

**JUNE 5, 2006 THE 23RD DAY
OF THE APRIL ADJOURN TERM**

The County Commission met in the Associate Circuit Courtroom II at 9:02 a.m. pursuant to adjourn with Chuck Pennel, Presiding, Ron Herschend, Western District, and Danny Strahan, Eastern District present. The following proceedings were had and made a matter of record.

The prayer was led by Rick Findley followed by the pledge.

AGENDA AMENDMENT

Presiding Commissioner Pennel made a motion to amend the agenda to address bids for medium duty trucks, dump truck bed, dump materials-section 1, and Road and Bridge trucks. Pennel added that Pat Barnett from Kanukuk Kamps would also be addressing the Commission in regards to a crosswalk. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

**HILLSIDE DRIVE
ROAD PETITION**

Presiding Commissioner Pennel read the following road petition for Hillside Drive: Swan Township in the County of Taney, Hillside Drive, Forsyth, Township 23, Section 8, Range 20.

Randy Haes, Road and Bridge stated that this is a short, narrow, dead end road, off of Smith Lane near the Y Hwy area, and it serves six homes. Haes added that it has old chip surface and is in poor condition. Haes further stated that if the county were to take the road in his recommendation would be to remove the aggregate, reshape the road, and work on the ditch line. Haes added that it has a platted 30 feet easement so more right-of-way would be required and there is no turn around except an existing private drive.

Commissioner Pennel stated that he has looked at Hillside Drive and clarified that the last house was not the best place for a turnaround. Haes added that the terrain was steep and the area would need a lot of fill to make a turnaround in that area. Pennel clarified that all of the property owners have signed to give a right-of-way.

Commissioner Strahan suggested letting the property owners know that a place to turnaround will need to be established before the county takes in the road.

Commissioner Pennel expressed that he would be in favor of taking Hillside Drive in, if the county can get the turnaround.

Commissioner Herschend expressed a concern about the 14 feet surface not being up to county standards. Herschend added that the two surrounding roads are not maintained by the county and they will most likely follow in the petition process because they are all part of one subdivision in which the roads were not built adequately in the first place.

Commissioner Herschend made a motion to table the Hillside Drive Petition for six months so that it can be revisited once they have better information. Commissioner Strahan seconded the motion to table. Strahan emphasized that the easements need to be acquired before the county proceeds. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

**TIPPING SERVICE BID
TRESSA LUTTRELL**

Tressa Luttrell, Administrator requested that the Commission table the tipping service bids until later today. Luttrell explained that due to the move she was unable to complete a spreadsheet of the bids.

Commissioner Herschend made a motion to table the tipping service bids until later today. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Herschend explained that in the past the Commission has chosen between two vendors and that one is cheaper and the other one is closer. Herschend added that for the last four or five months the county has been unable to go to the cheaper vendor because of the distance verses the amount of trash being hauled. Herschend expressed that he wanted that information to be known before the bids are approved. No motions were made and no votes were taken.

**CORP EASEMENT
TRESSA LUTTRELL**

Tressa Luttrell, Administrator clarified that the Commission asked her to look into why there was an easement to a property past Park Place and stated that the a previous County Commission requested it and was re-approved by another County Commission for the land owner to be able to get to the properties. Luttrell added that it is a public road and the county does not maintain it. Luttrell further explained that it is a 20-year easement that needs to be renewed.

Commissioner Herschend made a motion to renew the easement with the Corp of Engineers. Commissioner Strahan seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

**MEDIUM DUTY TRUCK
TRESSA LUTTRELL**

Tressa Luttrell, Administrator stated that the county took bids for a medium duty truck to replace for the concrete crew. Luttrell explained that they received two bids one from Springfield Freightliner and one from Friendly Ford. Luttrell added that Randy Hae's recommendation is for Springfield Freightliner M2-106 Chacey and Service Combo in the amount of \$57,936.00

Randy Haes, Road and Bridge explained that the other truck was a little cheaper but had a different gear ratio and expressed that he expected more bids but did not get them. Haes added that he reviewed the bids with Charlie and to meet his requirement, this truck will best fit his needs.

Commissioner Herschend made a motion to approve the bid from Springfield Freightliner in the amount of \$57,936.00 as recommended by staff. Commissioner Strahan seconded the motion and expressed that Charlie wouldn't ask for the more expensive truck if it wasn't needed. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

DUMP BED TRESSA LUTTRELL

Tressa Luttrell, Administrator stated that she received two bids for two dump bodies one from Bus Andrews and one from Bedoe and Sheen. Luttrell further stated that Randy Haes is recommending Bedoe and Sheen in the amount of \$28,500.00.

Randy Haes, Road and Bridge stated that the bid is for the dump body with the hoist and attachments and added that road and bridge would do the installation and paint the bed.

Commissioner Herschend made a motion to accept Bedoe and Sheen for two dump bodies in the amount of \$28,500. Commissioner Strahan seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

DUMP MATERIALS

Tressa Luttrell, Administrator reminded the Commission that they approved everything for dump materials except section one, due to the fact that one vendor was on vacation and did not submit. Luttrell added that she re-bid the section one materials and one vendor still did not show up. Luttrell further stated that Randy Haes' recommendation is the same, which is to use whatever quarry is closest to the job.

Presiding Commissioner Pennel clarified that APAC is the vendor that did not show up and that they were one hour off on their deadline. Pennel added that they bid on time the first time they submitted. Luttrell stated her paperwork says it is the vendor's responsibility to be on time with their bid.

Commissioner Herschend asked if the closest quarry always works out to be the cheapest? Haes explained that sometimes it is but not always because sometimes the closest quarries do not have the proper materials. Herschend expressed his concern that the closest may not be the best price. Luttrell clarified that in this case the lowest priced bidder is the closest quarry.

Commissioner Herschend made a motion to use the net lowest of cost for material at whatever quarry that would be, depending on the job. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

Commissioner Strahan expressed that they have to set a standard somewhere and stated that they can't have someone come in a day late and accept them.

Commissioner Herschend made a motion to include APAC for the rock supplier and accept their bid even though they were an hour late; they are the lowest net cost for citizens of Taney County. Commissioner Pennel seconded the motion. A general discussion ensued.

The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

ROAD AND BRIDGE TRUCKS TRESSA LUTTRELL

Tressa Luttrell, Administrator stated that she sent out a bid for six pick-ups for Road and Bridge and the bid was not fulfilled. Luttrell further explained that she did receive two bids for 07 pick-up trucks and they are actually a little cheaper than 06's.

Commissioner Herschend made a motion to approve Friendly Ford for the Road and Bridge trucks as suggested by staff. Commissioner Strahan seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

JACEE SIGNS

Commissioner Herschend explained that he was made aware that the information he shared at last weeks meeting was not correct and apologized for sharing what he thought were accurate. Herschend clarified that he understated the bid that they were given and that David Miller and Teri Dody were trying to find new locations for the signs.

KANAKUK CROSSWALK PAT BARNETT

Pat Barnett, Kanakuk Kamps addressed the Commission with a request for a single crosswalk at Kanakuk Kamps to link the parking lot on the east side of Lake Shore Drive to camp. Barnett explained that the county has already put in flashing lights and

people have been crossing in the same area for 6 or 7 years but he is asking that the county paint a crosswalk in the area.

Commissioner Herschend made a motion to table this issue in order to get with an engineer from the state and ask for their advice. Herschend further expressed a concern that the Commission has already turned down requests from Big Cedar and Stone Croft due to the fact that crosswalks create a false sense of security, which could cause accidents. Herschend added that the public feels safe when they are not, because someone who hasn't driven the road before will not know the crosswalk is coming and suggested getting a light and stopping traffic for safety. Barnett explained that there is no real place where a light could be put in because most of it is private property. Herschend suggested putting in a three way elsewhere. A general discussion ensued.

Commissioner Pennel asked Barnett why a crosswalk is worthwhile safety wise? Barnett explained that he would like to think the county would recognize an area where there have been no accidents. Herschend responded that there have been no accidents because people do not yet have a false sense of security.

Commissioner Pennel seconded the motion to table.

Commissioner Strahan stated that all the lines would do is put the responsibility on the county. Barnett expressed that he understands the Commission's concern and suggested that he talk to those who operate the camp in order to figure out the best solution for everybody. Barnett added that a light, which turns red when a button is pushed, might be something to look in to. Herschend added that he would be in favor of the project if another solution were found otherwise he would like to have the state come down and advise them as to the best solution. It was decided that the Commission would come out on Wednesday to look at the area.

The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

AUCTIONING OF REMAINING BUILDINGS RICK FINDLEY

Rick Findley, Auditor stated that he is leaving Thursday and asked if he needed to do anything for the auction before he leaves? Commissioner Strahan expressed that he would like to wait until Findley returns before auctioning off the salvageable parts from the building before it is knocked down. Herschend suggested that John Lavendar identify what he needs and what can be auctioned off. Findley clarified that he and Lavendar have already made the list.

Dick Clark asked if the Masonic Lodge would be involved in the auction and demolition. Commissioner Pennel stated that they would know more after Wednesday.

PRIOR MINUTES

Commissioner Strahan made a motion to approve minutes from March 23, April 10, May 10, 17, 22, 25, and 31. Commissioner Pennel seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

ACCOUNTS ALLOWED

Commissioner Strahan made a motion to approve accounts payable warrants #95067-95142. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).

MICKEY GILLEY AREA APPRECIATION

Commissioner Pennel stated that the Mickey Gilley Theater did area appreciation and someone told Mickey Gilley about the animal shelter. Pennel added that Gilley personally brought a car full of food and \$1200 was raised for the shelter. Pennel expressed his appreciation to Gilley for his service to the community.

RECESS

Commissioner Strahan made a motion to recess. Commissioner Herschend seconded the motion. The motion passed by vote: Pennel (yes), Herschend (yes), Strahan (yes).