

**NOVEMBER 5, 2008 18<sup>TH</sup> DAY OF  
THE OCTOBER ADJOURN TERM**

The County Commission met in the Commission Office at 9:10 a.m. pursuant to adjourn with all members present and the following proceedings were had and made a matter of record.

**STC CASE  
TRAVEL EXPENSE**

Commissioner Strahan made a motion to front \$500.00 for travel expenses on the STC Case for Counselor Paulson. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

**PRIOR MINUTES**

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

**2009 BUDGET PREPARATION**

The County Commission conducted some prep work on the proposed 2009 budget.

**RECESS**  
12:05 p.m.

**RECONVENE**  
12:50 p.m.

**DRAINAGE EASEMENT**

Commissioner Pennel made a motion to accept the drainage easement as obtained by Randy Haes, Road Coordinator at the Barth Property on Wisconsin and Acacia Club Road. Commissioner Strahan seconded the motion. The motion passed by vote: Pennel (yes), Herschend (absent), Strahan (yes).

Commissioner Herschend entered the meeting at 1:07 p.m.

**JOHN SOUTEE  
WORK SESSION**

John Soutee, Sewer Administrator met with the Commission to discuss various issues.

1. “Y” Highway Core Drilling: Mr. Soutee presented the Commission with an amendment to the Great River Engineering contract for the performance of drilling 100 holes on the “Y” Highway sewer project in an effort to get the bids more precise.

Commissioner Herschend noted that Mel Eakins with Great River Engineering had brought this issue up in yesterday’s meeting stating that this would eliminate all proposed contractors each drilling on various properties.

Commissioner Strahan made a motion to perform the 100 drills for up to \$15,000 by amending the Great River Engineering contract. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

2. Dam Site: Mr. Soutee gave a brief update on the Dam Site project noting that the City of Branson has again asked us to look at yet something else. This time they have requested us to look at a different type of pump, which has not been approved by DNR as yet.

Commissioner Herschend commented that he has a concern in that it has been 12 weeks and we have made a motion to move forward yet the City of Branson is yet again coming to us to look at something else.

Mr. Soutee stated that he knows that Great River is working on the agreement which will take weeks to get finalized, however it will all come down to whether DNR will approve the usage of those pumps. Commissioner Strahan added that he thought we were passed that as we have agreed on this already.

Commissioner Herschend stated that he would ask Mr. Soutee to contact Mr. Eakins and proceed with the design that has been approved.

3. Sales Tax Guidelines: Mr. Soutee noted that the Sewer Board will be having a work session on the sales tax guidelines as well as the ½ cent being used for the stabilization of sewer rates and operation.

Commissioner Herschend stated that he would be in support of broadening the definition of capital improvement but would caution towards operation labor and expenses.

## **NUISANCE CASES**

Commissioner Pennel made a motion to send the first letter on case #08-0036. Commissioner Strahan seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Pennel made a motion to send the first letter on case #08-0073. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Pennel made a motion to send the first letter on case #08-0072. Commissioner Strahan seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Pennel made a motion to send the first letter on case #08-0063. Commissioner Strahan seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Pennel made a motion to send the first letter on case #08-0069 (206 Amherst only). Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

### **JOHN LAVENDER WORK SESSION**

John Lavender, Maintenance Supervisor met with the Commission to discuss various issues.

1. Continued Employment: Mr. Lavender informed the Commission that he would need to be raised to \$20.00 an hour by 1/9/2009 in order to continue another year with employment; otherwise he would be retiring thus making more money. Mr. Lavender gave the Commission a week to think about the proposal.
2. Courthouse Security: Mr. Lavender informed the Commission that the courthouse had been left open noting that there was no communication but would be resolved.
3. Trees: Mr. Lavender noted that there are 30 trees that still need to be planted. They appear dead but should come back in the spring. Mr. Lavender requested that road & bridge come soon to get the trees in the ground.
4. Circle Driveway: Mr. Lavender informed the Commission that the circle driveway for the new Judicial Facility is 49 feet from curb to curb and the diameter to turn his truck is 53 feet.

Mr. Lavender also noted that the straight parking will be very tight, only 18 feet clearance when two vehicles are parked across from each other. The Commission spoke with Mike Smith, Construction Manager via speaker phone to discuss the issue.

5. Locks: Mr. Lavender noted that the rear lock to the jury assembly room had still not been fixed and would continue to keep on Walton to get the issue resolved.

Mr. Lavender also added that the missing 81 locks will be installed today by his staff. Commissioner Strahan requested that any work Mr. Lavender's staff is conducting be noted for future documentation.

6. Lightning Strike: Mr. Lavender noted that the last electrical storm knocked out some of the card readers. The Commission made Mr. Smith aware of the situation as well.
7. Upper Parking Lot: Mr. Lavender stated that the overhead poles at the parking garage are scheduled to be removed on Friday and added that the lot would be closed for a couple of days while driveway is being asphalted.
8. Snow & Ice Removal: Mr. Lavender noted that it would be a good idea to have a plan in place for the snow and ice removal for the parking lots, steep roads, driveways and the sidewalks. The Commission directed Mr. Lavender to coordinate that with Mr. Preston.

Commissioner Herschend left the meeting at 3:13 p.m.

#### **TRANSPORTATION BOARD**

Commissioner Strahan made a motion to appoint Buddy Roberts to the Transportation Board. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (absent), Strahan (yes).

#### **ANIMAL CONTROL CONTRACTS**

Commissioner Strahan made a motion to revise the county's contracts with all municipalities. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (absent), Strahan (yes).