

OFFICIAL
AUGUST 12, 2013, 11th DAY OF
THE AUGUST ADJOURN TERM

The County Commission met in the Commission Hearing Room at 8:30 a.m. with Ron Houseman (present), Danny Strahan (present), and Brandon Williams (present). The following proceedings were had and made a matter of record:

PRELIMINARY STUDY MEETING

The Commission met to review the day's agenda.

PUBLIC COMMENT

Chuck Pennel, Assessor-elect, came before the Commission to present comments concerning the County Commission voiding three checks on June 13, 2013. He asked for the reason of withholding the payment of the attorney fees of the Collector's Office. He requests the County Commission to give the reason for the voiding of the checks.

Commissioner Strahan asked for the Commission to allow him to give an answer. He was asked to hold his remarks for the Commission Remarks.

CALL TO ORDER

Commissioner Houseman called the August 12, 2013, meeting to order at 9:04 am. Sue Clayton led with prayer and Commissioner Strahan led the Pledge of Allegiance.

COMMISSION REMARKS

Commissioner Houseman asked Chris Berndt, the Emergency Management Director, to give comments on what has happened in Taney County due to weather and what is possibly coming due to storm systems in the forecast. Commissioner Strahan asked if the upcoming storms forecasted asked if we would be able to include any a late damage assistance. There was discussion concerning a damaged county bridge. The Commission wanted to let the public know that Gunnison Rd may need to be closed due to erosion. Commissioner Williams said he had heard great things about the Taney County Emergency Management through these storms.

Commissioner Strahan wanted to present comments concerning Mr. Pennel's request for information concerning some checks being voided. He explained the check process the County has in place.

MONTHLY BUDGET REPORT

Auditor Rick Findley came before the Commission to present the Monthly Budget Report. He brought to the Commission's attention that the Senior Citizen's Fund is quite large at this time and the levy is getting ready to be set so he asked if they would notify the board about this.

ACCOUNTS PAYABLE

Commissioner Strahan moved to approve Accounts Payable as follows: Checks #336363 - #336404; Warrants #5817 - #5822; Transfers from GCR (124) to Assessor's (355) Fund. Commissioner Williams seconded the motion. Commissioner Strahan spoke of a bill concerning the Sewer District and would like to ask that board questions concerning the statements. The motion passed by vote: Houseman (aye), Strahan (aye), and Williams (aye).

APPROVAL OF PAYROLL

Commissioner Strahan moved to approve Payroll. Commissioner Williams seconded the motion. The motion passed by vote: Houseman (aye), Strahan (aye), and Williams (aye).

UNIVERSITY OF MISSOURI EXTENSION UPDATE

Chrystal Irons came before the Commission to present the University of Missouri Extension Update. She stated that at the last election for their County Extension Counsel the western and eastern districts were uneven (nine was on one of the districts and eight on the other). The Extension will drop members to eight and eight for the future election in December. Ms. Irons also informed the Commission that this Thursday the Extension Office will be closed due to training.

TRI-LAKES CULLIGAN AGREEMENT

Commissioner Houseman presented an agreement by and between Tri-Lakes Culligan and Taney County.

Commissioner Strahan moved to approve the agreement by and between Tri-Lakes Culligan and Taney County with changes. Commissioner Williams seconded the motion. The motion passed by vote: Houseman (aye), Strahan (aye), and Williams (aye).

DISCUSSION OF COUNTY PARKS

Commissioner Houseman stated he has received a number of questions from citizens concerning a recreational complex in this side of the county but out of any city limits. He would like the County Parks Board to have formal discussions about this and bring information to the Commission.

PETITION RSMO. 137.040

Commissioner Houseman presented a petition concerning a judgment rendered by the Circuit Court. County Counsel has advised there needs to be an additional judgment to take place. Counsel has asked the following verbiage to be entered into the minutes today:

The Circuit Court of Taney County having entered its Judgment directing the collection of additional taxes in favor of the Central Taney County Fire Protection District, and ordered this Commission and all County Officers to proceed with the assessment, levy, and collection process, all as provided by Section 137.040, RSMo, the County Commission finds there exists a necessity for the additional taxes, and hereby requests that the County Prosecuting Attorney present a petition to the Taney County Circuit Court, seeking an order requiring the County Commission and all County Officers to assess, levy and collect the taxes ordered by the earlier Judgment.

Commissioner Williams moved to file the petition as presented by County Counsel regarding the Central Taney County Fire Protection District. Commissioner Strahan seconded the motion. Discussion: Commissioner Strahan stated he didn't agree with the statement provided by the attorney. He said it sounds like we are the initiators. County Clerk Donna Neeley asked for clarification and County Collector Sheila Wyatt asked what statute the first ruling was under and the process on how this judgment would be carried out. Commissioner Houseman stated they need to meet with County Counsel to ask those questions. The motion passed by vote: Houseman (aye), Strahan (aye), and Williams (aye).

**RECESS
9:52 AM**

**RECONVENE
10:02 AM**

EXECUTIVE SESSION PER SECTION 610.021 (3) (12)

Commissioner Williams moved to go into Executive Session pursuant to RSMo 610.021 (3) (12). Commissioner Strahan seconded the motion. The motion passed by roll call vote: Houseman (aye), Strahan (aye), and Williams (aye).

**EXECUTIVE SESSION
10:02 AM**

See Executive Session Minutes for actions, if any.

Commissioner Williams moved to exit out of Executive Session. Commissioner Strahan seconded the motion. The motion passed by roll call vote: Houseman (aye), Strahan (aye), and Williams (aye).

**OUT OF EXECUTIVE SESSION
10:55 AM**

GRANT OF EASEMENT

Randy Haes came before the Commission to present a Grant of Easement on Wild Rose Lane for the purpose for a turnaround. The Commission had approved this road by brought into the County Maintenance System upon receipt of easement for a turnaround.

Commissioner Strahan moved to approve Grant of Permanent and Perpetual Easement and Right-of-way for Public Road Purposes and Temporary Construction Easement for Construction of Public Road Improvements. Commissioner Williams seconded the motion. The motion passed by vote: Houseman (aye), Strahan (aye), and Williams (aye).

ROAD & BRIDGE UPDATES

Randy Haes, with Road & Bridge, came before the Commission to present the following Road & Bridge updates:

Flash Flooding around the area: there are still a few places that need cleaning up. They are also moving equipment to the Mincy area to put the fill back in for the Bee Creek Bridge.

Road & Bridge Office: they are continuing to work on the building site in-between the rain showers and they look to pour the floor next week.

Chip/Seal Program: this has been suspended until the weather cooperates.

RECESS
11:16 AM

RECONVENE
11:18 AM

ROAD & BRIDGE UPDATES **(Continued)**

Commissioner Houseman had spoken with Mr. Haes about concerns the State Auditor's Office had about tracking capital improvements within their budget. Mr. Haes is in the process of running the figures for the year 2012. Discussion ensued what constitutes capital improvements.

RECESS
11:37 AM

RECONVENE
2:03 PM

PLANNING & ZONING

Bob Atchley, with Planning & Zoning; and County Treasurer Melanie Smith came before the Commission to discuss the Flood Buyout accounts. Discussion ensued regarding non-interest bearing accounts.

Commissioner Strahan moved to approve a new non-interest bearing account in compliance with SEMA for the purpose of the Flood Buyout. Commissioner Williams seconded the motion. The motion passed by vote: Houseman (aye), Strahan (aye), and Williams (aye).

The Commission agreed to name the account the "2011 Flood Buyout – Disaster 1980". The Signatories will be Treasurer Melanie Smith and Auditor Rick Findley.

Discussion ensued regarding payment options for the Flood Buyout.

RECESS
2:15 PM

RECONVENE
2:19 PM

BID #201307-230 RECOMMENDATION **HVAC SERVICE (TERM & SUPPLY)**

Commissioner Houseman presented the HVAC Service (Term & Supply) Bid #201307-230 Award for consideration. The bid had been split and awarded to two separate companies with contingencies. After notifying those companies Purchasing Agent Ron Erickson recommends the Commission re-let the bid, but for each of the facilities individually.

Commissioner Williams moved to re-let Bid #201307-230. Commissioner Strahan seconded the motion. The motion passed by vote: Houseman (aye), Strahan (aye), and Williams (aye).

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

ADJOURN
2:23 PM

The minutes were taken and typed by Stacey Clemans, Deputy Clerk.