

**OFFICIAL
COMMISSION MINUTES
JANUARY 8th, 2024 – 4th DAY OF
THE JANUARY ADJOURN TERM**

FORMAL AGENDA

The County Commission met in the Commission Hearing Room with Nick Plummer (present), Brandon Williams (present via teleconference), and Sheila Wyatt (present).

PUBLIC COMMENT

None.

CALL COUNTY COMMISSION MEETING TO ORDER

Presiding Commissioner Nick Plummer called the meeting to order at 9:03 a.m.

COMMISSION REMARKS

None.

APPROVAL OF ACCOUNTS PAYABLE

Commissioner Wyatt moved to approve Checks #474396 through Check #474413, Checks #474415 through Check #474448, Warrants #8300 to Warrant #8303 and three Journal Entries/Transfer. Commissioner Williams seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).

Commissioner Williams moved to approve the Check #474414. Presiding Commissioner Plummer seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (abstain).

APPROVAL OF THE 2024 TANEY COUNTY BUDGET

David Clark, County Auditor, presented the 2024 Taney County Budget.

Commissioner Williams moved to approve the 2024 Taney County Budget as presented. Commissioner Wyatt seconded the motion. The motion passed by vote: Plummer (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: Plummer (aye), Williams (aye) and Wyatt (aye).

APPROVAL OF PREVIOUS MEETING MINUTES

Commissioner Wyatt moved to approve Regular Session Minutes for January 2nd, 2024 with correction, January 3rd, 2024, and January 5th, 2024. Commissioner Williams seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).

Commissioner Wyatt moved to approve Executive Session Minutes for January 2nd, 2024 and January 3rd, 2024. Commissioner Williams seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).

BOARD APPOINTMENTS

BOARD OF EQUALIZATION

Commissioner Wyatt moved to appoint David Akers beginning January 8th, 2024 through the second Monday in January 2027. Commissioner Williams seconded the motion with discussion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).

BID RECOMMENDATIONS

202312-546 TRANSFER/TIPPING TRAILER (1 OR MORE)

Nikki Lawrence, Purchasing Director & Legal Liaison. Devin Huff, Road & Bridge Administrator, Jake Cole, Assistant Taney County Highway Administrator, were present.

Commissioner Wyatt moved to approve East Manufacturing Corporation for BID #202312-546. Commissioner Williams seconded the motion with discussion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).

202312-547 DAY CAB PULL TRUCK (1 OR MORE)

Nikki Lawrence, Purchasing Director & Legal Liaison. Devin Huff, Road & Bridge Administrator, Jake Cole, Assistant Road & Bridge Administrator, were present.

Commissioner Wyatt moved to award to Ozark Kenworth Inc. d/b/a MHC Kenworth for BID #202312-547. Commissioner Williams seconded the motion with discussion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).

202312-548 NEWSPAPER PUBLICATION SERVICES

Nikki Lawrence, Purchasing Director & Legal Liaison, was present.

Commissioner Wyatt moved to award the newspaper publication service to Branson Tri Lakes Newspapers Inc. d/b/a Branson Tri Lakes News to Bid #202312-548. Commissioner Williams seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).

AGREEMENT FOR CAN DENSIFIER (FILE NO. 23-163RB)

Devin Huff, Road & Bridge Administrator, was present.

Commissioner Wyatt moved to approve the agreement for the can densifier between Allied Services LLC d/b/a Republic Services and Taney County. Commissioner Williams seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).

No. 23-163RB

Agreement
for
Can Densifier

THIS AGREEMENT ("Agreement") dated the 8th day of January 2023, is made by and between Taney County, Missouri, a political subdivision of the State of Missouri, (hereinafter "County") and Allied Services, LLC dba Republic Services, 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 a one (1) can densifier, model #DAC 1200 ("Equipment") shall include a quote, 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 \$9,500.00. 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.

INTER-GOVERNMENTAL FUNDING AGREEMENT BETWEEN TANEY COUNTY, MISSOURI AND THE TANEY COUNTY REGIONAL SEWER DISTRICT – ANNUAL NON-PROJECT SPECIFIC CAPITAL IMPROVEMENTS

Brad Allbritton, Taney County Regional Sewer District was present.

Presiding Commissioner Plummer referenced a letter from the attorney for Taney County Sewer District.

Commissioner Wyatt moved to approve the Inter-Governmental funding agreement between Taney County, Missouri and the Taney County Regional Sewer District - Annual Non- Project Specific Capital Improvements. Commissioner Williams seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).

**INTER-GOVERNMENTAL FUNDING AGREEMENT
BETWEEN
TANEY COUNTY, MISSOURI
AND
THE TANEY COUNTY REGIONAL SEWER DISTRICT**

ANNUAL NON-PROJECT SPECIFIC CAPITAL IMPROVEMENTS

THIS AGREEMENT is made and entered into between Taney County, Missouri (hereinafter referred to as "County) and the Taney County Regional Sewer District (hereinafter referred to as "District").

WITNESSETH:

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

WHEREAS, the District is a political subdivision of the State of Missouri governed by Chapter 204, formerly known as Chapter 644 and renumbered in 1986, and the District has the power to establish, construct, reconstruct, improve, repair, operate, and maintain sewer systems and treatment facilities pursuant to section 204.320 RSMo; and

WHEREAS, pursuant to section 70.220 RSMo, the County and District 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 and District entered into an Intergovernmental Agreement on or about December 29, 2011, whereby the District would assist with improvements to the 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 by the Taney County Regional Sewer District to finance capital improvements to their wastewater infrastructure. It has been determined that the projects and expenditures as described in Exhibit A, which is attached hereto, are feasible and eligible for funding through Sewer Sales Tax.

NOW, THEREFORE, the County and District, in exchange for the mutual obligations and covenants contained herein, agree as follows:

The Whereas clauses above are fully incorporated herein and considered a part of this Agreement.

COURT ORDERS

Jennifer Hutcheson Deputy Clerk, Alicia Caperton, Deputy Assessor were present.

Commissioner Wyatt moved to approve Exhibit “A” of abatements dated January 8th, 2024. Commissioner Williams seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).

RE PAID ABATEMENTS																
AbNumber	AbYear	SuppDate	AbDate	Parcel	Name	Reason	EndRes	AdjRes	EndAg	AdjAg	EndCom	AdjCom	Notes	Approved	Denied	Tabbed
213516	2023	0000-00-00	2024-01-02	08-7-D-35-000-000-002.000	TETEN FARMS LLC		0	0	0	3410	-10720	0	0	X		
213517	2023	0000-00-00	2024-01-02	20-5-D-21-000-000-005.0018	VISION OUTDOOR MEDIA	DOUBLE ASSESSED	0	0	0	0	10960	-10950		X		

RECESS: 9:28 A.M.

RECONVENE: 9:52 A.M.

ANIMAL CONTROL ROUND TABLE

(Taney County Commission Conference Room)

Present: Presiding Commissioner Plummer, Commissioner Wyatt, and Commissioner Williams (Absent).

Also present: Sherrie Simpson, Animal Control Supervisor, Dorothy Keys, Deputy Clerk, and Stephanie Spencer, County Clerk.

Discussion ensued.

EXECUTIVE SESSION: 10:06 A.M.

EXECUTIVE SESSION PER SECTION 610.021(1)(3)(12) (LEGAL, PERSONNEL, & CONTRACTS)

(Taney County Commission Conference Room)

Present: Presiding Commissioner Plummer, Commissioner Williams (absent) and Commissioner Wyatt.

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

END OF EXECUTIVE SESSION: 10:27 A.M.

DAILY STAFF REVIEW AND AGENDA REQUESTS

(Taney County Commission Conference Room)

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

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

Also present: Tami Koran, Commission Assistant, Stephanie Spencer, County Clerk

ADJOURNMENT

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

ADJOURN: 10:38 A.M.

The minutes were taken by Stephanie Spencer, County Clerk. Minutes were typed by Dorothy Keys, Deputy Clerk