

**OFFICIAL
COMMISSION MINUTES
JULY 19TH, 2021 – 4th DAY OF
THE JULY 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 9:01 a.m.

COMMISSION REMARKS

None.

REZONING REQUEST FOR 333 CORPORATE PLACE #07-19-2021-01

Scott Starrett, Planning & Zoning Director, and Presley Cozort, Permit Technician and Planning & Zoning Coordinator, were present.

333 CORPORATE PLACE #07-19-2021-01

The following individuals appeared before the Commission in reference to 333 Corporate Place:

- Greg Richards - 640 State Hwy 248 #17, Branson, Mo.
- Richard Burkhalter – 1781 Bee Creek Rd., Branson, Mo.
- Devin Huff – Road & Bridge Administrator

Commissioner Williams moved to approve the Order labeled as Order #07-19-2021-01 for the zoning district amendment changing parcel #08-5.0-16-000-000-025.000 from office district to R2. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

ORDER NUMBER: 07-19-2021-01

ORDER of the
TANEY COUNTY COMMISSION
FORSYTH, MISSOURI

DATE: July 19, 2021

SUBJECT: Zoning District Amendment

WHEREAS, Taney County, Missouri desires to coordinate physical development in accordance with its present and future needs; so as to conserve the natural resources of the County, to insure efficient expenditure of public funds and to promote the health, safety, convenience, prosperity and general welfare of its inhabitants; and

WHEREAS, the Planning Commission has held public hearings in order to obtain public input concerning an amendment to the Taney County, Missouri Zoning District map, in accordance with the requirements of Chapter 64 and Section 64.863 of the Missouri Revised Statutes; and

WHEREAS, on July 12, 2021, the Taney County Planning Commission has recommended the amendment to the Zoning District map grid number G17, Branson Township, from O Office District to R-2 One and Two-Family Residential District, property owned by William Wilson, parcel number 08-5.0-16-000-000-025.000, located at 333 Corporate Place, Branson, Missouri, and

NOW, THEREFORE, on this 19th day of July, 2021, at a duly called meeting of the Taney County Commission, having received the recommendation of the Planning Commission and, after public notice, and in open session, upon motion made and seconded, the Taney County Commission voted 3 in favor and 0 against to amend the Taney County, Missouri Zoning District map, pursuant to the provisions of Chapter 64.845 through 64.880 of the Revised Statutes of Missouri.

IT IS HEREBY ORDERED that the Taney County, Missouri Zoning District is amended as follows and pursuant to the attached report:


<u>Parcel Number</u>	<u>Location</u>	<u>Map Grid #</u>	<u>Township</u>	<u>Zoning District</u>
08-5.0-16-000-000-025.000	333 Corporate Place	G17	Branson	R-2


Presiding Commissioner MS; Eastern Commissioner SW; Western Commissioner W

IT IS FURTHER ORDERED that the Zoning District Amendments to the Taney County, Missouri Zoning Map shall become effective on the 19th day of July, 2021, and a copy of the Order shall be filed in the office of the Planning & Zoning.

TANEY COUNTY COMMISSION


Mike Scofield
Presiding Commissioner


Sheila Wyatt
Commissioner, Eastern District


Brandon Williams
Commissioner, Western District

ATTEST:


Donna Neeley, County Clerk 7/19/2021

RECESS: 9:40 A.M.

RECONVENE: 9:43 A.M.

APPROVAL OF ACCOUNTS PAYABLE

Commissioner Wyatt moved to approve Checks #464110 through Check #464182, Warrants #7747 through Warrants #7750, and no Journal Entries/Transfers. Commissioner Williams seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

APPROVAL OF PAYROLL

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

APPROVAL OF PREVIOUS MEETING MINUTES

Commissioner Williams moved to approve Regular Session Minutes for July 6, 2021 and July 12, 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 July 12th, 2021. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

SOLUTIONS SERVICES AGREEMENT #21-081S

Matt Wheeler, Chief Deputy, and Keith Gwin, Jail Administrator, were present. Presiding Commissioner Scofield referenced a letter from their attorney.

Discussion ensued.

COMBINED OZARKS MULTI-JURISDICTIONAL ENFORCEMENT TEAM (COMET) INTERAGENCY AGREEMENT #21-080S

Matt Wheeler, Chief Deputy, and Keith Gwin, Jail Administrator, were present. Presiding Commissioner Scofield referenced a letter from their attorney.

Commissioner Williams moved to approve the Interagency Agreement commonly known as Combined Ozarks Multi-Jurisdiction Enforcement Team or Comet. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

COMBINED OZARKS MULTI-JURISDICTIONAL ENFORCEMENT TEAM
(COMET)

INTERAGENCY AGREEMENT

The undersigned law enforcement agencies do now enter into this interagency agreement to create a multi-jurisdictional drug task force in order to provide to the public more effective law enforcement protection against those who engage in the trafficking and/or manufacturing of narcotics and dangerous drugs. Each participating agency agrees to refer cases for investigation by the task force. Cases will be adopted at the discretion of the task force Officer in Charge or his/her designee.

The undersigned parties agree to the following:

- I. **PARTIES.** Parties to this agreement are: Dallas County Sheriff's Office, Douglas County Sheriff's Office, Lawrence County Sheriff's Office, Ozark County Sheriff's Office, Polk County Sheriff's Office, Taney County Sheriff's Office, Webster County Sheriff's Office, Wright County Sheriff's Office, Ash Grove Police Dept., Billings Police Dept., Branson Police Dept., Branson West Police Dept., Buffalo Police Dept., Fair Play Police Dept., Fordland Police Dept., Forsyth Police Dept., Hartville Police Dept., Humansville Police Dept., Mansfield Police Dept., Mount Vernon Police Dept., Nixa Police Dept., Ozark Police Dept., Pierce City Police Dept., Rogersville Police Dept., Seymour Police Dept., Sparta Police Dept., Strafford Police Dept., Verona Police Dept., Walnut Grove Police Dept., Missouri State Highway Patrol, Stone County Prosecutor.

(NOTE: COMET shall be restricted to the jurisdictions represented by these parties; however, should a case investigation lead into an outside jurisdiction, the investigation should be coordinated with authorities in that jurisdiction.)

- II. **EXECUTIVE BOARD.** The COMET Executive Board is elected by and will represent participating parties to this agreement. The Executive Board is comprised of a Chairman, Vice Chairman, Secretary/Treasurer, and seven other board members. The Executive Board will be responsible for the implementation and conduct of the terms of this agreement on behalf of the participating parties.
- III. **DUTIES OF COMET.** The primary duties of COMET consist of the following:
 - A. To conduct covert and overt narcotics investigations on individuals and organizations engaged in illegal drug related activities.
 - B. To establish liaisons with the respective state and federal prosecutors for prosecution of Task Force investigations.
 - C. To develop and maintain an intelligence database on the trafficking of narcotics and dangerous drugs and other related criminal activities.
 - D. To establish liaisons with local, state and federal law enforcement agencies in southwest Missouri to better coordinate drug investigations and disseminate drug related intelligence.

PROPOSAL FOR HVAC UNIT #21-083M

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

Commissioner Williams moved to accept the proposal to replace the unit serving the guard station with a new unit for a total price of \$16,400. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

Proposal

TEMPERATURE CONTROL CO.

613 N. MAIN AVE.
SPRINGFIELD, MO 65806
417-866-3177 FAX 417-866-8611
WWW.TEMPCONGO.COM

July 14, 2021

Summary: ESTIMATE
Reference #: 5123-240

TANEY COUNTY COURTHOUSE
P.O. BOX 1407
FORSYTH, MO 65653

Job Name:
TANEY COUNTY COURTHOUSE
P.O. BOX 1407
FORSYTH, MO 65653

417-546-7207

417-546-7207

We Hereby Submit Specifications And Estimates For:

DEAR SCOTT:

WE PROPOSE TO REPLACE THE UNIT SERVING THE GUARD STATION WITH AN Aeon RQ-003-3-V-CA01-11A. OUR PRICE INCLUDES ALL LABOR AND MATERIAL TO INSTALL AND STARTUP THE UNIT. THE LEAD TIME FOR THIS UNIT IS CURRENTLY SIX WEEKS.

TOTAL PRICE: \$16,400

TO REPLACE JUST THE CONDENSER COIL IN THE CURRENT UNIT WOULD BE \$6,755. THERE IS A 4-5 WEEK LEAD TIME ON IT.

SINCERELY,

SARA COOK

Total

\$0.00

All material is guaranteed to be as specified. All work to be completed in a professional manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders and will become an extra charge over and above the estimate. All agreements contingent upon delays beyond our control. Purchaser agrees to pay all costs of collection, including attorney's fees. This proposal may be withdrawn by us if not accepted by the above due date.

Authorized
Signature

Mike Scofield

Acceptance
Signature

Date

NOTICE OF RENEWAL FOR NEWSPAPER PUBLICATION SERVICES #21-078CM
Commissioner Williams moved to approve the Notice of Renewal by and between Tri-Lakes Newspaper Inc. and Taney County. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

Presiding Commissioner *ms*; Eastern Commissioner *sw*; Western Commissioner *w*

NOTICE OF RENEWAL

To: Tri-Lakes Newspapers, Inc., Mandy Farrow, Authorized Representative, P.O. Box 1900, Branson, Missouri, 65615

Notice is given that the County of Taney, Missouri hereby renews its agreement with Tri-Lakes Newspapers, Inc., for newspaper publication services, commencing July 20, 2021, for a period of (1) one year, which will expire on July 19, 2022. A copy of this agreement is attached hereto as Exhibit A.

Mike Scofield
Mike Scofield, Presiding Commissioner

Date: 07/19/2021

ATTEST: I, Donna Neeley, as the Clerk of the Taney County Commission hereby attest that the above Agreement was executed by Taney County Presiding Commissioner, Mike Scofield, pursuant to a duly passed motion of the Taney County Commission approving the above agreement.

By: Donna Neeley
Donna Neeley, County Clerk

Date: July 19, 2021

Certification of Accounting Officer pursuant to Section 50.660, RSMo.:

The undersigned, as Budget and Accounting 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 Notice of Renewal 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 obligations scheduled to be incurred under this Notice of Renewal.

By: David Clark
David Clark, Taney County Auditor

Date: 7/19/2021

SAGE 100 UPGRADE #21-052CM

David Clark, County Auditor, was present. Presiding Commissioner Scofield referenced a letter from their attorney.

Commissioner Williams moved service update agreement by and between Taney County and BCS Prosoft, LLC. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).



BCS ProSoft, Inc.
118 W. Nakoma Dr.
San Antonio, TX 78216

(210) 361-2177 - phone
(918) 299-5034 - fax

www.bcsprosoft.com

June 21, 2021

Expiration Date: July 21, 2021

Taney County Co.
PO Box 1407
Forsyth, MO 65653

Dear Dawn:

We are submitting this engagement letter for providing services to upgrade the following system(s):

Systems Included in this Upgrade						
System	Users	Platform	Current Ver	Upgrade Ver	Test Upgrade?	Upgrade Type
Sage 100	10	Sage 100 Advanced	2018.01	2020.00	No	Full System Upgrade
Sage 100 Payroll	10	All	2020.00		No	Full System Upgrade
BizNet	1	All			No	Full System Upgrade
Test Upgrade?:	A Yes indicates that we will install a test upgrade system to allow you and your staff time to test the new version and resolve any errors, customization problems or other situations that may arise.					
Upgrade Type:	Full System Upgrade: The system and all of its components will be upgraded to the Upgrade Version listed.					
Integrations Only:	The system itself will NOT be upgraded to a different version. Instead, any point of integration with that system and the other systems will be made compatible.					
Discontinued:	The system has been discontinued by its publisher and is no longer available. Or, it is no longer a supported integrated solution. Therefore it will NOT be upgraded, and we do not guarantee it will continue to work after the upgrade. An alternative solution may be needed.					
Not Included:	Most likely this solution is no longer supported by BCS ProSoft, Inc. or the publisher that originally integrated with it. It will NOT be upgraded. The solution may still be available from its publisher, and if you wish to continue using it, we recommend you work directly with that publisher.					
Remove/Uninstall:	The system or modules have been designated as needing to be removed from your system prior to upgrading to the new version. Removing a module or system will result in the loss of all data and functionality for that module or system. If you choose to add it back later, you will have to setup all lost data as it won't be available in the future.					

This engagement letter is valid for 30 days from the date of this letter. If this letter is not accepted by the expiration date shown above, we will bill you for all services performed to date in regards to the upgrade analysis and the issuance of this letter, in accordance with the pre-planning letter you already signed. If you wish to move forward with an upgrade after this letter expires, we may have to re-perform the upgrade analysis to ensure nothing has changed on your system or to incorporate any new features for new releases/versions that may have been issued since our initial review, and any fees paid for previous upgrade planning will not be applied to the new upgrade project.

In addition, any changes made to your existing system by you or BCS ProSoft, Inc. (e.g. new Custom Reports added to the menus) after the system analysis was completed are NOT included in this engagement letter, unless specifically stated. This includes system wide information you modify between the test install and live install, such as Sales Tax Schedules & Rates, Role Maintenance, User Codes, Zip Codes, or Country Codes. Additional fees may be incurred to transition any such changes to the upgraded version.

Throughout the upgrade, we will rely on the following people at your organization to implement the upgraded system.

AMENEDDED POWELL ROAD VACATION – ROLLING #21-082RB

Devin Huff, Road & Bridge Administrator, was present. Presiding Commissioner Scofield referenced a letter from their attorney.

Commissioner Williams moved to approve the Affidavit of Correction Order to vacate a segment of Powell Road and establish a segment of road replacing the vacated portion. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

**AFFIDAVIT OF CORRECTION
ORDER TO VACATE A SEGMENT OF POWELL ROAD AND ESTABLISH A
SEGMENT OF ROAD REPLACING THE VACATED PORTION**

TITLE OF
DOCUMENT: ORDER TO VACATE A SEGEMENT OF POWELL ROAD AND
ESTABLISH A SEGMENT OF ROAD REPLACING THE VACATED
PORTION

DATE OF
DOCUMENT: January 3, 2012

GRANTOR/
GRANTEE: County Commission of Taney County, Missouri

GRANTOR
ADDRESS: P.O. Box 1086, Forsyth, Mo. 65653

LEGAL
DESCRIPTION: See Exhibit "A" - Corrected

REFERENCE
BOOK/PAGE: 2013L00792; 2013L14264

FILL DIRT AGREEMENT

Devin Huff, Road & Bridge Administrator, was present.

Commissioner Williams moved to approve the Fill Dirt Agreement by and between Brenda Chodrick 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 Brenda Chadrick (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

7-15-2021
Date:

RECESS: 10:07 A.M.

RECONVENE: 10:22 A.M.

ROAD AND BRIDGE ROUND TABLE DISCUSSION

(Taney County Commission Conference Room)

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

Also present: David Clark, County Auditor, Devin Huff, Road & Bridge Administrator, Jason Sivils, Great River Engineering, and Kim Lovelace, Deputy Clerk.

Discussion ensued.

EXECUTIVE SESSION 10:36 A.M.

EXECUTIVE SESSION PER SECTION 610.021.(1)(3) (LEGAL & 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 11:16 A.M.

DAILY STAFF REVIEW AND AGENDA REQUESTS

(Taney County Commission Conference Room)

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

Also present: Lesley Wallace, Administrative 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 11:26 A.M.

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

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