

TANEY COUNTY COMMISSION RECORD



JUNE 29, 2007 THE 33RD DAY OF THE APRIL ADJOURN TERM

The County Commission met in the County Commission Office at 3:00 p.m. pursuant to adjourn with Chuck Pennel, Presiding and Ron Herschend, Western District present. Danny Strahan, Eastern District was absent. The following proceedings were had and made a matter of record.

Note: The Commission called an emergency meeting due to a time constraint issue with MoDOT.

EAST HWY 76 RIGHT-OF-WAY

Commissioner Herschend made a motion to offer Mr. & Mrs. Haynie, regarding the right of way, \$5,700.00 for .2 of an acre and added that this offer is good through July 2, 2007. Commissioner Pennel seconded the motion. The motion passed by a vote of two: Pennel (yea), Herschend (yea), Strahan (yea).

Note: The Commission sent the following letter to The Haynie's in regards to this issue.

Dear Mr. Haynie:

As you are already aware, Taney County has stepped up to the plate to assist MODot with its safety improvements to East Highway 76 near its intersection with VV Highway. Motor vehicle accidents are a regular occurrence at this intersection often times resulting in serious injury. It is important to the citizens of Taney County that the improvements be made as soon as possible.

MODot may decide to make the improvements, perhaps as early as next spring. However, the plan to make the improvements this summer will not occur unless the county participates. MODot's usual practice is to pay for right-of-way. The property needed from you for the improvements amounts to .2 (1/5) of an acre. After checking with MODot and its study of comparables, it is the Commission's opinion that property similarly situated to yours is worth \$8,567.00 per acre, making the .2 acres worth approximately \$1,700.00.

It is possible that because the property is located completely within the required setback it is actually worth considerably less than \$1,700.00. If Taney County cannot reach agreement with you by Monday, July 2, 2007 at 12:00 noon, the County will be withdrawing all offers and you may be dealing with MODot next Spring. Our understanding is that MODot's usual practice is to offer market value, and if not accepted it resorts to condemnation.

It is important that you are made aware that the East Highway 76 right-of-way issue cannot be tied to the sewer line issue. The Taney County Regional Sewer District is a separate body politic and the Taney County Commission cannot dictate that the District 'vote to make you any certain offer. Furthermore, the Sewer District Board does not meet again until Tuesday, July 3, 2007 at 1:30PM, and we have a "drop dead" date of Monday July 2, 2007.

Taney County will agree to pay you \$5,700.00 in return for your execution of all required documents conveying the right-of-way to MODot for the necessary improvements to East Highway 76. Taney County can justify this figure because it is the fair market value plus what the County figures would be the most it would cost to go through condemnation.

We look forward to hearing from you by Monday, July 2, 2007. All offers not accepted by noontime on Monday will be withdrawn.

RECESS

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RECONVENE

The County Commission reconvened in the County Commission Office at 3:24 p.m. pursuant to adjourn with Chuck Pennel, Presiding, Ron Herschend, Western District, and Danny Strahan, Eastern District present. The following proceedings were had and made a matter of record.

COUNTRY MUSIC DAY

Commissioner Herschend made a motion to proclaim the last Saturday of June to be Country Music Day and added that this would be in honor of the 40th Anniversary of the Presley Family.

Where as Taney County citizens have enjoyed clean wholesome family entertainment provided by the local county music shows and

Where as Taney County citizens have benefited from increased services made possible by the growing local country music industry and

Where as visitations to Taney County and Ozark Mountain Country has increased in response to the quality of entertainment provided by our local country music industry and

Where as the country music industry has driven economic growth in Taney County and

Where as the Presley Family have served the community and been great citizens and role models.

Let it be proclaimed by the Taney County Commission on this 29th day of June 2007 that the last Saturday in June of each year be known as Country Music Day in Honor of the 40 years of family entertainment provided by the Presley Family.

Commissioner Pennel seconded the motion. The motion passed by a vote of three: Pennel (yea), Herschend (yea), Strahan (yea).

Minutes taken by Stacey Clemans and Angie Anderson and typed by Hillary Bargman