

**AUGUST 1, 2008 17TH DAY OF
THE JULY ADJOURN TERM**

The County Commission met in the Commission Office at 9:00 a.m. pursuant to adjourn with all members present and the following proceedings were had and made a matter of record.

**MEADOW RIDGE ROAD
PETITION**

Commissioner Herschend commented that Planning and Zoning has impacted the subdivision in that by approving an additional subdivision behind Meadow Ridge has resulted in construction equipment traveling through the subdivision thus tearing up the roads. Commissioner Herschend further stated that this is not the fault of the citizens and would make a motion to take in Round Hill Road, Mesquite, Shadow Lake and Shadow View contingent upon getting every property owner on the downhill side to sign a water runoff release stating that the County is not responsible. Commissioner Herschend noted that Shadow Lake and Shadow View are good roads but would not do Round Hill Road past the lake where the steep portion is and would post "No Trucks".

Commissioner Herschend added that he felt strongly that the County has some responsibility for their roads being damaged. Commissioner Pennel commented that "if" the work was to be done, how would you stop this from happening in the future. Commissioner Herschend stated that he would like to go back to Planning & Zoning. They need to look at how folks are going to get from a road to the development and ask those homes to be responsible for the damage.

Frank Preston, Road Superintendent commented that it would be hard to stop a development but didn't see any problem with putting some language in the decision of record making them liable for any damage due to the load and number of loads going across the roads. Commissioner Strahan asked if it was a county problem and added that he thought they should have an alternate route or a bond to take care of any road damage.

Commissioner Herschend stated that he was just asking today for Mr. Preston to look at the concept. Commissioner Pennel stated that he was trying to think of how other entities handled the issue. Commissioner Pennel added that in Branson North for instance, as parts are developed, they have to use the road as it wouldn't be practical to build a new road just for that traffic. It seems to make more sense that those roads should be built to a higher standard to take care of the traffic.

Commissioner Herschend stated that the homeowners are willing to do something short of denying the petition. Commissioner Pennel made a motion to table the petition and go back out and contact the property owners. Commissioner Herschend noted that he would ask Counsel about the water release. Commissioner Strahan seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

VIDEO CAMERA

Mr. Preston asked the Commission if Road & Bridge could purchase a video camera to video the roads for various issues. Commissioner Strahan made a motion to approve the purchase. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

RETENTION PONDS

Mr. Preston informed the Commission that he had just received the information from Sunbelt Environmental for the required cleanup for the retention ponds. Mr. Preston added that he was concerned with the time limit as he had already requested an extension from the DNR, and if this has to go out for bids, they will be well past the required date for DNR.

Commissioner Herschend made a motion to approve \$6,832.00 for Sunbelt Environment to provide the necessary cleanup of the retention ponds as required by DNR. Commissioner Herschend further stated that this would be an emergency due to the DNR's timeline and not enough time to process a bid. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

FURNITURE BIDS JUDICIAL FACILITY

Tressa Luttrell, County Administrator presented the Commission with the bids for the furniture to be housed at the new Judicial Facility. Ms. Luttrell explained that this was the second time the furniture had to be bid out noting that the bid went from a 50 page bid to a 150 page bid. Ms. Luttrell stated that she received three bids, one of which was not a complete bid therefore was not being considered.

Ms. Luttrell noted that after all consideration and research she was recommending the bid offered by Sifford Office Products. After a general discussion Commissioner Herschend made a motion to approve the bid as recommended. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Strahan commended Ms. Luttrell on her hard work to get this bid ready. Commissioner Pennel concurred.

WORK COMP AND HEALTH CARE SERVICES

Ms. Luttrell noted that she had a letter of agreement for St John's Occupational Medicine Clinics that had been sent over from the Auditors Office; however Ms. Wagner was not working today.

Commissioner Pennel made a motion to table the issue until Monday. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

**DAVIS, LYNN & MOOTS
LETTER**

Commissioner Pennel made a motion to sign the required letter for the 2007 Audit from Davis, Lynn and Moots. Commissioner Strahan seconded the motion. The motion passed by vote: Pennel (yes), Herschend (absent), Strahan (yes).

**KANAKUK KAMPS
REIMBURSEMENT**

John Soutee, Sewer Administrator and John Hooker, Daily Operations Manager presented the Commission with a request for reimbursement for Kanakuk Kamps due to the recent sewer line breakage from the wash out of the bridge. Mr. Soutee noted that he wanted to update the Commission and would be notifying the Sewer Board on Tuesday.

RECESS
10:33 a.m.

RECONVENE
11:25 a.m.

NUISANCE CASES

Commissioner Pennel made a motion to send the 1st letter on 08-0017 contingent upon a drive by the property and a second letter on Holy Oak. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (absent).

Minutes taken and typed by Tressa Luttrell.