

**MAY 16, 2005 THE 12TH DAY
OF THE APRIL ADJOURN TERM**

The County Commission met in Associate II Circuit Courtroom at 9:02 a.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.

The prayer was led by Chuck Pennel followed by the pledge.

**LAND PARCELS
LINDA CHURCH & TERRY HORNBECK**

Linda Church, property owner, addressed the Commission concerning her land off of F Highway. Church explained that Larry Rowland told her that she doesn't have commercial property and would only be allowed one more permit per acre. Church also stated that John Souttee, Sewer District Administrator, told them their current sewer system is fine and will accommodate up to 9 bedrooms. Church requested that she be allowed to put 2 more homes on her land.

Presiding Commissioner Pennel asked Linda if she has made an application at Planning and Zoning. Church stated that she was told to wait until the first of June to make an application and wanted to address the Commission first. Pennel suggested she go to the Planning and Zoning Commission so they can go over all of the details and make a fair decision.

**ROAD PETITION
SHORE ROAD**

Presiding Commissioner Pennel read the following road petition for Shore Road: Powersite Shore Estates edition, section 17 and 18, Township 23, Range 20. The road is 20 to 40 ft in width. Pennel went on to read that it has 2 dwellings, is 1145 ft in length with a 12 to 14 ft surface, and has no ditches. It connects the County part of the road back into Shore completing a loop and has no place to turn a snowplow around. The petition was viewed by Dan Ratermann, Road and Bridge Engineer, who recommended Shore Road be taken in as a Class 6.

Dan Ratermann, Road and Bridge Engineer, stated that he has spoken with the property owner and he is willing to donate the right-of-way.

Commissioner Strahan stated that the County doesn't plow snow on Class 6 roads and asked if the road should be taken in as a Class 5 instead. Ratermann clarified that the County will plow Class 6 roads in emergency situations.

Commissioner Strahan made a motion to take Shore Road in as a Class 6. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Strahan (yes), Herschend (yes).

MASTER PLAN

Presiding Commissioner Pennel stated that he has spoken to the Planning and Zoning Commission regarding his thoughts of rescinding his motion approving to move forward on the master plan. Pennel expressed an interest in SMACOG's offer to come down and educate everyone about the master plan. Pennel suggested either a letter be sent to the 2 bidders, Gould Evans and SMACOG, explaining that the master plan is in process or a motion should be made to reject the bids.

Tressa Luttrell, Administrator, stated that it has been 5 months since the bids were received and suggested rejecting the bids and starting over if the Commission decides to proceed with the master plan at a later date.

Bob Paulson, County Counselor stated that rejecting the bids would make SMACOG free to do education on the master plan and said he would like to see a future plan.

Commissioner Herschend expressed his disappointment that the Commission made a statement that they would follow the lead of the Planning and Zoning Commission and when the board suggested moving forward with the master plan the Commission is going to go back and re-educate them. Herschend further stated his interest in doing what is best for the community. Commissioner Pennel clarified that many of the board members are new, so they would be educated for the first time.

Commissioner Pennel made a motion to reject the master plan bids from Gould Evans and SMACOG. Commissioner Strahan seconded the motion to reject. The motion passed by vote: Pennel (yes), Herschend (abstain), Strahan (yes).

PRIOR MINUTES

Commissioner Strahan made a motion to approve minutes from January 18, 19, 24, and 26, February 9, March 7 and 25, April 4, 6, and 25. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

ACCOUNTS ALLOWED

Commissioner Pennel made a motion to approve the payment to Sunny Hills Nursery. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (abstain).

Commissioner Herschend made a motion to approve the reimbursement of Presiding Commissioner Chuck Pennel. Commissioner Strahan seconded the motion. The motion passed by vote: Pennel (abstain), Herschend (yes), Strahan (yes).

Commissioner Strahan made a motion to deny the check to Randall Vest. Commissioner Pennel seconded the motion to deny. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Strahan motion to approve accounts payable warrants # 89201-89303 and manual warrant # 4357. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

PUBLIC COMMENT

Art Beck asked the Commission if they had put any more thought into the Forsyth Senior Center. Commissioner Pennel stated that he had the issue on his housekeeping list.

Wiley Barnes from the Chamber of Commerce informed the Commission that the Tourism Enhancement Tax passed in Jefferson City and that Ann McDowell will be heading up the local campaign.

TAX BOOKS

Commissioner Herschend commended Gary Morgan, Information Systems and James Strahan; Assessor for getting the tax books closed on time and stated that Taney County was the only first class county to meet the deadline. Herschend went on to explain that he had a successful meeting with property owners about a 911 issue.

SCENIC BYWAY

Commissioner Pennel stated that the Scenic Byway issue was put on the agenda last week but no vote was taken and asked if the Commission could vote on it today.

Bob Paulson, County Counselor, suggested it be put on the agenda before any votes are taken. Pennel requested it be put on the agenda for tomorrow. Pennel went on to read the following suggested letter to MoDot: Taney County has reviewed the public hearing transcripts and has decided to support the designation of Ozark Mountain High Road in Taney County as a State Scenic Byway. We recommend that the Scenic Byway Advisory Committee approve the nomination and present it to the Missouri Highway and Transportation Commission for final approval and official designation.

THANK YOU LETTER

Commissioner Pennel requested that a letter be written to Governor Blunt thanking him for making Doyle Childers DNR Director. It was decided that Tressa Luttrell, Administrator and Commissioner Pennel would draft a letter.

FORSYTH SENIOR CENTER

Commissioner Pennel explained he hasn't had much time to look into assisting the Forsyth Senior Center but is unsure if the Commission can do anything to help at this time.

Commissioner Herschend also stated he hasn't at a chance to think about it however, the Commission will keep it on the list.

COUNTY VEHICLE

Commissioner Herschend made a motion to move Dan Ratermann's County vehicle to GCR for regular County use and purchase Ratermann another vehicle. Commissioner Strahan seconded the motion and explained that several departments are running low on County vehicles. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

RECORDS DISPOSITION

Commissioner Herschend made a motion to enter the following list of records to be disposed into record. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

RECORDS DISPOSITION

Date Sorted and Pulled: 5-10-05

The following records have met their retention schedule and are recommended for disposal under RSMo 109.230 subsection 4. The officeholder with jurisdiction over these records may elect to take the following action: store the records, destroy the records, or de-accession the records. If the records are destroyed or donated to a local historical agency the action should be recorded in the minutes with the record series and inclusive dates.

Record Series	Inclusive Dates	Retention
Abstract of Fees:		
Associate Circuit Clerk	1997-1999	5 years after audit
County Clerk	1997-1999	5 years after audit
Assessor	1998-1999	5 years after audit
Prosecuting Attorney	1997-1999	5 years after audit
Sheriff	1997-1999	5 years after audit
Taney County Water Waste	1998	5 years after audit
Circuit Clerk/Recorder	1997-1999	5 years after audit
Petitions:		
Animal Fighting	1998	3 years
Outdoor Advertising	2000	3 years
Riverboats	1998	3 years
Larry Rice	2000	3 years

Green Party	2000	3 years
Natural Law Party	1999	3 years
Bull Creek Audit	2001	3 years

RECESS

9:45 a.m.

RECONVENE

9:55 a.m.

Commissioner Herschend made a motion to go into Executive Session pursuant to RSMo 610.021 (1), (2), (3). Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).