

**OFFICIAL
COMMISSION MINUTES
JUNE 8TH 2020 – 16TH DAY OF
THE APRIL ADJOURN TERM**

FORMAL AGENDA

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

PUBLIC COMMENT

None.

CALL COUNTY COMMISSION MEETING TO ORDER

Presiding Commissioner Mike Scofield called the meeting to order at 9:03 a.m.

COMMISSION REMARKS

None.

MONTHLY BUDGET REPORT

David Clark, Auditor, presented the May 2020 Monthly Budget Report to the Commission.

APPROVAL OF ACCOUNTS PAYABLE

Commissioner Wyatt moved to approve Checks #459337 through Check #459358, Checks #459360 through Check #459409, Warrants #7412 through Warrant #7416 and one Journal Entries or Transfers. Commissioner Williams seconded the motion with discussion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

Commissioner Sheila Wyatt left the meeting at 9:07 a.m.

Commissioner Williams moved to approve Check #459359. Presiding Commissioner Scofield seconded the motion with discussion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (absent).

Commissioner Sheila Wyatt entered the meeting at 9:07 a.m.

APPROVAL OF PREVIOUS MEETING MINUTES

Commissioner Williams moved to approve Regular Session Minutes from May 20th, 2020, May 27th, 2020 and June 1st, 2020. Commissioner Wyatt seconded the motion. Commissioner Williams revised his motion to exclude May 27th, 2020. Commissioner Wyatt revised her second to exclude May 27th, 2020. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

Commissioner Williams moved to approve Regular Session Minutes from May 27th, 2020. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (abstain), Williams (aye) and Wyatt (aye).

Commissioner Williams moved to approve Executive Session Minutes from June 1st, 2020. 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 from May 27th, 2020 with corrections. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (abstain), Williams (aye) and Wyatt (aye).

APPROVAL OF PAYROLL

Commissioner Wyatt moved to approve payroll. Commissioner Williams seconded the motion with discussion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

BID RECOMMENDATION FOR COUNTY ROAD SIGNS #202005-448

Devin Huff, Road & Bridge Administrator, and Nikki Lawrence, Director of Purchasing/Legal Liaison, were present.

Commissioner Williams moved to award Bid #202005-448 to Newman Signs, Incorporated as (Primary), Missouri Department of Corrections/Missouri Vocational Enterprises as (Secondary), and Osborn Associates, Incorporated as (Tertiary). Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

BID RECOMMENDATION FOR TAX MANAGEMENT SOFTWARE #202005-450

Mona Cope, Collector, and Nikki Lawrence, Director of Purchasing/Legal Liaison, were present.

Commissioner Williams moved to award Bid #202005-450 to Ulrich Software, Incorporated out of Nixa, Missouri. Commissioner Wyatt seconded the motion with discussion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

DEVELOPMENTAL CONNECTIONS/S-40 UPDATE – TROY RASMUSSEN

Troy Rasmussen, Developmental Connections/S-40 Executive Director, presented an update on various programs.

NOTICE FOR REWAL FOR MECHANIC SERVICES

Devin Huff, Road & Bridge Administrator, was present. Presiding Commissioner Scofield referenced a letter from their attorney.

FABICK CAT (PRIMARY) #20-060RB(A)

Commissioner Williams moved to approve the Notice of Renewal for Mechanic Services by and between Fabick Caterpillar and Taney County. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

No. 20-060RB(a)

NOTICE OF RENEWAL

To: Fabick Caterpillar, Chris Schmalhorst, Authorized Representative, 2222 East Kearney Street, Springfield, Missouri 65803

Notice is given that the County of Taney, Missouri hereby renews its agreement with Fabick Caterpillar, as primary provider for mechanic services, commencing June 11, 2020, for a period of (1) one year, which will expire on June 10, 2021. A copy of this agreement is attached hereto as Exhibit A.


Mike Scofield, Presiding Commissioner

Date: 06/08/2020

ATTEST: I, Donna Neeley, as the Clerk of the Taney County Commission hereby attest that the above Notice of Renewal was executed by Taney County Presiding Commissioner, Mike Scofield, pursuant to a duly passed motion of the Taney County Commission approving the above agreement.

By: 
Donna Neeley, County Clerk

Date: June 8, 2020

Certification of Accounting Officer pursuant to Section 50.660RSMo:

The undersigned, as Budget and Accounting Officer for the County of Taney, certifies that there is a balance otherwise unencumbered in the county treasury to the credit of the appropriation to which the financial obligation imposed upon the county by this Notice of Renewal is to be charged, and there is a cash balance otherwise unencumbered in the county treasury to the credit of the fund from which payment is to be made, each sufficient to meet the obligations scheduled to be incurred under this Notice of Renewal.

By: 
David Clark, Taney County Auditor

Date: 6/8/2020

MURPHY TRACTOR & EQUIPMENT (SECONDARY) #20-060RB(B)

Commissioner Williams moved to approve the Notice of Renewal for Mechanic Services by and between Murphy Tractor & Equipment and Taney County. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

No. 20-060RB(b)

NOTICE OF RENEWAL

To: Murphy Tractor & Equipment Co., Inc., Jimmy Phillips, Authorized Representative, 1401 South State Highway MM, Springfield, Missouri 65802

Notice is given that the County of Taney, Missouri hereby renews its agreement with Murphy Tractor & Equipment Co., Inc., as secondary provider for mechanic services, commencing June 11, 2020, for a period of (1) one year, which will expire on June 10, 2021. A copy of this agreement is attached hereto as Exhibit A.


Mike Scofield, Presiding Commissioner

Date: 06/08/2020

ATTEST: I, Donna Neeley, as the Clerk of the Taney County Commission hereby attest that the above Notice of Renewal was executed by Taney County Presiding Commissioner, Mike Scofield, pursuant to a duly passed motion of the Taney County Commission approving the above agreement.

By: 
Donna Neeley, County Clerk

Date: June 8, 2020

Certification of Accounting Officer pursuant to Section 50.660RSMo:

The undersigned, as Budget and Accounting Officer for the County of Taney, certifies that there is a balance otherwise unencumbered in the county treasury to the credit of the appropriation to which the financial obligation imposed upon the county by this Notice of Renewal is to be charged, and there is a cash balance otherwise unencumbered in the county treasury to the credit of the fund from which payment is to be made, each sufficient to meet the obligations scheduled to be incurred under this Notice of Renewal.

By: 
David Clark, Taney County Auditor

Date: 6/8/2020

**AGREEMENT FOR MODIFIED AGGREGATE QUICK SET #20-062RB
DISCUSSION OF OLD/DAMAGED PROPERTY**

Devin Huff, Road & Bridge Administrator, was present. Presiding Commissioner Scofield referenced a letter from their attorney.

Commissioner Williams moved to approve the Agreement for Modified Aggregate Quick Set by and between Taney County and Donelson Construction Company. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

No. 20-062RB

AGREEMENT
for
Modified Aggregate Quick Set

THIS AGREEMENT dated the 8th day of June 2020 is made between Taney County, Missouri, a political subdivision of the State of Missouri, (hereinafter "County") and Donelson Construction Company, LLC of Clever, Missouri (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 Modified Aggregate Quick Set ("Product") shall include cooperative purchasing Greene County Contract #16-0798 and Donelson Construction Company Estimate, dated April 9, 2020 (collectively "Contract Documents") which are attached hereto and incorporated herein by reference as Exhibit A. 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 Product from the Contractor and the Contractor agrees to sell to the County the Product provided under this Agreement. The Purchase Price shall not exceed the prices as set forth in the Contract Documents. 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 will extend through December 27, 2020. 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 shall be invoiced with specific department information and include contract reference Greene County Contract #16-0798 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

AGREEMENT FOR BALLISTIC HELMETS/EMERGENCY PURCHASE #20-056S

Commissioner Williams moved to table the Agreement for Ballistic Helmets and Emergency Purchase to right before the Discussion for the Drive Thru Election. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

SET-UP AND MONITORING AGREEMENT – NEW #20-033RB

Devin Huff, Road & Bridge Administrator, was present.

Commissioner Williams moved to approve the updated Set-Up and Monitoring Agreement by and between Taney County and Western States Fire Protection. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

COURT ORDERS

Chuck Pennel, Assessor, was present.

Commissioner Williams moved to approve Exhibit "A" (#205939) dated June 8, 2020. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

Exhibit "A"

OCCUPANCY																
Exhibit: <u>VI</u>		Date: <u>June 8, 2020</u>										Approved				
AbNumber	AbYear	SuppDate	AbDate	Parcel	Name	Reason	EndRes	AdjRes	EndAg	AdjAg	EndCo	AdjCom	Notes	Approved	Denied	Tabled
205939	2018	0000-00-00	2020-05-26	17-2-G-09-002-024-002.001L	MARSHALL BOB	OCCUPANCY	0	0	0	0	0	-11850				

AGREEMENT FOR BALLISTIC HELMETS/EMERGENCY PURCHASE #20-056S

Jimmie Russell, Sheriff, was present via tele-conference.

Commissioner Sheila Wyatt left the meeting at 9:49 a.m.

Commissioner Williams moved to approve the Agreement for Ballistic Helmets File #20-056S by and between Taney County and Hard Head Veterans LLC. Presiding Commissioner Scofield seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (absent).

No. 20-056S

ADDENDUM TO AGREEMENT FOR BALLISTIC HELMETS

THIS ADDENDUM dated the 8th day of June, 2020, is made by and between Taney County, Missouri, a political subdivision of the State of Missouri (hereinafter "County") and Hard Head Veterans LLC of Rollinsville, Colorado (hereinafter "Contractor").

WHEREAS, on or about even date hereof, the County and Contractor entered into an Agreement for Ballistic Helmets for the purchase of eleven (11) ballistic helmets and related equipment for a total contract price of \$5,731 based on the Contract Documents and competitive bid;

WHEREAS, the County desires to purchase twenty-six (26) additional ballistic helmets and related equipment, consisting of twenty-six (26) helmet bags, on the same terms and conditions as the Agreement, as more fully set forth in this Addendum;

WHEREAS, the County Commission may waive the requirement of competitive bids or proposals when the County Commission has determined that there exists a threat to life, property, public health, or public safety and emergency procurements shall be made with as much competition as is practicable under the circumstances, and further, after an emergency procurement is made by the County Commission, the nature of the emergency and the vote approving the procurement shall be noted in the minutes of the next regularly scheduled meeting; and

WHEREAS, the County's Purchasing Policy provides that an Emergency Event Procurement may be made pursuant to County Policy and state law and that a written determination of the basis for the emergency and selection of the particular contractor be included in the contract file; and

WHEREAS, in light of the competitive bid process and the Agreement relating to the purchase of ballistic helmets, as well as the current circumstances relating to current protests and demonstrations, the County Commission does find and determine that an additional competitive bid process is waived for purposes of purchasing additional ballistic helmets and related equipment which are necessary for law enforcement to respond to the current threat to life, property, public health, and public safety.

NOW, THEREFORE, in consideration of the mutual consideration and obligations of the parties contained herein, the parties agree as follows:

1. Findings of the Commission. The whereas clauses and findings and determinations set forth above are incorporated in this Addendum by reference as the findings of the County Commission.

2. Contract Documents and Contract Price. In addition to the terms and conditions set forth in the Agreement, the Contract Documents are amended to include the Purchase Order dated June 4, 2020. The Contract Price is modified as follows: County agrees to purchase: (a)

DISCUSSION OF DRIVE THRU ELECTION

Jimmie Russell, Sheriff, was present via tele-conference.

Discussion ensued.

RECESS: 9:58 A.M.

RECONVENNE: 10:34 A.M.

EXECUTIVE SESSION: 10:34 A.M.

EXECUTIVE SESSION PER SECTION 610.021.(1)(3) (LEGAL & PERSONNEL)

(Taney County Commission Conference Room)

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

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

END OF EXECUTIVE SESSION: 12:22 P.M.

RECONVENNE: 12:26 P.M.

DAILY STAFF REVIEW AND AGENDA REQUESTS

(Taney County Commission Conference Room)

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

Also present: Shanna Tilley, Administrative Assistant, and Stephanie Spencer, Deputy Clerk.

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

ADJOURNMENT:

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

ADJOURN

12:35 P.M.

The minutes were taken and typed by Stephanie Spencer, Deputy Clerk.