

Board of Crawford County Commissioners

Commissioners' Journal

2017, [SEVENTIETH](#) MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM

Girard, KS [Friday, September 15, 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 (17-323) of Commissioner Moody and the second of Commissioner Murphy that the consent agenda be approved including:

1. Approval of the [September 12, 2017](#) minutes of the Board of County Commissioners, and
2. Authorizing the Chairman to sign the previous week's vouchers, and
3. Approval of the accounts payable warrant numbers **576466 to 576770 dated September 15, 2017 in the total amount of \$343,217.43.**

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	320	That the consent agenda be approved including: Approval of the September 8, 2017 minutes
Motion 17	321	To adopt the Proclamation Proclaiming Saturday, September 16, 2017 as Crawford County Mental Health Awareness Day in Crawford County, Kansas
Motion 17	322	To approve the request from the Crawford County Historical Society

Board of Crawford County Commissioners

		to put a pavilion on the south side of the property owned by Crawford County at the Historical Museum site
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UNDER THE HEADING NEW BUSINESS

PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS MESSAGES FROM THE COUNTY LOCAL BOARD OF HEALTH MESSAGES FROM APPOINTED OFFICIALS MESSAGES FROM OTHER GOVERNMENTAL ENTITIES

Item One: Mr. Devin Gorman, Interim Executive Director CVB gave an update on the CVB's activities. He explained the Occupancy Rates and Transient Guest Tax to the Commissioners. Mr. Gorman also gave the Commissioners an update on meetings and events that will be taking place in the future. He discussed the Shrine Bowl and stated that it is still scheduled for next year. He stated that he has received numerous phone calls about events still being booked and he has assured everyone that everything is processing the same since Mr. Harris has left the position. The Commissioners asked about filling the position of CVB Executive Director and Mr. Blake Benson, Chamber of Commerce President stated that the deadline for applicants to turn in resumes was a week ago today. He stated that the CVB Executive Committee has been looking over the resumes and Commissioner Murphy will participate in the interviews with the committee. Mr. Benson explained how the interview process will work and stated that he is very impressed with the applicants.

Mr. Murphy discussed the area museums and stated that he would like to conduct a meeting with all museums and work on promotions. He also discussed the Girard Museum meeting the guidelines for CVB/county funding.

Mr. Murphy discussed the Crawford County Fairgrounds and stated that he would like to see more events held at the fairgrounds. He stated that the Fair Board has indicated that they want extra events in addition to the County Fair.

MESSAGES FROM ELECTED OFFICIALS MESSAGES FROM THE PUBLIC PROCLAMATION AND ORDERS OF THE BOARD EXECUTIVE SESSION

Item One: Noxious Weed Director Ed Fields requested an executive session to discuss matters involving Non-Elected Personnel.

On motion (17-324) 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 10 minutes to discuss matters involving Non-Elected Personnel and to include the Board of County Commissioners, County Counselor Jim Emerson and Noxious Weed Director Ed Fields.

Yeas: Commissioners Moody, Murphy and Wood

Nays:

Present but not voting:

Absent or not voting:

Board of Crawford County Commissioners

The motion prevailed.

The Commissioners went into Executive Session at 10:30 AM and reconvened the Open Session at 10:39 AM with no action taken except to go back into open session.

NEW BUSINESS

Item One: Mr. Pyle stated that on September 22, 2017, Jake Rudisill from Pitt Craft Printing may be at the Commissioner Meeting to discuss ordering supplies with the new County Logo. Mr. Pyle explained Pitt Craft Printing's plans for the new logo.

Item Two: Mr. Emerson presented a Lease and Option to Purchase between First National Bank of Girard and the Crawford County Sheriff's Department for 3 sheriff's vehicles and miscellaneous equipment in the amount of \$90,437.00 at 1.74% interest for 36 months. Mr. Emerson reminded that Sheriff Dan Peak had discussed this lease purchase with the commissioners at a recent meeting.

Board of Crawford County Commissioners

Lease #10273
FID# 48-6042132

\$ 90,437.00
GL 41

LEASE AND OPTION TO PURCHASE

THIS AGREEMENT is made this 15th day of September, 2017 by and between The First National Bank of Girard, Girard, Kansas (hereinafter referred to as "Lessor"), and the Crawford County Sheriff's Department (hereafter called "Lessee").

WITNESSETH:

WHEREAS, the Lessee wishes to obtain the use and benefit of the below described equipment which it does not own through an agreement with the Lessor; and

WHEREAS, the Lessor desires to provide the funding which will make the purchase of equipment possible.

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein, the parties agree as follows:

1. The Lessor agrees to lease to the Lessee the following described property:
 - A. (1) 2018 Ford Special Service F150 4x4, 4 Door Truck, VIN: XX8795
 - B. (2) 2017 Ford Police Pursuit Explorers AWD, VIN's: To Be Provided at Receipt of Invoices
 - C. Miscellaneous Equipment as listed on invoices.
2. The Lessor makes no warranty or representation, either expressed or implied, as to the value, design, condition, merchantability or fitness for particular purpose or fitness for use of the equipment, or warranty with respect thereto. In no event shall the Lessor be liable for any incidental, indirect, special or consequential damage in connection with or arising out of this agreement or the existence, furnishing, functioning or the Lessee's use of the equipment or any item thereof or services provided. Further, the Lessee agrees to hold the Lessor harmless for any said damage arising out of this Agreement or the existence, furnishing, functioning or the Lessee's use of the equipment or any item thereof or service provided.
3. At its own expense, the Lessee shall cause casualty and liability insurance to be carried or maintained on the equipment sufficient to protect the Full Insurable Value (meaning the full replacement value (new) of the equipment or the then applicable purchase price, whichever is less). All insurance shall name the Lessee and the Lessor as loss payees as their respective interest may appear.
4. At its own expense, the Lessee shall pay all taxes owed on said equipment, if any, and agrees to hold the Lessor harmless from the payment of any said taxes.
5. The term of this Lease shall commence this day, and shall continue for a period of thirty six (36) months, which shall be no later than September 1st, 2020 ("Termination Date") unless terminated pursuant to Paragraph 7 below.

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LEASE AND OPTION TO PURCHASE
Crawford County Sheriff Department
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6. The Lessee shall pay a monthly rent for the lease of said equipment in the amount of \$2,578.38 beginning October 1st, 2017 and to continue each and every month until termination date. On termination, September 1st, 2020 the final payment shall be approximately \$2,576.04.

The Lessee is obligated only to pay periodic payments or annual installments under this lease as may lawfully be made from (a) funds budgeted and appropriated for that purpose during the County's current budget year or (b) funds made available from any lawfully operated revenue producing source.

- a. Cash purchase price: \$90,437.00
 - b. The initial advance of this lease purchase shall be \$61,697.00 with the balance of the lease agreement available to advance upon receipt of invoices not to exceed the total lease purchase of \$90,437.00
 - c. Annual average effective interest cost: 1.740% APR
 - d. Service, maintenance, insurance and other charges; None
7. The Lease term will terminate upon the earliest occurrence of either of the following events:
 - (a) The expiration of the Lease Term on the Termination Date, with the Lessee having the right to purchase the equipment as described in paragraph 8.
 - (b) In the event sufficient funds shall not be budgeted and appropriated by the Lessee for any Fiscal Year sufficient in the amount to provide for the rental required hereunder for such fiscal year in order to continue the leasing of the equipment, or for any other obligation of the Lessee under this lease during the lease term, then the Lessee shall terminate this lease pursuant to this subsection by so notifying the Lessor; and the Lessee shall not be obligated to make payments of the rental required by this lease beyond the end of the period for which the Lessee has budgeted therefore subsequent to the end of the then current fiscal year. The Lessee agrees to deliver written notice to the Lessor of a termination of the lease under provisions of this subsection within thirty (30) days after the Lessee's failure to budget and appropriate for the rental in the ordinary course of its business, and the Lessee shall surrender the equipment to the Lessor on the last day of the last period for which moneys for the payment of the rental have been appropriated and/or made. In the event the Lessee fails to make the required rental when it becomes due or within a reasonable time thereafter, or terminates the lease pursuant to this paragraph, the exclusive remedy of the Lessor shall be to enter and remove the equipment from the County premises and to retain all sums previously paid by Lessee. In the event Lessee terminates this agreement pursuant to this paragraph, Lessee shall not expend funds for equipment similar to the subject equipment for one (1) year.

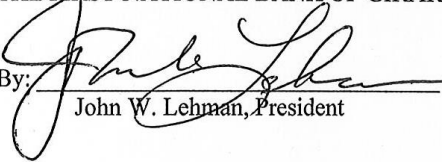
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8. Provided the Lessee is not in default hereunder, it may elect to purchase the said equipment at the end of the term of this agreement for the purchase price of One Dollars and No/100 (\$1.00).
9. This agreement shall not be modified, altered, changed or amended in any respect unless in writing and signed by both parties.

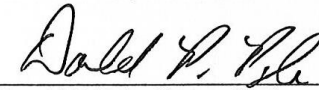
IN WITNESS WHEREOF, the parties hereto have executed this agreement this 15th day of September, 2017, the same shall be considered binding upon both parties and shall remain in full force and effect unless and until canceled according to the terms of this agreement.

THE FIRST NATIONAL BANK OF GIRARD, KANSAS

By: 
John W. Lehman, President

BOARD OF COUNTY COMMISSIONERS:


Carl R. Wood, Chairman


Donald P. Pyle, County Clerk

Board of Crawford County Commissioners

The First National Bank of Girard

Amortization Schedule

Loan Amount: \$90,437.00 Rate: 1.740% Term: 36 (Months)

No	Date	Payment	Interest	Principal	Balance	Cumulative Interest
1	10/01/2017	\$2,578.38	\$68.97	\$2,509.41	\$87,927.59	\$68.97
2	11/01/2017	\$2,578.38	\$129.94	\$2,448.44	\$85,479.15	\$198.91
3	12/01/2017	\$2,578.38	\$122.24	\$2,456.14	\$83,023.01	\$321.15
4	01/01/2018	\$2,578.38	\$122.69	\$2,455.69	\$80,567.32	\$443.84
5	02/01/2018	\$2,578.38	\$119.06	\$2,459.32	\$78,108.00	\$562.90
6	03/01/2018	\$2,578.38	\$104.25	\$2,474.13	\$75,633.87	\$667.15
7	04/01/2018	\$2,578.38	\$111.77	\$2,466.61	\$73,167.26	\$778.92
8	05/01/2018	\$2,578.38	\$104.63	\$2,473.75	\$70,693.51	\$883.55
9	06/01/2018	\$2,578.38	\$104.47	\$2,473.91	\$68,219.60	\$988.02
10	07/01/2018	\$2,578.38	\$97.56	\$2,480.82	\$65,738.78	\$1,085.58
11	08/01/2018	\$2,578.38	\$97.14	\$2,481.24	\$63,257.54	\$1,182.72
12	09/01/2018	\$2,578.38	\$93.48	\$2,484.90	\$60,772.64	\$1,276.20
13	10/01/2018	\$2,578.38	\$86.91	\$2,491.47	\$58,281.17	\$1,363.11
14	11/01/2018	\$2,578.38	\$86.12	\$2,492.26	\$55,788.91	\$1,449.23
15	12/01/2018	\$2,578.38	\$79.78	\$2,498.60	\$53,290.31	\$1,529.01
16	01/01/2019	\$2,578.38	\$78.75	\$2,499.63	\$50,790.68	\$1,607.76
17	02/01/2019	\$2,578.38	\$75.05	\$2,503.33	\$48,287.35	\$1,682.81
18	03/01/2019	\$2,578.38	\$64.45	\$2,513.93	\$45,773.42	\$1,747.26
19	04/01/2019	\$2,578.38	\$67.64	\$2,510.74	\$43,262.68	\$1,814.90
20	05/01/2019	\$2,578.38	\$61.87	\$2,516.51	\$40,746.17	\$1,876.77
21	06/01/2019	\$2,578.38	\$60.21	\$2,518.17	\$38,228.00	\$1,936.98
22	07/01/2019	\$2,578.38	\$54.67	\$2,523.71	\$35,704.29	\$1,991.65
23	08/01/2019	\$2,578.38	\$52.76	\$2,525.62	\$33,178.67	\$2,044.41
24	09/01/2019	\$2,578.38	\$49.03	\$2,529.35	\$30,649.32	\$2,093.44
25	10/01/2019	\$2,578.38	\$43.83	\$2,534.55	\$28,114.77	\$2,137.27
26	11/01/2019	\$2,578.38	\$41.54	\$2,536.84	\$25,577.93	\$2,178.81
27	12/01/2019	\$2,578.38	\$36.57	\$2,541.81	\$23,036.12	\$2,215.38
28	01/01/2020	\$2,578.38	\$34.04	\$2,544.34	\$20,491.78	\$2,249.42
29	02/01/2020	\$2,578.38	\$30.28	\$2,548.10	\$17,943.68	\$2,279.70
30	03/01/2020	\$2,578.38	\$23.95	\$2,554.43	\$15,389.25	\$2,303.65
31	04/01/2020	\$2,578.38	\$22.74	\$2,555.64	\$12,833.61	\$2,326.39
32	05/01/2020	\$2,578.38	\$18.35	\$2,560.03	\$10,273.58	\$2,344.74
33	06/01/2020	\$2,578.38	\$15.18	\$2,563.20	\$7,710.38	\$2,359.92
34	07/01/2020	\$2,578.38	\$11.02	\$2,567.36	\$5,143.02	\$2,370.94
35	08/01/2020	\$2,578.38	\$7.60	\$2,570.78	\$2,572.24	\$2,378.54
36	09/01/2020	\$2,576.04	\$3.80	\$2,572.24	\$0.00	\$2,382.34

On motion (17-325) of Commissioner Moody and the second of Commissioner Murphy to approve the Lease and Option to Purchase between First National Bank of Girard and the Crawford County Sheriff's Department for 3 sheriff's vehicles and miscellaneous equipment in the amount of \$90,437.00 at 1.74% interest for 36 months and authorize the Chairman to sign.

Yeas: Commissioners Moody, Murphy and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Three: Mr. Murphy stated that on September 22, 2017 there will be a grand opening of new grocery store at 10:00 AM in McCune and stated that he plans to attend and will be late for the Commission Meeting that day. It was decided that Commissioner Murphy will represent the Commissioners at the grand opening.

Board of Crawford County Commissioners

Item Four: Mr. Moody stated he received a call from a landowner trying to clean up a piece of property he purchased. The landowner had found approximately 100 old tires on the property and would like to know where he can dispose of them. It was decided to have the landowner contact Zoning Administrator Troy Graham and have Mr. Graham contact Mr. Medina at KDHE.

Item Five: Mr. Wood stated that he spoke to Ms. Minton from the Crawford County Museum and Ms. Minton stated that the museum will have a ground breaking for the new pavilion and wanted to invite the Commissioners to attend. Mr. Wood will get a definite date and inform the other Commissioners.

Item Six: Mr. Wood addressed the Centennial Bridge. The Commissioners discussed what progress has taken place on the bridge.

Item Seven: Mr. Wood stated the crews are working on paving the Homer Cole Center Parking Lot.

UNDER THE HEADING OLD BUSINESS

Item One: Mr. Murphy addressed pickup trucks for the Road and Bridge crews. He stated that his crew has a truck that the frame is rusted and not safe to drive and another truck almost as bad. Mr. Wood stated that he is working on getting trucks for the foremen. The commissioners discussed getting new trucks for their foremen and Mr. Murphy is requesting an additional truck. Mr. Wood and Mr. Murphy will look into trucks.

Item Two: Mr. Murphy discussed removing the parking concrete barriers and the metal railing in the Courthouse parking lot. Mr. Moody stated he was concerned with vehicles driving on the lawn if the barriers and railing is not there. It was decided to leave the railing and paint it white and keep the barriers. Mr. Murphy stated that Mr. Chiartano needs to know the plans before the paving starts on the parking lot.

Item Three: The Commissioner discussed the courthouse lawn. The Commissioners discussed with Mr. Fields how to keep the lawn in better shape. There was a discussion on having the County Employees do the mowing. Mr. Wood felt that the mowing company is harming the grass by mowing early in the morning and it was decided to have Mr. Gorentz contact the lawn company and request that they do not mow in the morning.

EXECUTIVE SESSION cont'd

Item Two: Noxious Weed Director Ed Fields requested an executive session to discuss matters involving Non-Elected Personnel.

On motion (17-326) 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 5 minutes to discuss matters involving Non-Elected Personnel and to include the Board of County Commissioners, County Counselor Jim Emerson and Noxious Weed Director Ed Fields.

Board of Crawford County Commissioners

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 11:07 AM and reconvened the Open Session at 11:10 AM with no action taken except to go back into open session.

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS

FUTURE BUSINESS:

Item One: September 19, 2017 – Mr. Mac Young, Community Corrections Administrative Director presenting the Community Corrections Fiscal Year 2017 Year End Outcome.

Item Two: September 19, 2017 –Representatives from IMA Consulting discussing health insurance options after the regular session.

Item Three: September 26, 2017 – 9:00 AM Work Session to discuss Neighborhood Revitalization.

ANNOUNCEMENTS:

Item One: September 16, 2017 – Brighter Days, Crawford County Mental Health Awareness Day starting at 8:00 AM at the Plaster Center.

Item Two: September 18, 2017 – Economic Development Committee Meeting at the City of Frontenac at 5:30 PM.

UNDER THE HEADING MOTION TO ADJOURN MOTION TO ADJOURN

Item One: Adjournment

On the motion of Commissioner Moody and the second of Commissioner Murphy to adjourn the [September 15, 2017](#) meeting of the Board of Crawford County Commissioners at 11:12 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.

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 9/15/17 11:12 AM/amended BKW 9/18/17 2:30 PM](#)