

Board of Crawford County Commissioners

Commissioners' Journal

2019, **FIRST** MEETING

CRAWFORD COUNTY COURTHOUSE, COMMISSIONERS' BOARD ROOM
Girard, KS **Friday, January 4, 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 Jeff Murphy served as the presiding officer.

Commissioners Tom Moody and Carl Wood were in attendance.

County Clerk Don Pyle and County Counselor Jim Emerson were seated with the Board.

Chairman Murphy led the pledge of allegiance.

UNDER THE HEADING BUSINESS FROM A PREVIOUS MEETING CONSENT AGENDA

On motion (19-001) of Commissioner Moody and the second of Commissioner Wood that the consent agenda be approved including:

1. Approval of the **December 28, 2018** minutes of the Board of County Commissioners, and
2. Authorizing the Chairman to sign the previous week's vouchers.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed and the consent agenda was approved.

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

Motion 18	450	That the consent agenda be approved including: Approval of the December 21, 2018 minutes
Motion 18	451	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: Jo's One Stop LLC PREMISES: 401 N 69 Hwy, Arma KS 66712 (For sale in original and unopened containers and not for consumption on the premises) APPLICANT: Mary E Gebhardt "Gebhardt's Chicken Dinners" PREMISES: 124 N 260th St, Mulberry KS 66756 (For consumption on the premises) APPLICANT: Kim Brewer "Countryside Golf Course" PREMISES: 469 E 520th Ave, Pittsburg, KS 66762 (For consumption on the premises) APPLICANT: Diamond 6 D Inc. PREMISES: 521 E McKay St, Frontenac KS 66763 (For consumption on the premises)

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Motion 18	452	To approve the purchase of a Caterpillar Skid Steer Loader from Foley Equipment
Motion 18	453	To transfer \$300,000 from the Road and Bridge fund to the Road & Bridge Equipment Reserve fund
Motion 18	454	To approve the bid from EMC for Crawford County's Property, Casualty, Liability and Workers Compensation Insurance coverage for 2019 and authorize the Chairman to sign
Motion 18	455	To approve payment to CFS Engineers for bridge plans in the amount of \$15,200

PUBLIC HEARINGS AND OPENING OF ANNOUNCED BIDS

Item One: Public Hearing on vacating a platted street and alley in P.C. Guinn's First Subdivision and vacating a platted alley in the Original Town of Radley.

On motion (19-002) of Commissioner Moody and the second of Commissioner Murphy to open the public hearing on vacating a platted street and alley in P.C. Guinn's First Subdivision and vacating a platted alley in the Original Town of Radley.

Yeas: Commissioners Moody, Wood, and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Mr. Bruce Blair addressed the Commission and asked questions about where the vacating in Radley was located. County Counselor Jim Emerson Emerson stated the same landowner owns both sides of the alley in Radley and the same landowner owns both sides of the road and alley in P.C. Guinn's First Subdivision.

On motion (19-003) of Commissioner Moody and the second of Commissioner Murphy to close the public hearing on vacating a platted street and alley in P.C. Guinn's First Subdivision and vacating a platted alley in the Original Town of Radley.

Yeas: Commissioners Moody, Wood, and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Mr. Emerson presented Resolution #2019-001, a Resolution Closing and Vacating a Platted Street and Alley known as an unnamed alley located adjacent to and South of Lots Seven (7) through Nine (9) in Block One (1) and North of Lots Four (4) through Six (6) in Block One (1) in P.C. Guinn's First Subdivision of the Southeast Quarter (SE1/4) of the Southwest Quarter (SW1/4) of Section Thirty-one (31), Township Thirty (30) Range Twenty-four (24) Crawford County Kansas, according to the recorded plat thereof; and an unnamed street located adjacent to and West of Lots Six (6) and Seven (7), Block One (1) and the unnamed alley described above in P.C. Guinn's First Subdivision of the Southeast Quarter (SE1/4) of the Southwest Quarter (SW1/4) of Section Thirty-one (31),

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Township Thirty (30) Range Twenty-four (24) Crawford County, Kansas, according to the recorded plat thereof.

On motion (19-004) of Commissioner Moody and the second of Commissioner Wood to adopt Resolution #2019-001, a Resolution Closing and Vacating a Platted Street and Alley known as an unnamed alley located adjacent to and South of Lots Seven (7) through Nine (9) in Block One (1) and North of Lots Four (4) through Six (6) in Block One (1) in P.C. Guinn's First Subdivision of the Southeast Quarter (SE1/4) of the Southwest Quarter (SW1/4) of Section Thirty-one (31), Township Thirty (30) Range Twenty-four (24) Crawford County Kansas, according to the recorded plat thereof; and an unnamed street located adjacent to and West of Lots Six (6) and Seven (7), Block One (1) and the unnamed alley described above in P.C. Guinn's First Subdivision of the Southeast Quarter (SE1/4) of the Southwest Quarter (SW1/4) of Section Thirty-one (31), Township Thirty (30) Range Twenty-four (24) Crawford County, Kansas, according to the recorded plat thereof.

Yeas: Commissioners Moody, Wood, and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Mr. Emerson presented Resolution #2019-002, A Resolution vacating a platted alley known as alley located adjacent to and South of Lots One (1) through Five (5) in Block Seven (7) and North of Lots Six (6) through Ten (10) in Block Seven (7) in the Original Town of Radley, Crawford County, Kansas, according to the recorded Plat thereof.

On motion (19-005) of Commissioner Moody and the second of Commissioner Wood to adopt Resolution #2019-002, A Resolution vacating a platted alley known as alley located adjacent to and South of Lots One (1) through Five (5) in Block Seven (7) and North of Lots Six (6) through Ten (10) in Block Seven (7) in the Original Town of Radley, Crawford County, Kansas, according to the recorded Plat thereof.

Yeas: Commissioners Moody, Wood, and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

MESSAGES FROM THE PUBLIC

MESSAGES FROM APPOINTED OFFICIALS

Item One: Mr. Randy Chiartano, Asphalt Foreman and Commissioner Wood spoke about a bill that was received for asphalt and the cost of the oil. Mr. Wood discussed the bill and the difference in the price of oil on the 220th St. job. Mr. Chiartano explained the KDOT monthly asphalt index adjustment factor and stated that this was put into place due to the fluctuation in the prices of oil. He explained the price of asphalt throughout the year and stated that the prices cannot be locked in for a year anymore. Mr. Chiartano will review the invoice with Road & Bridge Coordinator Alyssa Edwards.

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

Item One: County Clerk Don Pyle presenting the December 2018 Clerk's Report. Mr. Pyle stated that this report summarizes the total amounts spent by departments for payroll and bills during the month of December. Mr. Pyle also gave the Commissioners a copy of the November 2018 to December 2018 Clerk's Report of Changes in Expenditures for comparison. Mr. Pyle reviewed the changes with the Commissioners and discussed some of the reasons for the changes.

On motion (19-006) of Commissioner Moody and the second of Commissioner Wood to approve the December 2018 Clerk's Report as presented.

On a Roll Call Vote.

Yeas: Commissioners Moody, Murphy and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Two: Mr. Pyle stated that Dr. Stebbins, EMS Administrator and Mr. Randy Sandberg, EMS Director addressed him about transferring money from the EMS Fund to an equipment reserve fund or operating reserve fund. Mr. Emerson stated that the EMS Department has no statutory authority for their own equipment reserve fund and explained that the legislature is working on that issue.

On motion (19-007) of Commissioner Wood and the second of Commissioner Moody to approve the transfer of funds from the EMS Fund to the Operating Reserve Fund in an amount not to exceed \$20,000.

Yeas: Commissioners Moody, Murphy and Wood

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

Item Three: Mr. Pyle addressed Osage Township and stated that the Treasurer, Mr. Jim Huff resigned a couple of weeks ago. He said that Mr. Jay Stewart, Osage Township Trustee contacted him and stated that Township Clerk Keith Coonrod plans to resign the end of this month and that will leave only Mr. Stewart as an officer on the board. Mr. Pyle explained that he is reaching out to individuals to find people interested in filling these board positions.

Item Four: Commissioner Moody stated that he received a letter of concern from a citizen about trash along 69 Highway. Mr. Moody stated there are laws that the trash trucks have to be tarped. Mr. Moody stated that the haulers need to be aware of that law and it must be followed. He suggested contacting Mr. Matt Sanders from Waste Corp to make him aware of the situation, contacting the Sheriff's Department to watch for

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untarped loads and contacting the State and have them clean up the right of way. Mr. Emerson will follow up on this issue.

Item Five: Mr. Moody addressed the issue of raises for County Employees. He stated that in the past it was left up to the department heads and elected officials to make the decision on whether their budget can withstand the raises. Mr. Wood explained that when the Commissioners approved the budget a 25 cent per hour raise per employee was included in each department. He said that he feels that a 25 cent per hour raise across the board should be approved. Mr. Moody agreed but stated that it is still up to the elected officials to make that decision, but he would highly recommend it. Mr. Murphy was concerned with the department budgets being able to withstand the raises and would like to see confirmation. Mr. Wood and Mr. Moody stated that the raises were included in the budget. Mr. Pyle will have the fiscal office figure the estimate of costs per department for a 25 cent per hour raise per employee and have it for them later in the meeting.

UNDER THE HEADING OLD BUSINESS

Item One: Mr. Murphy addressed the issue of widening some road right of ways. Mr. Emerson stated that he has researched this and spoke to Mr. Norm Bowers who is a consultant for KAC and he agreed with County Surveyor Ron Albertini and stated that if a fence line has been established for years that the county can use that fence line as a guide for maintenance. There was a discussion on right of ways, fence lines and trimming trees in the right of ways.

Item Two: Mr. Moody stated that he will not be in attendance on Tuesday, January 8, 2019. Mr. Murphy stated that he will not be attendance on that day also. It was decided to cancel the Commission meeting on January 8, 2019 due to lack of a quorum. It was decided to open the rock bids on Friday, January 11, 2019 but the deadline to submit the bids will remain at 10:00 AM on Tuesday, January 8, 2019 and the public hearing on the road vacate will also be moved to Friday. The Commissioners decided to cancel the work session scheduled for 9:00 AM with Judge Jennifer Brunetti, Sheriff Dan Peak and Maintenance Supervisor Robert Gorentz but to still have a meeting with them at that time with Mr. Emerson and Mr. Wood representing the board of commissioners.

EXECUTIVE SESSION:

Item One: County Counselor Jim Emerson requested an executive session for 20 minutes to discuss non-elected personnel.

On motion (19-008) of Commissioner Murphy 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 Non-Elected Personnel and to include the Board of County Commissioners, County Counselor Jim Emerson and Mental Health Executor Director Rick Pfeiffer and to reconvene by 11:07 AM.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

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The motion prevailed.

The Commissioners went into Executive Session at 10:47 AM and reconvened the Open Session at 11:01 AM with no action taken except to go back into open session.

Item Two: Commissioner Tom Moody requested an executive session for 30 minutes to discuss non-elected personnel.

On motion (19-009) of Commissioner Moody and the second of Commissioner Murphy to recess this open session and go into a closed executive session for a period of not more than 30 minutes to discuss Non-Elected Personnel and to include the Board of County Commissioners, County Counselor Jim Emerson, County Clerk Don Pyle and Mental Health Executive Director Rick Pfeiffer and to reconvene by 11:32 AM.

Yeas: Commissioners Moody, Wood and Murphy

Nays:

Present but not voting:

Absent or not voting:

The motion prevailed.

The Commissioners went into Executive Session at 11:02 AM and reconvened the Open Session at 11:27 AM with no action taken except to go back into open session.

UNDER THE HEADING OLD BUSINESS continued

Item Two continued: Mr. Pyle handed out information on the costs of a 25 cent per hour raise to all employees. Mr. Murphy stated that he has issues with the 25 cent per hour but will agree to 10 cents per hour. Mr. Pyle suggested emailing the elected officials and department heads to see if their departments can handle the raises and get feedback from them.

On motion (19-010) of Commissioner Wood and the second of Commissioner Moody to approve a \$.25 per hour cost of living increase for every county employee beginning December 21, 2018.

Yeas: Commissioners Moody and Wood

Nays: Commissioner Murphy

Present but not voting:

Absent or not voting:

The motion prevailed.

Mr. Moody thanked Commissioner Murphy for his hard work and dedication as a Commissioner during his term. Mr. Wood also thanked Mr. Murphy for all his hard work and commitment as a Commissioner.

Mr. Murphy thanked Commissioner Moody and Commissioner Murphy and stated that he is very proud of everything they have worked on as a Board of Commissioners.

UNDER THE HEADING FUTURE BUSINESS AND ANNOUNCEMENTS FUTURE BUSINESS:

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Item One: January 8, 2019 – 9:00 AM Meeting with Judge Jennifer Brunetti, Sheriff Dan Peak and Maintenance Supervisor Robert Gorentz.

Item Two: January 11, 2019 – 10:00 AM Public Hearing on Vacating a Road know as County Road & Bridge Department Road Number 26.

Item Three: January 11, 2019 – Opening of Rock Bids.

ANNOUNCEMENTS:

Item One: January 8, 2019 – The Regular Session of the Board of County Commission is cancelled.

UNDER THE HEADING MOTION TO ADJOURN MOTION TO ADJOURN

Item One: Adjournment

On the motion of Commissioner Wood and the second of Commissioner Murphy to adjourn the [January 4, 2019](#) meeting of the Board of Crawford County Commissioners at 11:41 AM and to reconvene at the next regularly scheduled time with open doors.

Yeas: Commissioners Moody, Wood and Murphy

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.

Don Pyle
County Clerk

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This submission completed at the Crawford County Courthouse in Girard.

[Taken BKW 1/4/19 11:41 AM/amended BKW 1/10/19 11:00 AM](#)