

Board of Crawford County Commissioners

Commissioners' Journal

2018, [FIFTY-FIRST MEETING](#)

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM

Girard, KS [Friday, July 13, 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 Tom Moody served as the presiding officer. Commissioner Carl Wood was in attendance. County Clerk Don Pyle and County Counselor Jim Emerson were seated with the Board. Vice-Chairman Moody led the pledge of allegiance.

UNDER THE HEADING BUSINESS FROM A PREVIOUS MEETING CONSENT AGENDA

On motion (18-250) of Commissioner Wood and the second of Commissioner Moody that the consent agenda be approved including:

1. Approval of the [July 10, 2018](#) minutes of the Board of County Commissioners, and
2. Approval of the accounts payable warrant numbers **583343 to 583683 dated July 13, 2018 in the total amount of \$384,264.49**, and
3. Authorizing the Chairman to sign the previous weeks' vouchers.

Yeas: Commissioners Moody and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Murphy

The motion prevailed and the consent agenda was approved.

SIGNING OF MOTIONS

The County Clerk presented the following motions for Commissioners' signatures:

Motion 18	239	That the consent agenda be approved including: Approval of the July 3, 2018 minutes
Motion 18	240	To approve the donation of \$500 from the Special Parks and Recreation Fund to the Girard 12 and under All Star Kansas Babe Ruth Champions for travel expenses to Regionals in Advance, Missouri
Motion 18	241	To affirm to the Kansas Dept. of Transportation that the 2 delayed projects in Crawford County are still a priority for Crawford County Board of Commissioners

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Motion 18	242	To open the public hearing on the Crawford County Neighborhood Revitalization Plan
Motion 18	243	To close the public hearing on the Crawford County Neighborhood Revitalization Plan
Motion 18	244	To adopt Resolution #2018-012, a Resolution Approving the Designation of Neighborhood Revitalization Areas and Adopting the 2018 Neighborhood Revitalization Plan
Motion 18	245	To approve the Kansas Housing Resource Corporation Emergency Solutions Grant (ESG) Recipient Request for Reimbursement and Financial Status Report in the amount of \$6,317.00 and authorize the Chairman to sign
Motion 18	246	To make it known that the Board hereby issues a license to “sell at retail”, cereal malt beverages from the place of business as shown in the application APPLICANT: George C Brown Post 26 “Girard American Legion Stand Fairgrounds” PREMISES: 249 E 47 Hwy, Girard, KS DATE: Beginning at 8:00 AM on August 1, 2018 and ending at 11:59 PM on August 4, 2018 (For consumption on the premises)
Motion 18	247	To recess this open session and go into a closed executive session for a period of not more than 20 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
Motion 18	248	To recess this open session and go into a closed executive session for a period of not more than 20 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 IT Director Jim Vinze and to reconvene by 12:19 PM
Motion 18	249	To recess this open session and go into a closed executive session for a period of not more than 10 minutes to discuss Non-Elected Personnel and to include the Board of County Commissioners and IT Director Jim Vinze and to reconvene by 12:26 PM

UNDER THE HEADING NEW BUSINESS

PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS

MESSAGES FROM ELECTED OFFICIALS

MESSAGES FROM APPOINTED OFFICIALS

Item One: Mr. Troy Graham, Zoning Administrator presented Resolution #2018-013, A Resolution to amend, change or modify the existing use on property and to approve a conditional land use to allow for a new development to be used as a medical clinic at 960 E 530th Ave, Pittsburg, Kansas. There was a short discussion of the items that still need to be addressed before this clinic can be constructed.

On motion (18-251) of Commissioner Wood and the second of Commissioner Moody to adopt Resolution #2018-013, A Resolution to amend, change or modify the existing use on property and to approve a conditional land use to allow for a new development to be

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used as a medical clinic at 960 E 530th Ave, Pittsburg, Kansas for E & J Investments with the stipulations that the applicant must have agreements with the City of Pittsburg in place for water service, sewer service and the driveway entrance from Centennial Ave and applicant must submit a completed site plan to the Zoning Board for approval before any building permits can be issued.

Yeas: Commissioners Moody and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Murphy

The motion prevailed.

Item Two: Mr. Graham presented Resolution #2018-014, A Resolution to amend, change or modify the existing use on property and to approve a conditional land use to allow for a new development to be used as a Deer Processing facility at 1601 W 4th St, Pittsburg, Kansas for Gene Gilmore with the stipulation that all waste/trash will remain inside the building contained in barrels with lids and only brought outside on pickup day.

On motion (18-252) of Commissioner Moody and the second of Commissioner Wood to adopt Resolution #2018-014, A Resolution to amend, change or modify the existing use on property and to approve a conditional land use to allow for a new development to be used as a Deer Processing facility at 1601 W 4th St, Pittsburg, Kansas for Gene Gilmore with the stipulation that all waste/trash will remain inside the building contained in barrels with lids and will only be brought outside on the day it is picked up.

Yeas: Commissioners Moody and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Murphy

The motion prevailed.

MESSAGES FROM OTHER GOVERNMENTAL ENTITIES

Item One: Representative Adam Lusker addressed the Commissioners and gave them an update on what is taking place at the state level in reference to Crawford County. Mr. Lusker gave the Commissioners some history on the wastewater issue that has evolved in the past few months involving the City of Frontenac, the City of Pittsburg and Sugar Creek Foods. He stated that he suggested getting all the parties together to discuss this issue and to look for solutions. Mr. Lusker stated that SugarCreek has purchased water and wastewater services from the City of Pittsburg but are charged a hefty premium since they are not located in the City of Pittsburg. Mr. Lusker stated that they have proposed a wastewater study to be 80% funded by the State of Kansas through the Department of Commerce with the remaining 20% funded locally.

Ms. Linda Grilz, Mayor of Frontenac addressed the Commissioners and told them that meetings took place in April and in June to discuss options. She stated that Sugar Creek started this conversation as they tried to make their costs easier to contain. Ms. Grilz stated that she spoke with the Mayor of Arma and also spoke to a representative from the City of Girard and both those cities are interested in having a sewer study done and that

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she has also heard that Mulberry is interested. Ms. Grilz stated that the study will help us to understand how to make this area readier for industry as we work together. Daron Hall Pittsburg City Manager, stated that Pittsburg passed a resolution in favor of a countywide wastewater study. Mr. Hall felt that finding financing for the 20% match from the local entities will not be difficult. Commissioner Wood was concerned with the scope of the project and was told that all the local entities still need to decide on the scope of the study. Mr. Moody asked about the other 20% of the cost and it was discussed that a cooperative agreement for funding could be drafted by the County, City of Frontenac and City of Pittsburg.

Mr. Michael Richardson, COO from Sugar Creek, stated that he is the 3rd Generation of his family that has worked to keep this company growing. He stated that they want their business to keep growing but they also need to help control costs so that they can remain competitive with other companies in their industry. Mr. Richardson stated that they have plans to expand in Frontenac but they need to know how their costs will be controlled as they go forward. Everyone agreed that a countywide wastewater study should be done and that all entities should have input on the scope of the project.

On motion (18-253) of Commissioner Wood and the second of Commissioner Moody to approve drafting a Cooperative Agreement for a Countywide Wastewater Study that would need to be approved prior to moving forward with the project.

Yeas: Commissioners Moody and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Murphy

The motion prevailed.

Item Two: Mr. Mac Young, District Court Administrator presenting the Fiscal Year 2019 11th Judicial District Court Budget. Mr. Young went through the budget with the Commissioners and discussed the utilities expense at the Judicial Center in Pittsburg. The Commissioners decided to review the budget and address it again at a later date.

MESSAGES FROM THE PUBLIC

Item One: Mr. Phil Rankin, MobilCom addressed the Commissioners in reference to a radio tower at 23rd Street and 69 Bypass. Mr. Rankin gave background information on his business. He stated that he did work for the previous Sheriff in the past but has not done any work for them for about 4 years. He stated that he received a notice of termination for his lease on the 23rd Street tower that he has equipment on. Mr. Rankin stated that the notice was for 180 days ending on July 15, 2018. There was a discussion that there was no charge for the lease and instead was an exchange for work done for the Sheriff's Department. It was discussed that since Mr. Rankin is no longer doing repair work for the Sheriff's department the decision was made to terminate the lease. Mr. Rankin stated that he has 30 customers that cannot get coverage in any way without the 23rd St tower and his only alternative is to build a 150 foot tower. Mr. Jason VanBecelaere, Emergency Management Director stated that MobilCom is the only business that has equipment on a county owned tower. Commissioner Wood stated that he is in favor of giving Mr. Rankin an extension of 60 days and then Mr. Rankin must

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strip the tower of all his equipment after the 60 days. Mr. Rankin asked for 90 days and it was agreed. Mr. Emerson will have a contract ready for Mr. Rankin on Monday.

On motion (18-254) of Commissioner Wood and the second of Commissioner Moody to approve giving Mr. Phil Rankin, MobilCom an additional 90 days lease on the tower and 23rd Street and the Bypass in Pittsburg with a signed contract stating that at the end of the 90 days all his equipment will be removed from the tower.

Yeas: Commissioners Moody and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Murphy

The motion prevailed.

Item Two: Ryan Insurance Agency reviewing insurance loss runs. Mr. Ryan went through the loss runs with the Commissioners. It was decided to address this issue further in an executive Session.

EXECUTIVE SESSION

Item One: County Counselor Jim Emerson requested an executive session for 60 minutes to discuss Non-Elected Personnel.

On motion (18-255) 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 60 minutes to discuss Non-Elected Personnel and to include the Board of County Commissioners, County Counselor Jim Emerson and Ray Ryan, Pam Mendicki, Mike Ryan and Wally Wilson from Ryan Insurance Agency and to reconvene by 12:50 PM.

Yeas: Commissioners Moody and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Murphy

The motion prevailed.

The Commissioners went into Executive Session at 11:50 AM and reconvened the Open Session at 12:23 PM with no action taken except to go back into open session.

PROCLAMATION AND ORDERS OF THE BOARD NEW BUSINESS

Item One: County Clerk Don Pyle informed the Commissioners that Senator Moran will be at Heartland Electric on Monday, July 16, 2018 from 8:00 AM to 9:00 AM.

Item Two: Mr. Pyle stated the he received a bill for a car purchased by Mental Health for LEPP. The Commissioner discussed which fund to use to pay for the vehicle and it was decided to speak with Mental Health before making any decisions.

UNDER THE HEADING OLD BUSINESS

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS

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FUTURE BUSINESS:

Item One: July 17, 2018 – 9:00 AM Work Session with BC/BS Representative Ms. Cristi Mitchell to discuss estimated renewal rates.

Item Two: July 17, 2018 – 10:00 AM Public Hearing on proposed assessments for street improvements for Deer Creek Acres.

Item Three: July 20, 2018 – 9:00 AM Work Session to discuss 2019 Budget.

ANNOUNCEMENTS:

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 [July 13, 2018](#) meeting of the Board of Crawford County Commissioners at 12:33 PM and to reconvene at the next regularly scheduled time with open doors.

Yeas: Commissioners Moody and Wood

Nays:

Present but not voting:

Absent or not voting: Commissioner Murphy

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 7/13/18 12:33 PM/amended BKW 7/16/18 11:00 AM](#)