

OFFICIAL
MAY 6, 2013, 11th DAY OF
THE APRIL ADJOURN TERM

The County Commission met in the Commission Hearing Room at 8:30 am with Ron Houseman, Danny Strahan, and Brandon Williams present. The following proceedings were had and made a matter of record:

PRELIMINARY STUDY MEETING

The Commission met to review previous meeting minutes and accounts payables.

PUBLIC COMMENT

There was no public comment.

CALL TO ORDER

Commissioner Houseman called the May 6, 2013, meeting to order at 9:07 am. Commissioner Houseman led with prayer and Commissioner Strahan led the Pledge of Allegiance.

COMMISSION REMARKS

Commissioner Houseman made an announcement for retired Sheriff Keithley's funeral services.

ACCOUNTS PAYABLE

Commissioner Strahan moved to approve Accounts Payable as follows: Checks #333558 to #333639; Warrants #5776, #5777, and #5778; and Journal Entries for Transfer Station to Road & Bridge for work completed. Commissioner Williams seconded the motion. The motion passed by vote: Houseman (aye), Strahan (aye), and Williams (aye).

APPROVAL OF PAYROLL

Commissioner Strahan moved to approve Payroll.

PAYROLL DATE: May 10, 2013

GCR: 114169 - 114190

RB: 114152 - 114162

AF: 114163 - 114166

TS: 114167 - 114168

911: None

Manual Warrants: 5785 - 5786

Accounts Payable: 333683 - 333705

Commissioner Williams seconded the motion. The motion passed by vote: Houseman (aye), Strahan (aye), Williams (aye).

BRIDGE INSPECTION REPORTS

Darren Condren and Dave O'Connor, MoDOT Bridge Inspectors came before the Commission to present Taney County's Bridge Inspection Report. Mr. O'Connor first wanted to thank the County for their help with the roadway that washed away during the high water issues. With the County's help, MoDOT was able to reopen the road that evening. Mr. Condren submitted the bridge report and explained some of issues he is completing; such as, updated measurements on one bridge, placing a bridge on the inventory list, and adjusting the load limit on another bridge.

FILL DIRT AGREEMENT

Road & Bridge Administrator Randy Haes came before the Commission to present a Fill Dirt Agreement with Joseph Braswell.

Commissioner Strahan moved to approve the Fill Dirt Agreement By and Between Taney County and Joseph Braswell as presented. Commissioner Williams seconded the motion. The motion passed by vote: Houseman (aye), Strahan (aye), and Williams (aye).

PROFESSIONAL SERVICES AGREEMENT RELATING TO TRANSFER STATION

Scott Starrett, with Planning & Zoning, and Travis Heier, with HDR Engineering, came before the Commission to present a contract for HDR to complete a survey and Operations Manual for the Transfer Station.

Commissioner Strahan moved to approve the Short Form Agreement between Taney County and HDR Engineering, Inc. for Professional Services regarding Transfer Station modifications. Commissioner Williams seconded the motion. The motion passed by vote: Houseman (aye), Strahan (aye), and Williams (aye).

PREVIOUS MEETING MINUTES

Commissioner Williams moved to approve Previous Meeting Minutes dated March 21 and 25, April 8, 11, 22, and 25, 2013; and Executive Session Minutes dated March 21 and 25, April 4a, 4b, 11a, 11b, 18a, and 18b, 2013, with corrections. Commissioner Strahan seconded the motion. The motion passed by vote: Houseman (aye), Strahan (aye), and Williams (aye).

BOE DISCUSSION

County Clerk Donna Neeley and Deputy Clerk Cristy Smith came before the Commission to discuss the Summer Board of Equalization. County Assessor James Strahan stated his books would not be turned over until July 1, 2013. The Commission agreed to leave the meeting dates July 1st through July 31st, but reserve the right to move them to earlier dates if the need arises. The Commission was notified that this summer's meetings have to end by July 31, 2013.

RECESS

9:53 AM

RECONVENE

10:00 AM

DELINQUENT TAX BOOKS

County Collector Sheila Wyatt came before the Commission to discuss the Delinquent Tax Books. Commissioner Houseman stated they questioned the Personal Property Assessments and Tax Statements Delinquencies portion of the Delinquent Tax Books with the statutory obligation as Commissioners to accept.

Ms. Wyatt stated she could not legally pursue the 2009 personal "outlaw" because it is now over three years old. Discussion ensued regarding a property that taxes were ordered to be paid, but as yet have not. She stated that she has pursued all due process to obtain those taxes. She clarified that statute states her office has to begin the legal action before three years have lapsed.

Commissioner Houseman asked who established the three year limit because under RSMo. #141.170 it states a five year limit. Ms. Wyatt believes it was in 1998 when it changed from five years to three years. Commissioner Houseman stated this statute was in effect as late as August 8, 2012. He then questioned if there was another statute that stated three years instead of five. Ms. Wyatt stated that when she took office is when she was made aware it had changed from five years to three.

Commissioner Houseman asked for an update on a property at the Branson Landing that the County was currently pursuing the payment of those taxes. Discussion ensued regarding judgment had been given in favor of the County, but the County has not received those monies yet due to a technicality.

Commissioner Strahan would like a letter to be written to the entities the County collects taxes on behalf to see if they would be willing to help with the expense of trying to collect those taxes. Commissioner Strahan also asked for her to bring a report on taxes that have had a judgment by court, either by a lien or bankruptcy, with the dollar amount involved.

County Assessor James Strahan expressed concern about the message that is being sent to the general public that you don't have to pay your personal taxes for 3 years then it will be waived.

Commissioner Strahan moved to table this issue until next Monday. Commissioner Williams seconded the motion. The motion passed by vote: Houseman (nay), Strahan (aye), and Williams (aye).

**RECESS
10:56 AM**

**RECONVENE
11:05 AM**

**DAILY STAFF REVIEW
(COUNTY COMMISSION CONFERENCE ROOM)**

The Commission met with their staff to review the daily business.

**AGENDA REQUEST REVIEW
(COUNTY COMMISSION CONFERENCE ROOM)**

The Commission discussed agenda requests with Shanna Tilley.

**RECESS
11:49 AM**

**RECONVENE
1:30 PM**

EXECUTIVE SESSION PER SECTION 610.021.1.2.3.12

Commissioner Williams moved to go into Executive Session pursuant to RSMo 610.021 1.2.3.12. Commissioner Strahan seconded the motion. The motion passed by roll call vote: Houseman (aye), Strahan (aye), and Williams (aye).

**EXECUTIVE SESSION
1:33 PM**

See Executive Session Minutes for actions, if any.

Commissioner Williams moved to exit out of Executive Session. Commissioner Strahan seconded the motion. The motion passed by roll call vote: Houseman (aye), Strahan (aye), and Williams (aye).

**OUT OF EXECUTIVE SESSION
5:30 PM**

Commissioner Williams moved to adjourn. Commissioner Strahan seconded the motion. The motion passed by vote: Houseman (aye), Strahan (aye), and Williams (aye).

**ADJOURN
5:30 PM**

The minutes were taken and typed by Stacey Clemans, Deputy Clerk.