

**MARCH 5, 2007 THE 23RD DAY OF
THE JANUARY ADJOURN TERM**

The County Commission met in the Associate Circuit II Courtroom at 9:04 a.m. pursuant to adjourn with Chuck Pennel, Presiding and Danny Strahan, Eastern District present. Ron Herschend, Western District entered at 9:08 a.m. The following proceedings were had and made a matter of record.

Chuck Pennel led in prayer, which was followed by the Pledge of Allegiance.

**RICK REDING
HORSES**

Mr. Rick Reding did not appear at the Commission meeting.

**FLAT BED TRUCK
TRESSA LUTTRELL**

Tressa Luttrell, Commission Administrator, presented the Commission with the bid information for a Flat Bed Truck and stated that four bids were received, ranging from \$93,573.48 to \$120,930. The bid is for two vehicles. Ms. Luttrell said that Jacob Rock, Road and Bridge Supervisor, recommended the bid by Friendly Ford for \$93,573.48, which is the lowest bid.

Commissioner Strahan made a motion to table the Flat Bed Truck bid until 1:00 p.m. that day. Presiding Commissioner Pennel seconded the motion. The motion carried by a vote of three: Pennel (yea), Herschend (yea), Strahan (yea).

**ROLLER BID AWARD
TRESSA LUTTRELL**

Tressa Luttrell, Administrator shared the bids for a double drum vibratory roller with the Commission and stated that four bids were received. Ms. Luttrell explained that these were complicated bids. Commissioner Strahan asked that Mr. Rock sit in on the meeting at 1:00 p.m.

Presiding Commissioner Pennel made a motion to table the Roller Bid Award until 1:00 p.m. that day. Commissioner Herschend seconded the motion. The motion carried by a vote of three: Pennel (yea), Herschend (yea), Strahan (yea).

**TIF UPDATE
CHUCK PENNEL**

Presiding Commissioner Pennel gave an update about the TIF Amendment, adding that he made a trip to Jefferson City last week and was able to meet with a number

of Senators and Representatives. According to Presiding Commissioner Pennel, Representative Doug Funderburk, from St. Charles County, had already put together a bill regarding TIFs. Presiding Commissioner Pennel expressed that he feels Representative Funderburk's bill addresses what the Commissioner is wishing to accomplish, and asked if the Commission should send letters to Commissioners across the state, and start talking to people about the legislation.

Commissioner Herschend made a motion that the Commission send a letter, from the Taney County Commission, asking fellow Commissioners throughout the state, in every county, to support this act, although it has not been filed as a law yet, and that the Taney County Commission ask the other Commissioners to ask their Representatives and Senators to begin support of and encourage this. Commissioner Strahan seconded the motion.

Commissioner Strahan thanked Presiding Commissioner Pennel for going and meeting with the Senators and Representatives. Commissioner Herschend recommended that the Commission insert the specific bill language, so that the other Commissioners would know exactly what their Representatives and Senators were being asked to support.

The motion carried by a vote of three: Pennel (yea), Herschend (yea), Strahan (yea).

Note: Commissioner Strahan stepped out of the room.

Commissioner Herschend made a motion to personally contact those local State Representatives and Senators, whom the Commission has asked in the past for support, informing that the Taney County Commission has contacted other Commissioners in the state, and asking for support of the amendment discussed. Presiding Commissioner Pennel seconded the motion. The motion carried by a vote of two: Pennel (yea), Herschend (yea), Strahan (absent).

Note: Commissioner Strahan re-entered the meeting.

SEPTIC TANK PUMPING FUNDING CHUCK PENNEL

Presiding Commissioner Pennel believes that the Commission approved \$5000 for this program, with Wayne Dietrich coordinating the issue, through the Extension Office.

Commissioner Herschend made a motion to authorize up to \$5000 out of the contingency fund for the pumping of septic tanks program, to be overseen by the Extension Office. Commissioner Pennel seconded the motion and explained that this campaign is to bring awareness of the need to pump out septic tanks.

Rick Findley, Auditor suggested that there might be guidelines for who may receive these funds.

The motion carried by a vote of three: Pennel (yea), Herschend (yea), Strahan (yea).

TDD BOARD MEMBER APPOINTMENTS CHUCK PENNEL

Presiding Commissioner Pennel received a telephone call from Steve Peet, concerning the appointment of Transportation Development District (TDD) board members. Commissioner Herschend has asked Taney County Counselor, Bob Paulson, for the powers and duties.

Mr. Paulson made a copy of the statutes for the commissioners, spoke with Mr. Peet, and shared that while the county doesn't have a right to seats on the board, the TDD board is granting the county two seats, and that time is of the essence, adding that the Commission does have two candidates in mind.

ANIMAL CONTROL CHUCK PENNEL

Presiding Commissioner Pennel expressed that he would be happy to relinquish his duties as overseer of the Animal Control Facility. Commissioner Pennel clarified that while he has enjoyed this work, his workload doesn't allow enough time and suggested hiring another person to serve as office manager/supervisor position, to oversee both complaints and the shelter.

Presiding Commissioner Pennel stated that he would like the Commission to consider using the \$1400 from Mickey Gilley's benefit last year, as well as trying to get additional donations, and use GCR (General County Revenue) funds to build additional kennels in the back. Commissioner Pennel also suggested outsourcing with local Veterinarian Offices as an option for the county to consider. Commissioner Pennel further explained that he is only asking to set a work session to look at these ideas.

Commissioner Strahan said that his trips recently, showed that the kennels were being kept clean and presentable and added that he favors the second option and agrees with building the extra kennels only if the facility will remain open.

Commissioner Pennel stated that he is willing to advertise a position, and remembers the County Health Department previously recommending that the county hire a supervisor.

Commissioner Herschend recommended that the Commission meet with the county's partners, Rockaway Beach, Merriam Woods, Hollister and other municipalities that would be affected, to examine solutions. Commissioner Herschend added that he

thinks this would be a good time for the county to review the purpose of the facility. Commissioner Herschend expressed that he supports option two in concept, and recommends considering looking at David Stottle, of Road and Bridge, as a part-time supervisor. Commissioner Pennel stated that he would set up a work session.

APPROVAL OF MINUTES

Commissioner Strahan made a motion to approve the minutes for January 23, 2007, as written. Presiding Commissioner Pennel seconded the motion. County Clerk, Donna Neeley, stated that she believes these minutes need clarity. Commissioner Strahan expressed that he doesn't have an issue with the way these minutes are presented.

Donna Neeley said that the Clerk's Office is going to have a meeting to clarify how minutes should be done.

Bob Paulson, County Counselor said that any time the Commission supports something there should be a vote, otherwise the Commission does not support.

Commissioner Herschend said that concepts are presented, and asked if the Commission would need to vote to show support of a concept? Commissioner Strahan said there have been some questions, and that Commissioner Strahan has gone in to look and see what was said, even his own comments. Commissioner Strahan withdrew his motion. Presiding Commissioner Pennel withdrew his second.

ACCOUNTS ALLOWED

Commissioner Strahan made a motion to approve accounts payable checks #99581-99680 and warrants #4631, 4632, 4633. Commissioner Pennel seconded the motion. The motion carried by a vote of three: Pennel (yea), Herschend (yea), Strahan (yea).

WASTE CORPORATION OF MISSOURI MAX MURELL

Max Murell addressed the Commission, for clarification of the volume constraints that have been put in place at the Transfer Station.

Commissioner Herschend, who oversees the Transfer Station, addressed this concern and explained that the county must manage a fluctuating volume that varies each day from four to eight loads a day that the county has to haul. Commissioner Herschend further explained that as the county is in the business of residential, not commercial trash, he recommended that the Commission leave on the limit of roll-offs to two.

Mr. Murell said that it is cost prohibitive for his company to haul off to Springfield, and wanted to know what the county was planning for the near future.

Commissioner Herschend stated that he doesn't expect to expand within the next nine to twelve months, and would involve approval from the Department of Natural Resources (DNR).

Mr. Murell asked if residential trash would be affected? Commissioner Herschend said that the limitation is for roll-offs. Mr. Murell informed the Commission that the landfill opens at 5:30 a.m.

**RECESS
9:56 A.M.**

Commissioner Herschend made a motion to go out of the Commission meeting and into BOE. Commissioner Strahan seconded the motion. The motion carried by a vote of three: Pennel (yea), Herschend (yea), Strahan (yea).

**EXECUTIVE SESSION
CONTRACTS & LEGAL UPDATE 610.021(1)(12)
BOB PAULSON**

Commissioner Herschend made a motion to go out of BOE and into Executive Session pursuant to RSMo 610.021 (1) (12). Commissioner Pennel seconded the motion. The motion carried by a vote of three: Pennel (yea), Herschend (yea), Strahan (yea).

Minutes were taken and typed by Lisa Owen

RECONVENE

The County Commission met in the Commission Office at 1:00 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.

**FLAT BED TRUCKS
BID**

Commissioner Strahan made a motion to approve the bid by Friendly Ford for \$93, 573.48, for two flat bed trucks. Presiding Commissioner Pennel seconded the motion. The motion carried by a vote of three: Pennel (yea), Herschend (yea), Strahan (yea).

**DOUBLE DRUM VIBRATORY ROLLER
BID**

Presiding Commissioner Pennel made a motion to approve the bid from Fabick, without the trade-in option, for the double drum vibratory roller. Commissioner Strahan

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

**SPECIAL PROSECUTOR
TIM FINNICAL**

Commissioner Herschend made a motion that the Taney County Commission advance Special Prosecutor, Tim Finnical \$20,000.00, effective 3/5/07, to prosecute the three murder cases, as appointed by Judge Orr, with the advance due back upon Mr. Finnical's settlement with the State. Mr. Finnical is to provide the advance agreement, to be signed by both parties. Commissioner Strahan seconded the motion. The motion carried by a vote of three: Pennel (yea), Herschend (yea), Strahan (yea).

ANIMAL SHELTER SUPERVISOR

Commissioner Herschend made a motion to advertise for a Shelter Supervisor for the Animal Control Facility. Presiding Commissioner Pennel seconded the motion. The motion carried by a vote of three: Pennel (yea), Herschend (yea), Strahan (yea).

Minutes were taken by Tressa Luttrell and typed by Tressa Luttrell and Lisa Owen.