

Board of Crawford County Commissioners

Commissioners' Journal

2022, [EIGHTY-NINTH](#) MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM
Girard, KS, **Tuesday, December 27, 2022 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 Commissioner Jeremy Johnson were in attendance.

County Clerk Lisa Lusker 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 (22-466) of Commissioner Johnson and the second of Commissioner Blair that the consent agenda be approved including:

1. Approval of the **December 20, 2022** minutes of the Board of County Commissioners.

Yeas: Commissioners Moody, Blair and Johnson

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 22	457	That the consent agenda be approved including: Approval of the December 16, 2022 minutes
Motion 22	458	To approve the Contract for Services between Crawford County, Kansas, the Crawford County Convention and Visitors Bureau and the Pittsburg Area Chamber of Commerce for 2023 and authorize the Chairman to sign
Motion 22	459	To make it known that the board hereby issues a license to "sell at retail", cereal malt beverages place of business as shown in the application APPLICANT: "Jo's One Stop" PREMISES: 401 N 69 Hwy Arma, KS (For sale in original and unopened containers and not for consumption on the premises) APPLICANT: Kim Brewer

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		“Countryside Golf Course” PREMISES: 469 E 520th Ave, Pittsburg, KS (For consumption on the premises) APPLICANT: “Chicken Mary’s Restaurant LLC” PREMISES: 1133 E 600th Ave Pittsburg, KS (For consumption on the premises)
Motion 22	460	To recess this open session and go into a closed executive session for a period of not more than 15 minutes to discuss the 911 Department under Non-Elected Personnel and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 10:35 AM
Motion 22	461	To recess this open session and go into a closed executive session for a period of not more than 30 minutes to discuss the 911 Department under Non-Elected Personnel and to include the Board of County Commissioners, County Counselor Jim Emerson and Communications Director Tim Mikrut and to reconvene by 11:02 AM
Motion 22	462	To recess this open session and go into a closed executive session for a period of not more than 15 minutes to discuss the 911 Department under Non-Elected Personnel and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 11:05 AM
Motion 22	463	To approve the Contract with Blue Cross and Blue Shield for 2023 and authorize the Chairman to sign
Motion 22	464	To approve the purchase of a Weiler P385C Asphalt Paver and an Air Compressor Crack Sealer that was originally approved in the Commission meeting held December 13, 2022 and authorize the County Counselor to go out for a lease purchase
Motion 22	465	To close the Courthouse on Friday, December 23, 2022

UNDER THE HEADING NEW BUSINESS

PROCLAMATION AND ORDERS OF THE BOARD

PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS

Item One: Public Hearing on the 2022 Crawford County Amended Budget. County Clerk Lisa Lusker handed out the amended budget.

On motion (22-467) of Commissioner Blair and the second of Commissioner Johnson to open the Public Hearing on the 2022 Crawford County Amended Budget.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

There was no public comment.

On motion (22-468) of Commissioner Moody and the second of Commissioner Johnson to close the Public Hearing on the 2022 Crawford County Amended.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

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Present but not voting:

Absent or not voting:

The motion prevailed.

County Counselor Jim Emerson explained that this is a routine year end clean up on the budget and each year there are funds that need to be amended in the budget. He explained that this is not giving authority to raise extra money through ad valorem tax but simply to increase expenditures in which there is revenue to offset the expenditures. He discussed some of the funds that are being amended and the reason for amending.

On motion (22-469) of Commissioner Blair and the second of Commissioner Moody to approve 2022 Crawford County Amended Budget as published.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

**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
NEW BUSINESS**

Item One: County Clerk Lisa Lusker presented an application for a 2023 Cereal Malt Beverage License for Mary E Gebhardt “Gebhardt’s Chicken Dinners” to allow them to sell cereal malt beverages for consumption on the premises. Ms. Lusker stated that notices have been sent to the Sheriff, Zoning Administrator, County Attorney and the Township Clerk and all responded that they had no issue with this application.

On motion (22-470) of Commissioner Johnson and the second of Commissioner Blair 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.

APPLICANT: Mary E Gebhardt “Gebhardt’s Chicken Dinners”

PREMISES: 124 N 260th St, Mulberry, KS

(For consumption on the premises)

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

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Absent or not voting:

The motion prevailed.

Item Two: County Counselor Jim Emerson addressed the swearing in ceremony for the newly elected officials. Ms. Lusker stated that the ceremony will take place on Monday, January 9, 2023 with the Reorganizational Meeting taking place immediately after the swearing in ceremony. Mr. Emerson stated that Mr. Bill Brady from Capitol Strategies will be here during the regular session on January 9, 2023.

Item Three: Commissioner Blair discussed the applications for the small child care ARPA funding and Mr. Emerson stated that the applications have been sent out. Commissioner Blair discussed the Health Department receiving the information so there are no businesses that miss the opportunity to apply for the funding.

EXECUTIVE SESSION

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

On motion (22-471) 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 20 minutes to discuss items that would be deemed privileged in the Attorney-Client Relationship to discuss ARPA funding and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 10:35 AM.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

The Commissioners went into Executive Session at 10:15 AM and reconvened the Open Session at 10:29 AM with no action taken except to go back into open session.

On motion (22-472) of Commissioner Johnson and the second of Commissioner Moody to recess this open session for a period of 5 minutes.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

The meeting reconvened at 10:28 AM.

OLD BUSINESS

Item One: The Commissioner discussed ARPA child care funding. Mr. Emerson discussed the details of the contract on the original money which is the \$200,000. He explained how the funds are disbursed to each provider and what requirements need to be

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met for the providers to be reimbursed for the funds they have spent. The Commissioners discussed doing an audit of the funds expended. The Commissioners also discussed the child care centers and their licensing and how they are licensed through KDHE. Mr. Emerson stated that the money can be allotted on percentage basis and also spoke about reallocating the money if the proposed childcare slots available are not met. Commissioner Johnson discussed the total amount of funds remaining and the amount of funds set aside for each provider. Commissioner Blair stated there is a letter of intent in giving the old ATC building in Girard to SEK-CAP, when the new treatment center is completed. Commissioner Johnson said that ultimately the goal is the create new child care slots in the county. Commissioner Blair stated that Crawford County spent their ARPA funding on childcare when a majority of the counties in Kansas kept the money and padded the budgets and gave raises with the funds.

On motion (22-473) of Commissioner Blair and the second of Commissioner Moody to approve the allocation as discussed for the large child care centers and donating the ATC building in Girard to SEK-CAP as part of their allocation, pending the contracts.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

EXECUTIVE SESSION continued

Item Two: Commissioner Moody requested an executive session for 20 minutes to discuss Non-Elected Personnel.

On motion (22-474) 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 20 minutes to discuss the Road & Bridge Department under Non-Elected Personnel and to include the Board of County Commissioners and County Counselor Jim Emerson and to reconvene by 11:05 AM.

Yeas: Commissioners Moody, Blair and Johnson

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

The Commissioners went into Executive Session at 10:45 AM and reconvened the Open Session at 11:05 AM with no action taken except to go back into open session.

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS

FUTURE BUSINESS:

Item One: January 3, 2023 – Mr. Wayne Gudmonson & Mr. Peter Van Sickle from the Kansas Department of Transportation discussing the Highway 160 Expansion.

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ANNOUNCEMENTS:

Item One: December 30, 2022 – The Regular Session of the Board of County Commissioner is cancelled.

Item Two: December 30, 2022 – The Courthouse will close at 10:00 AM due to the year-end audit and the Motor Vehicle Department in the Courthouse and the Motor Vehicle Department in the Judicial Center in Pittsburg will be closed all day. The Register of Deeds Office will be open until 10:00 AM but will not accept any recordings due to software updates.

Item Three: January 2, 2023 – The Courthouse will be closed in observance of the New Year's Holiday.

UNDER THE HEADING MOTION TO ADJOURN MOTION TO ADJOURN

Item One: Adjournment

On the motion of Commissioner Johnson and the second of Commissioner Blair to adjourn the [December 27, 2022](#) meeting of the Board of Crawford County Commissioners at 11:07 AM and to reconvene at the next regularly scheduled time with open doors.

Yeas: Commissioners Moody, Blair and Johnson

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 12/27/22 11:07 AM/amended BKW 12/28/2022 10:00 AM