

OFFICIAL MINUTES

**JUNE 23, 2011, 31st DAY OF
THE APRIL ADJOURNED TERM**

The County Commission met in the Commissioner's Hearing Room at 8:49 am with Ron Houseman, Jim Strafuss and Danny Strahan present. The following proceedings were had and made a matter of record:

AGENDA REQUESTS REVIEW

The Commission reviewed the agenda requests with Nikki.

OED POSITION & EEZ

Tim Connell addressed the Commission as the IDA chairperson for the EEZ. He wanted the county's permission to move forward with the process of the Enhanced Enterprise Zone as there was a great need. The map had been drawn and initial meetings had taken place.

Jeff Seifried from the Springfield Chamber addressed the Commission. A formalized board with a Commissioner appointed board member would determine which companies could take advantage of the EEZ. State approval would be needed. An application would show the need for an EEZ and indicate distressed areas.

Tim Connell will keep the Commission informed. Three quarters of the county and all of Hwy 65 would make up the EEZ area. It would include the Airport, the Racetrack area, the Mountain and the Industrial Park on the North side of Branson. The City of Branson would not be in the EEZ.

Commissioner Strafuss moved to direct the IDA board to move forward with the process of forming an EEZ. Commissioner Strahan seconded the motion for discussion.

Mr. Seifried explained how an EEZ would work. The EEZ would not determine what people could do with their property. Multiple zones could be designated, but could not be added to. This would be an overlay and would not affect a CID.

The motion passed by vote: Houseman (aye), Strahan (aye) and Strafuss (aye).

The Office of Economic Development position discussion was postponed.

STAFF DEPARTMENTAL UPDATE – PUBLIC ADMINISTRATOR

Public Administrator Carol Davis addressed the Commission. She requested an additional position for a full-time office staff. She gave supporting documentation to the Commission.

911 ADVISORY BOARD MEETING

The 911 Advisory Board addressed the Commission. Chairman Kent Vanderpool applauded the “In God We Trust” lettering on the Commission’s Hearing Room wall.

Mr. Vanderpool had not attended the meetings working toward a research committee which would look into funding. The Commission had received Sean Barnwell’s email offering services from the Advisory Committee. The Board members were there to let the Commission know about the budget, the decline in revenue, and to be at the Commission’s disposal on how they wished to pursue the problem. Commissioner Straffuss stated they would ask a consultant to assess where the County was financially and give recommendations to reduce expenses.

The Commission would take the consultant’s ideas and put them into the format of a meeting between the Commission and the Board to resolve the issue. Legal Counsel was looking at a funding agreement. New intergovernmental agreements with Branson were needed.

Chris Berndt said the ten call takers were a big expense but were necessary. Commissioner Houseman asked the Board to consider what questions needed to be asked and what issues needed looked at by the consultant. The Board stated that they would be willing to help in a work session.

RECESS
10:00 AM

RECONVENED
10:15 AM

STAFF DEPARTMENTAL UPDATE – ROAD & BRIDGE

Randy Haes addressed the Commission about the following:

- **ROAD UPDATE**

Twelve roads were still closed due to flooding, and ten were in the Bull Shoals lake area. Of the remaining two, one was Sycamore Church Road.

There were no petitions found for the Roark Special Road District. Road & Bridge would need to wait to find if they were responsible for the road.

Buchanan Road had a drainage issue. When reconstructed in 2001 – 2002 it was changed to a three lane road and realigned. A 24” culvert was to have been put in but was not. The Commission agreed to have this corrected according to the original plan.

The Protem-Cedar Creek Road was looked at by an engineer. His recommendation and the estimated costs were given to the Commission. Debris and alignment needed to be addressed, and it needed mediation through FEMA as they would fund replacement of the original bridge.

Commissioner Strafuss moved to have Great River contact FEMA regarding mitigation for the upgrade. The Commission asked them to move forward as discussed.

Shady Springs Road near Protem had a low water crossing in the same situation and needed repair. The Commission instructed Mr. Haes to pursue a solution in line with that of the Protem-Cedar Creek Road.

The main crossing at Bull Creek near the proposed Kassel Rock CID needed to be repaired with rock and concrete. The Commission said to wait until the future of the CID had been determined.

There were several areas closed during the last flood event which could be fixed by filling.

Commissioner Strafuss stated the Reoccurring Loss Grant was money that Taney County could get for damages we suffered because of reoccurring floods. A discussion ensued on the consideration of bringing in a flood specialist to work with Bob Atchley.

Mr. Haes stated that work at Savage needed to be finished.

Regarding Ingenthron Road, property lines were an issue, and the first steps were to get the right of way and driveway cleared.

- **DIRT AGREEMENT**

Commissioner Strafuss moved to approve the fill dirt agreement between Bob Rich and Taney County. Commissioner Strahan seconded the motion for discussion. The motion passed by vote: Houseman (aye), Strahan (aye) and Strafuss (aye).

FILL DIRT AGREEMENT

COMES NOW the Taney County Commission on behalf of Taney County, Missouri, (hereinafter "Taney County") and enters into this agreement with Bob Rich (hereinafter Owner), regarding the dumping of dirt fill on Owner's property, and the particulars of the agreement are as follows:

WITNESSETH:

WHEREAS, Taney County, Missouri's Road and Bridge Department would benefit from a location near ongoing construction to dump excess and unneeded till dirt; and,

WHEREAS, leaving said location would save Taney County's Road and Bridge Department a considerable amount in hauling costs; and

WHEREAS, Owner will benefit from having needed fill dirt dumped on Owner's property;

NOW THEREFORE IT IS AGREED AND COVENANTED BETWEEN THE PARTIES AS FOLLOWS:

General Provisions.

Taney County, as the need arises, is granted permission by Owner to dump fill dirt upon locations on Owner's property that Owner has previously designated to receive such material.

Term and Notice

The term of this agreement shall commence upon the first date upon which all parties have signed this agreement and shall continue until terminated by one party or the other.

Hold Harmless

Owner agrees that it will hold Taney County, its employees, representatives, heirs and assigns harmless from any claims arising from or relating to this agreement except for any gross negligence.

IN WITNESS WHEREOF THE PARTIES HAVE EXECUTED THIS
AGREEMENT ON THE DATE SET FORTH BELOW.

OWNER

TANEY COUNTY, MISSOURI

Bob Rich
Owner's Name

Ronald D. Houseman
Ron Houseman, Presiding Commissioner
Taney County Commission

709 Julie Ln Fayette
Owner's Address

417-263-1809
Owner's Phone Number

Date: June 23, 2011

ATTEST

Date: 6-25-11

The Taney County Clerk, Donna Neeley hereby attests that the Presiding Commissioner of the Taney County Commission, Ron Houseman, signed this agreement on behalf of the Taney County Commission pursuant to a previously passed motion of the Taney County Commission.

Donna Neeley
Donna Neeley, Taney County Clerk

Date: June 23, 2011

Auditor's Certification

The undersigned, as Budget Officer for the County of Taney, certifies that there is a balance otherwise unencumbered in the county treasury to the credit of the appropriation to which the financial obligation imposed upon the county by this agreement is to be charged, and there is a cash balance otherwise unencumbered in the county treasury to the credit of the fund from which payment is to be made, each sufficient to meet the obligation incurred. Section 50.530(1) & Section 50.660 RSMo.

Rick Findley
Rick Findley, Taney County Auditor

Date: 6-24-2011

- **GENERAL DISCUSSION**

The Transfer Station needed to have added two garage door openings, one for commercial use and one for resident use, for safety reasons. Door designs had been submitted to DNR. The third door option, hydraulic doors, was rejected as the operation manual had not been submitted. The discussion was reposted to another day.

Mr. Haes suggested that a safety meeting for all of Road and Bridge was needed. The Commission directed Randy to schedule a meeting and use someone for a training speaker.

Randy had all road signs for GPS mapping except for 911 name and numbered signs. Randy would like them mapped as well.

The hot tank at Mount Branson needed to be repaired. Discussion ensued. The Commission directed Randy to ask an engineering company to research the needed improvements.

There was a radiator issue with Sterling Trucks and a Mercedes engine. All the dump trucks radiators had been replaced except for one.

EXECUTIVE SESSION – PERSONNEL PER SECTION 610.021 (3)

Commissioner Strafuss moved to go into Executive Session pursuant to RSMo 610.021 (3). Commissioner Strahan seconded the motion. The motion passed by roll call vote: Houseman (aye), Strafuss (aye) and Strahan (aye).

**EXECUTIVE SESSION
11:36 AM**

See Executive Session minutes for actions if any.

Commissioner Strafuss moved to go out of Executive Session. Commissioner Strahan seconded the motion. The motion passed by roll call vote: Houseman (aye), Strafuss (aye) and Strahan (aye).

**OUT OF EXECUTIVE
1:37 PM**

**EXECUTIVE SESSION – LITIGATION, REAL ESTATE, PERSONNEL AND
CONTRACTS PER SECTION 610.021 (1) (2) (3) (12)**

Commissioner Strafuss moved to go into Executive Session pursuant to RSMo 610.021 (1), (2), (3) & (12). Commissioner Strahan seconded the motion. The motion passed by roll call vote: Houseman (aye), Strafuss (aye) and Strahan (aye).

EXECUTIVE SESSION
1:39 PM

See Executive Session minutes for actions if any.

Commissioner Strafuss moved to go out of Executive Session. Commissioner Strahan seconded the motion. The motion passed by roll call vote: Houseman (aye), Strafuss (aye) and Strahan (aye).

OUT OF EXECUTIVE
3:40 PM

Minutes were taken and typed by Lyn Wieneke, Deputy Clerk.