

# Board of Crawford County Commissioners

## Commissioners' Journal

2023, **SIXTY-FOURTH** MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM  
Girard, KS. **Tuesday, August 29, 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 (23-337)** of Commissioner Moody and the second of Commissioner Wood that the consent agenda be approved including:

1. Approval of the **August 25, 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	333	That the consent agenda be approved including: Approval of the August 22, 2023 minutes of the Board of County Commissioners
Motion 23	334	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 involving security measures regarding communications and to include the Board of County Commissioners, County Counselor Jim Emerson, and Communications Director Tim Mikrut and to reconvene by 10:21 AM

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Motion 23	335	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 regarding the Crawford County Health Department and to include the Board of County Commissioners, County Counselor Jim Emerson, and Sheriff Danny Smith and to reconvene by 10:31 AM
Motion 23	336	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 regarding the Crawford County Mental Health Department and to include the Board of County Commissioners, County Counselor Jim Emerson, and Sheriff Danny Smith and to reconvene by 10:52 AM

### UNDER THE HEADING NEW BUSINESS

#### EXECUTIVE SESSION

**Item One:** County Counselor Jim Emerson requested an executive session for 15 minutes to discuss Non-Elected Personnel.

**On motion (23-338)** 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 15 minutes to discuss Non-Elected Personnel regarding the Crawford County Mental Health Department and to include the Board of County Commissioners, County Counselor Jim Emerson, and Mental Health Director Heather Spaur and to reconvene by 10:20 AM.

Yeas: Commissioners Wood, Blair, and Moody

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

The Commissioners went into Executive Session at 10:05 AM and reconvened the Open Session at 10:14 AM with no action taken except to go back into open session.

#### **PROCLAMATION AND ORDERS OF THE BOARD MESSAGES FROM CRAWFORD CO LOCAL BOARD OF HEALTH PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS MESSAGES FROM APPOINTED OFFICIALS**

**Item One:** Mental Health Director Heather Spaur presenting Resolution #2023-013, A Resolution on Stepping Up to Reduce the Number of People with Mental Illnesses in Jails. Ms. Spaur handed out information on the program and asked the Commissioners to support. She explained the Resolution. Ms. Spaur then introduced the Director of Crisis Services Christy Perez who discussed the role of the employee who is located directly within the Crawford County Jail and how this has worked along with the resolution being presented. Sheriff Danny Smith also spoke on how he believes this program has been beneficial and that he believes this resolution will help to reduce the number of arrests of people with mental illness and will also assist with them getting the help the need outside of jail as well.

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**On motion (23-339)** of Commissioner Moody and the second of Commissioner Wood to adopt Resolution #2023-013, A Resolution on Stepping Up to Reduce the Number of People with Mental Illnesses in Jails.

Yeas: Commissioners Moody, Blair, and Wood

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

### **MESSAGES FROM THE PUBLIC**

### **MESSAGES FROM ELECTED OFFICIALS**

### **MESSAGES FROM OTHER GOVERNMENTAL ENTITIES**

### **NEW BUSINESS**

**Item One:** County Clerk Lisa Lusker presented an application for a 2023 Cereal Malt Beverage License for Stephen Hipfl “Ol Yale Farms”, to allow them to sell cereal malt beverages for consumption on the premises. Mr. Lusker stated that notices have been sent to the Sheriff, Zoning Administrator, County Attorney, and the Township Clerk and that they were given and there were no objections to the licenses.

**On motion (23-340)** of Commissioner Moody and the second of Commissioner Wood to make it known that the matter of issuing a license to the applicant(s) listed below was discussed and considered by the Board, and there being no objection filed as provided by law and the Board knowing of no reason why a license should not be issued, the board hereby issues a license to “sell at retail”, cereal malt beverages in broken case lots from the place of business as shown in the application as designated and described on the application as herein before set out, and that the County Clerk be hereby authorized and directed to execute the proper license which shall be signed by the Chairman of the Board of County Commissioners and the County Clerk of Crawford County, Kansas.

### **2023 Cereal Malt Beverage Licenses**

**APPLICANT:** Steve Hipfl “Ol Yale Farms”

**PREMISES:** 306 S 250<sup>th</sup> St, Pittsburg, KS 66762

**(For consumption on the premises)**

Yeas: Commissioners Moody, Blair, and Wood

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 20 minutes to discuss items that would be deemed privileged in the Attorney-Client Relationship.

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**On motion (23-341)** of Commissioner Moody and the second of Commissioner Wood 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 to discuss Health Department contract and to include the Board of County Commissioners, County Counselor Jim Emerson, Health Department Director Debra Anthony, and Maintenance Supervisor Robert Gorentz and to reconvene by 10:49 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 10:29 AM and reconvened the Open Session at 10:40 AM with no action taken except to go back into open session.**

**Item Three:** County Counselor Jim Emerson requested an executive session for 15 minutes to discuss Non-Elected Personnel.

**On motion (23-342)** 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 Non-Elected Personnel regarding the Maintenance Department and to include the Board of County Commissioners, County Counselor Jim Emerson, Mr. Robert Gorentz, and Mr. Aaron Crozier and to reconvene by 10:55 AM.

Yeas: Commissioners Wood, Blair, and Moody

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

The Commissioners went into Executive Session at 10:40 AM and reconvened the Open Session at 10:55 AM with no action taken except to go back into open session.

### **NEW BUSINESS continued**

**Item Two:** Mr. Emerson addressed the bids for the Health Department remodel project. He stated the bids were all higher than budget and that they will be working with Tri-State Building which presented the lowest bid. He mentioned that Mr. Robert Gorentz and Mrs. Debra Anthony are working with them to see about cutting out some items to bring the cost down.

**On motion (23-343)** of Commissioner Moody and the second of Commissioner Wood to approve the bid from Tri-State Building and Supply Co Inc for the Health Department remodel project and authorize the Chairman to sign.

Yeas: Commissioners Moody, Blair, and Wood

Nays:

Present but not voting:

Absent or not voting:

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**The motion prevailed.**

**Item Three:** Mr. Emerson presented the ARPA draw down request for August 2023.

**On motion (23-344)** of Commissioner Moody and the second of Commissioner Wood to approve the ARPA Drawdown for August 2023.

Yeas: Commissioners Moody, Blair, and Wood

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**Item Four:** Mr. Emerson addressed the Blessing of the First Responders and stated that he received a request from Mr. Scotty Thomas from Crawford County Fire District #4 for permission to use courthouse lawn for this event on Sunday, September 10, 2023 at 10:00 AM and also requested a donation from the county in the amount of \$300. The Commissioners approved the use of the courthouse lawn and the Commissioners agreed to each donate \$100 of their own money for the event.

**On motion (23-345)** of Commissioner Blair and the second of Commissioner Moody to approve the use of the courthouse lawn for the Blessing of the First Responders on Sunday, September 10, 2023.

Yeas: Commissioners Moody, Blair, and Wood

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

**Item Five:** Mr. Emerson discussed a problem with the boiler at the Courthouse and stated it is needing replaced. He also mentioned that the whole filtration system needs considered as well with this. Mr. Emerson stated they have a quote from Design Mechanical Inc. He said that Mr. Gorentz recommended approval of the quote for a new boiler and a filtration system.

**On motion (23-346)** of Commissioner Wood and the second of Commissioner Moody to approve the quote from Design Mechanical Inc for a new boiler and a filtration system for the Courthouse and authorize the Chairman to sign.

Yeas: Commissioners Moody, Blair, and Wood

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

### OLD BUSINESS

**Item One:** Ms. Lusker would like another work session to discuss the budget on Friday September 1, 2023 at 8:30 AM. The Commissioners agreed.

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### EXECUTIVE SESSION continued

**Item Four:** 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 (23-347)** 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 10 minutes to discuss items that would be deemed privileged in the Attorney-Client Relationship to discuss the SEK Recycling Center and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 11:20 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 11:10 AM and reconvened the Open Session at 11:18 AM with no action taken except to go back into open session.**

**Item Five:** County Counselor Jim Emerson requested an executive session for 15 minutes to discuss items that would be deemed privileged in the Attorney-Client Relationship.

**On motion (23-348)** 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 Codes Court and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 11:33 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 11:18 AM and reconvened the Open Session at 11:25 AM with no action taken except to go back into open session.**

### OLD BUSINESS continued

**Item Two:** Commissioner Blair mentioned the landfill was being worked on in preparation of the inspection scheduled for September 6<sup>th</sup> and 7<sup>th</sup>. He stated he discussed with them a list of things that are currently being worked on. Commissioner Wood brought up another location that the County no longer owns but asked if they are still responsible for caring for the hot spots on that land. Mr. Emerson explained the county is responsible for 30 years or until released by KDHE and that the County still has 4 years minimum left on their contract with KDHE.

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### EXECUTIVE SESSION continued

**Item Six:** Commissioner Blair requested an executive session for 15 minutes to discuss Non-Elected Personnel.

**On motion (23-349)** 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 Non-Elected Personnel regarding EMS and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 11:44 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 11:29 AM and reconvened the Open Session at 11:45 AM with no action taken except to go back into open session.**

### UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS

#### FUTURE BUSINESS:

**Item One: September 1, 2023 – 8:30 AM** Work Session on the 2024 County Budget.

**Item Two: September 1, 2023 – 9:30 AM** Work session with the 3 Road Foremen and Sign Foreman Dale Shireman in regards to striping and chip and seal.

#### ANNOUNCEMENTS:

**Item One: September 4, 2023-** Crawford County Courthouse will be closed in observance of the Labor Day Holiday.

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

**Item One:** Adjournment

**On the motion** of Commissioner Moody and the second of Commissioner Wood to adjourn the [August 29, 2023](#) 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, Blair, and Wood

Nays:

Present but not voting:

Absent or not voting:

**The motion prevailed.**

## Board of Crawford County Commissioners

**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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**Lisa Lusker**  
County Clerk

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

Taken RJA 8/30/23 12:15 PM/amended BKW 8/30/2023 2:00 PM