said that all Commissioners are invited to attend.

**Item Three:** Mr. Emerson presented a Notice to Intent to Vacate Platted Streets in Makuc's Subdivision. He explained that the streets are located at the corner of N 230<sup>th</sup> St and 630<sup>th</sup> Ave but are located within the subdivision and known as portion of 1<sup>st</sup> Street and a portion of unopened 4<sup>th</sup> Street.

**On motion (22-330)** of Commissioner Blair and the second of Commissioner Johnson to approve publication of the Notice to Vacate Platted Streets in Makuc's Crawford County, Kansas with a public hearing set for Tuesday, October 4, 2022 at 10:00 AM in the County Commission Room.

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**Item Four:** Mr. Emerson presented a Promissory Note Lease Purchase between Community National Bank & Trust and the Board of County Commissioners for two 2023 Freightliner 108SD Dump Trucks in the amount of \$297,475.98 for 60 months at 2.97% interest. Mr. Emerson explained that the 3<sup>rd</sup> dump truck will be paid for outright.

**On motion (22-331)** of Commissioner Johnson and the second of Commissioner Blair to approve the Promissory Note Lease Purchase between Community National Bank & Trust and the Board of County Commissioners for two 2023 Freightliner 108SD Dump Trucks in the amount of \$297,475.98 for 60 months at 2.97% interest and authorize the Chairman to sign.

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**Item Five:** Commissioner Johnson addressed the upcoming KAC Conference and voting delegates for Crawford County. Mr. Emerson stated that the conference is scheduled for October 17, 18 and 19<sup>th</sup>, 2022.

## Board of Crawford County Commissioners

**On motion (22-332)** of Commissioner Johnson and the second of Commissioner Blair to approve the appointment of Commissioner Jeremy Johnson as the Voting Delegate for the Kansas Association of Counties 4<sup>th</sup> Annual Conference & Exhibition with Commissioner Bruce Blair as Alternate.

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

### **OLD BUSINESS:**

**Item One:** Commissioner Blair discussed the burn ban. He stated that it is complicated as some parts of the county should be okay but other parts of the county aren't. He said that due to the northern part of the county still being very dry, the burn ban will remain in effect and will be revisited next week. He explained that within the city limits, individuals need to contact their city fire departments.

### **EXECUTIVE SESSION**

**Item One:** County Counselor Jim Emerson requested an executive session for 15 minutes to discuss items that would be deemed privileged in the Attorney-Client Relationship.

**On motion (22-333)** of Commissioner Blair and the second of Commissioner Johnson to recess this open session and go into a closed executive session for a period of not more than 15 minutes to discuss items that would be deemed privileged in the Attorney-Client Relationship to discuss procedures and to include Commissioner Blair, Commissioner Johnson, County Counselor Jim Emerson and Sheriff Danny Smith and to reconvene by 10:37 AM.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**The Commissioners went into Executive Session at 10:22 AM and reconvened the Open Session at 10:37 AM with no action taken except to go back into open session.**

**Item Two:** Commissioner Bruce Blair requested an executive session for 10 minutes to discuss items that would be deemed privileged in the Attorney-Client Relationship.

**On motion (22-334)** of Commissioner Blair and the second of Commissioner Johnson 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 to discuss county property and to include Commissioner Blair, Commissioner Johnson and County Counselor Jim Emerson and to reconvene by 10:48 AM.

Yeas: Commissioners Blair and Johnson

## Board of Crawford County Commissioners

Nays:

Present but not voting:

Absent or not voting: Commissioner Moody

**The motion prevailed.**

**The Commissioners went into Executive Session at 10:38 AM and reconvened the Open Session at 11:46 AM with no action taken except to go back into open session.**

### UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS

#### FUTURE BUSINESS:

**Item One: September 13, 2022 – 9:30 AM** Work Session with Ms. Randi Ryan and Ms. Lauren Edwards to discuss the employee handbook.

#### ANNOUNCEMENTS:

**Item One:** The burn ban is still in effect and will remain in effect until lifted by the Board of County Commissioners. Attended fire pits and small cooking fires may be allowed by contacting local fire chief within the cities.

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

**Item One:** Adjournment

**On the motion** of Commissioner Johnson and the second of Commissioner Blair to adjourn the [September 9, 2022](#) meeting of the Board of Crawford County Commissioners at 10:47 AM and to reconvene at the next regularly scheduled time with open doors.

Yeas: Commissioners Johnson and Blair

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.**

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**Lisa Lusker**  
County Clerk

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

Taken BKW 9/09/2022 10:47AM/amended BKW 9/12/22 11:00 AM