

Board of Crawford County Commissioners

Commissioners' Journal

2019, SEVENTH MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM  
Girard, KS Tuesday, February 5, 2019 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 Bruce Blair and Jeremy Johnson were in attendance. County Clerk Don Pyle and County Counselor Jim Emerson were seated with the Board. Chairman Moody led the pledge of allegiance.

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

**On motion (19-036)** of Commissioner Johnson and the second of Commissioner Moody that the consent agenda be approved including:

- 1. Approval of the January 29, 2019 minutes of the Board of County Commissioners.

Yeas: Commissioners Moody, Blair and Johnson

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 19	35	That the consent agenda be approved including: Approval of the January 25, 2019 minutes
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**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**

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**Item One:** Randy Chiartano, Asphalt Foreman, addressing Asphalt Bids and Bridge Inspections. Mr. Chiartano discussed how the county and the City of Pittsburg have combined forces on bidding for asphalt in order to get a better price. There was a discussion of the adjustment on 2018 asphalt prices due to a rise in the cost of asphalt oil during the summer. Mr. Chiartano was going to work with the City of Pittsburg on how to address this during the bidding process.

Mr. Chiartano wanted the commissioners to be aware that there are 5 bridges in the county that are in such poor shape that they are required to be inspected every year to see if the condition of the bridge has changed considerably. Mr. Chiartano explained that all bridges are required to be inspected every 2 years and that only the 5 in poor condition will be inspected this year. It was discussed that these 5 bridges are on roads that are seldom used and they are well marked for load limits.

**On motion (19-037)** of Commissioner Johnson and the second of Commissioner Moody to approve the Engineering Proposal from Cook, Flatt and Strobel, Engineers, PA, for the inspection of 2 Off-System Bridges for a total amount of \$800.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**Item Two:** Mr. Steve Geier, Deputy Sheriff, regarding a grant application to help with the construction costs for a radio tower in the Greenbush area. Mr. Geier explained that this application was submitted last year but that it was withdrawn when the funds were unexpectedly unavailable. They want to resubmit this application for the tower. Commissioner Moody asked Mr. Geier and Mr. VanBecelaere to explain to the other commissioners the difficulty that law enforcement, fire and emergency services have with radio reception in the west third of the county and in the northeast corner. It was discussed that the addition of this tower would help greatly with radio reception in the west portion of the county and improve the safety of the emergency responders and residents in that part of the county. Mr. VanBecelaere discussed that they think that the county can actually construct the tower for considerably less than the estimate and that Greenbush will donate the land and help with some minor costs. There was also a discussion of how the 911 funds can be used to lease radio towers from the county. Mr. Geier asked that County Counselor Jim Emerson sit in on a webinar that will provide a lot of the information on how to finalize this grant and the paperwork needed. The commissioners asked them to come back when this can be finalized.

### **PROCLAMATION AND ORDERS OF THE BOARD NEW BUSINESS**

**Item One:** County Clerk Don Pyle presenting the January 2019 Clerk's Report. Mr. Pyle stated that this report is required by statute to be submitted to the commissioners each month for their review and approval. Mr. Pyle stated that this report summarizes the total amounts spent from each fund for payroll and bills during January. There was a report that shows the changes in funds spent by each fund from the prior month. Mr. Pyle stated

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that January of each year includes a lot of annual expenses that are for the entire year such as the county's property and liability coverage.

**On motion (19-038)** of Commissioner Moody and the second of Commissioner Johnson to approve the January 2019 Clerk's Report as presented.

**On a Roll Call Vote.**

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**Item Two:** Mr. Don Pyle, County Clerk, regarding an email received from Mr. Mark Lehman, Soil Conservation District Chairman inviting the commissioners to their annual meeting at 6:00 PM on Saturday, Feb. 16, 2019.

**Item Three:** Commissioner Moody wanted the other commissioners to know that he would send a couple of employees to do some clean up along the edge of Highway 69. It was discussed that this was brought to KDOT's attention and they were not able to get it cleaned up. Commissioner Moody stated that he just wanted to get it taken care of.

### **UNDER THE HEADING OLD BUSINESS**

**Item One:** County Clerk Don Pyle regarding the appointment of individuals to the 3 open positions on the Osage Township Board. There was a short discussion of the situation and the need to fill these positions. Mr. Pyle made sure that the commissioners knew the remaining terms of each of the positions.

**On motion (19-039)** of Commissioner Blair 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 items that would be deemed privileged in the Attorney Client Relationship and to include the Board of Commissioners and County Counselor Jim Emerson.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**The open session resumed with no action taken except to go back into open session.**

The commissioners were ready to proceed with the appointment of new board members for the Osage Township Board.

**On motion (19-040)** of Commissioner Blair and the second of Commissioner Moody to appoint Mr. Clint McColm as the Treasurer for the Osage Township Board.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

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Present but not voting:

Absent or not voting:

**The motion prevailed.**

**On motion (19-041)** of Commissioner Moody and the second of Commissioner Johnson to appoint Mr. Justin Shaffer as the Clerk for the Osage Township Board.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**On motion (19-042)** of Commissioner Johnson and the second of Commissioner Moody to appoint Ms. Cherie Schenker as the Trustee for the Osage Township Board.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

The commissioners thanked everyone that submitted letters of interest for these positions and for being willing to serve on the Osage Township Board.

**Item Two:** County Clerk Don Pyle presenting the distribution of the Special Alcohol, Historical, Elderly and Parks and Recreation Funds. Mr. Pyle also wanted to address the distribution of the Intellectual Disabilities Funds. Mr. Pyle presented a report that distributes those funds based on the number of clients served.

**On motion (19-043)** of Commissioner Moody and the second of Commissioner Blair to approve the distribution of funds from the Intellectual Disabilities Fund as presented by the Crawford County Clerk.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

The commissioners discussed the distribution of the Special Alcohol Funds to Crisis Resource Center Transitional Living Center and to Crawford County Mental Health.

**On motion (19-044)** of Commissioner Moody and the second of Commissioner Johnson to approve the distribution of the 2019 Special Alcohol Funds with \$6,000 awarded to Crisis Resource Center and \$13,000 to Mental Health Center of Crawford County.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

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There was a discussion of the Parks and Recreation Funds which are also alcohol taxes that come back to the county earmarked for recreational opportunities. Commissioner Johnson discussed that he would like to see if these funds could be used to help some areas make improvements to their parks. It was discussed that the applications could be changed for next year to get additional information and possibly change how these funds are used in the communities.

**On motion (19-045)** of Commissioner Blair and the second of Commissioner Moody to approve the distribution of Parks and Recreation Funds for 2019 as presented.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

There was a discussion of the distribution of the Elderly Funds. Commissioner Moody noted that if they awarded the same amounts as in 2018 and then funded the new requests of \$500 to Frontenac Meals on Wheels and \$300 to Pawprints on the Heartland that they would still be under the budget. Commissioner Johnson was answered that leftover funds stay in the fund as a carryover.

**On motion (19-046)** of Commissioner Moody and the second of Commissioner Johnson to approve the distribution of the 2019 Elderly Funds keeping the same amounts as 2018 and adding \$500 to Frontenac Meals on Wheels and \$300 to Pawprints on the Heartland.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

There was a discussion of the Historical Funds requested. Commissioner Johnson had questions about the funding to the museums and there was a discussion of the past events that led to the development of the CVB museum grants.

**On motion (19-047)** of Commissioner Moody and the second of Commissioner Johnson to approve the distribution of the 2019 Historical Funds keeping the same amounts as 2018 except to increase the Arma Library Historical Section amount to \$250.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**Item Three:** Commissioner Johnson regarding the meetings with the City of Pittsburg and their consultants on their proposed new land use plan. Mr. Johnson discussed what has happened in the meetings that he and County Zoning Director, Troy Graham, have attended. It was discussed that Mr. Graham wants to also update the county's land use

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plan during this process. Mr. Johnson stated that it would be good to have a work session with the City of Pittsburg and their consultants to help understand the scope of this study.

**Item Four:** County Attorney Michael Gayoso wished to speak with the commissioners regarding the position of the assistant to the special drug prosecutor. That position is currently housed in Pittsburg offices and is considered a Pittsburg city employee and the county reimburses the city for half of her wages and benefits. Mr. Gayoso stated that the City of Pittsburg is concerned that when this employee moves to an office in the courthouse it might be necessary for her to be considered a county employee and for the City of Pittsburg to reimburse the county for half of her salary and benefits. Mr. Gayoso explained that this would allow her to help with other work in the office. The commissioners felt that this would be a good working arrangement for this position. They also discussed the movement of personnel to the courthouse from the judicial center and how that space will be utilized. Mr. Gayoso also informed the commissioners that the state is changing their court software which will probably make it necessary for the county to change their software which could cost several thousand dollars.

### **EXECUTIVE SESSION:**

**Item One:** Commissioner Moody requested an executive session.

**On motion (19-048)** of Commissioner Moody 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 non-elected personnel and to include the Board of Commissioners and County Counselor Jim Emerson.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**The open session resumed with no action taken except to go back into open session.**

### **UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS**

#### **FUTURE BUSINESS:**

**Item Two: February 8, 2019** – Mr. Ed Fields, Noxious Weed Director, presenting annual report.

**Item Three: February 8, 2019** – Opening of Culvert Bids

#### **ANNOUNCEMENTS:**

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

#### **MOTION TO ADJOURN**

**Item One:** Adjournment

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**On the motion** of Commissioner Moody and the second of Commissioner Johnson to adjourn the [February 5, 2019](#) meeting of the Board of Crawford County Commissioners at 11:56 AM and to reconvene at the next regularly scheduled time with open doors.

Yeas: Commissioners Moody, Blair and Johnson

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 BDPP /05/19 11:56 AM](#)