

Board of Crawford County Commissioners

Commissioners' Journal

2023, **NINTH** MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM
Girard, KS. **Tuesday, January 31, 2023 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.

Commissioners Tom Moody and Carl Wood were in attendance.

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

Chairman Blair led the Pledge of Allegiance.

UNDER THE HEADING BUSINESS FROM A PREVIOUS MEETING CONSENT AGENDA

On motion (23-052) of Commissioner Moody and the second of Commissioner Wood that the consent agenda be approved including:

1. Approval of the **January 24, 2023** minutes of the Board of County Commissioners.

Yeas: Commissioners Moody, Blair 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 23	44	That the consent agenda be approved including: Approval of the January 24, 2023 minutes
Motion 23	45	To approve the Freeman Health services Letter of Agreement to provide Occupational Health Services to Crawford County and authorize the Chairman to sign
Motion 23	46	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 board appointments and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 11:00 AM

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Motion 23	47	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 insurance divisions and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 11:16 AM
Motion 23	48	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 work for Mental Health Department and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 11:32 AM
Motion 23	49	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 jurisdiction and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 11:49 AM
Motion 23	50	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 to discuss nuisance legislation and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 12:14 PM
Motion 23	51	To approve the appointment of Commissioner Carl Wood to the CTEC Board of Directors and authorize the Chairman to sign

UNDER THE HEADING NEW BUSINESS

PROCLAMATION AND ORDERS OF THE BOARD

PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS

MESSAGES FROM CRAWFORD CO LOCAL BOARD OF HEALTH

MESSAGES FROM ELECTED OFFICIALS

MESSAGES FROM APPOINTED OFFICIALS

MESSAGES FROM OTHER GOVERNMENTAL ENTITIES

MESSAGES FROM THE PUBLIC

Item One: Mr. Wally Wilson, Ryan Insurance, addressed the Commissioners and discussed the issue of presenting the renewal for property, casualty and work comp insurance and for the lateness of presenting the renewal. He explained to the Commissioner the reasons for the delay in presenting the renewal and apologized for the delay. He addressed the meeting Friday and the remarks that were made during that meeting by another insurance company and stressed to the Commissioners the hard work and time that Ryan Insurance spends on the county insurance. Mr. Blake Barto, Ryan Insurance addressed the Commissioners and thanked the Commissioners for their business and prided Ryan Insurance on their customer service and the work they do for the county.

EXECUTIVE SESSION

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Item One: County Counselor Jim Emerson requested an executive session for 20 minutes to discuss Non-Elected Personnel.

On motion (23-053) of Commissioner Moody and the second of Commissioner Blair to recess this open session and go into a closed executive session for a period of not more than 20 minutes to discuss the Emergency Management Department under Non-Elected Personnel and to include the Board of County Commissioners, County Counselor Jim Emerson and Emergency Management Director Rusty Akins and to reconvene by 10:40 AM.

Yeas: Commissioners Moody, Wood and Blair

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

The Commissioners went into Executive Session at 10:20 AM and reconvened the Open Session at 10:40 AM with no action taken except to go back into open session.

NEW BUSINESS

Item One: County Clerk Lisa Lusker presented a Tax Roll Correction, correcting an error in the assessing of Personal Property owned by Ryan L Ashmore and to request a refund in the amount of \$223.82 from the 2021 tax rolls. Ms. Lusker explained that the 2020 Polaris should have been farm exempt.

On motion (23-054) of Commissioner Moody and the second of Commissioner Wood to approve the Tax Roll Correction, correcting an error in the assessing of Personal Property owned by Ryan L Ashmore and to request a refund in the amount of \$223.82 from the 2021 tax rolls and authorize the Chairman to sign.

Yeas: Commissioners Moody, Blair and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Two: Ms. Lusker requested a one-hour work session to discuss the Parks & Recreation, Elderly, Historical and Special Alcohol Funding requests. The Commissioners scheduled a work session on February 17, 2023 at 9:00 AM.

Item Three: County Counselor Jim Emerson presented a Notice of Intent to Vacate a Platted Alley located in Block 8 in the Town of Opolis, Crawford County, Kansas. He explained where the alley is located and stated that there is only one landowner involved. Mr. Emerson explained that it is a 20-day process from the date of the publication of the Notice of Intent to the public hearing date. Mr. Emerson stated that the public hearing is scheduled for February 28, 2023 at 10:00 AM

On motion (23-055) of Commissioner Blair and the second of Commissioner Moody to approve the publication of the Notice of Intent to Vacate a Platted Alley located in Block

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8 in the Town of Opolis, Crawford County, Kansas with a public hearing scheduled for February 28, 2023 at 10:00 AM.

Yeas: Commissioners Moody, Blair and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Four: Mr. Emerson stated that he was notified by the firm that did the county's audits that they will no longer be doing this. He stated that the firm did give a recommendation and the Commissioners can go with the recommendation or send out for proposals for the audit. The Commissioners agreed with sending out the proposals and Mr. Emerson will work on the request for proposal for the Commissioners approval before sending it out.

Item Five: Commissioner Moody addressed the proposal for a County Surveyor and Mr. Emerson stated that the proposals will go out today.

Item Six: Commissioner Wood asked about the procedure for an employee that terminates their employment with the county. Mr. Emerson stated that the department head usually handles the termination and the former employee is mailed an exit interview but not all are returned.

Item Seven: Commissioner Blair addressed tourism grants that are available and stated that County Grant Writer Gus Brunetti is checking into the grants. He stated that Mr. Brunetti will attend the meeting on Friday to give an update on grants.

OLD BUSINESS

Item One: Mr. Emerson stated that he has been working with Zoning Administrator May Smith on updating the nuisance regulations and codes court and Ms. Smith has a hard copy ready for the Commissioner to review. He said that he would like to present the hard copy to the Commissioners today to review and have an executive session to discuss it on Friday.

Item Two: Mr. Emerson addressed the ARPA draw down requests that he presented on Tuesday and Commissioner Wood would like to wait until Friday to make a decision.

EXECUTIVE SESSION continued

Item Two: Commissioner Wood requested an executive session for 15 minutes to discuss items that would be deemed privileged in the Attorney-Client Relationship. The Commissioners decided to take a 5-minute recess then go directly into executive session.

On motion (23-056) of Commissioner Blair and the second of Commissioner Moody to take a 5-minute recess and then go directly 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 to discuss legal issues and to include the Board of County

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Commissioners, County Counselor Jim Emerson and Zoning Administrator May Smith and to reconvene by 11:35 AM.

Yeas: Commissioners Moody, Blair and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

The Commissioners went into Executive Session at 11:05 AM and reconvened the Open Session at 11:13 AM with no action taken except to go back into open session.

Item Three: Commissioner Blair requested an executive session for 20 minutes to discuss items that would be deemed privileged in the Attorney-Client Relationship.

On motion (23-057) 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 to discuss Mental Health property acquisition and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 11:35 AM.

Yeas: Commissioners Moody, Blair and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

The Commissioners went into Executive Session at 11:15 AM and reconvened the Open Session at 11:29 AM with no action taken except to go back into open session.

Item Four: Commissioner Blair requested an executive session for 20 minutes to discuss items that would be deemed privileged in the Attorney-Client Relationship.

On motion (23-058) 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 to discuss Mental Health property acquisition and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 11:50 AM.

Yeas: Commissioners Moody, Blair and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

The Commissioners went into Executive Session at 11:30 AM and reconvened the Open Session at 11:50 AM with no action taken except to go back into open session.

OLD BUSINESS continued

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Item Three: County Counselor Jim Emerson presented the recommendation for rock bids from Triad Environmental Services. Mr. Emerson read the recommendations. He also read a recommendation from Triad stating that the vendors be reminded that they will be required to provide prompt loading and weighing services for the County trucks when they arrive. Likewise, the County should provide as much advance notice to the vendors of upcoming large purchases to ensure that the quarry has sufficient product and loading services on site.

On motion (23-059) of Commissioner Moody and the second of Commissioner Blair to approve the recommendations from Triad Environmental Services for the 2023 Rock Bids.

Yeas: Commissioners Moody, Blair and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS

FUTURE BUSINESS:

Item One: February 3, 2023 – 8:00 AM Work Session to discuss property, casualty and work comp insurance.

Item Two: February 3, 2023 – 9:00 AM Work Session with Mr. Matt Sanders from Oak Grove Landfill.

Item Three: February 3, 2023 – Mr. Andrew Shulte and other representatives from NextEra Energy discussing the Wolf Creek to Blackberry 345kV Transmission Line Project.

Item Four: February 7, 2023 – 9:00 AM Work Session with Ryan Insurance to discuss property, casualty and work comp insurance.

Item Five: February 10, 2023 – 9:00 AM Work Session with Mr. Mike Bodensteiner to discuss ARPA funding.

ANNOUNCEMENTS:

Item One: February 7, 2023 – Crawford County Solid Waste Planning Committee will meet from 6:00 PM to 8:00 PM at the Pittsburg Public Utilities building.

Item Two: February 9, 2023 – Kansas Association of Counties County Day at the Capitol.

UNDER THE HEADING MOTION TO ADJOURN

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MOTION TO ADJOURN

Item One: Adjournment

On the motion of Commissioner Moody and the second of Commissioner Wood to adjourn the [January 31, 2023](#) meeting of the Board of Crawford County Commissioners at 11:58 AM and to reconvene at the next regularly scheduled time with open doors.

Yeas: Commissioners Moody, Wood and Blair

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.

Lisa Lusker
County Clerk

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This submission completed at the Crawford County Courthouse in Girard.

[Taken BKW 01/31/2023 11:58 AM/amended BKW 2/1/2023 1:00 PM](#)