

**OFFICIAL  
COMMISSION MINUTES  
OCTOBER 3<sup>RD</sup>, 2022 – 1<sup>ST</sup> DAY OF  
THE OCTOBER 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.

**ACCOUNTS PAYABLE**

Commissioner Wyatt moved to approve Checks #469133 through Check #469165, Warrants #7993 through Warrant #7994 and five Journal Entries/Transfers. Commissioner Williams seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

**PUBLIC HEARING FOR PROPOSED REZONING REQUESTS**

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

**333 CORPORATE PLACE ORDER NO. 10-03-2022-01**

Karl Finkenbinder, Attorney was present.

Commissioner Williams moved to approve Order #10-03-2022-01 changing parcel from R2 to O. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

ORDER NUMBER: 10-03-2022-01

ORDER of the  
TANEY COUNTY COMMISSION  
FORSYTH, MISSOURI

DATE: October 3, 2022

SUBJECT: Reconsideration Request Zoning District Amendment for Lifestyle Contractors LLC

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 September 12, 2022, the County Commission approved a reconsideration request by Karl Finkenbinder for a public hearing to consider the August 8, 2022 Taney County Planning Commission's recommendation to amend Zoning District map grid number G17, Branson Township, from R-2 One and Two Family Residential District to O Office 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 3rd day of October 2022, 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.

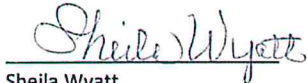
IT IS HEREBY ORDERED that the Taney County, Missouri Zoning District be amended as follows and pursuant to the information below:


| <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 Pl | G17               | Branson         | O = Office             |

IT IS FURTHER ORDERED that the Zoning District Amendments to the Taney County, Missouri Zoning Map shall become effective on the 3<sup>rd</sup> day of October 2022, 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

**APPROVAL OF PREVIOUS MEETING MINUTES**

Commissioner Williams moved to approve Executive Session Minutes for September 26<sup>th</sup>, 2022. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

Commissioner Williams moved to approve Regular Session Minutes for September 26<sup>th</sup>, 2022. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

**INSPECTION AGREEMENT #22-108RB**

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

Commissioner Williams moved to approve Inspection Agreement by and between API Group Life Safety USA, LLC dba Branson Security & Fire and Taney County. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).



**Inspection Agreement**

This Agreement dated September 23, 2022 hereinafter referred to as "the Agreement," by and between Branson Security & Fire hereinafter referred to as "the Company," and Taney County with offices for the purposes of billing and legal service as noted below in "Owners &/or Authorized Representative's Information" hereinafter called "the Subscriber," hereby agree to the following terms of inspection of the property outlined below owned and/or occupied by the Subscriber, hereinafter referred to as "the Property."

**SCOPE OF WORK**

The parties agree, subject to the terms, limitations and exclusions contained herein, to commit to the following scope of work:

| DESCRIPTION  | Quantity | Frequency | TOTAL            |
|--|----------|-----------|------------------|
| <u>20058 US HWY 160 Forsyth</u> Mechanic and Body Shop   |          |           |                  |
| 1 Fire Extinguisher - TEST & INSPECT NFPA 10   | 11       | Annual    | \$ 125           |
| Excludes hydro testing, recharges, 6 Year Tear Down and new extinguishers                          |          |           |                  |
|  |          |           | \$               |
| Proposal is based on inspections being performed during normal business hours 7am - 4pm, Mon - Fri |          |           |                  |
| <b>Base Bid Total Annual Cost</b>  |          |           | <b>\$ 125.00</b> |

| DESCRIPTION  | Quantity | Frequency | TOTAL            |
|--|----------|-----------|------------------|
| <u>1377 E State HWY 76 Branson</u> Mount Branson Shop  |          |           |                  |
| 1 Fire Extinguisher - TEST & INSPECT NFPA 10   | 47       | Annual    | \$ 225           |
| Excludes hydro testing, recharges, 6 Year Tear Down and new extinguishers                          |          |           |                  |
|  |          |           | \$               |
| Proposal is based on inspections being performed during normal business hours 7am - 4pm, Mon - Fri |          |           |                  |
| <b>Base Bid Total Annual Cost</b>  |          |           | <b>\$ 225.00</b> |

| DESCRIPTION  | Quantity | Frequency | TOTAL            |
|--|----------|-----------|------------------|
| <u>274 Buchanan Rd Branson</u> Buchanan Road Shop  |          |           |                  |
| 1 Fire Extinguisher - TEST & INSPECT NFPA 10   | 27       | Annual    | \$ 125           |
| Excludes hydro testing, recharges, 6 Year Tear Down and new extinguishers                          |          |           |                  |
|  |          |           | \$               |
| Proposal is based on inspections being performed during normal business hours 7am - 4pm, Mon - Fri |          |           |                  |
| <b>Base Bid Total Annual Cost</b>  |          |           | <b>\$ 125.00</b> |

| DESCRIPTION  | Quantity | Frequency | TOTAL            |
|--|----------|-----------|------------------|
| <u>274 Buchanan Rd Branson</u> Taney County Transfer Station                                       |          |           |                  |
| 1 Fire Extinguisher - TEST & INSPECT NFPA 10   | 16       | Annual    | \$ 100           |
| Excludes hydro testing, recharges, 6 Year Tear Down and new extinguishers                          |          |           |                  |
|  |          |           | \$               |
| Proposal is based on inspections being performed during normal business hours 7am - 4pm, Mon - Fri |          |           |                  |
| <b>Base Bid Total Annual Cost</b>  |          |           | <b>\$ 100.00</b> |

**AGREEMENT FOR MULCHER #22-107RB**

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

Commissioner Williams moved to approve the Agreement for Mulcher by and between John Fabick Tractor Company and Taney County. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

No. 22-107RB

Agreement  
for  
Mulcher

THIS AGREEMENT ("Agreement") dated the 3<sup>rd</sup> day of October 2022, is made by and between Taney County, Missouri, a political subdivision of the State of Missouri, (hereinafter "County") and John Fabick Tractor Company, a Missouri Corporation (hereinafter "Contractor").

NOW, THEREFORE IN CONSIDERATION of the mutual considerations and obligations of the parties contained herein, the parties agree as follows:

1. Contract Documents. The contract documents to this Agreement to purchase one (1) mulcher ("Equipment") shall include Sale Agreement dated September 19, 2022, Proposals and the cooperative purchasing contract documents of Sourcewell Contract #032119-CAT, all of which are attached hereto and incorporated herein by reference as Exhibit A ("Contract Documents"). Contract Documents, Product or Services data, specifications and literature submitted may be permanently maintained in the County Purchasing Office. In the event of a conflict between any of the foregoing Contract Documents, and this Agreement, the terms and conditions of this Agreement shall prevail and control.

2. Contract Price. The County agrees to purchase the Equipment from the Contractor and the Contractor agrees to sell to the County the Equipment provided under this Agreement. The Purchase Price shall not exceed \$28,119.00 per mulcher. If certain unusual circumstances occur specific to Equipment availability, the County may consider all other options.

3. Contract Duration. This agreement shall commence on the date it is fully executed and terminate upon expiration of all applicable warranties. This agreement may only be extended by the order of the County subject to the pricing, and delivery clauses as agreed to, and offered by the Contractor's bid response.

4. Billing and Payment. All billing must be invoiced with specific department information. Billings and invoices may only include the prices provided for via this Agreement. No additional fees or extra services not included, or taxes, shall be included as additional charges in excess of the charges in this Agreement or the Contract Documents. The County agrees to pay all correct statements within thirty days of receipt; Contractor agrees to honor any cash or prompt payment discounts, if any are available, when County makes payment as provided therein. In the event of a billing dispute, the County reserves the right to withhold payment on the disputed amount.

5. Binding Effect. This Agreement shall be binding upon the parties hereto and their successors and assigns for so long as this Agreement remains in full force and effect.

6. Entire Agreement. This Agreement constitutes the entire Agreement between the parties and supersedes any prior negotiations, written or verbal, and any other bid or bid specification or contractual Agreement. This Agreement may only be amended by a signed writing executed with the same formality as this Agreement.

**SOUTHWEST MISSOURI SOLID WASTE MANAGEMENT DISTRICT N LETTER OF SUPPORT**

Scott Starrett, Planning & Zoning Administrator was present.

Commissioner Williams moved to approve the Southwest Missouri Solid Waste Management District N Letter of Support. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).



County of **TANEY** State of Missouri

OFFICE OF  
MIKE SCOFIELD  
PRESIDING COMMISSIONER  
BRANDON W. WILLIAMS  
WESTERN DIST. COMMISSIONER  
SHEILA WYATT  
EASTERN DIST. COMMISSIONER

TANEY COUNTY COURTHOUSE  
P.O. BOX 1086 • FORSYTH, MO 65653  
Office: (417) 546-7204 • Fax: (417) 546-3931  
www.taneycounty.org  
commission@co.taney.mo.us

10/03/2022

To: Southwest Missouri Solid Waste Management District N

From: Taney County

On behalf of the County of Taney, we request the Southwest Missouri Solid Waste Management District N to receive funding from the City/County portion of the district grants for a new laptop for the District Office, software, and various recycling containers and recycling supplies.

Sincerely,

Presiding Commissioner  
Mike Scofield

Eastern Commissioner  
Sheila Wyatt

Western Commissioner  
Brandon Williams

**PRESENTATION OF THE WELLNESS PROGRAM – CAMERON BLACK,  
OLLIS|AKERS|ARNEY WELLNESS DIRECTOR**

Cameron Black, Ollis|Akers|Arney Wellness Director, was present.

Discussion ensued.

**RECESS: 9:20 A.M.**

**RECONVENE: 9:35 A.M.**

**ROAD & BRIDGE ROUND TABLE DISCUSSION**

*(Taney County Commission Conference Room)*

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

Also present: Devin Huff, Road & Bridge Administrator, Jeff Greenwood, Road & Bridge Supervisor, Jack Cole, Road & Bridge Supervisor, Brad Daniels, Sheriff, David Clark, County Auditor, Nick Plummer, and Kim Lovelace, Deputy Clerk.

Discussion ensued.

**SHERIFFS ROUND TABLE DISUSSION**

*(Taney County Commission Conference Room)*

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

Also present: Devin Huff, Road & Bridge Administrator, Jeff Greenwood, Road & Bridge Supervisor, Jack Cole, Road & Bridge Supervisor, Brad Daniels, Sheriff, David Clark, County Auditor, Nick Plummer, Nikki Lawrence, Purchasing Director & Legal Liaison, and Kim Lovelace, Deputy Clerk.

Discussion ensued.

**EXECUTIVE SESSION 10:03 A.M.**

**EXECUTIVE SESSION PER SECTION 610.021. (1)(3) (LEGAL & PERSONNEL)**

*(Taney County Commission Conference 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: 10:34 A.M.**

**DAILY STAFF REVIEW AND AGENDA REQUEST**

*(Taney County Commission Conference Room)*

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

Also present: Lesley Wallace, Administrative Assistant, and Nick Plummer.

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

**RECESS: 10:38 A.M.**

**EXECUTIVE SESSION 1:04 P.M.**

**EXECUTIVE SESSION PER SECTION 610.021. (1)(3) (LEGAL & PERSONNEL)**

*(Taney County Commission Conference 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: 4:01 P.M.**

**ADJOURNMENT**

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

**ADJOURN: 4:01 P.M.**

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