

# Board of Crawford County Commissioners

## Commissioners' Journal

2019, THIRTY-FIFTH MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM  
Girard, KS Friday, May 24, 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 (19-159)** of Commissioner Johnson and the second of Commissioner Blair that the consent agenda be approved including:

1. Approval of the **May 17, 2019** minutes of the Board of County, 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 19	155	That the consent agenda be approved including: Approval of the May 14, 2019 minutes and Approval of the accounts payable warrant numbers 590570 to 591000 dated May 15, 2019 in the total amount of \$281,730.38
Motion 19	156	To approve payment to landowners for right of way easements for Bridge 205 KDOT Project Number 19 C-4911-01
Motion 19	157	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 and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 10:37 AM

## Board of Crawford County Commissioners

Motion 19	158	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 County Commissioners and County Counselor Jim Emerson and to reconvene by 10:42 AM
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### **UNDER THE HEADING NEW BUSINESS**

#### **PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS**

#### **MESSAGES FROM THE CRAWFORD COUNTY LOCAL BOARD OF HEALTH**

**Item One:** Mr. Rick Pfeiffer, Health Department Administrator, addressed updates to the Crawford County Health Department. Advisory Board Bylaws. Mr. Pfeiffer stated that the updated bylaws have been approved by the Advisory Board. He said the bylaws were originally written in 1995. He explained that KDHE requested the modification due to the Ryan White Grant requiring a no kick back clause and that needed to be added to the bylaws. Commissioner Moody stated that County Counselor Jim Emerson and the Commissioners will review the bylaws.

Mr. Pfeiffer also presented the Commissioners with his 2020 budget request and stated that he has budget work sessions scheduled with the Commissioners on June 4, 2019.

Mr. Pfeiffer presented a list of the 2019 Mental Health Governing Board Members. He also presented a list of individuals who would like to be appointed to the governing board and stated that by statute there are certain roles the governing board members must fill and he explained those roles. Mr. Pfeiffer said that after the appointment of the new members presented there will be 11 members on the governing board. Commissioner Moody was answered that normally there are 12 to 15 members on the board. The Commissioners will readdress the new appointments on June 4, 2019.

#### **MESSAGES FROM ELECTED OFFICIALS**

**Item One:** Mr. Joe Grisolano, County Treasurer, discussed the Motor Vehicle Operating Fund. He explained that this fund pays for Motor Vehicle salaries and operating expenses and that these are not levied funds but come from Motor Vehicle fees collected. He stated that per statute KSA 18-845, the balance of this fund as of December 31 of each year is to be transferred to the General Fund by June 1 of the following year. He stated that he would like to transfer all or part of the balance of \$41,289.11 from December 31, 2018 into the Motor Vehicle Office Remodel Fund. He stated that the remodel fund was established at the end of 2015 to pay for the office remodel in moving the Motor Vehicle Department to the 2<sup>nd</sup> Floor of the Courthouse and that job is finished. He explained that the remodel fund has a current balance of approximately \$19,226. Mr. Grisolano said in transferring the balance as of December 31, 2018 to the Motor Vehicle Officer Remodel fund, this would be available if needed for remodeling of the Motor Vehicle Office at the Judicial Center in Pittsburg. Mr. Grisolano explained that if the Commissioners have the need for those funds at any time, those funds could be transferred to the general fund.

## Board of Crawford County Commissioners

**On motion (19-160)** of Commissioner Moody and the second of Commissioner Johnson to approve the transfer of the balance of the Motor Vehicle Operating Fund in the amount of \$41, 289.11 to the Motor Vehicle Office Remodel Fund.

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

### MESSAGES FROM APPOINTED OFFICIALS

**Item One:** Mr. Randy Chiartano, Asphalt Foreman addressed the chip and seal oil bid. Mr. Chiartano stated that bids were received from Wright Asphalt, Coastal Energy Corp and Vance Brothers and explained each product the companies bid. He stated that Wright Asphalt was the only company that bid the CRS-TR which is the product that contains tire rubber and that bid was the lowest. Mr. Chiartano said that the county has used that product for the last few years and have been happy with it. He said that his recommendation is to go with bid from Wright Asphalt for the CRS-TR product. The commissioners and Mr. Chiartano discussed the patching work that needs to be done before chip and seal work can be done.

**On motion (19-161)** of Commissioner Johnson and the second of Commissioner Blair to approve the bid from Wright Asphalt for for chip and seal oil for 2019 as recommended by Asphalt Foreman Randy Chiartano.

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**Item Two:** Mr. Jason VanBecelaere, Emergency Management Director presented Resolution #2019-014 and Proclamation proclaiming a State of Local Disaster Emergency for Crawford County, Kansas. Mr. VanBecelaere stated that a small tornado came through the south end of Crawford County, south of Pittsburg with the main damage on Langdon Lane, South 240<sup>th</sup> Street and South 260<sup>th</sup> Street. He discussed some of the damage caused and stated that everyone in Crawford County has had electric service restored. Mr. VanBecelaere explained that all labor, material, machinery usage and anything else pertaining to work performed due to the storm damage needs to be documented in case of possible reimbursement from FEMA.

**On motion (19-162)** of Commissioner Moody and the second of Commissioner Blair to adopt Resolution #2019-014 and the Proclamation of a State of Local Disaster Emergency for Crawford County, Kansas.

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

## Board of Crawford County Commissioners

### MESSAGES FROM ELECTED OFFICIALS continued

**Item Two:** Sheriff Danny Smith addressed the Commissioners in reference to the recent storms and interagency cooperation. He explained that training takes place for disasters and the different agencies in Crawford County work together and this week those plans and training were put into action and everything went very smoothly. He listed some of the agencies that worked together this week including the Crawford County Sheriff's Office, Crawford County Emergency Management, Crawford County Road & Bridge Department, Pittsburg Police Department, Pittsburg City crews, Pittsburg Fire Department, Pittsburg Public Information Officer, Baker Fire Department, Crawford County EMS, Girard EMS, Kansas Highway Patrol and Troy Graham doing drone work. Sheriff Smith stated that he also received calls from Sheriffs around the state offering assistance and that Westar was on the scene immediately working on downed power lines. He said that in addition to those agencies there were also residents helping to clear the roads. Sheriff Smith addressed the flooding and the closing of some of the roads. Mr. VanBecelaere stated that the working relationship between the different agencies made everything go smoothly and each agency new their role in this situation. Mr. Smith thanked Mazzio's and Meg Gebhardt for helping to feed the first responders.

### MESSAGES FROM APPOINTED OFFICIALS continued

**Item Three:** Commissioner Moody asked about the plan for cleaning up debris from the storm and Mr. Ben Cannon, District 3 Road Foreman discussed the plans to clean up the roads and ditches from the flooding and storms. Commissioner Moody stated that the other road crews will assist in any way needed. Commissioner Moody also asked the public to be patient as the crews are working as fast as possible to get the roads cleared. It was discussed that this will take at least a month to haul off this debris and that crews will try to get this cleaned up as soon as possible.

### EXECUTIVE SESSION

**Item One:** County Counselor Jim Emerson requested an executive session for 15 minutes to discuss non-elected personnel from Fire District Number 1.

**On motion (19-163)** of Commissioner Johnson 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 non-elected personnel and to include the Board of County Commissioners, County Counselor Jim Emerson, Mike Ryan and Rick Wilson of Crawford County Fire District Number 1 and to reconvene by 10:57 AM.

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

The Commissioners went into Executive Session at 10:42 AM and reconvened the Open Session at 10:57 AM with no action taken except to go back into open session.

# Board of Crawford County Commissioners

## MESSAGES FROM THE PUBLIC

**Item One:** Mr. Jim Zibert, Earle's Engineering addressing Crawford County Sewer District #3 sewer line relocation. Mr. Zibert discussed some of the differences in having the sewer line relocation included in the KDOT project or by working with the engineers to bid out the project and getting this project done on our own. The Commissioners and Mr. Zibert discussed that by the county being in control of this project more local contractors will be able to bid on this project and we would have some other options available that would not be available if this is included in the KDOT project. They also discussed that if the county wants to obtain their own easements for the sewer line this will protect the county in the future. However, the process of obtaining easements will take at least a couple of months and then the plans will need to be redrawn and both of these items will also involve additional cost to the county. Mr. Zibert also discussed that he could not get a permit from KDHE to start work on this project until all of the easements are secured and documented and the plans are completed. It was discussed that KDOT needs to be notified by May 29 if the county wants to have the sewer line relocation included with their project and the plans need to be submitted to them. The Commissioners decided that they did not want to have this sewer line relocation included in the KDOT project.

**On motion (19-164)** of Commissioner Moody and the second of Commissioner Blair to approve proceeding with Option 2 on the Sewer District #3 sewer line relocation that will remove that relocation from the KDOT Arma Connection Project and to explore the process of obtaining private easements for the sewer line relocation.

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

## MESSAGES FROM OTHER GOVERNMENTAL ENTITIES PROCLAMATION AND ORDERS OF THE BOARD NEW BUSINESS

**Item One:** Commissioner Blair stated something needs to be planned to thank all the agencies that were involved in the recent storm work. All Commissioners agreed and thanked all involved for their hard work.

## UNDER THE HEADING OLD BUSINESS

**Item One:** County Clerk Don Pyle presented a schedule of the upcoming department head budget work sessions.

**Item Two:** Commissioner Johnson stated he will not be in attendance at the meetings on June 4 and June 7, 2019.

## Board of Crawford County Commissioners

**Item Three:** Commissioner Johnson stated that GNBANK recommended that Mr. Brian Blythe serve on the SEK Regional Planning Commission Economic Development Revolving Loan Fund Committee.

**On motion (19-165)** of Commissioner Blair and the second of Commissioner Moody to approve the appointment of Mr. Brian Blythe from GNBANK to serve on the SEK Regional Planning Commission Economic Development Revolving Loan Fund Committee.

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

### **EXECUTIVE SESSION (continued)**

**Item Two:** County Counselor Jim Emerson requested an executive session for 10 minutes to discuss items that would be deemed privileged in the Attorney-Client Relationship.

**On motion (19-166)** 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 10 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 11:47 AM.

Yeas: Commissioners Moody, Johnson and Blair

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

The Commissioners went into Executive Session at 11:37 AM and reconvened the Open Session at 11:44 AM with no action taken except to go back into open session.

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

#### **FUTURE BUSINESS:**

**Item One: May 31, 2019 – 8:30 AM** Work Session to review and sign May bills and payroll vouchers.

**Item Two: May 31, 2019 – 8:30 AM** Work Session to review 2020 Budget Requests with Department Heads and Elected Officials.

**Item Three: June 4, 2019 –** Mr. Mark Lehman, Chairman presenting the Conservation District Budget.

## Board of Crawford County Commissioners

**Item Four: June 4, 2019** – Mr. Rick Pfeiffer, Crawford County Mental Health Dept. Director, regarding Emergency Services.

### ANNOUNCEMENTS:

**Item One: May 27, 2019** – The Courthouse will be closed in observance of the Memorial Day Holiday.

**Item Two: May 28, 2019** – The regular session of the Board of Crawford County Commissioners is cancelled.

**Item Three: June 3, 2019 – 12:00 Noon** Filing Deadline for candidates for the 2019 City/School General Election.

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

**Item One:** Adjournment

**On the motion** of Commissioner Moody and the second of Commissioner Johnson to adjourn the [May 24, 2019](#) meeting of the Board of Crawford County Commissioners at 11:47 AM and to reconvene at the next regularly scheduled time with open doors.

Yeas: Commissioners Moody, Johnson 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.**

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**Don Pyle**  
County Clerk

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

[Taken BKW 5/29/19 11:33 AM/ amended DPP 5/30/19 10:00 AM](#)