

# **OFFICIAL MINUTES**

**APRIL 19, 2012, 7TH DAY OF  
THE APRIL ADJOURN TERM**

The County Commission met in the Commission Hearing Room at 8:31 a.m. with Ron Houseman and Danny Strahan present and Jim Strafuss absent. The following proceedings were had and made a matter of record:

## **PRELIMINARY STUDY**

The County Commission met to review previous meeting minutes and accounts payable.

## **PUBLIC COMMENT**

There was no public comment.

## **CALL TO ORDER**

Presiding Commissioner Houseman called the April 19, 2012 meeting to order at 9:01 a.m.

## **PRAYER**

Rick Findley led the prayer.

## **PLEDGE OF ALLEGIANCE**

Commissioner Strahan led the Pledge of Allegiance.

## **PREVIOUS MEETING MINUTES**

Commissioner Strahan moved to approve previous meeting minutes with corrections dated March 29, April 2, 4, 5, 9, and 16, 2012. Commissioner Houseman seconded the motion. The motion passed by vote: Houseman (aye), Strahan (aye) and Strafuss (absent).

## **BID PROCEDURE – TRANSMISSION REPAIR SERVICE, SOLE SOURCE/NOI-OMUVS**

Purchasing Agent Ron Erickson and Sheriff Jimmie Russell went before the Commission regarding a bid for Transmission Repair Service. One response was received. The Commission directed Mr. Erickson to proceed. The one submission was from Ace Transmission of Springfield. The bid was complete. Ace Transmission had been used for several years prior to the bid. The bid included free diagnostic checks and 12 month warrantees. The cost for the Dodge Charger was at a cost of \$2850, the Dodge Dakota was at a cost of \$1700, and the Jeep Cherokee was at a cost of \$1,599.99. Sheriff Russell recommended Ace Transmission be

awarded the bid. Commissioner Strahan moved to award Ace Transmission the bid for the transmission repair service. Commissioner Houseman seconded the motion. Mr. Erickson said Ace Transmission agreed to item #9 which asked: Will a terms and conditions contract be agreeable for one-year, with two options to renew for an additional year. The warranty on commercial vehicles was for 12 months or 12,000 miles. Mr. Erickson would get the additional agreement at a later date. The motion passed by vote: Houseman (aye), Strahan (aye) and Strafuss (absent).

### **BID PROCEDURE – TRANSMISSION REPAIR SERVICE, SOLE SOURCE/NOI-OMUVS**

Discussion ensued concerning SSP#201203-171. Commissioner Houseman noted pursuant to RSMo 034.044 governing declaration of a Single Feasible Sole source Provider, we are here today to discuss our intentions, as previously posted in the Branson Tri-Lakes News, Taney County Times, as well as posted on the Taney County Website, to declare the Ozark Mountain Underground Vault and Storage as our sole source for storing our archive-able public records underground and vaulted as well as several other required tasks.

Our Purchasing Department had completed documentation with the help of the Recorder's office to support this declaration with numerous facts, stipulations and requirements. I have this document in front of me but also the Taney County Recorder, Mr. Robert Dixon is here to share details with us all concerning this process.

Mr. Dixon stated he had dealt extensively with Ozark Mountain Underground and they had done an exceptional job in reproducing and making digital records for him. They also store items for him. The Ozark Mountain Underground was currently working on oversized bound books for the County and Circuit Clerks. The County Clerk also had 240 bound School record books. The process utilizing a planetary camera was explained. The public could go to White River Historical Society, and search by name or description to find a document. The Underground had reduced their price considerably.

Commissioner Strahan moved to approve Ozark Mountain Underground Vault and Storage as sole source provider for storing our archive-able public records underground and vaulted as well as several other required tasks. Commissioner Houseman seconded the motion for discussion. Commissioner Houseman said given the factors as thus outlined is there anyone here today to offer a response, make any comments, or present themselves as a possible viable competitor for the services discussed here today as well as outlined within these documents? Seeing none, Commissioner Houseman said he appreciated Mr. Dixon's work in this. The motion passed by vote: Houseman (aye), Strahan (aye) and Strafuss (absent).

### **AGENDA REQUESTS REVIEW**

Nikki Lawrence went before the Commission to review Agenda Requests.

### **GRIEVANCE PROCEDURE**

Commissioner Strahan moved to approve the grievance procedure as presented and approve Linda Sorenson as the Compliance Coordinator for the grievance procedure. Commissioner Houseman seconded the motion. The motion passed by vote: Houseman (aye), Strahan (aye) and Strafuss (absent).

#### SECTION 504/ADA GRIEVANCE PROCEDURE

The County of Toney has adopted an internal grievance procedure providing for prompt and equitable resolution of complaints alleging any action prohibited by the American with Disabilities Act (ADA) and implementing Sect 504 of the Rehabilitation Act of 1973 as amended (29 U.S.C. 794) Section 504 states, in part, that "no otherwise qualified individual with a disability shall, solely by reason of his or her disability, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal assistance.

- 1) Complaints should be addressed to, Linda Scarswood, who has been designated by the County to coordinate Section 504/ADA compliance efforts. Complaints should be filed in writing or verbally, contain the name and address of the person filing it, and briefly describe the alleged violation of the regulations.
- 2) A complaint should be filed within 10 days after the complainant becomes aware of the alleged violation. (Processing allegations of discrimination that occurred before this Grievance Procedure was in place; will be considered on a case-by-case basis.)
- 3) An investigation, as may be appropriate, will follow a filing of a complaint. The Section 504/ADA Coordinator will be in charge of the investigation. These rules contemplate informal but thorough investigations that afford all interested persons and their representatives an opportunity to submit evidence relevant to a complaint.
- 4) A written determination as to the validity of the complaint and a description of the resolution, if any, will be issued by the Section 504/ADA Coordinator and a copy forwarded to the complainant no later than 30 days after its filing.
- 5) The Section 504/ADA Coordinator will maintain the files and records of the County relating to the complaints filed.
- 6) The complainant can request a reconsideration of the case in instances where he/she is dissatisfied with the resolution. The request for reconsideration should be made within 10 days to the Presiding Commissioner.
- 7) Using the Grievance Procedure is not a prerequisite to the pursuit of other remedies, including the filing of a Section 504 or related complaint with the responsible Federal department or agency.
- 8) These rules will be construed to protect the substantive rights of interested persons, meet appropriate due process standards, and assure that the County complies with the ADA, Section 504 and all implementing regulations.

## **RELEASE IN FULL OF ALL CLAIMS**

Mr. Mark Parent of the Taney County Airport went before the Commission to discuss a release pertaining to the Taney County Airport. Mr. Parent said an insurance release needed to be signed regarding three runway lights damaged by an arriving aircraft. The pilot was fully insured and if the County was satisfied, the release needed approval. Mr. Parent was satisfied with the repairs made. Commissioner Strahan moved to approve signing the release in full of all claims as presented. Commissioner Houseman seconded the motion for discussion. Commissioner Strahan asked if any other signature was needed. Nikki Lawrence said as Frank Cottey had reviewed, Mr. Parent would not be required to sign. The motion passed by vote: Houseman (aye), Strahan (aye) and Strafuss (absent).

## **PUBLIC ADMINISTRATOR'S REQUEST**

Public Administrator Carol Davis went before the Commission with two requests in follow up to January Budget meetings. Ms. Davis's first request was for an additional full time staff member. There were 113 active individuals appointed by the court with 172 current files being worked with. Ms. Davis' part-time staff worked additional time due to the workload. The second request was a raise for her one part-time staff. Her staff was paid a little over \$10 per hour and had been an employee since 2005 and works diligently. Ms. Davis was requested a raise to \$12 per hour.

Commissioner Houseman said the salary study would be complete on Monday, and the issue would be addressed after that review. Carol Davis asked if she could have an answer to the hiring of additional staff. Commissioner Houseman said the matter could be addressed when there was a full County Commission. Commissioner Houseman said she did not have a spot budgeted in 2012, and staffing would be incorporated into the discussion. Ms. Davis thanked the Commission for their time.

## **COURT ORDERS**

Donna Neeley and Cristy Smith went before the Commission regarding Court orders. Ms. Smith informed the Commission some personal property abatements for add-ons needed made. Ms. Neeley explained the add-on and abatement process. Commissioner Strahan moved to approve the abatements/corrections labeled exhibit A. Commissioner Houseman seconded the motion. The motion passed by vote: Houseman (aye), Strahan (aye) and Strafuss (absent).

# Personal Abatement Reconciliation

A

Abatement No: Status: Input Date: Acct Number: CH Number: Property Number: Taxpayer Name: Abatement Year: End Value:

Abatement No	Status	Input Date	Acct Number	CH Number	Property Number	Taxpayer Name	Abatement Year	End Value
<b>PERSONAL PROPERTY</b>								
2112111	APPROVED	2/13/2017	2225			BICKEY LERNS	2010	5400
Reason:	ENDORSEMENT ASSESSMENT							
Notes:	TAXPAYER INSTANTLY ASSESSED FOR VEHICLE IN IL DU NOT HAVE REGISTERED IN MISSOURI ON JANUARY 20, 2013. CONFIRMED VIA DEPT OF REVENUE.							
2112112	APPROVED	2/13/2017	8120			3111 TROY S PERRY	2011	
Reason:	CORRECTION							
Notes:	LEFT TRAILER OFF ASSESSMENT 2/14/17 WITH CA 5400							
2112113	APPROVED	2/13/2017	9123			SCOTT LEVINS	2011	
Reason:	CORRECTION							
Notes:	LEFT TRAILER OFF ASSESSMENT 2/14/17 WITH CA 5400							
2112114	APPROVED	2/13/2017	1107			CAMPBELL JOHN & EMILIE	2011	
Reason:	CORRECTION							
Notes:	LEFT TRAILER OFF ASSESSMENT 2/14/17 WITH CA 5400							
2112115	APPROVED	2/13/2017	2265			CARTER JEREMY	2011	
Reason:	CORRECTION							
Notes:	VEHICLE DESCRIPTION ON VEHICLE NOT AN ESU SHOULD JUST AN ESU RESPONSE WITH CA 5411							

Refunds for personal property for three years needed approval. Discussion ensued regarding a 2009 abatement labeled Exhibit B. Assessor Strahan questioned the 2009 abatement and wanted to hold that abatement for further research.

EXHIBIT 8  
 APPROVED EXCEPT  
 ABATEMENT 2/21/14

**Abatement Status**

Abatement No: Status Input Date Acct Number CI Number Property Number Taxpayer Name Single Married Paid Value

PERSONAL PROPERTY - REFUND/000									
Account	Year	Amount	Property	Value	Abatement	Net Value	Assessed	Exempt	Other
2012104	2012	5859	2011	2011	0	5859	0	0	0
2012173	2012	4207	2011	2011	0	4207	0	0	0
2012184	2012	7911	2011	2011	0	7911	0	0	0
2012184	2012	2020	2011	2011	0	2020	0	0	0



Commissioner Strahan moved to approve exhibit B with the exception of 2011-21184. Commissioner Houseman seconded the motion. The motion passed by vote: Houseman (aye), Strahan (aye) and Strafuss (absent).

The first real estate abatement was a duplicate billing presented by assessor's office. The other two notated clerical errors. The Assessor agreed with these abatements. Abatements were denied in two previous BOE hearings. Discussion ensued. Commissioner Strahan moved to approve the abatement for the year 2010 labeled exhibit C. Commissioner Houseman seconded the motion for discussion. The motion passed by vote: Houseman (aye), Strahan (aye) and Strafuss (absent).



## **PENALTIES AND INTEREST**

Commissioner Strahan noted that he had been contacted by a citizen, Ms. Bristow, regarding whether or not she should be forced to pay penalties and interest on taxes she believed had been paid timely by the bank. Commissioner Strahan added that the Collector had previously advised against waiving penalties and interest, however since that time the Collector's Office had found and accepted the check. The matter was to be reposted for next Monday allowing the Commission an opportunity to waive penalties and interest.

County Assessor James Strahan stated that there was an Assessor's statutory penalty to be applied of up to \$100; anything over that amount did not get applied through his office. Melanie Smith of the Collector's office appeared before the Commission and noted that the Collector's Office had already removed the penalties and interest since the check had been discovered.

## **EXECUTIVE SESSION – CONTRACTS PER SECTION 610.021(12)**

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

## **EXECUTIVE SESSION**

**10:17 AM**

See Executive Session Minutes for actions, if any.

Commissioner Strahan moved to adjourn. Commissioner Houseman seconded the motion. The motion passed by roll call vote: Houseman (aye), Strahan (aye), and Strafuss (absent).

## **ADJOURNED**

**11:30 AM**

The minutes were taken and typed by Lyn Wieneke, Deputy Clerk.