

**OFFICIAL
COMMISSION MINUTES
December 10th, 2018 18th DAY OF
THE OCTOBER ADJOURN TERM**

PRELIMINARY STUDY

None.

PUBLIC COMMENT

None.

CALL COMMISSION MEETING TO ORDER

Presiding Commissioner Mike Scofield called the Commission meeting to order at 9:06 a.m.

COMMISSION REMARKS

None.

Prayer and Pledge

FORMAL AGENDA

The County Commission met in the Commission Hearing Room with Mike Scofield (present), Brandon Williams (present), and Sheila Wyatt (present).

EMPLOYEE SERVICE AWARDS

Missouri Association of Counties service awards presented.

MONTHLY BUDGET REPORT

Auditor Rick Findley discussed the monthly budget report with the commission.

APPROVAL OF ACCOUNTS PAYABLE

Commissioner Williams moved to approve Checks #452720-452796, Warrants #7106-7110 and two Transfers. 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).

APPROVAL OF PREVIOUS MEETING MINUTES

Commissioner Williams moved to approve the Regular Meeting Minutes from November 26th with Corrections. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

Commissioner Williams moved to approve the Regular Meeting Minutes from November 27th, 29th, December 3rd, 5th, 7th. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

Commissioner Williams moved to approve Executive Session Minutes for November 26th, 27th and December 5th. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

PENALTIES AND INTEREST #18.-7.0-35-003-004-008.003

Taney County Collector Mona Cope presented penalties and interest on property #17-7.0-35-003-001-008.003.

Commissioner Wyatt moved to approve the refund of penalties and interest on the noted parcel per statute 52.240. Commissioner Williams seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

FILL DIRT AGREEMENT - JARRETT COLE

Devin Huff, Road & Bridge Administrator presented to the Commission an Unlimited Fill Dirt Agreement between Taney County and Jarrett Cole.

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

Unlimited

FILL DIRT AGREEMENT

COMES NOW the Taney County Commission on behalf of Taney County, Missouri, (hereinafter "Taney County") and enters into this agreement with Jarrett Cole (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

12-3-18
Date:

AGREEMENT FOR SEPTIC SYSTEM SERVICES #18-130CM

Commissioner Williams moved to approve agreement by and between Taney County and Boerman Septic LLC. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

No. 18-130CM

AGREEMENT

for

SEPTIC SYSTEM SERVICES

THIS AGREEMENT dated the 10th day of December 2018 is made between Taney County, Missouri, a political subdivision of the State of Missouri, (-hereinafter "County") and Boerman Septic, LLC. of Kirbyville, Mo. (-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 provide Septic System Services ("Services") shall include the Contractor's bid response to County's Request For Bid # 201810-418 and any applicable addenda which are attached hereto and incorporated herein by reference. 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. Services provided under this Agreement shall not exceed the prices as quoted in the attached bid response table. Said services will be performed ongoing- on an "as needed" basis with scheduling being completed via mutual agreement including all items as listed within the bid response. If certain unusual circumstances occur regarding Services availability, the County may consider all other options, including the next lowest Bidder.

3. Contract Duration. This agreement shall commence on the date it is fully executed and extend for 12 months thereafter, subject to the provisions for termination specified below. This agreement may be automatically renewed for an additional one-year period by order of the County Commission subject to the pricing clauses as agreed to, and offered by the Contractor's bid response to continue to perform services "as needed". This agreement may be renewed thereafter on a month to month basis for up to six months in the event the County is unable to re-bid and award a new contract prior to full expiration.

4. Billing and Payment. All billing must be invoiced **in duplicate** with specific department information and include bid reference #201810-418 for tracking. Billings and invoices, **in duplicate**, 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.

AGREEMENT FOR PLAT CABINET 18-129REC

Commissioner Williams moved to approve agreement by and between Taney County and PF Pedibone & Company. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

No. 18-129REC

AGREEMENT for PLAT CABINET (1)

THIS AGREEMENT dated the 10th day of December 2018 is made between Taney County, Missouri, a political subdivision of the State of Missouri, (-hereinafter "County") and P. F. Pettibone & Co. of Crystal Lake, Illinois 60014 (-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 for the purchase of a Plat Cabinet ("Product") shall include the Contractor's bid response to County's Request For Bid # 201810-419 and any applicable addenda which are attached hereto and incorporated herein by reference. Service or product 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. Product provided under this Agreement shall not exceed the price as quoted in attached bid response of: \$6765.50. Price as quoted includes delivery. If certain unusual circumstances occur specific to Product availability, the County may consider all other options, including the next lowest Bidder.

3. Contract Duration. This agreement shall commence on the date it is fully executed and terminate upon expiration of all applicable warranties, subject to the provisions for termination specified below. 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 winning bid response.

4. Billing and Payment. All billing shall be invoiced with specific department information and include bid reference #201810-419 for tracking. Billings and invoices may only include the prices provided for in 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.

LAGERS RULE OF 80

Jeff Pabst LAGERS Education and Outreach Coordinator discussed with the Commission the liability and cost of moving to the Rule of 80 program.

UNIVERSITY OF MISSOURI EXTENSION UPDATE

Willa Williams, with the University of Missouri Extension Office presented an update on the extension office programs.

INSURANCE UPDATE WITH TIM CONNELL

Tim Connell, Connell Insurance Commercial Insurance Consultant presented the MOPERM billing for Liability and Property.

TANEY COUNTY TREASURER ORDER FOR ACH OF TASC FLEX PLAN FOR 2019

Taney County Treasurer, Melanie Smith presented the Order for ACH of TASC Flex Plan for 2019 to the Commission.

Commissioner Williams moved to approve and enter into the record the order for ACH TASC Flex Plan for the year of 2019. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).



County of **TANEY** State of Missouri

MELANIE SMITH
TANEY COUNTY TREASURER
P.O. BOX 576 • FORSYTH, MO 65653
Office: (417) 546-7207 • Fax: (417) 546-6213
Email: melanies@co.taney.mo.us

ORDER FOR ACH OF TASC FLEX PLAN
YEAR OF 2019

WHEREAS the Taney County Treasurer has arranged for ACH of the TASC Flex Plan as needed when funds are disbursed to TASC for Taney County Officials and Taney County Employees;

WHEREAS Taney County Officials and Taney County Employees have requested and signed up for said Flex Plan;

WHEREAS time is of the essence in completing transactions for the Flex Plan, and the Treasurer must get the information to TASC on time and on a set schedule;

NOW, THEREFORE BE IT ORDERED BY THE COMMISSION OF TANEY COUNTY, MISSOURI, THAT;

1. The County Treasurer is to implement and facilitate the Flex Plan for the Taney County Officials and Taney County Employees that have applied to participate in the program.
2. For each transaction, and after being notified by TASC, the County Treasurer is to make note of the amount that each employee has withdrawn and record said amount into the correct funds.

Melanie Smith
Melanie Smith, Taney County Treasurer

12/10/18
Date

Mike Scofield
Mike Scofield, Presiding Commissioner

12/10/18
Date

Donna Neeley
Donna Neeley, Taney County Clerk

12/10/18
Date

Commissioner Williams moved to approve and enter into the record the order for the ACH of bank fees for the year of 2019. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

| | |
|---|---|
|  | <p>County of TANEY State of Missouri</p> |
| | <p>MELANIE SMITH TANEY COUNTY TREASURER P.O. BOX 576 • FORSYTH, MO 65653 Office: (417) 546-7207 • Fax: (417) 546-6213 Email: melanies@co.taney.mo.us</p> |
| <p>ORDER FOR ACH OF BANK FEES FOR THE YEAR OF 2019</p> | |
| <p>WHEREAS the Taney County Treasurer, has arranged for ACH of Bank Fees for Insufficient Check Fees and Stop Payment Fees for the Treasurer's Checking Account, as needed when funds are distributed to The Bank of Missouri;</p> | |
| <p>WHEREAS these fees are stated as part of the bid agreement between the Taney County Commission and The Bank of Missouri;</p> | |
| <p>WHEREAS time is of the essence in completing transactions for The Bank of Missouri and the Taney County Treasurer;</p> | |
| <p>NOW, THEREFORE BE IT ORDERED BY THE COMMISSION OF TANEY COUNTY, MISSOURI, THAT;</p> | |
| <ol style="list-style-type: none">1. The County Treasurer is to implement and facilitate all fees assessed to Treasurer's Checking Account by The Bank of Missouri.2. For each transaction after being notified by The Bank of Missouri, the County Treasurer is to make note of the amount withdrawn and record said amount into the correct funds. | |
| <p> Melanie Smith, Taney County Treasurer</p> | <p>Dated this <u>10</u> day of <u>December</u>, 2018</p> |
| <p> Mike Scofield, Presiding Commissioner</p> | <p>Dated this <u>10</u> day of <u>December</u>, 2018</p> |
| <p> Donna Neeley, Taney County Clerk</p> | <p>Dated this <u>10</u> day of <u>December</u>, 2018</p> |

PERSONAL PROPERTY ADD ON'S FOR SEPTEMBER, OCTOBER AND NOVEMBER

Commissioner Williams moved to approve and enter into the record the Add On Reports for September 2018, October 2018 and November 2018 as presented by the County Clerk's office. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

COURT ORDERS

Chief Deputy Clerk Wesley Shoemaker came before the Commission to present Court Orders.

*Exhibit A

PP PAID ABATEMENTS

Date: 10 Dec 2018 Exhibit: A

| AbNumber | AbYear | Status | Date | Account | Name | Reason | EndVal | AdjVal | Approved | Denied |
|----------|--------|---------|------------|--------------|---------------------|---------------|--------|--------|----------|--------|
| 300262 | 2016 | PENDING | 2018-12-04 | 1-115903-900 | CETINKAYA ELISABETH | DUPLICATE ACC | 0 | -100 | <i>g</i> | |

Commissioner Williams moved to approve Exhibit A dated December 10, 2018. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

*Exhibit B

ERRONEOUS ASSESSMENT

Date: 10 Dec 2018 Exhibit: B

| AbNumber | AbYear | SuppDate | AbDate | Parcel | Name | Reason | EndRes | AdjRes | EndAg | AdjAg | EndCom | AdjCom | Notes | Approved | Denied |
|----------|--------|------------|------------|---------------------------|---------------------------|----------------------|--------|--------|-------|-------|--------|--------|--|----------|--------|
| 204195 | 2018 | 0000-00-00 | 2018-12-05 | 02-2-2-10-001-006.000 | HENNING SHERRY LAND TRUST | ERRONEOUS ASSESSMENT | 660 | -1830 | 0 | 0 | 0 | 0 | 2010 JUDGEMENT WAS NOT RECORDED. PARCEL SHOULD HAVE NO VALUE AS IT IS COMMON ELEMENT, ABATE TO 0. | <i>g</i> | |
| 204199 | 2018 | 0000-00-00 | 2018-12-05 | 18-1-0-12-002-002-054.000 | GREAT SOUTHERN BANK | ERRONEOUS ASSESSMENT | 0 | -710 | 0 | 0 | 0 | 0 | 2010 JUDGEMENT WAS NOT RECORDED. PARCEL SHOULD HAVE NO VALUE AS IT IS COMMON ELEMENT, ABATE TO 0. 12/18-LW | <i>g</i> | |
| 204200 | 2018 | 0000-00-00 | 2018-12-05 | 18-1-0-12-002-002-053.000 | GREAT SOUTHERN BANK | ERRONEOUS ASSESSMENT | 0 | -2250 | 0 | 0 | 0 | 0 | 2010 JUDGEMENT WAS NOT RECORDED. PARCEL SHOULD HAVE NO VALUE AS IT IS COMMON ELEMENT, ABATE TO 0. 12/18-LW | <i>g</i> | |

Commissioner Williams moved to approve Exhibit B dated December 10, 2018. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

*Exhibit C

RE PAID ABATEMENTS

Date: 10 Dec Exhibit: C

| AbNumber | AbYear | SuppDate | AbDate | Parcel | Name | Reason | EndRes | AdjRes | EndAg | AdjAg | EndCom | AdjCom | Notes | Approved | Denied |
|----------|--------|------------|------------|---------------------------|---------------------|----------------------|--------|--------|-------|-------|--------|--------|--|----------|--------|
| 204196 | 2015 | 0000-00-00 | 2018-12-05 | 18-1-0-12-002-002-054.000 | GREAT SOUTHERN BANK | ERRONEOUS ASSESSMENT | 0 | -710 | 0 | 0 | 0 | 0 | 2010 JUDGEMENT WAS NOT RECORDED. PARCEL SHOULD HAVE NO VALUE AS IT IS COMMON ELEMENT, ABATE TO 0. 12/18-LW | | |
| 204197 | 2016 | 0000-00-00 | 2018-12-05 | 18-1-0-12-002-002-054.000 | GREAT SOUTHERN BANK | ERRONEOUS ASSESSMENT | 0 | -710 | 0 | 0 | 0 | 0 | 2010 JUDGEMENT WAS NOT RECORDED. PARCEL SHOULD HAVE NO VALUE AS IT IS COMMON ELEMENT, ABATE TO 0. 12/18-LW | | |
| 204198 | 2017 | 0000-00-00 | 2018-12-05 | 18-1-0-12-002-002-054.000 | GREAT SOUTHERN BANK | ERRONEOUS ASSESSMENT | 0 | -710 | 0 | 0 | 0 | 0 | 2010 JUDGEMENT WAS NOT RECORDED. PARCEL SHOULD HAVE NO VALUE AS IT IS COMMON ELEMENT, ABATE TO 0. 12/18-LW | | |
| 204201 | 2015 | 0000-00-00 | 2018-12-05 | 18-1-0-12-002-002-053.000 | GREAT SOUTHERN BANK | ERRONEOUS ASSESSMENT | 0 | -2250 | 0 | 0 | 0 | 0 | 2010 JUDGEMENT WAS NOT RECORDED. PARCEL SHOULD HAVE NO VALUE AS IT IS COMMON ELEMENT, ABATE TO 0. 12/18-LW | | |
| 204202 | 2016 | 0000-00-00 | 2018-12-05 | 18-1-0-12-002-002-053.000 | GREAT SOUTHERN BANK | ERRONEOUS ASSESSMENT | 0 | -2250 | 0 | 0 | 0 | 0 | 2010 JUDGEMENT WAS NOT RECORDED. PARCEL SHOULD HAVE NO VALUE AS IT IS COMMON ELEMENT, ABATE TO 0. 12/18-LW | | |
| 204203 | 2017 | 0000-00-00 | 2018-12-05 | 18-1-0-12-002-002-053.000 | GREAT SOUTHERN BANK | ERRONEOUS ASSESSMENT | 0 | -2250 | 0 | 0 | 0 | 0 | 2010 JUDGEMENT WAS NOT RECORDED. PARCEL SHOULD HAVE NO VALUE AS IT IS COMMON ELEMENT, ABATE TO 0. 12/18-LW | | |

Commissioner Wyatt moved to approve Exhibit C dated December 10, 2018. Commissioner Williams seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

RECESS
10:14 a.m.

RECONVENE
10:25 a.m.

EXECUTIVE SESSION PER SECTION 610.021.1
See the Executive Session Minutes for any motions made or votes taken.

RECONVENED REGULAR SESSION
Devin Huff and Denzil Brown with Road & Bridge, Larry Henderson with Hartman & Co. and Spencer Jones with GRE joined the meeting.

COON CREEK UPDATE
Coon Creek update ensued.
Devin Huff and Denzil Brown with Road & Bridge, Larry Henderson with Hartman & Co. and Spencer Jones with GRE left the meeting at 11:11 a.m.

RECESS
11:12 a.m.

RECONVENE
2:12 p.m.

BUDGET DISCUSSION

Present for the discussion are Donna Neeley, County Clerk, David Clark, Taney County Auditor Elect, Jimmie Russell, Taney County Sheriff, and Rick Findley, Auditor.

Jail Account #118 was reviewed.

Sheriff Jimmie Russell and Auditor Rick Findley left the meeting.

Administrative Assistant Shanna Tilley joined the meeting at 3:40 p.m.

RECESS
3:41 p.m.

RECONVENE
3:50 p.m.

DAILY STAFF REVIEW AND AGENDA REQUESTS

The Commission reviewed agenda requests.

ADJOURNMENT
4:06 p.m.

Minutes taken by Donna Neeley, Wesley Shoemaker & Presley Cozort, typed by Wesley Shoemaker and Presley Cozort.