

**OFFICIAL
COMMISSION MINUTES
JULY 6, 2020 – 1ST DAY OF
THE JULY 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 9:04 a.m.

COMMISSION REMARKS

None.

PUBLIC HEARING ON AMENDING 2020 BUDGET

Discussion Ensued.

Presiding Commissioner Scofield closed the Public Hearing.

VACATION AND REALIGNMENT OF A PORTION OF PROTEM CEDAR CREEK ROAD

Commissioner Williams moved to approve the order of Taney County Commission vacating a portion of the Protem Cedar Creek Rd. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

ORDER OF THE TANEY COUNTY, MISSOURI COMMISSION

IN THE MATTER OF:)
)
VACATION OF PORTION OF)
PROTEM CEDAR CREEK ROAD)
LOCATED IN S26 T22N R18W)

ORDER TO VACATE PORTION OF PROTEM CEDAR CREEK ROAD

NOW ON THIS DATE, the County Commission of Taney County, Missouri, takes up and considers the vacation of a portion of Protem Cedar Creek Road, and finds as follows:

The County Commission has caused the County Highway Engineer and County Road and Bridge Department to view the relevant portion of Protem Cedar Creek Road ("Road") and to report on the practicability of the proposed re-location and re-alignment of a certain portion of the Road, as depicted in Exhibit A, which is attached hereto and incorporated herein by reference. The County has procured certain real estate in order to perform the re-location and re-alignment of that certain portion of Protem Cedar Creek Road as legally described in Schedule 2 to Exhibit A.

The County has ordered the performance of the re-location and re-alignment work described above, and the County Commission hereby finds satisfactory proof that Protem Cedar Creek Road has been opened in such manner as to be equally convenient to travelers and the public will not be in any manner injured by the re-location and re-alignment of Protem Cedar Creek Road as depicted in Exhibit A. Notice as required pursuant to law has been given at least twenty (20) days before the first day of the current term of the County Commission to which this Order is being considered, which notice shall apply to and be binding upon all persons and corporations whatsoever having any interest in or title to the lands, or any part thereof, over which said portion of Protem Cedar Creek Road may run.

NOW, THEREFORE, the Taney County Commission hereby vacates the portion of Protem Cedar Creek Road, consisting of the real estate depicted in Exhibit A and legally described in Schedule 1 to Exhibit A, all of which are attached hereto and incorporated herein by reference, and relinquishes the real estate described in Schedule 1 to Exhibit A, as depicted in Exhibit A.

This Order shall be recorded in the office of the Taney County, Missouri, Recorder of Deeds.

VACATION OF WILD PRAIRIE LANE

Mike Merrell, Attorney, Travis Elliott, Attorney, Devin Huff, Road and Bridge Administrator, and David Easley, were present.

Commissioner Williams moved to approve the petition for Vacation Wild Prairie Lane a platted 50 foot private road with a Homestead Estate. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

IN THE COUNTY COMMISSION
OF TANEY COUNTY, MISSOURI

IN RE: VACATION OF WILD PRAIRIE)
LANE, A 50 FOOT PRIVATE)
ROAD LYING IN THE HOMESTEAD)
ESTATES, PHASE 2, SUBDIVISION)
TANEY COUNTY, MISSOURI)
HOMESTEAD ESTATES, L.L.C.,)
DAVID EASLEY, MANAGING AGENT)
Petitioner.)

ORDER VACATING, A PLATTED 50 FOOT PRIVATE ROAD

This cause comes on for hearing upon the petition of HOMESTEAD ESTATES, L.L.C., by David Easley, Managing Agent. The Commission, having reviewed the pleadings, finds as follows:

1. HOMESTEAD ESTATES, L.L.C. is the owner of grounds lying on both sides of or fronting on the platted private road described below.
2. The location and course of the street or private road sought to be vacated is described as follows:

WILD PRAIRIE LANE, A PLATTED 50 FOOT PRIVATE ROAD LYING IN THE HOMESTEAD ESTATES, PHASE 2, A SUBDIVISION IN TANEY COUNTY, MISSOURI. ALL IN SECTION 14, TOWNSHIP 24, RANGE 20.

3. Petitioner is not seeking to vacate any portions of the public road Montana Road.
4. The described private road was never opened, is of no public benefit, and never been of any public benefit.
5. The utility services, namely White River Electric, located on or alongside the described portion of the street or private road and plat have been notified by U. S. Mail.
6. Resident landowners, BRENTEN B. BLAKE and KIMBERLY J. BLAKE husband and wife, whose land is crossed by or touches said road has consented in writing to vacation of said private road.

ADDENDUM TO ECONOMIC DEVELOPMENT PROJECT CONTRACT #19-152 CM
Commissioner Williams moved to approve the Addendum to the Economic Development Project Contract. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

No. 19-152CM(a)

ADDENDUM TO ECONOMIC DEVELOPMENT PROJECT CONTRACT

THIS ADDENDUM, made this 16th day of July, 2020, by and between Taney County, Missouri ("County") and the Branson/Lakes Area Chamber of Commerce ("Chamber").

WHEREAS, the County and Chamber entered into an Economic Development Project Contract dated December 30, 2019 ("Contract"); and

WHEREAS, the parties desires to amend the Contract in order for the Chamber to provide certain additional services to the County relating to CARES Act funds; and

NOW, THEREFORE, in consideration of the mutual promises contained in this Addendum and other good and valuable consideration, the parties agree as follows:

1. **Addendum.** This Addendum is not intended to modify or change any of the obligations or agreements under the Contract. The terms and conditions set forth in the Contract shall remain in full force and effect as stated therein.
2. **Term.** The term of this Addendum shall be effective as of the date of execution by the parties and shall terminate on the later of either when all Services as described in this Addendum have been completed or December 31, 2021.
3. **Fee.** In consideration of the Services to be provided by the Chamber pursuant to this Addendum, the County shall pay to the Chamber a fee of two percent (2%) of the total CARES Act funds distributed to third parties (the "Fee"). The Fee shall be the total amount paid to the Chamber pursuant to this Addendum. The Chamber shall be responsible for any and all expenses incurred in performance of the Services set forth in this Addendum.
4. **Services Provided.** During the term of this Addendum, the Chamber shall provide certain administrative services subject to the review and approval of the County, relating to the review and evaluation of CARES Act fund applications, presenting applications to the County and assisting with subrecipient monitoring and recordkeeping requirements, including, but not limited to (collectively, "Services"):
 - a. Review CARES Act Fund Applications for completeness and verify the existence of appropriate supporting documentation and follow-up with Applicants;
 - b. Establish a CARES Act Fund Application review committee, subject to approval by the County;
 - c. Review and evaluate CARES Act Fund Applications through committee for eligibility, compliance with CARES Act requirements, and community priorities to provide to County to assist in making award decisions;
 - d. Assist in obtaining and verifying supporting documentation and financial reporting from Applicants;
 - e. Maintain application file and supporting documentation and funding tracking.

APPROVAL OF ACCOUNTS PAYABLE

Commissioner Williams moved to approve Checks #459684 through Check #459725, no Warrants, and no Journal Entries or Transfers. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

APPROVAL OF PREVIOUS MEETING MINUTES

Commissioner Wyatt moved to approve Executive Session Minutes for June 29th, 2020. Commissioner Williams seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

Commissioner Wyatt moved to approve Regular Session Minutes for June 29th, 2020. Commissioner Williams seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

APPROVAL OF PAYROLL

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

BID RECOMMENDATION FOR DE-ICING MATERIALS #202006-451

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

Commissioner Williams moved to award Bid #202006-451 to Central Salt LLC out of Lyons, Kansas. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye) and Wyatt (aye).

RECESS: 9:33 A.M.

RECONVENE: 10:02 A.M.

ROAD & BRIDGE ROUND TABLE DISCUSSION

(Taney County Commission Conference Room)

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

Also present: Devin Huff, Road & Bridge Administrator, Keith Francis, Director of Public Works, Scott Starrett, Planning and Zoning Administrator, David Clark, County Auditor, Jeff Greenwood, Road & Bridge Supervisor, and Kim Lovelace, Deputy Clerk.

Jason Sivils, Great River Engineering, entered the meeting at 10:10 a.m.

Discussion Ensued.

DAILY STAFF REVIEW AND AGENDA REQUESTS

(Taney County Commission Conference Room)

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

Discussion Ensued.

ADJOURNMENT:

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

ADJOURN

11:06 A.M.

The minutes were taken and typed by Kim Lovelace, Deputy Clerk.