

Board of Crawford County Commissioners

Commissioners' Journal

2017, THIRTEENTH MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM
Girard, KS Tuesday, February 21, 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.

Commissioners Tom Moody and Jeff Murphy were 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 (17-069) of Commissioner Moody and the second of Commissioner Murphy that the consent agenda be approved including:

1. Approval of the February 17, 2017 minutes of the Board of County Commissioners.

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:

Motion 17	62	That the consent agenda be approved including: Approval of the February 10, 2017 minutes and Approval of the accounts payable warrant numbers 571604 to 571841 dated February 15, 2017 in the total amount of \$252,187.67
Motion 17	63	To approve the bid for ADS Plastic Culverts from Cleavers Farm & Home and the bid for Aluminized Culverts from Welborn Sales as recommended by Ms. Liz Hart, Road & Bridge Coordinator
Motion 17	64	To approve a transfer of \$75,000 from the Road & Bridge Fund, Ambulance Service Fund County Health Fund and Employee's Benefit Fund to the Risk Management Fund
Motion 17	65	To adopt Resolution #2017-004, a Resolution Changing the Speed Limit on 515 th Avenue Between 240 th Street and 250 th Street in Crawford County, Kansas

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Motion 17	66	To adopt Resolution #2017-005, a Resolution Prohibiting the Operation of Trucks and Commercial Vehicles on Portions of 240 th Street, Crawford County, Kansas
Motion 17	67	To adopt Resolution #2017-006, a Resolution Changing the Speed Limit on 600 th Avenue Between 220 th Street and 250 th Street, Crawford County, Kansas
Motion 17	68	To recess this open session and go into a closed executive session for a period of not more than 45 minutes to discuss matters 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 OTHER GOVERNMENTAL ENTITIES
MESSAGES FROM ELECTED OFFICIALS
MESSAGES FROM APPOINTED OFFICIALS

Item One: Mr. Greg Hite, Shop Foreman discussed the dump truck bids. There was a discussion on the different equipment included in the bid and some options that are not. The Commissioners discussed financing for the trucks. Mr. Hite discussed the tires and the Commissioners asked Mr. Hite to check on the tires and come back Friday.

Company	Base Price	Snow Plow	Back-up Camera	Light Bar	Electric Tarp	Other Price with options	Plus	Minus
Joplin Freightliner - 108SD w/Hilbitt Equipment	\$115,926.00	\$9,990.00	\$725.00	\$779.00	\$60.00	\$127,480.00	Meets all specs., Synthetic Trans Fluid, Henke Plow	No Front Shocks
Joplin Freightliner - 108SD w/TPE Equipment	\$123,412.00	\$7,196.50	\$614.00		\$1,370.00	\$132,592.50	Meets all specs., Synthetic Trans Fluid, Henderson Plow	No Front Shocks, Henderson Plow
Joplin Freightliner - 108SD w/Henderson Equipment	<u>\$125,936.00</u>	\$5,894.00	\$710.00	\$1,398.00	\$626.00	\$134,564.00	Monroe Plow	No Front Shocks
Summit Truck Group - International WorkStar 7500	\$131,490.00	\$6,495.00	\$575.00	\$350.00	\$350.00	\$139,460.00	Front Shocks	Navistar engine
Freightliner Truck Center - 108SD/Henderson Equipment - State Spec	\$140,736.00	included	included	included	included	\$140,736.00	State Spec	
Freightliner Truck Center - 108SD/Henderson Equipment	\$130,223.00	\$6,180.00	\$1,230.00	\$2,630.00	\$510.00	\$140,773.00		
Midway Truck Center - Western Star 4700	\$137,400.00	\$8,000.00	\$690.00	\$2,159.00	\$630.00	\$148,879.00		
TriState Truck Center of Joplin - Mack Granite GU713 Hilbitt Bed	\$140,310.00	\$7,405.00	\$725.00	\$779.00	\$60.00	\$149,279.00		
TriState Truck Center of Joplin - Mack Granite GU713 Bilbeau Bed	\$143,860.25	\$7,196.50	\$614.00		\$1,370.00	\$153,040.75		



 $\frac{1}{4}$ Floor
 $\frac{3}{16}$ Side
 $\frac{3}{16}$ Trailer

EXECUTIVE SESSION

Item One: Commissioner Wood requested an executive session for a period of not more than 15 minutes to discuss matters that would be deemed privileged in the attorney-client relationship.

On motion (17-070) 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 that would be deemed privileged in the attorney-client

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relationship and to include the Board of County Commissioners, County Counselor Jim Emerson, County Appraiser John Macary, Assistant County Appraiser Zach Edwards and PVD Director David Harper via conference call.

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 10:30 AM and reconvened the Open Session at 10:45 AM with no action taken except to go back into open session.

Item Two: Commissioner Wood requested an executive session for a period of not more than 30 minutes to discuss matters involving Non-Elected Personnel.

On motion (17-071) 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 30 minutes to discuss matters involving Non-Elected Personnel and to include the Board of County Commissioners, County Counselor Jim Emerson, County Appraiser John Macary, Assistant County Appraiser Zach Edwards and Appraiser's Office Manager Jan Meredith.

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 10:46 AM and reconvened the Open Session at 11:00 AM with no action taken except to go back into open session.

MESSAGES FROM THE PUBLIC PROCLAMATION AND ORDERS OF THE BOARD NEW BUSINESS

Item One: Mr. Pyle showed the Commissioners an email from Jason VanBecelaere about the purchase price of new 911 towers. There was a discussion about increasing the insurance coverage of the towers and taking the cost for the premiums out of the 911 fund. Mr. Wood asked about the response from the other entities that are going to be billed for the building insurance premiums that are currently being paid by the county. Mr. Pyle stated that he has identified the buildings and what entities they belong to but has not yet sent out bills for the premiums. Mr. Wood was answered that the 2005/2006 vehicles were kept at full coverage and the work comp limit was increased to \$1,000,000. Mr. Pyle stated that a bill will be received for the increase in the work comp limit and the increase in the tower coverage.

Item Two: Mr. Murphy asked about the status of researching the video system for the Commission Room. Mr. Pyle stated that Mr. Jim Vinze, IT Manager has researched it and Mr. Pyle will contact him and have him come to the next meeting. Mr. Murphy discussed

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the issue of the Commissioners having a Facebook page and it was decided not to move forward with this project.

Item Three: Commissioner Moody discussed the Agreement with James River Mechanical & Electrical Service for the Chilled Water Pump Placement at the District Court Building in Pittsburg.

James River Mechanical & Electrical Service
1208 B Eaglecrest Nixa, MO 65714 Ph.(417)725-7633 Fax.(417)708-0342

PROPOSAL

DATE:02/13/2017

TO: Crawford County Kansas

PROJECT: Chilled Water Pump Replacement

For the price below this proposal includes: Installation of new chilled water pump.

JRMES will provide:

- New Bell & Gossett base mounted pump
- All piping and wiring for new pump
- Start up and check out of pump
- Rebuild of existing pump after new installation
- All labor

Price for above scope of work:

New pump: \$6468.00
Existing pump rebuild: \$2793.12
Total: \$9261.12

and is limited to that work defined by the following sections of the project specifications: None
Alternates to this proposal are:

This proposal does not include: Any work not specified above.

(IMPORTANT): This proposal incorporates by reference the terms and conditions which are attached to this document).

Customer signature below indicates acceptance of this proposal and attached terms and conditions. Subject to approval by JRMES, LLC

2/21/17
Date

Carl R. Moody
Signature

Name: Carl R. Moody

Title: Chairman

This proposal is valid until:

March 13, 2017

JRMES, LLC.

Tom Harris
Signature

Name: Tom Harris

Title: Owner

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TERMS AND CONDITIONS

By accepting this proposal, Purchaser agrees to be bound by the following terms and conditions:
Owner shall be identified as "Purchaser" under these terms and contractor shall be identified as "contractor".

1. **SCOPE OF WORK.** This proposal is based upon the use of straight time labor only. Purchaser shall not back charge contractor for any costs or expenses without contractor's written consent.
2. **INVOICING & PAYMENTS.** Terms are Net 30. Invoices not paid within 30 days of date of invoice are delinquent. A 2% per month fee will be added for delinquent payments.
3. **MATERIALS.** If the materials or equipment included in this proposal become temporarily or permanently unavailable for reasons beyond the control and without the fault of JRMES, then in the case of permanent unavailability, the time for performance of the work shall be extended to the extent thereof, and in the case of permanent unavailability, JRMES shall (a) be excused from furnishing said materials or equipment, and (b) be reimbursed for the difference between the cost of the materials or equipment permanently unavailable and the cost of a reasonably available substitute therefor.
4. **WARRANTY.** Contractor warrants products installed by under this contract and workmanship for a period of one year unless specified elsewhere.
5. **LIABILITY.** Contractor shall not be liable for any special, indirect or consequential damages arising in any manner from the equipment or material furnished or the work performed pursuant to this agreement.
6. **TAXES.** The price of this proposal does not include duties, sales, use, excise, or other similar taxes, unless required by federal, state or local law. Purchaser shall pay, in addition to the stated price; all taxes not legally required to be paid by Contractor or, alternatively, shall provide Contractor with acceptable tax exemption certificates.
7. **DELAYS.** Contractor shall not be liable for any delay in the performance of the work resulting from or attributed to acts or circumstances beyond Contractor's control, including, but not limited to, acts of God, fire, riots, labor disputes, conditions of the premises, acts or omissions of the Purchaser, Owner, or other Contractors or delays caused by suppliers or subcontractors of this contractor etc.
8. **COMPLIANCE WITH LAWS.** Contractor shall comply with all applicable federal, state and local laws and regulations and shall obtain all temporary licenses and permits required for the prosecution of the work. Licenses and permits of a permanent nature shall be procured and paid for by the Purchaser.
9. **ATTORNEYS' FEES.** Purchaser agrees that he will pay and reimburse Contractor for any and all reasonable attorneys' fees which are incurred by the contractor in the collection of amounts due and payable hereunder.
10. **INSURANCE.** Insurance coverage in excess of Contractor's standard limits will be furnished when requested and required. No credit will be given or premium paid by Contractor for insurance afforded by others.
11. **INDEMNITY.** The Parties hereto agree to indemnify each other from any and all liabilities, claims, expenses, losses or damages, including attorneys' fees, which may arise in connection with the execution of the work herein specified and which are caused, in whole or in part, by the negligent act or omission of the Indemnifying Party.
12. **OCCUPATIONAL SAFETY AND HEALTH.** The Parties hereto agree to notify each other immediately upon becoming aware of an inspection under, or any alleged violation of, the Occupational Safety and Health Act relating in any way to the project or project site.
13. **ENTIRE AGREEMENT.** This proposal, upon acceptance, shall constitute the entire agreement between the parties and supersedes any prior representations or understandings.
14. **CHANGES.** No change or modification of any of the terms and conditions stated herein shall be binding upon Contractor unless accepted by Contractor in writing.

On motion (17-072) of Commissioner Moody and the second of Commissioner Murphy to approve the Agreement with James River Mechanical & Electrical Service for the Chilled Water Pump Replacement at the Pittsburg District Court Building and authorize the Chairman to sign.

Yeas: Commissioners Moody, Murphy and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

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Item Four: Commissioner Wood stated that the Safety Meeting is at 8 in the morning at the Homer Cole Center and will last approximately 2 hours. Mr. Wood would like a sign in sheet at the meeting and to have the sign in sheet kept on file for insurance purposes. Mr. Wood reported on some work comp claim statistics. He also discussed safety sessions for all county employees. The Commissioners discussed different types of safety meetings that could be held. Mr. Wood will check with EMC to see what training sessions they have available.

Item Five: Mr. Wood addressed the County/City Luncheon scheduled for March 9. He stated that Crawford County and the City of Pittsburg will co-host at the Pittsburg Fire Station #1 and Mr. Daron Hall will take care of the agenda. The Commissioners discussed topics to go over at the meeting. Mr. Pyle has sent out information to all city clerks.

Item Six: Mr. Pyle stated that SEK Quarterly Meeting is March 16, 2017 in Oswego and the deadline to respond is March 1, 2017.

UNDER THE HEADING OLD BUSINESS

Item One: Mr. Pyle addressed break down of health insurance claims. Mr. Pyle showed a breakdown of the claims with the 2016/2017 claims divided and also Mental Health claims for 2016 broken out and retiree claims. He stated that most claims were county employees. He explained that the 2016 claims should be close to being finished. Mr. Pyle explained retiree coverages and claims. Mr. Murphy suggested contacting the retirees and let them know they might be able to get coverage elsewhere cheaper and with better coverage than they are getting at the county.

Item Two: Mr. Murphy addressed the fence at the shop. He stated that Mr. Peak was to get quotes. Mr. Murphy will contact Mr. Peak and check on the status of that project.

Item Three: Mr. Murphy showed some plans he has drawn up for sewer lines and lagoons at the fairgrounds and stated that the fair board and Mr. Towery have approved this. The Commissioners discussed the County's assistance in the cost of this system. Mr. Moody addressed the issue of the City of Girard helping with the cost of the sewer system. Mr. Murphy suggested having a meeting with the Fair Board, the Commissioners and the City of Girard and the other Commissioners agreed.

Item Four: Mr. Murphy discussed a few of the funds that are over budget.

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS

FUTURE BUSINESS:

Item One: February 24, 2017 – Mr. Dick Horton, SEK-CAP Director of Community Engagement, presenting SEK Assessment.

ANNOUNCEMENTS:

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Item One: February 22, 2017 – 8:00 AM Safety Meeting at Homer Cole Center for the Road & Bridge Department, Sign Department and Maintenance.

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 [February 21, 2017](#) meeting of the Board of Crawford County Commissioners at 11:53 AM 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.

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 2/21/2017 11:53AM/ amended BKW 2/23/17 12:20PM](#)