

**OFFICIAL
COMMISSION MINUTES
DECEMBER 19th, 2022 – 16th 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.

REZONING REQUESTS

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

ORDER #12-19-2022-01

Commissioner Wyatt moved to approve Order #12-19-2022-01 for Zoning District Amendment as presented. Commissioner Williams seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

ORDER NUMBER: 12-19-2022-01

**ORDER of the
TANEY COUNTY COMMISSION
FORSYTH, MISSOURI**

DATE: December 19, 2022

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 December 12, 2022, the Taney County Planning Commission has recommended the amendment to the Zoning District map grid number H16, Branson Township, from R-1 Single Family Residential District to NR-1 Single Family Nightly Rental District, property owned by CKW Properties LLC, parcel number: 08-9.0-30-000-000-008.000, located at 424 Eagle Rock Road, Branson, Missouri, and

NOW, THEREFORE, on this 19th day of December 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 to Approve and seconded, the Taney County Commission voted 3 in favor and 0 opposed to amend the Taney County, Missouri Zoning District map G15, pursuant to the provisions of Chapter 64.845 through 64.880 of the Revised Statutes of Missouri.

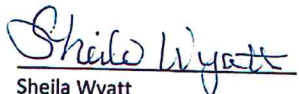
IT IS HEREBY ORDERED that the Taney County, Missouri Zoning District Be Amended as follows and pursuant to the information below:

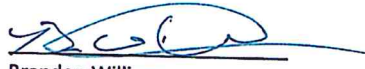
<u>Parcel Number</u>	<u>Location</u>	<u>Map Grid #</u>	<u>Township</u>	<u>Zoning District</u>
08-9.0-30-000-000-008.000	424 Eagle Rock Rd	H16	Branson	NR-1

IT IS FURTHER ORDERED that the Zoning District Amendments to the Taney County, Missouri Zoning Map shall become effective on the 19th day of December 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 12/19/2022

ACCOUNTS PAYABLE

Commissioner Wyatt moved to approve Checks #470060 through Check #470107, Warrants #8037 through #8040, and five Transfers/Journal Entries. Commissioner Williams seconded the motion with discussion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

APPROVAL OF PREVIOUS MEETING MINUTES

Commissioner Williams moved to approve the Executive Session Minutes for December 12th, 2022. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

Commissioner Williams moved to approve the Regular Session Minutes with corrections for December 12th, 2022. Commissioner Wyatt 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).

FILL DIRT AGREEMENT – WALTER RIGGAN
Devin Huff, Road & Bridge Administrator, was present.

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

12-12-2022
Date:

CONTRACT OF EMPLOYMENT – GRE #22-139RB

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

Commissioner Williams moved to approve the Contract of Employment by and between Taney County and Great River Associates Inc. dba Great River Engineering. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

No. 22-139RB

CONTRACT OF EMPLOYMENT

THIS AGREEMENT, made and entered into this 19th day of December, 2022 by and between Taney County, Missouri (hereinafter referred to as "County") and Great River Associates, Inc. dba Great River Engineering, (hereinafter referred to as "Engineer"),
WITNESSETH:

NOW THEREFORE, IT IS AGREED AS FOLLOWS:

- 1.) County hereby employs Engineer for engineering advice and services as assigned by County.
- 2.) Engineer agrees to faithfully represent the County in the handling of all matters assigned to, and accepted by, Engineer.
- 3.) All necessary costs and expenses incurred by Engineer shall be borne and paid by the County; however, no costs or expenses shall be reimbursed to Engineer unless written approval of same is obtained from County before they are incurred.
- 4.) Engineer shall obtain and maintain liability insurance in the minimum amount of One Million Dollars (\$1,000,000.00), and will produce verification of coverage upon request. Engineer shall maintain a current license to practice Engineering in the State of Missouri.
- 5.) The County agrees to pay Engineer for all professional services rendered with regard to this contract at the hourly rates set forth in Exhibit A.
- 6.) County may terminate this contract, upon 30 days written notice, and agrees to pay all costs and fees incurred at the time of termination.
- 7.) The term of this agreement shall be 12 months, commencing the ___ day of _____, 20__.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals.

Great River Associates, Inc. dba Great River Engineering, "Engineer"

By: 
M. Edrins (Nov 21, 2022 07:21 AST)
(Authorized Signator)

Nov 21, 2022
Date

NOTICE OF RENEWAL AUTOPSY AND TOXICOLOGY SERVICES #22-136CR

Tony Mullen, Coroner, was present.

Commissioner Williams moved to approve the Renewal for Autopsy and Toxicology Services by and between Southwest Missouri Forensics II LLC, dba Southwest Missouri Forensics and Taney County. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

No. 22-136CR

NOTICE OF RENEWAL

To: Southwest Missouri Forensics II, LLC dba Southwest Missouri Forensics, Carla Yoder, President/CEO, P.O. Box 1695, Nixa, Missouri 65714

Notice is hereby given that the County of Taney, Missouri agrees to renew the Agreement for Autopsy and Toxicology Services with Southwest Missouri Forensics II, LLC dba Southwest Missouri Forensics, for autopsy and toxicology services, commencing January 1, 2023, for a period of one (1) year, which will expire on December 31, 2023, a copy of the Agreement is attached hereto as Exhibit A.

Mike Scofield
Mike Scofield, Presiding Commissioner

Date: 12/19/2022

ATTEST: I, Donna Neeley, as the Clerk of the Taney County Commission hereby attest that the above Notice of Renewal 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, Jr
Donna Neeley, County Clerk

Date: 12/19/2022

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: 12/19/2022

CITY OF HOLLISTER REQUEST FOR FUNDING AGREEMENT – CITY OF HOLLISTER TERTIARY FILTRATION REHABILITATION AND SANITARY SYSTEM UPGRADE PROJECT (CONSTRUCTION PHASE)

John Soutee, Environmental Services Project Coordinator, and Kelly Burges, Director of Public Works with City of Hollister, were present.

Commissioner Williams moved to approve the City of Hollister Request for Funding Agreement for the Tertiary Filtrations Rehabilitation and Sanitary Sewer System Upgrade Project. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

***INTER-GOVERNMENTAL FUNDING AGREEMENT
BETWEEN
TANEY COUNTY, MISSOURI
AND
THE CITY OF HOLLISTER***

TERTIARY FILTRATION REHABILITATION AND SANITARY SEWER SYSTEM UPGRADE PROJECT

THIS AGREEMENT is made and entered into between Taney County, Missouri (hereinafter referred to as “County”) and the City of Hollister (hereinafter referred to as “City”).

WITNESSETH:

WHEREAS, the County is a political subdivision of the State of Missouri; and

WHEREAS, the City is a political subdivision of the State of Missouri; and

WHEREAS, pursuant to section 70.220 RSMo, the County and City are authorized to enter into agreements for the planning, development, construction, acquisition or operation of any public improvement or facility, or for a common service; and

WHEREAS, pursuant to the above stated authority the County may enter into agreements for the purpose of making improvements to sewer systems within Taney County through projects utilizing expenditures of Sewer Sales Tax Funds (hereinafter “Sewer Sales Tax”); and


WHEREAS, the County shall oversee sewer sales tax funds which may be made available for use in areas of Taney County to finance capital improvements to their wastewater infrastructure. It has been determined that the Project (Tertiary Filtration Rehabilitation & Sanitary Sewer System Upgrade Project) is feasible and meets the criteria necessary under the Sewer Sales Tax Guidelines. **This project will provide for the following upgrades and improvements to be made to the wastewater treatment facility and sanitary sewer system:**

- 1. Replacement of existing tertiary filtration process equipment with new technology along with the addition of a structure to cover the new equipment.**
- 2. Oxidation Ditch Rotor Replacements.**
- 3. Supervisory Control and Data Acquisition (SCADA) Equipment Upgrades.**

CHILD SUPPORT COOPERATIVE AGREEMENT 2023-2025 #22-134PA

William Duston, Prosecuting Attorney, and Brain Neal, Tri-County Liaison between Greene/Taney/Christian and the States Department of Social Services, were present.

Commissioner Williams moved to approve the Child Support Cooperative Agreement 2023 – 2025 by and between Missouri Department of Social Services Family Support Division and Taney County. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

	<p>Contract For Services</p> <p>Missouri Department of Social Services Division of Finance & Administrative Services Purchasing Unit P.O. Box 1643 Jefferson City, MO 65102</p>	<p>Contract #: ER10223C101</p> <p>Title: IV-D County Reimbursement Cooperative Agreement Contract Period: January 1, 2023 through December 31, 2025</p>
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The Department of Social Services desires to contract for the services described herein. All terms, conditions, and prices contained herein shall govern the performance of this contract.

Contractor/County Information:

County Name: **County of Taney**
Mailing Address: **132 David Rd., PO Box 849**
City, State Zip: **Forsyth, MO 65653**

County Level Designation: **Level C**

Multi-County Project Name (if applicable): **Springfield Project**




Contractor Contact Person Name and Title: Brian Neal, 1st Assistant Prosecutor-Child Support, Greene County

Contact Person E-Mail Address: Bneal@greencountymo.gov

The undersigned hereby agrees to provide the services and/or items, at the prices stated, pursuant to the requirements of this document and further agrees that when an authorized official of the Missouri Department of Social Services countersigns this document, a binding contract shall exist between the contractor and the Department of Social Services.

The authorized signer of this document certifies that the contractor (named below) and each of its principals (as defined by 2 CFR 180) are not suspended or debarred by the federal government.

In witness thereof, the parties below hereby execute this agreement.

 _____ Authorized Signature for the Circuit Clerk	Amy Strahan, Circuit Clerk Name & Title	12-12-22 Date
 _____ Authorized Signature for the Prosecuting Attorney	William T. Duston, Prosecuting Attorney Name & Title	12-12-22 Date
 _____ Authorized Signature for the County Commissioner/Executive	Mike Scofield, Presiding Commissioner Name & Title	12/19/2022 Date
_____ Authorized Signature for the Department of Social Services	_____ Date	

ANIMAL CONTROL JURISDICTIONAL AGREEMENT 2023 – VILLAGE OF KIRBYVILLE #22-131AC

Sherry Simpson, Animal Control Supervisor, was present.

Commissioner Williams moved to approve the Animal Control Jurisdictional Agreement by and between the Village of Kirbyville and Taney County with corrections. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

No. 22-131AC

**AGREEMENT
(Animal Control)**

THIS AGREEMENT, made and entered into on this 19 day of December, 2022 (“Effective Date”), by and between Taney County, Missouri (“County”), a county of the first classification, and the Village of Kirbyville (“Village”), a Village organized under Chapter 80 of the Revised Statutes of Missouri.

WITNESS:

WHEREAS, the County owns and operates an animal control facility (“Facility”) for the purpose of providing care for lost, stray, vicious, sick and injured animals and (“Animals”); and

WHEREAS, the County and Village desire to enter into this Agreement to enable the Village to utilize the Facility and the resources and trained staff of the County for the temporary shelter and care of Animals; and

WHEREAS, the County and Village desire to set forth the respective duties and responsibilities of the parties; and

WHEREAS, section 70.220, RSMo. permits political subdivisions to contract and cooperate with one another for the planning, development, construction, acquisition or operation of any public improvement or facility or common service; and

NOW, THEREFORE, in consideration of the mutual promises and covenants set forth herein, the parties agree as follows:

1. Term. The term of this Agreement shall be from the Effective Date to December 31, 2023 and shall automatically renew for additional one (1) year terms unless terminated by either party.
2. Covered Services.
 - a. Care of Animals. In consideration of the Intake Fee set forth in Schedule A, the County shall provide appropriate food, water, boarding, cleaning supplies and labor necessary in order to care for each Animal accepted by the Facility for the period of time set forth in Schedule A. The additional holding fee shall apply for any Animal housed longer than the holding period, as provided in Schedule A, at the option of the Village. In the event the owner of an Animal is not located and the Animal is not claimed and redeemed, the County agrees to attempt to place each Animal for adoption or to provide a humane euthanasia.
 - b. Specified Vaccination of Animals.
 - i. Upon transportation and acceptance of an Animal by the Facility, the County shall vaccinate: (1) a canine Animal for parvo and upper

RECESS: 9:30 A.M.

RECONVENE: 9:33 A.M.

BOARD APPOINTMENTS

SB-40 BOARD

Troy Rasmussen, Developmental Connections Executive Director, was present.

Commissioner Williams moved to reappoint David Janke, Darin Dodrill and Robert R Paulson II for the terms of January 1, 2023 through December 31, 2025. Commissioner Wyatt seconded the motion. The motion passed by, vote: Scofield (aye), Williams (aye), and Wyatt (aye).

Commissioner Williams moved to accept the resignation as Office and Director from Jeff Seifried from the Taney County SB-40 Board. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

BOARD OF ADJUSTMENT

Scott Starrett, Planning & Zoning Administrator, was present.

Commissioner Williams moved to reappoint Cory Roebuck to the Board of Adjustment for a four year term from January 1, 2023 through December 31, 2026. Commissioner Wyatt seconded the motion. The motion passed by, vote: Scofield (aye), Williams (aye), and Wyatt (aye).

PLANNING AND ZONING

Scott Starrett, Planning & Zoning Administrator, was present.

No action taken.

PERSONAL PROPERTY ABATEMENTS AND ADD – ON’S REPORT

Wesley Shoemaker, Deputy Clerk, was present.

Commissioner Wyatt moved to accept the Personal Property Abatement/ Add-On Report for November 2022 to enter into the record. Commissioner Williams seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), Wyatt (aye).

COURT ORDERS

Wesley Shoemaker, Deputy Clerk, was present.

Commissioner Williams moved to table Exhibit “A” dated December 19th, 2022 to December 27, 2022. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

Exhibit: A Date: 12/19/2022

ERRONEOUS ASSESSMENT

AbNumber	AbYear	SuppDate	AbDate	Parcel	Name	Reason	EndRes	AdjRes	EndAg	AdjAg	EndCom	AdjCom	Notes	Approved	Denied	Tabled
213240	2022	0000-00-00	2022-12-12	18-6.0-14-003-001-006-001	CHRISTIAN ACTION MINISTRIES	ERRONEOUS ASSESSMENT	0	0	0	0	43200	-191010				Y
213241	2022	2022-12-13	0000-00-00	18-1.0-11-001-005-008-000	FREEDOM ENCOUNTER PROPERTIES LLC	ERRONEOUS ASSESSMENT	0	0	0	0	591577	591577				Y

Tabled to 12/27/2022

Commissioner Williams moved to approve Exhibit “B” dated December 19, 2022. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

Exhibit: B Date: 12/19/2022

PP PAID ABATEMENTS

AbNumber	AbYear	Status	Date	Account	Name	Reason	EndVal	AdjVal	Approved	Denied	Tabled
300832	2022	PENDING	2022-12-08	1-114375-900	DUTTON JESSICA K	VALUES DID NOT FREEZE	1120	-230			
300833	2022	PENDING	2022-12-08	1-114351-900	OWEN JULIE AND RICHARD	VALUES DID NOT FREEZE	9660	-2360			
300834	2022	PENDING	2022-12-08	1-114339-900	HURLEY TORI	VALUES DID NOT FREEZE	980	-230			
300835	2022	PENDING	2022-12-08	1-114200-900	MISTRY DIMPLE	VALUES DID NOT FREEZE	1950	-490			
300836	2022	PENDING	2022-12-08	1-114047-900	STINGER JAMES M & LINDA	VALUES DID NOT FREEZE	5490	-940			
300837	2022	PENDING	2022-12-08	1-114358-900	FRIDLEY BOSTEN W & HANNAH J	VALUES DID NOT FREEZE	2760	-600			
300838	2022	PENDING	2022-12-08	1-116012-900	HENNING ISAAC ROBERT	VALUES DID NOT FREEZE	16610	-5110			
300839	2022	PENDING	2022-12-08	1-116553-900	BETHELL KELLI	VALUES DID NOT FREEZE	100	-100			
300840	2022	PENDING	2022-12-08	1-116387-900	LAWFON JOHN AND JANICE	PAID ABATEMENT CHANGE	25480	-310			
300841	2022	PENDING	2022-12-08	1-117435-900	BOYD JESSE L	VALUES DID NOT FREEZE. THE INCREASED VALUE WAS 101	3480	-1010			
300842	2022	PENDING	2022-12-08	1-116812-900	ANDERS BOBBY AND DIXIE	VALUES DID NOT FREEZE	16920	-1510			
300843	2022	PENDING	2022-12-08	1-117514-900	STOGSDILL MICHAEL	VALUES DID NOT FREEZE	14100	-3770			
300844	2022	PENDING	2022-12-08	1-115838-900	KOELLNER DAVID & SUZANNE	VALUES DID NOT FREEZE	21174	-1090			
300845	2022	PENDING	2022-12-08	1-115702-900	HARRIS REBECCA	VALUES DID NOT FREEZE	1630	-400			
300846	2022	PENDING	2022-12-08	1-115642-900	PETERS MELAINE	VALUES DID NOT FREEZE	200	-100			
300847	2022	PENDING	2022-12-08	1-115373-900	MILLER NATHANIEL & BRITTANY	VALUES DID NOT FREEZE	5080	-730			
300848	2022	PENDING	2022-12-08	1-118620-900	MARSHALL TRAVIS AND LISA	VALUES DID NOT FREEZE	16050	-2040			
300849	2022	PENDING	2022-12-08	1-116563-900	FIELDS LISA	VALUES DID NOT FREEZE	100	-100			
300850	2022	PENDING	2022-12-08	1-116486-900	ALLEN BRADLEY	VALUES DID NOT FREEZE	8580	-1860			
300851	2022	PENDING	2022-12-08	1-116395-900	JAMES RICHARD	VALUES DID NOT FREEZE	11130	-3100			
300852	2022	PENDING	2022-12-08	1-116378-900	DEER DAVID F	VALUES DID NOT FREEZE	6810	-640			
300853	2022	PENDING	2022-12-08	1-116346-900	HALLSKI CHRISTOPHER & CHRISTINA	VALUES DID NOT FREEZE	15740	-1970			
300854	2022	PENDING	2022-12-08	1-112656-900	BALISLE CODY & SUNDAY	VALUES DID NOT FREEZE	10600	-140			
300855	2021	PENDING	2022-12-12	1-15181-900	JESSE LYNDA K	INCORRECT COUNTY	0	-8950			

RECESS: 10:01 A.M.

RECONVENE: 10:20 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: 10:30 A.M.

DAILY STAFF REVIEW AND AGENDA REQUEST
(Taney County Commission Conference Room)

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

Also present: Shanna Tilley, Administrative Assistant, and Nick Plummer.

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: 10:42 A.M.

The minutes were taken by Mike Scofield, Presiding Commissioner, and Lesley Wallace, Deputy Clerk and typed by Lesley Wallace, Deputy Clerk.