

OFFICIAL MINUTES

May 29, 2009 28th DAY OF THE APRIL ADJOURN TERM

The County Commission met in the Commissioners Hearing Room at 9:06 AM with Chuck Pennel, Danny Strahan, and Jim Strafuss present. Also present were Eddie Coxie, Bob Paulson, and Jim Yust. The following proceedings were had and made a matter of record:

PLANNING AND ZONING – CODE BOOK

Eddie Coxie presented some proposed changes for the Planning and Zoning code and permit fees.

Commissioner Pennel moved that the permit fee for an accessory structure be \$15. The motion died for lack of a second.

Commissioner Pennel moved to approve that (a) Land use changes approved by P&Z Board require final approval from the Taney County Commission and (b) Land use Changes approved by BOA require final approval by the Taney County Commission of the recommended changes for Planning and Zoning. Commissioner Strafuss seconded the motion. Commissioner Strafuss withdrew his second in the interest of further study by County Counsel before considering this motion. Motion died for lack of a second.

Eddie Coxie presented a proposal for an ordinance to allow the Recorder to deny, in any unincorporated area of the county, the recording of division of land when it is not in compliance with access standards or sanitation minimum acres standards and doesn't have prior approval by Planning and Zoning.

Commissioner Strafuss left the meeting temporarily at 9:52 AM.

The Commission directed Eddie Coxie and Bob Paulson to talk with Robert Dixon to try to find ordinance language to resolve the division of land in unincorporated areas of the county.

Commissioner Pennel moved to add the following proposed section 4.7 on nightly rental to the Planning and Zoning codebook as modified by Bob Paulson:

“4.7 Nightly Rental:

A residential building, structure, or part thereof that is available for rental for any period of time less than thirty (30) days.

4.7.1 Compliance with the local fire district for fire suppression and occupancy limits

4.7.2 Compliance with the Taney County Health Department

4.7.3 Parking and Access Standards as per Table K high density residential

4.7.4 Compliance letter from the Taney County Assessor's Office

4.7.5 The planning Commission may, at their discretion, impose additional conditions or stipulations that it deems necessary."

Commissioner Strahan seconded the motion. The motion passed by vote Pennel (aye), Strahan (aye) and Strafuss (absent).

Commissioner Strafuss rejoined the meeting at 10:39 AM.

Commissioner Strahan moved that we turn Mr. Delgado's nuisance case of non-compliance over to the Taney County Prosecutor. Commissioner Pennel seconded the motion. . The motion passed by vote Pennel (aye), Strahan (aye) and Strafuss (aye).

Presiding Commissioner Pennel declared a recess.

RECESS
10:44 AM

RECONVENED
12:51 PM

Commissioner Strahan moved to go into executive session pursuant to RSMo. 610.021.3. Commissioner Strafuss seconded the motion. The motion passed by roll call vote Pennel (aye), Strahan (aye) and Strafuss (aye).

EXECUTIVE SESSION
12:52 PM

Commissioner Strahan moved to go out of executive session. Commissioner Strafuss seconded the motion. The motion passed by roll call vote Pennel (aye), Strahan (aye) and Strafuss (aye).

ROAD AND BRIDGE INTERVIEWS

Frank Preston joined the meetings at 1:05 PM. Frank and the Commission interviewed several people for the Administrative Assistant position at Road and Bridge Department.

Commissioner Pennel moved to go into Executive Session. Commissioner Strafuss seconded the motion. The motion passed by roll call vote Pennel (aye), Strahan (aye) and Strafuss (aye).

**EXECUTIVE SESSION
2:35 PM**

Commissioner Strafuss moved to go out of Executive Session. Commissioner Pennel seconded the motion. The motion passed by roll call vote Pennel (aye), Strahan (aye) and Strafuss (aye).

**OUT OF EXECUTIVE SESSION
2:53 PM**

COURTROOM #4 CHANGE ORDER

Commissioner Pennel moved to table until 11:00 AM Monday, June 1, 2009. Commissioner Strafuss seconded the motion. The motion passed by vote Pennel (aye), Strahan (aye) and Strafuss (aye).

BOYS & GIRLS CLUB

Commissioner Pennel moved to approve the local government certification on the boys & girls club. Commissioner Strafuss seconded the motion. The motion passed by vote Pennel (aye), Strahan (aye) and Strafuss (aye).

HPL CONTRACT

Commissioner Pennel moved to table until 11AM Wednesday June 3, 2009. Commissioner Strafuss seconded the motion. The motion passed by vote Pennel (aye), Strahan (aye) and Strafuss (aye).

HOLLISTER INTERGOVERNMENTAL AGREEMENT

Commissioner Strahan moved to table this agreement until next week. Commissioner Strafuss seconded the motion. The motion passed by vote Pennel (aye), Strahan (aye) and Strafuss (aye).

**REQUEST FOR INFORMATION/AUDIT OF LOCAL SALES/USE TAX
RECORDS**

Commissioner Pennel moved to approve form 4379 annual request as requested by Gary Morgan and Melissa Trotter to get info from the state electronically. Commissioner

Strafuss seconded the motion. The motion passed by vote Pennel (aye), Strahan (aye) and Strafuss (aye).

HOLIDAY HILLS CHANGE ORDER

Commissioner Strahan moved to approve \$15,917 for the change order to add the missing line in the Holiday Hills Sewer Project. Commissioner Strafuss seconded the motion. The motion passed by vote Pennel (aye), Strahan (aye) and Strafuss (aye).

C & L LANDSCAPING – BREACH OF CONTRACT

Commissioner Strahan moved to send the letter to C & L Landscaping canceling the contract. Commissioner Strafuss seconded the motion. The motion passed by vote Pennel (aye), Strahan (aye) and Strafuss (aye).

EGIS PROPOSAL / COON CREEK

Commissioner Pennel moved to have Frank Preston work with Great River Engineering on getting this project done due to the delay in the processing by EGIS and let EGIS know by letter. Commissioner Strafuss seconded the motion. The motion passed by vote Pennel (aye), Strahan (aye) and Strafuss (aye).

ADOPTION OF RSMo. 137.082

Commissioner Strahan moved to adopt provisions of RSMo.137.082. Commissioner Pennel seconded the motion. The motion passed by vote Pennel (aye), Strahan (aye) and Strafuss (aye).

ADOPTION OF 67.2679.6 VIDEO SERVICE

The Commission decided to not consider this item in this meeting.

Commissioner Strahan and Bob Paulson left the meeting at 4:07 PM.

ADMINISTRATIVE ASSISTANT – ROAD & BRIDGE

Commissioner Strafuss moved to give Frank Preston the authority to hire his choice of the 3 candidates that were interviewed. Commissioner Pennel seconded the motion. The motion passed by vote Pennel (aye), Strafuss (aye) and Strahan (absent).

Commissioner Pennel declared a recess.

RECESS
4:17 PM

The minutes were taken and typed by Jim Yust, Deputy Clerk.