

**OFFICIAL  
COMMISSION MINUTES  
MAY 17th, 2021 – 8<sup>TH</sup> DAY OF  
THE APRIL ADJOURN TERM**

**FORMAL AGENDA**

The County Commission met in the Commission Hearing Room with Mike Scofield (present), Brandon Williams (present), and Sheila Wyatt (present).

**PUBLIC COMMENT**

None.

**CALL COUNTY COMMISSION MEETING TO ORDER**

Presiding Commissioner Mike Scofield called the meeting to order at 9:03 a.m.

**COMMISSION REMARKS**

None.

**APPROVAL OF ACCOUNTS PAYABLE**

Commissioner Wyatt moved to approve Checks #463428 through Checks #463436 and Checks #463438 through Checks #463461, Warrants #7696 through Warrant #7701 and no Journal Entry/Transfer. Commissioner Williams seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

*Commissioner Wyatt left the meeting at 9:04 a.m.*

Commissioner Williams moved to approve Check #463437. Presiding Commissioner Scofield seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (absent).

*Commissioner Wyatt entered the meeting at 9:04 a.m.*

**APPROVAL OF PREVIOUS MEETING MINUTES**

Commissioner Williams moved to approve Regular Session Minutes for May 10th, 2021. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

Commissioner Williams moved to approve Executive Session Minutes for May 10th, 2021. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

**COURT ORDERS**

Wesley Shoemaker, Deputy Clerk, was present.

Commissioner Wyatt moved to approve abatement #206264 with the date of May 17, 2021. Commissioner Williams seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

RE PAID ABATEMENTS																
Exhibit:		Date: 17 May 2021														
AbNumber	AbYear	SuppDate	AbDate	Parcel	Name	Reason	EndRes	AdjRes	EndAg	AdjAg	EndCom	AdjCom	Notes	Approved	Denied	Tabled
206264	2020	0000-00-00	2021-05-10	18-6-0-23-001-002-006.016	RYDEN GERALD B & JUDITH M		10100	4430	0	0	0	-7460		X		

**HVAC SYSTEM REPLACEMENT BID RECOMMENDATION #202104-475**

Nikki Lawrence, Purchasing Director & Legal Liaison, and Mike Mulnick, M. Graham Clark Airport Manager, were present.

Commissioner Williams moved to award bid #202104-475 to Specialty Air Condition out of Springfield, Missouri based on recommendation from Airport Board and Mike Mulnick, Airport Manager. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

**NASPO VALUEPOINT DEFICIENCY QUOTE 3407 #21-046M – WIRING FIXES FOR CONTROL VALVES – BACKFLOW PREVENTER**

Scott Terpening, Building and Grounds, was present. Presiding Commissioner Scofield referenced a letter from their attorney.

Commissioner Williams moved to approve NASPO Deficiency Quote 3407 as presented. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

**WIRING FIXES FOR CONTROL VALVES**



Johnson Controls Fire Protection



Date: 5/6/2021

**RE: NASPO ValuePoint DEFICIENCY QUOTE 3407**

Purchasing Authority Contact

Name: Scott Terpening  
Phone #: (417) 251-3221  
Email Address: scotterpening3@gmail.com  
Street Address: 266 Main Street  
City, State, Zip: Forsyth, MO 65653

Service Location

Name: Taney County Justice Center  
Street Address: 266 Main Street  
City, State, Zip: Forsyth, MO 65653  
Inspection SR#: 49375558

Dear NASPO ValuePoint Customer:

A Johnson Controls Fire Protection technician performed an inspection of your Life Safety system on 5/5/2021. Upon completion of this inspection, the following Deficiencies were identified:

The (x2) control valves were located for elevator #5 pit and equipment room sprinkler heads are not wired into the system.

Repair of these deficiencies is important to the proper operation of your life-safety system.

The attached quote is furnished under the NASPO ValuePoint contract #3407 and it identifies parts/materials and/or labor for services work to be performed.

To approve this quote, please sign, scan and email your approval to colleen.dennis@jci.com. Upon your approval, our local office will contact you within 10 business days to schedule the service.

If you have any questions, I can be reached at (316) 524-7049. We appreciate your business and look forward to working with you to address these issues.

Respectfully,

Branch # 333  
Address: 2757 S Austin  
Springfield, MO 65807  
Sales Rep: Colleen M Dennis

## BACKFLOW PREVENTER



Johnson Controls Fire Protection



Date: 5/6/2021

**RE: NASPO ValuePoint DEFICIENCY QUOTE 3407**

Purchasing Authority Contact

Name: Scott Terpening  
Phone #: (417) 251-3221  
Email Address: scott@co.taney.mo.us  
Street Address: 266 Main Street  
City, State, Zip: ~~Vinita, Oklahoma 74301-0413~~  
*Forsyth Mo 65653*

Service Location

Name: Taney County Justice Center  
Street Address: 266 Main Street  
City, State, Zip: Forsyth, Missouri 65653  
Inspection SR#: 49375562

Dear NASPO ValuePoint Customer:

A Johnson Controls Fire Protection technician performed an inspection of your Life Safety system on 5/4/2021. Upon completion of this inspection, the following Deficiencies were identified:

The 4" Watts 909 PRZ serial #212729 backflow preventer located boiler room failed when tested.

Repair of these deficiencies is important to the proper operation of your life-safety system.

The attached quote is furnished under the NASPO ValuePoint contract #3407 and it identifies parts/materials and/or labor for services work to be performed.

To approve this quote, please sign, scan and email your approval to colleen.dennis@jci.com. Upon your approval, our local office will contact you within 10 business days to schedule the service.

If you have any questions, I can be reached at (316) 524-7049. We appreciate your business and look forward to working with you to address these issues.

Respectfully,

Branch # 333  
Address: 2757 S Austin Street  
Springfield, MO 65807  
Sales Rep: Colleen M Dennis-176432

### DISCUSSION AND APPOINTMENT OF AUTHORIZED REPRESENTATIVE FOR THE AMERICAN RESCUE PLAN ACT.

Melissa Duckworth, Emergency Management Assistant, was present.

Commissioner Williams moved to appoint Melissa Duckworth as Authorized Representative for the American Rescue Plan Act for Taney County Missouri. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

### U.S. DEPARTMENT OF THE TREASURY CORONAVIRUS LOCAL FISCAL RECOVERY FUND AWARD TERMS AND CONDITIONS.

Melissa Duckworth, Emergency Management Assistant, was present. Presiding Commissioner Scofield referenced a letter from their attorney.

Commissioner Williams moved to accept the award terms and conditions by and between U.S. Department of Treasury and Taney County Missouri. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

U.S. DEPARTMENT OF THE TREASURY  
CORONAVIRUS LOCAL FISCAL RECOVERY FUND

Recipient name and address: County of Taney  , Missouri	DUNS Number: Taxpayer Identification Number: Assistance Listing Number and Title: 21.019
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Sections 602(b) and 603(b) of the Social Security Act (the Act) as added by section 9901 of the American Rescue Plan Act, Pub. L. No. 117-2 (March 11, 2021) authorize the Department of the Treasury (Treasury) to make payments to certain recipients from the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund.

Recipient hereby agrees, as a condition to receiving such payment from Treasury, to the terms attached hereto.

Recipient:

Authorized Representative:

Title: *Presiding Commissioner*

Date signed: *05/17/2021*

U.S. Department of the Treasury:

Authorized Representative:

Title:

Date signed:

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## TANEY COUNTY SEWER SALES TAX RENEWAL ORDER

Brad Allbritton, Sewer District Administrator, and Jonas Arjes, Executive Director Taney County Partnership, were present.

Commissioner Wyatt moved to approve the order as it was presented for the Taney County Sewer Sales Tax Renewal to be put on the ballot on August 3, 2021. Commissioner Williams seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

### ORDER OF THE COUNTY COMMISSION OF TANEY COUNTY, MISSOURI

WHEREAS, § 67.547, RSMo. authorizes the governing body of a county to impose a countywide sales tax on all sales which are subject to taxation under the provisions of §§ 144.10 to 144.525, RSMo.; and

WHEREAS, § 67.547, RSMo. provides that the tax authorized by that section shall be in addition to any and all other sales taxes allowed by law, except that no ordinance or order imposing a sales tax shall be effective unless the governing body of the county submits to the voters of the county, at a county or state general, primary or special election, a proposal to authorize the governing body of the county to impose a tax; and

WHEREAS, on April 6, 1993, pursuant to § 67.547, RSMo., the voters of Taney County approved imposing a countywide sales tax for the purpose of funding capital improvements for sewer purposes at the rate of one-half of one percent (1/2 of 1%), for a period of 10 years from the date on which the tax was imposed; and

WHEREAS, on April 4, 2000, pursuant to § 67.547, RSMo., the voters approved continuing to impose the countywide sales tax, in part for sewer purposes at the rate of one-half of one percent (1/2 of 1%), for a period of 20 years from the date on which the tax was reimposed, and which is set to expire on or before October, 2023;

WHEREAS, the County Commission of Taney County, Missouri, has determined and does now find and determine that a ballot question shall be submitted to the voters of the county to authorize continuing to impose the existing countywide sales tax of one-half of one percent (1/2 of 1%) pursuant to § 67.547, RSMo., for an additional period of twenty-five (25) years on all sales which are subject to taxation under §§ 144.010 to 144.525, RSMo. for sewer purposes; and

WHEREAS, the County Commission desires to submit a proposal in the form of a ballot question to the voters of Taney County, Missouri, at the election to be held on August 3, 2021, authorizing the County Commission of Taney County, Missouri, to continue to impose a countywide sales tax of one-half of one percent (1/2 of 1%) pursuant to § 67.547, RSMo. for an additional period of twenty-five (25) years for sewer purposes; and

WHEREAS, in the event a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then a countywide sales tax of one-half of one percent (1/2 of 1%) for sewer purposes shall be imposed and in effect for an additional period of twenty-five (25) years; and

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE COUNTY COMMISSION OF TANEY COUNTY, MISSOURI, AS FOLLOWS:

1. Confirmation. The County Commission incorporates by reference the recitals, statements and reasons set forth above and confirms that they are true and correct.
2. Order of County Commission. The Taney County Commission hereby orders submission of the following ballot question to the voters of Taney County, Missouri, at the election to be held August 3, 2021, to authorize the County Commission to continue to impose

**FILL DIRT AGREEMENT – KIMBERLY GILBERT**

Devin Huff, Road & Bridge Administrator, was present.

Commissioner Williams moved to approve the Fill Dirt Agreement by and between Kimberly Gilbert and Taney County. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

*Unlimited*

**FILL DIRT AGREEMENT**

COMES NOW the Taney County Commission on behalf of Taney County, Missouri, (hereinafter "Taney County") and enters into this agreement with Kimberly Gilbert (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 fill dirt; and,

WHEREAS, having 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.

If 3 loads or less needs approval of the County Highway Administrator only.

*Devin Huff*  
Devin Huff County Highway Administrator

5-12-2021  
Date:

**EXECUTIVE SESSION 9:36 A.M.**

**EXECUTIVE SESSION PER SECTION 610.021.(3) (PERSONNEL)**

*(Taney County Commission Hearing Room)*

Present: Presiding Commissioner Scofield, Commissioner Williams, and Commissioner Wyatt.

*See the Executive Session Minutes for any motions made or votes taken.*

**END OF EXECUTIVE SESSION 9:48 A.M.**

**RECONVENE: 10:03 A.M.**

**DAILY STAFF REVIEW AND AGENDA REQUESTS**

*(Taney County Commission Hearing Room)*

Present: Presiding Commissioner Scofield, Commissioner Williams and Commissioner Wyatt.

Also Present: Lesley Wallace, Commission Assistant

The commission met with their staff to review the day's business and go over the agenda requests.

**ADJOURNMENT:**

Commissioner Williams moved to adjourn. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

**ADJOURN: 10:30 A.M.**

*The minutes were taken by Mike Scofield, Presiding Commissioner, and Kim Lovelace, Deputy Clerk, and typed by Kim Lovelace, Deputy Clerk.*