

**OFFICIAL  
COMMISSION MINUTES  
NOVEMBER 6<sup>th</sup>, 2023 – 7<sup>th</sup> DAY OF  
THE OCTOBER ADJOURN TERM**

**FORMAL AGENDA**

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

**PUBLIC COMMENT**

None.

**CALL COUNTY COMMISSION MEETING TO ORDER**

Presiding Commissioner Nick Plummer called the meeting to order at 9:00 a.m.

**COMMISSION REMARKS**

Presiding Commission Plummer stated that there are multiple board position opening coming up. If people would like to get on the website and check, there are two for the 911 Advisory Board, three for the Board of Adjustment, one for the Board of Equalization, four for the Park Board, one for Planning & Zoning, three for the Senior Citizens Board, one for the Sewer Board, one for the Enhanced Enterprise Zone, three for the I.D.A. Board, three for Developmental Connections and one for Graham-Clark Field.

**APPROVAL OF ACCOUNTS PAYABLE**

Commissioner Wyatt moved to approve Checks #473657 through Check #473706, Warrants #8259 through #8260 and one Journal Entries/Transfer. Commissioner Wyatt amended her motion to approve Checks #473657 through Check #473670, Checks #473672 through #473706 Warrants #8259 through #8260 and one Journal Entries/Transfer. Commissioner Williams seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).

Commissioner Williams moved to approve Check #473671. Presiding Commissioner Plummer seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (abstain).

**APPROVAL OF PAYROLL**

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

**APPROVAL OF PREVIOUS MEETING MINUTES**

Commissioner Williams moved to approve Regular Session Minutes for October 30<sup>th</sup>, 2023 and Executive Session Minutes for October 30<sup>th</sup>, 2023. Commissioner Wyatt seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).

**APPROVAL OF MISSOURI DEPARTMENT OF REVENUE FORM 4379**

Stephanie Spencer, County Clerk, was present.

Commissioner Williams moved to approve the Missouri Department of Revenue Form 4379, authorizing access to David Clark, Melanie Smith and Stephanie Spencer. Commissioner Wyatt seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).



Sections 32.057 and 144.121, RSMo, allow the Missouri Department of Revenue to release local sales and local use tax information to cities, counties, and districts that have imposed a sales tax or local option use tax. The Department has made this information available in three free reports: the Open Business Locations Report, The Financial Sales Distribution Report, and the Financial Use Tax Distribution Report.

The Department has made these reports available on a secure portal, MyTax Missouri. Please log onto the MyTax Missouri portal at [mytax.mo.gov](http://mytax.mo.gov) and sign up for access as a Government User. Each individual with the political subdivision listed on Form 4379 will need to register separately on MyTax Missouri as a Government User. Each Government User will receive an e-mail with their temporary password at which time they may log into MyTax Missouri and set up a series of security questions and make any changes to their user profile. Once you have requested access complete Form 4379 and submit it to the Department. We will validate the information provided on the form and grant access as requested.

Instructions	<b>Confidentiality Statement</b> The reports, attachments, e-mails, or written correspondence you will receive contains confidential information. All persons listed on the form and any attachments are subject to the provisions of Section 32.057, RSMo. Those listed can only access the information in performing their official duties related to the administration of the tax and cannot disclose this information to the public, any media source, or any other official who is not authorized to receive it.
	<b>Individuals Authorized to View and Download Reports</b> Please print the names of anyone that will be authorized to view the reports. Each person listed must sign and date the form. If you need to authorize additional persons please include an attachment stating such, including the same information in this section. If you need to change who is authorized to view your reports you must complete and submit a new Form 4379. All persons listed on this form will receive a user ID and password to log into the MyTax Missouri portal and access to the secure reports. If the person listed is also authorized to download and view reports for another city, county or district, that person will have a different user ID and password for each political subdivision.
	<b>Chief Executive Authorization</b> Please print the name and title of the chief executive of the city, county, or district making this request. If a city, this would be the mayor or equivalent. If a county, this would be the presiding commissioner. If a district, this would be the chairman of the district or a board member of the district. The person listed here must also sign and date the form.
	The political subdivision of <u>Taney County</u> (name of city, county, or district) Missouri, according to the provisions of Sections 32.057 and 144.121, RSMo, formally requests to inspect or audit any and all records requested below pertaining to the administration, collection, and enforcement of its sales tax or local option use tax.

List below the individuals needing access to the MyTax Missouri portal. Each user will need to have a unique e-mail address. Please print.

Authorization For Access	Name <u>David Clark</u>	Title <u>County Auditor</u>	Signature <i>David Clark</i>	Date (MM/DD/YYYY) <u>11/06/2023</u>
	E-mail Address <u>david.clark@taneycountymo.gov</u>		User ID	
	Name <u>Melanie Smith</u>	Title <u>County Treasurer</u>	Signature	Date (MM/DD/YYYY) <u>11/06/2023</u>
	E-mail Address <u>melanie.smith@taneycountymo.gov</u>		User ID	
	Name <u>Stephanie Spencer</u>	Title <u>County Clerk</u>	Signature <i>Stephanie Spencer</i>	Date (MM/DD/YYYY) <u>11/06/2023</u>
	E-mail Address <u>stephanie.spencer@taneycountymo.gov</u>		User ID <u>stdr6565303</u>	
Name	Title	Signature	Date (MM/DD/YYYY)	
E-mail Address		User ID		

Signature	Under penalties of perjury, I declare that the above information and any attached supplement is true, complete and correct. As chief executive of the city, county, or district I authorize and hereby confirm that the individual(s) named on this form and any attachments will receive and perform the inspection or audit on behalf of the city, county, or district. We have reviewed and will comply with Sections 32.057, 144.121, and 144.122, RSMo, pertaining to the strict confidentiality of all records of the Missouri Department of Revenue to which access has been granted.			
	Print Name <u>Nick Plummer</u>	Title <u>Presiding Commissioner</u>	Signature <i>Nick Plummer</i>	Date (MM/DD/YYYY) <u>11/06/2023</u>

Mail to: Taxation Division Phone: (573) 751-4876  
 P.O. Box 3380 Fax: (573) 522-1160  
 Jefferson City, MO 65105-3380 E-mail: [localgov@dor.mo.gov](mailto:localgov@dor.mo.gov)





**APPROVAL OF CERF ANNUAL CONTRIBUTION ELECTION FORM**

Stephanie Spencer, County Clerk, was present.

Commissioner Wyatt moved that the County’s current Election remain in effect during the 2024 season. Commissioner Williams seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).



**County Employees' Retirement Fund**  
2121 Schotthill Woods Drive  
Jefferson City, MO 65101  
Phone: (877) 632-2373  
Fax: (573) 761-4404

# Annual Contribution Election

October, 2023

**Reminder**

Effective January 1, 2003, an additional 4% of compensation was required on behalf of employees hired on or after February 25, 2002, to be directed to CERF. Each county notified CERF of its election to pay the additional contributions either from county funds or through payroll deduction. A county can only change its election one time per year, with the new election becoming effective on January 1. If a county wants to change its current election, it must notify CERF, in writing, at least thirty (30) days prior to January 1.

**Please check the appropriate statement below and sign and date this form. Then, email the form to CERF at [ccampbell@mocerf.org](mailto:ccampbell@mocerf.org) or fax it to 573-761-4404 as soon as possible. Please note that after December 1, 2023, you may not make any changes to your 2024 election.**

- The County's current election will remain in effect during 2024.
- The County will change how the 4% contribution is paid, as follows:

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Name Nick Plummer

Title Presiding Commissioner

County Taney

Date 11-6-2023

**Confidentiality Notice:** This email, including any attachments, is for the sole use of the intended recipient(s) and may contain privileged and confidential information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender and destroy all copies of the original documents.

**CITY OF HOLLISTER REQUEST FOR FUNDING AGREEMENT APPROVAL:  
CENTRAL DUMPING STATION PROJECT (ENGINEERING & BIDDING PHASE)**

John Soutee, Environmental Service Coordinator, and Brent Daniels, Waste Water Treatment Plant Supervisor, were present. Presiding Commissioner Plummer referenced a letter from Keck & Phillips, LLC.

Commissioner Williams moved to approve Intergovernmental Funding Agreement by and between Taney County and the City of Hollister for the Central Dumping Station Projection Engineering Phase. Commissioner Wyatt seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye), Wyatt (aye).

**INTER-GOVERNMENTAL FUNDING AGREEMENT  
BETWEEN  
TANEY COUNTY, MISSOURI  
AND  
THE CITY OF HOLLISTER  
CENTRAL DUMPING STATION PROJECT  
(Engineering Phase)**

**THIS AGREEMENT** is made and entered into between Taney County, Missouri (hereinafter referred to as "County") and the City of Hollister (hereinafter referred to as "City").

**WITNESSETH:**

**WHEREAS**, the County is a political subdivision of the State of Missouri; and

**WHEREAS**, the City is a political subdivision of the State of Missouri; and

**WHEREAS**, pursuant to section 70.220 RSMo, the County and City are authorized to enter into agreements for the planning, development, construction, acquisition or operation of any public improvement or facility, or for a common service; and

**WHEREAS**, pursuant to the above stated authority the County may enter into agreements for the purpose of making improvements to sewer systems within Taney County through projects utilizing expenditures of Sewer Sales Tax Funds (hereinafter "Sewer Sales Tax"); and

**WHEREAS**, the County shall oversee sewer sales tax funds which may be made available for use in areas of Taney County to finance capital improvements to their wastewater infrastructure. It has been determined that the Project (Central Dumping Station Project) is feasible and meets the criteria necessary under the Sewer Sales Tax Guidelines. **This phase of the project will provide for engineering, design and bidding services necessary for the planned Central Dumping Station Project.**

**NOW, THEREFORE**, the County and City, in exchange for the mutual obligations and covenants contained herein, agree as follows:

The Whereas clauses above are fully incorporated herein and considered a part of this Agreement.

**BJA FY23 RURAL AND SMALL DEPARTMENT VIOLENT CRIME REDUCTION PROGRAM GRANT SAFER COMMUNITIES WITH TECHNOLOGY THROUGH THE USE OF AUTOMATED LICENSE PLATE READERS (SLPR) #23-143S**

Brad Daniels, Sheriff, was present. Presiding Commissioner Plummer referenced a letter from their Attorney.

Commissioner Williams moved to accept the Bureau of Justice Assistance fiscal year 2023 Rural and Small Department Violent Crime Reduction Program Grant Safer Communities with Technology through the use of Automated License Plate Readers, ALPR, and allow Sheriff Brad Daniels to accept and sign the agreement. Commissioner Wyatt seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye), Wyatt (aye).



**Department of Justice (DOJ)**

Office of Justice Programs

Bureau of Justice Assistance

Washington, D.C. 20531

<b>Name and Address of Recipient:</b>		COUNTY OF TANEY P.O. BOX 576
<b>City, State and Zip:</b>		FORSYTH, MO 65653
<b>Recipient UEI:</b>		WLKQCE8LC5V6
<b>Project Title:</b> Safer Communities with Technology Through the Use of Automated License Plate Readers (ALPR)		<b>Award Number:</b> 15PBJA-23-GG-05334-RURA
<b>Solicitation Title:</b> BJA FY 23 Rural and Small Department Violent Crime Reduction Program		
<b>Federal Award Amount:</b> \$57,200.00		<b>Federal Award Date:</b> 9/27/23
<b>Awarding Agency:</b>		Office of Justice Programs Bureau of Justice Assistance
<b>Funding Instrument Type:</b>		Grant
<b>Opportunity Category:</b> D		
<b>Assistance Listing:</b> 16.039 - Rural Violent Crime Initiative		
<b>Project Period Start Date:</b> 10/1/23		<b>Project Period End Date:</b> 9/30/26
<b>Budget Period Start Date:</b> 10/1/23		<b>Budget Period End Date:</b> 9/30/26
<b>Project Description:</b> This program will allow the Taney County Sheriff's Office to place up to eight stationary automated license plate readers in various locations around the county. Many of these areas include rural cities, towns, and farmland. Taney County has seen an increase in outlaw motorcycle gang activity in the area. Grant funds will be utilized to acquire automated license plate readers.		





**AGREEMENT FOR PLAT CABINET #23-145REC**

Jody Stahl, Recorder, was present. Presiding Commissioner Plummer referenced a letter from their Attorney.

Commissioner Williams moved to approve the Agreement by and between P.F. Pettibone & Company and Taney County for the purpose for Agreement for Plat Cabinet. Commissioner Wyatt seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).

No. 23-145REC

Agreement  
for  
Plat Cabinet

THIS AGREEMENT dated the \_\_\_\_\_ day of \_\_\_\_\_ 202\_ 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 (-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 # 202309-540 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: \$9,487.00. 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. 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.



**INTERGOVERNMENT AGREEMENT BETWEEN TANEY COUNTY, MISSOURI AND STONE COUNTY, MISSOURI #23-141PZ**

Commissioner Williams moved to approve the Intergovernmental Agreement by and between Taney County and Stone County. Commissioner Wyatt seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).

No. 23-141PZ

**INTERGOVERNMENTAL AGREEMENT BETWEEN TANEY COUNTY, MISSOURI AND STONE COUNTY, MISSOURI**

Pursuant to 70.220, RSMo., the County of Taney, Missouri and the County of Stone, Missouri enter into this Intergovernmental Agreement

**WHEREAS**, the County of Taney, Missouri, and the County of Stone, Missouri, are political subdivisions of the State of Missouri, and are authorized to enter into a joint agreement for common services of good to the public.

**WHEREAS**, Taney County has established a Household Chemical Collection Center to be used by residents of Taney County.

**WHEREAS**, Taney County is willing to enter into this Agreement whereunder residents of Stone County may use the Household Chemical Collection Center.

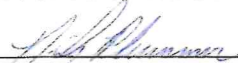
**NOW, THEREFORE**, The County of Taney, Missouri and the County of Stone, Missouri, each in consideration for the promises of the other made herein, agree:

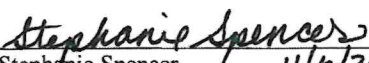
1. The "whereas" clauses of this document are incorporated by reference.
2. This Agreement may be terminated by either party, without cause, by giving 30 days written notice to the other of termination.
3. No modification of this Agreement shall be effective unless put in writing and executed by both parties.
4. Taney County shall allow residents of Stone County to use the Household Chemical Collection Center.
5. The base rate for Stone County residents' use of the Household Chemical Collection Center shall be \$2500.00 per year beginning January 1 2023.
6. The months of November 2023 and December 2023 shall be pro-rated at the rate of \$208.33 oer month.

**IN WITNESS WHEREOF**, the parties hereto have set their hands and seals on the day and year written below.

Executed by the County of Taney on \_\_\_\_\_ 2023 and executed by the County of Stone on October 17 2023.

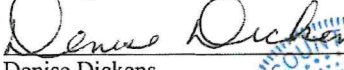
COUNTY OF TANEY

  
\_\_\_\_\_  
Nick Plummer  
Presiding Commissioner

  
\_\_\_\_\_  
Stephanie Spencer  
County Clerk 11/16/2023

COUNTY OF STONE

  
\_\_\_\_\_  
Mark W. Maples  
Presiding Commissioner

  
\_\_\_\_\_  
Denise Dickens  
County Clerk





**INTERGOVERNMENT AGREEMENT FOR MUTUAL AID AND CONSTRUCTION SERVICES #23-142RB**

Commissioner Williams moved to approve the Intergovernmental Agreement for Mutual Aid and Construction Services by and between Cedar Creek Fire Protection District and Taney County. Commissioner Wyatt seconded the motion. The motion passed by vote: Plummer (aye), Williams (aye) and Wyatt (aye).

No. 23-142RB

**INTERGOVERNMENTAL AGREEMENT FOR MUTUAL AID AND CONSTRUCTION SERVICES**

THIS INTERGOVERNMENTAL AGREEMENT is made on this \_\_\_ day of \_\_\_\_\_, 2023 ("Effective Date") by and between Cedar creek Fire Protection District ("Cedar creek FPD") and Taney County, Missouri ("County"). Such entities will be referred to herein as "Parties," collectively, and "Party" individually.

WHEREAS, Cedar creek FPD wishes to construct restrooms at its headquarters, in Cedar Creek, Missouri (the "Project").

WHEREAS, County desires to construct the Project.

WHEREAS, Section 70.220, RSMo., authorizes political subdivisions to contract and cooperate with one other for the planning, development, construction, acquisition, or operation of any public improvement or facility.

WHEREAS, Cedar creek FPD and County desire to enter into a cooperative agreement for the purpose of allocating responsibilities with respect to constructing the Project.

NOW, THEREFORE, in consideration of the mutual promises and covenants set forth herein, the parties agree as follows:

1. Purpose. The purpose of this Agreement shall be for the construction of the Project.
2. County's Construction Responsibilities. County shall construct restrooms, located at 6981 Hwy M, Cedar creek, MO 65627. The restrooms shall be constructed in accordance with Cedar creek FPD's design and plans in a good and workmanlike manner. The County shall supply all labor and equipment for the Project.
3. Cedar creek FPD's Responsibilities.
  - a. Cedar creek FPD shall have or acquire all necessary property rights in order for the Project to be performed. Cedar creek FPD shall supply all materials and supplies necessary for site preparation and for the Project. Cedar creek FPD shall be responsible to obtain all necessary approvals and permits necessary to perform the Project.
  - b. Cedar creek FPD shall reasonably cooperate with County to provide debris removal due to storm damage on an as-needed basis. This section shall not be construed to require any Cedar creek FPD employee to provide any service that interferes with such employee's emergency response duties or training schedule.
4. Term; Termination. The term of this Agreement shall begin on the Effective Date set forth above and shall continue until completion of the Project. This Agreement may be terminated at any time, by either party, by providing thirty (30) days advance written notice to the other party.

**RECESS: 9:27 A.M.**

**RECONVENE: 9:33 A.M.**

**ROUND TABLE GREAT RIVER ENGINEERING JUDICIAL CENTER SETTLEMENT DISCUSSION**

*(Taney County Commission Conference Room)*

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

Also present: Jason Sivils, Great River Engineering, Kelly Short, Great River Engineering, Devin Huff, Road & Bridge Administrator, Jack Cole, Assistant Taney County Highway Administrator, Jimmy Randell, Road & Bridge Supervisor, Nikki Lawrence, Purchasing Director & Legal Liaison and Kim Lovelace, Deputy Clerk

Discussion Ensued.

Presiding Commissioner NP; Eastern Commissioner SC; Western Commissioner W

**EXECUTIVE SESSION: 09:45 A.M.**

**EXECUTIVE SESSION PER SECTION 610.021.(1)(3)(12) (LEGAL, PERSONNEL & CONTRACTS)**

*(Taney County Commission Conference Room)*

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

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

**END OF EXECUTIVE SESSION: 10:26 A.M.**

**DAILY STAFF REVIEW AND AGENDA REQUESTS**

*(Taney County Commission Conference Room)*

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

Also present: Tami Koran, Commission Assistant.

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: Plummer (aye), Williams (aye), and Wyatt (aye).

**ADJOURN: 10:30 A.M.**

*The minutes were taken by Nick Plummer, Presiding Commissioner, and Kim Lovelace, Deputy Clerk, and typed by Lesley Wallace, Deputy Clerk.*