

PHELPS COUNTY COMMISSION RECORD
July 5, 2022, First day of the July term

Now at this the 5th day of July the Commission met pursuant to adjournment and a quorum was present of the following members:

Randy Verkamp, Presiding Commissioner
Joey Auxier, Commissioner District 1
Gary W. Hicks, Commissioner District 2
Pamela K. Grow, Phelps County Clerk

IN THE MATTER OF
PETITION TO VACATE ROAD 6010:

Local resident Ray Schweikhardt and local attorney Jamie Crump were present as was the reporter. The first reading for a petition to vacate a portion of Road 6010 was held at 0900.

PETITION TO VACATE COUNTY ROAD

COME NOW, the undersigned petitioners, and for their Petition state and allege as follows:

1. That Phelps County Road 6010 is wholly contained within the East Half of Section 5, Township 36 North, Rane 8 West of the 5th P.M., in Phelps County, Missouri, and wholly within the Spring Creek East Township.
2. That Phelps County Road 6010 is situated outside the Limits of any incorporated town, village, or city.
3. That said Phelps County Road 6010 is a gravel road which point of beginning is on U.S. Highway 63 approximately one-eighth (1/8) of a mile west of the bridge over Little Piney Creek, then meandering in a southerly direction for approximately one-half (1/2) mile crossing the property of Theodore L. Miller, Jr. and Krista N. Miller, husband and wife, and Bortts, LLC and Phelps County Baptist Association, terminating on the property of Phelps County Baptist Association.
4. That the only landowners who use Phelps County Road 6010 to access their property are Theodore L. Miller, Jr. and Krista N. Miller, husband and wife, and Bortts, LLC and Phelps County Baptist Association.
5. That a copy of the Phelps County Assessor's map of County Road 6010 is attached hereto, labeled Exhibit "A" and incorporated herein by reference.
6. That Petitioners are all residents of Spring Creek East Township, which is the township through which Phelps County Road 6010 runs.
7. That, even though Bortts, LLC and Phelps County Baptist Association are not "residents" of Spring Creek East Township, they join in this Petition as the remaining record owners of all of the real estate lying on both sides of and/or fronting Phelps County Road 6010.
8. That Phelps County Road 6010 is useless (as that term is Ch. 228.110 RSMo) as a public road, in that it serves no public use and is unnecessary and/or unrequired as a public road.
9. That the repairing and maintaining of Phelps County Road 6010 is an unreasonable burden upon Phelps County.
10. That Phelps County Road 6010 should be vacated.

WHEREFORE, Petitioners pray that Phelps County Road 6010 be vacated and for such other and further relief as to the Commission may seem just and proper in the premises.

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PETITION TO VACATE ROAD 6010, Continued:

The undersigned swears that the matters set forth hereinabove are true and correct according to the best knowledge, information and belief of the undersigned, subject to the penalties of making a false affidavit or declaration.

LAND OWNER PETITIONERS

Theodore L. Miller; Krista N. Miller; Constance R. Simmons, Corporate Officer of PCBA; Theodore L. Miller, Sole Member of Bortts, LLC.

PETITIONERS WHO ARE RESIDENTS OF TOWNSHIP

Theodore L. Miller; Krista Miller; Robin S. Leatherman; Karen S. Leatherman; George I. Robbins; Lori J. Robbins; Stephen N. Heavin; Sherry Ann Heavin; Robert D. Mathis; Ethan Mathis; David Springer; Carla Springer.

Previous maintenance on the road after a flood and a future easement agreement between the three parties were discussed by Crump. Michelle Bock of the Road Department entered at 0905; she expressed the opinion that there had not been a great deal of work done on the road. The petition will be read again October 4, 2022; Crump left at 0915.

IN THE MATTER OF
CITIZEN INPUT (RICHARD HASHAGEN):

Richard Hashagen entered at 0915 said there was a lot of heavy and rapid truck traffic using county road 1250 as a shortcut to bypass an area on Highway B where a bridge is being replaced over Clear Creek. He said he has many disabled youth at his facility, Camp Brimshire, with significant traffic carrying them to and from. Strategies were discussed. Hashagen left at 0920 just as local resident Chester Kojro entered.

IN THE MATTER OF
ROADS:

Bleed-through on a road was discussed as well as strategies for ameliorating it.

IN THE MATTER OF
SHERIFF'S DEPARTMENT CDS:

Treasurer Carol Green, Sheriff Mike Kirn and PCSD Administrative Assistant Theresa Lasher entered at 1000 to discuss the future deposit into CD of several funds. Sheriff Kirn had suggested using Fund 420 for jail expansion costs, allowing the CD maturing to roll into the liquid balance. Fund 405 was discussed; the balance in this account is approximately \$960,000; this is for equipment, especially vehicles. Green, wanting to keep the county funds earning as much as possible pending their expenditures, discussed sums to put into CD. Kirn said the architectural firm is invoicing quarterly and a bill for \$53,500 has been received. Green plans asking for 6- and

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SHERIFF'S DEPARTMENT CD'S, Continued:

12-month CD bids, due to current flux in interest rates. Kojro and Schweikhardt left at 1015. With respect to its use for funding the jail expansion, Presiding Commissioner Verkamp said that Fund 420 is a "of our own creation," and is not really restricted. Green, Kirn and Lasher left at 1030.

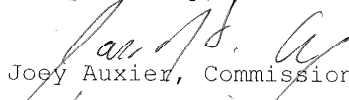
IN THE MATTER OF
LAGERS RATES, 2023:

Notice was received that the employer contribution rates for LAGERS beginning January 1, 2023 will be 6.5% for general employees, and 9.1% for law enforcement.

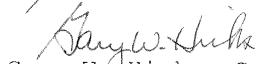
READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Joey Auxier, Commissioner District 1



Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD

July 7, 2022, Second day of the July term

Now at this the 7th day of July the Commission met pursuant to adjournment and a quorum was present of the following members:

Randy Verkamp, Presiding Commissioner
Joey Auxier, Commissioner District 1
Gary W. Hicks, Commissioner District 2
Pamela K. Grow, Phelps County Clerk

IN THE MATTER OF
SHERIFF'S CREDIT CARD CHANGE:

Theresa Lasher of the Sheriff's Department brought paperwork to authorize leaving US Bank for credit card services for the Department; as moved by Commissioner Auxier and seconded by Commissioner Hicks this was approved. Presiding Commissioner Verkamp signed the paperwork. Local resident Travis Bahr; Grant Wilson, Field Representative for Congressman Jason Smith and a reporter were present.

IN THE MATTER OF
FIRE HAZARD CONCERNS:

Commissioner Auxier had been contacted by St. James Rural Fire Department about issuing a burn ban. Per RSMo 49.266, a county commission may issue a burn ban if the county is in "severe, extreme, or exceptional drought" per the U.S. Drought Monitor. These are categorized as D2, D3 and D4; the Drought Monitor currently has south central Missouri in either D0 or D1.

IN THE MATTER OF
JAIL EXPANSION:

Sheriff Kirn entered at 0910 and notified the Commission that the financing had been approved at a rate of 4%. Current jail census is over maximum at 215; he hopes staff will soon "make a DOC run" and reduce the population. Sheriff Kirn left at 0920 followed by the reporter.

IN THE MATTER OF
FEDERAL FOREST COMMUNICATION:

The Commission was in receipt of communication from LeAnn Kaminski, Forest Realty Specialist with Mark Twain National Forest about easement documents for county right-of-way being prepared connected to the property of James Burgener of 14375 County Road 7550, Newburg, Missouri.

IN THE MATTER OF
ARPA:

Treasurer Carol Green entered at 0950 to discuss recent information about use of the funds which was provided by NACO.

IN THE MATTER OF
CLOSED SESSION:

As moved at 1055 by Commissioner Auxier and seconded by Commissioner Hicks, the meeting entered a previously unannounced

closed session, pursuant to RSMo 610.021(3) - personnel. No actions having been taken, the meeting returned to open session

PHELPS COUNTY COMMISSION RECORD
July 7, 2022, Second day of the July term

CLOSED SESSION, Continued:

at 1100 as moved by Commissioner Auxier seconded by Commissioner Hicks.

IN THE MATTER OF
PARKING LOT REHABILITATION:

The sole proposal for parking lot rehabilitation was received from V Meyer Enterprises, LLC and was opened as scheduled at 1030 a.m. The bid will be referred to Sissy Korich of the Building and Grounds Department for her input.

IN THE MATTER OF
COUNTY CLERK'S TURNOVER:

Pursuant to RSMo 50.370, the clerk presented June, 2022 fee breakdown and treasurer's receipts of \$1,925.00 for passport fees and \$18,657.65 for clerk fees.

IN THE MATTER OF
HEALTH DEPARTMENT GRANT:

Phelps/Maries Health Department Director Ashley Campbell entered at 1125 to provide grant renewal paperwork involving an award of \$46,277 for Public Health Emergency Planning Grant. This was approved by Commissioner Auxier and seconded by Commissioner Hicks.

IN THE MATTER OF
HEALTH DEPARTMENT LAB SERVICES:

Campbell discussed acquiring non-budgeted equipment costing several thousand dollars for more immediate lab results such as blood sugar and hemoglobin and, considering the relatively modest cost, she was encouraged to acquire it. In a year or two she is considering looking into bone density screening equipment, which would be of significant greater cost.

IN THE MATTER OF
PERSONAL PROPERTY COURT ORDERS:

The Commission approved court orders numbered 2115 through 2118, for 2018 through 2021 add-on's, respectively, for June 2022.

IN THE MATTER OF
PAYROLL:

The Commission reviewed and approved payroll for July 15, 2022 in the amount of \$227,703.96 net wages, \$69,539.97 federal and \$9,531.50 state withholdings, respectively.

IN THE MATTER OF
ACCOUNTS PAYABLE:

The Commission reviewed and approved payment of 45 and 44 invoices in the amounts of \$36,068.28 and \$19,464.51, respectively. Additionally, an invoice for the architectural

firm for the Jail Expansion in the amount of \$53,508.42 was approved for payment.

PHELPS COUNTY COMMISSION RECORD

July 7, 2022, Second day of the July term

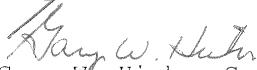
READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Joey Auxier, Commissioner District 1



Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
July 12, 2022, Third day of the July term

Now at this the 12th day of July the Commission met pursuant to adjournment and a quorum was present of the following members:

Randy Verkamp, Presiding Commissioner
Joey Auxier, Commissioner District 1
Gary W. Hicks, Commissioner District 2
Pamela K. Grow, Phelps County Clerk

IN THE MATTER OF
THE ASSESSOR'S QUARTERLY:

The quarterly report for the April to June 2022 for the Assessor was reviewed and approved as moved by Commissioner Auxier and seconded by Commissioner Hicks. The reporter was present.

IN THE MATTER OF THE
RAILROAD PEDESTRIAN BRIDGE:

This historic bridge is believed to have deteriorated on the northern end and has been closed by the City of Rolla pending further assessment.

IN THE MATTER OF
PETITION TO VACATE
COUNTY ROAD 6010:

The Commissioners reviewed and discussed communication from Tonie Cahill regarding her opposition to the petition to vacate the road. Commissioner Hicks will be in communication with her regarding the process. Collector Faith Barnes entered at 0920.

IN THE MATTER OF
COLLECTOR'S MEETINGS:

Barnes reported on her planned attendance at the National Association of Counties (NACo) and National Association of County Collectors, Treasurers and Financial Officers (NACCTFO) meetings upcoming in Colorado.

IN THE MATTER OF
COLLECTOR'S DELINQUENT TAX SALE:

Barnes shared information about her upcoming delinquent tax sale on August 22, 2022 and provided the Commissioners with her preliminary list of properties. Her first mailing has gone out. Local resident Chester Kojro entered at 0930.

IN THE MATTER OF
BURN BAN:

The Commissioners discussed burn bans with Barnes and the others. Kirsten Karpowecz with Citizens Bank of The Midwest (formerly Citizens Bank of Newburg) entered at 0950 followed by Road Supervisor Mark Case and Michelle Bock of the Road & Bridge Department.

IN THE MATTER OF
ROADS:

PHELPS COUNTY COMMISSION RECORD
July 12, 2022, Third day of the July term

ROADS, Continued:

Various roads were discussed. As moved by Commissioner Auxier and seconded by Commissioner Hicks the application for title for the Big Tex Trailer recently purchased. Case and Bock left.

IN THE MATTER OF
CD BID OPENING:

CD Bids were opened as scheduled. Sheriff Kirn and Theresa Lasher were also present. The following bids were received:

Banking Institution	6 Month CD	12 Month CD
Bank of Missouri, Rolla (All funds, all sums)	0.26/0.26%	0.51/0.511%
First State Community Bank, Rolla (All funds, all sums)	0.63%	0.91%
Legends Bank, Rolla (All funds, all sums)	0.30%	0.40%
Citizens Bank of The Midwest, Rolla	0.49%	1.63/1.64%*

*5,000,000 sum 1.86/1.88 12 month

There was some deliberation between the Commission and Green about the amount of the ARPA balance, currently over \$8 million, to invest; the Commission favored \$5 million. Green provided information about the CD ARS (Account Registry Service" which she characterized as a "reciprocal certificate" with other banks which reduces their collateralization burden. The bid from Southern Bank was not received timely in the office of the County Clerk as specified at 10:00 so was not opened. Kirn and Lasher left at 1020 followed by Green.

IN THE MATTER OF
HEALTH DEPARTMENT SICK LEAVE:

Phelps/Maries Health Department Director Ashley Campbell entered at 1100 and said she has three employees who are short 12, 17 and 28 hours respectively for absence while quarantined for Covid. She wonders if they can be permitted administrative leave and whether this will preserve their coverage under the Health Insurance plan. Administrative leave for health department workers was believed perfectly appropriate under the circumstances of their being quarantined.

IN THE MATTER OF
COURTHOUSE PARKING LOT:

The sole proposal received from V Meyer Enterprises, LLC for \$25,000 to rehabilitate the parking lot was accepted as moved by Commissioner Auxier and seconded by Commissioner Hicks, provided the work can be done over a weekend. This vendor was contacted.

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IN THE MATTER OF
COURTHOUSE SECURITY CAMERA FOOTAGE:

The clerk had concerns about security camera footage being retained for "30 days and review". She reported that Sheriff Kirn said that the courthouse bailiffs can only view and search videos. The security company that set the system up had set the retention time; their server had only enough storage for 12 days continuous video. The Commission said this was only a guideline.

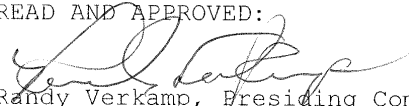
IN THE MATTER OF
PCESB/E911 TREASURER'S REPORT:


The Commission received and reviewed the July, 2022 PCESB Treasurer's Report which showed a balance over \$2 million at the end of June.

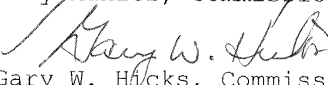
IN THE MATTER OF
ACCOUNTS PAYABLE:

Payment of 38 and 51 invoices in the amounts of \$230,691.60 and \$97,570.38 was approved after review, as was payment of the Allstate payroll deductions in the amounts of \$535.19.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxler, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
July 14, 2022, Fourth day of the July term

Now at this the 14th day of July the Commission met pursuant to adjournment and a quorum was present of the following members:

Randy Verkamp, Presiding Commissioner
Joey Auxier, Commissioner District 1
Gary W. Hicks, Commissioner District 2
Pamela K. Grow, Phelps County Clerk

IN THE MATTER OF
BRO SYSTEM BRIDGES:

Superintendent of Roads Mark Case and Michelle Bock of the Road and Bridge Department entered at 0905. Under a new system, Phelps County will need to compete with other counties for the funds. Prior rules have been rescinded. Case said that the Road 8410 bridge is a "goat path" and farm equipment often cannot traverse it. He thinks 2110 is not structurally as bad as the surface would suggest; bridge inspection reports seem to support this. It has been narrowed down to one lane because the sides have been repeatedly damaged by collisions. Presiding Commissioner Verkamp thinks that input can be given to the TAC Committee, but this input is spread across 8 counties. The bridges on 7460 and 3620 are the lowest for weight rating. Case would prioritize bridges on Roads 2110 and 3620. Kelly Sink at MRPC needs ROW easements, total length including approaches, any soft match, property acquisition costs. Bock asked about soft match and utility easements.

IN THE MATTER OF
ROADS:

Case gave the Commission some updates on Road 8490. Patching in the north part of the county is ongoing. Road 2090 was done yesterday; Sho-Me Power had torn up the road with work on their substation and contributed financially to the repair. Asphalt patching is going over budget but this may be offset by the asphalt overlay being under. Road 7520 needs attention; Commissioner Hicks said there are multiple ruts which are quite deep. Multiple roads were discussed. Commissioner Hicks thought that milling Road 8010 and 2110 could be put out for bid; Case may be speaking soon to Capital Quarries regarding the cost and possibly a price for their purchase of the millings; use of ARPA funds and distribution of CART funds were both discussed.

IN THE MATTER OF
CITIZEN INPUT (GEORGE POUNDS):

Local resident George Pounds entered at 0945 to express his concern about the report of a property owner on Pine Street having had unwanted entry into their business and later, as part of the same incident, perhaps a physical assault on a female bystander. Apparently there was no arrest made by Rolla Police. Pounds expressed concern and then left at 0950.

IN THE MATTER OF
ROAD EQUIPMENT:

New road vehicles are very hard to obtain and some of the long-

PHELPS COUNTY COMMISSION RECORD

July 14, 2022, Fourth day of the July term

ROAD EQUIPMENT, Continued:

range predictions for equipment acquisition provided by some vendors such as Mack Truck and Freightliner were discussed. Bock and Case left at 1000.

IN THE MATTER OF
FLOODPLAIN TECHNICAL ASSISTANCE CONTRACT:

As moved by Commissioner Hicks and seconded by Commissioner this agreement with Meramec Regional Planning Commission was approved.

IN THE MATTER OF
MOU'S FOR SENIOR COMPANIONS:

As moved by Commissioner Hicks and seconded by Commissioner Auxier these were approved.

IN THE MATTER OF
CLOSED SESSION:

As moved by Commissioner Auxier and seconded by Commissioner Hicks, the meeting entered closed session pursuant to RSMo 610.021 (2) - real estate at 1000. No actions having been taken, the meeting returned to open session at 1014 as moved by Commissioner Hicks and seconded by Commissioner Auxier.

IN THE MATTER OF
COURT ORDERS:

Court orders 2021000043 and 2021000044 were presented. The first of these corrected a clerical error which expressed a residential building value as \$396,000 with residential land of \$29,200 instead of \$39,600 and \$25,550, respectively, on parcel number 2020-8430. The second corrected a clerical error expressing a residential building value as \$455,400 with residential land of \$29,200 instead of \$45,500 and \$25,580, respectively, on parcel number 2021-8430. These court orders reduced the total property taxes by \$3,243.65 and \$3,634.64, respectively.

IN THE MATTER OF
PUBLIC ADMINISTRATOR
COURT EXPENSES:

Public Administrator Dana Sooter entered at 1040 with several court bills for her and her office's representation by her attorney in a court case. The state ordered the county to serve a resident as guardian instead of the husband who, according to Sooter, does not understand Alzheimer's and was not felt suitable. Sooter explained that if there is neglect or abuse on a senior citizen, a hotline call is made, DHSS will investigate and will petition for guardianship. Many times, a suitable guardian can be found by DHSS but sometimes there is no one identified and the individual is assigned to the public administrator.

IN THE MATTER OF
PATIENT CENTERED OUTCOMES RESEARCH INSTITUTE (PCORI):

PHELPS COUNTY COMMISSION RECORD
July 14, 2022, Fourth day of the July term

PATIENT CENTERED OUTCOMES RESEARCH INSTITUTE (PCORI), Cont'd:


As moved by Commissioner Hicks and seconded by Commissioner Auxier the payment of this Affordable Care Act expense, for the Patient Centered Outcome Research Institute (PCORI), by Group Benefit Services on behalf of the county, was approved.


IN THE MATTER OF
EMPLOYEE HEALTH INSURANCE:

The Commission received and reviewed June, 2022 Benefit Management Report showing reserve account balance of \$689,723.85. This is county funds for paying medical, dental, vision and pharmacy claims.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
July 18, 2022, Fifth day of the July term

Now at this the 18th day of July the Commission met pursuant to adjournment and a quorum was present of the following members:

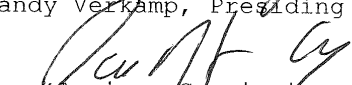
Randy Verkamp, Presiding Commissioner
Joey Auxier, Commissioner District 1
Gary W. Hicks, Commissioner District 2
Pamela K. Grow, Phelps County Clerk

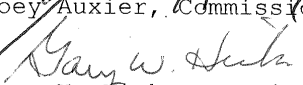
IN THE MATTER OF
BOARD OF EQUALIZATION:

The Board of Equalization for 2022 convened at 0900. The clerk opened with brief remarks and administered the oaths to the members, who included the County Commission as well as County Surveyor Terris Cates and public members Jeff Davis and Brandon Biele. Deputy Assessor Paul Long and GIS Coordinator Tim Kean of the Assessor's office were also present. Commissioner Hicks moved, and Commissioner Auxier, seconded the nomination of Randy Verkamp as chair; voice vote was unanimous. The Board then took up the only matter for consideration, that being appeals of two parts of the Ed Morse Chevrolet business. Taxpayer named MOI Rolla Prop LLC, of 202 N. Lindsay Rd., Ste 201, Mesa AZ 85213 appealed commercial parcel number 71-09-2.0-10-001-001-004.000, valued by the Assessor at \$2,142,930 with the taxpayer's proposed value of \$1,243,000. The reason for the appeal was valuation. Deputy Assessor Paul Long detailed that in order for that appeal to be heard the valuation needed to come from a certified appraiser within the state of Missouri; it had not and for this reason Long believed that this was invalid. Long also reported that the valuation submitted by the taxpayer was of approximately 25,000 square feet of building and the accurate number was closer to 40,000 square feet. They submitted an appraisal of 25K sq feet of buildings and actually there's more like 40K sq feet of buildings on the property. A certified Missouri appraiser also had not submitted information on the other commercial property, for taxpayer named Fairgrounds Associates Inc of the same address as above bearing parcel number 71-09-2.0-10-001-001-004.001. This commercial parcel on Bryant Road had a market value of \$48,350 set by the Assessor with a proposed value from the taxpayer of \$27,600. The reason for this appeal was also valuation; Long said it also was invalid due to the lack of certified appraiser work. Presiding Commissioner Verkamp entertained a motion to reject the appeal and sustain the assessor's valuation for both parcels, which was made by Commissioner Hicks and seconded by Commissioner Auxier. The roll call vote was Verkamp - aye; Hicks - aye; Auxier - aye; Cates - aye; Davis - aye; Biele - aye (unanimous). As moved by Commissioner Hicks and seconded by Commissioner Auxier, the meeting adjourned at 0914 on unanimous vote.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
July 19, 2022, Sixth day of the July term

Now at this the 19th day of July the Commission met pursuant to adjournment and a quorum was present of the following members:

Randy Verkamp, Presiding Commissioner
Joey Auxier, Commissioner District 1
Gary W. Hicks, Commissioner District 2
Pamela K. Grow, Phelps County Clerk

IN THE MATTER OF
COUNTY ROAD 6100:

The Commissioners received a call from Jarvis Black regarding the grading of Road 6100. Commissioner Hicks spoke with him and said there would be limited grading possible in such extremely dry weather; the grader operator had been there a week or so ago and had graded and worked on several culverts. Commissioner Hicks will speak with the Road Department about it.

IN THE MATTER OF
BID SOLICITATION FOR LP GAS:

As moved by Commissioner Auxier and seconded by Commissioner Hicks the following solicitation for bids was approved:

Phelps County is currently seeking bids on LP gas for use at the Phelps County Courthouse, Rolla, MO; the Phelps County Highway Department facilities in Rolla, St. James and Edgar Springs; the new Phelps County Jail at 500 W. 2nd St., Rolla MO and the 1972 Jail at 300 W. 2nd Street. Please provide a bid for a 12-month period beginning August 5, 2022. Approximate annual quantity for the Phelps County Courthouse is 6000 gallons; approximate annual quantity for the Phelps County Highway Department is 5000 gallons; approximate annual quantity for the new Phelps County Jail is 22000 gallons and an approximate quantity for the 1972 Jail is 4000 gallons (37000 total). Bids in sealed envelopes clearly marked "LP BIDS" on the exterior will be received in the Phelps County Clerk's Office, 200 N. Main St., Rolla, MO 65401 until 10:00 a.m. on Thursday August 4, 2022, at which time they will be opened. Phelps County reserves the right to reject any or all bids.

Done in my office in Rolla, Missouri, this 19th day of July, 2022.

s/s Pamela K. Grow, Phelps County Clerk

PUBLISH: Phelps County Focus - Thursday, July 21, 2022
Saint James Press - Thursday, July 21, 2022

IN THE MATTER OF
JAIL EXPANSION:

Sheriff Kirn entered at 0925 to report that the jail expansion plans, involving title searching, require a deed for the property of Karen Harbaugh (Tract 3 and Tract 4) as well as vacation of State Street formerly known as Bishop's Alley. Local resident Chester Kojro entered at 0935. It is unclear if these documents have been recorded; documents of the Harbaugh property were taken to the Recorder's office by Presiding

PHELPS COUNTY COMMISSION RECORD

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JAIL EXPANSION, Continued:

Commissioner Verkamp and Kirn and the needed recorded records were found by Recorder of Deeds Robin Kordes who briefly returned with copies.

IN THE MATTER OF APPORTIONMENT OF
FINES AND FORFEITURES FOR THE PERIOD
JULY 1, 2021 THROUGH JUNE 30, 2022:

Now at this day the county clerk takes up the matter of apportioning the Fines and Forfeitures credited to the Principal School Fund for Phelps County as provided in the Revised Statutes of Missouri, and the clerk of the Commission hereby apportions said funds among the school districts with territory in Phelps County.

The amount to be apportioned is \$484,466.31.

District	Membership Fraction of Total	Total
Dent/Phelps 65/R-3	0.00131	\$634.65
St. James R-1	0.25861	\$125,287.83
Newburg R-2	0.06150	\$29,794.68
Rolla 31	0.64317	\$311,594.20
Phelps County R-3	0.03442	\$16,675.33
Dixon 16/R-1 R-3	0.00066	\$319.75
Texas County 81/R-8	0.00033	\$159.87
TOTAL	1.00000	\$484,466.31

IN THE MATTER OF APPORTIONMENT OF
FINES AND FORFEITURES INTEREST FOR THE
PERIOD JULY 1, 2021 THROUGH JUNE 30, 2022:

Now at this day the County Clerk takes up the matter of apportioning the Fines and Forfeitures credited to the Principal School Fund for Phelps County as provided in the Revised Statutes of Missouri, and the clerk of the Commission hereby apportions said funds among the school districts with territory in Phelps County.

The amount to be apportioned is \$451.07.

District	Membership Fraction of Total	Total
Dent/Phelps 65/R-3	0.00131	\$0.59
St. James R-1	0.25861	\$116.65
Newburg R-2	0.06150	\$27.74
Rolla 31	0.64317	\$290.11
Phelps County R-3	0.03442	\$15.53
Dixon 16/R-1 R-3	0.00066	\$0.30
Texas County 81/R-8	0.00033	\$0.15
TOTAL	1.00000	\$451.07

PHELPS COUNTY COMMISSION RECORD

July 19, 2022, Sixth day of the July term

IN THE MATTER OF
ROADS:

The Commission discussed Roads 5420 and 4160; Presiding Commissioner Verkamp contacted Superintendent of Roads Mark Case and discussed maintenance of these two roads with him.

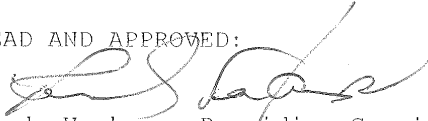
IN THE MATTER OF
PETITION TO VACATE ROAD 6010:

After some discussion, Presiding Commissioner Verkamp called counsel for one of the property owners near the road, Mark G. McLean of McCarthy Leonard & Kaemmerer of Town & Country, Missouri. McLean was informed that the hearing on the vacation would occur at 0900 on Tuesday, October 4, and was provided with the statutory reference regarding road vacations.

IN THE MATTER OF
ACCOUNTS PAYABLE:

The Commissioners reviewed and approved payment of 20 and 22 invoices in the amounts of \$209,373.75 and \$38,178.71, respectively.

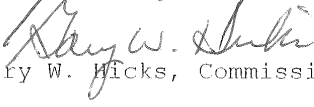
READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Joey Auxier, Commissioner District 1



Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD

July 21, 2022, Seventh day of the July term

Now at this the 21st day of July the Commission met pursuant to adjournment and a quorum was present of the following members:

Randy Verkamp, Presiding Commissioner
Joey Auxier, Commissioner District 1
Gary W. Hicks, Commissioner District 2
Pamela K. Grow, Phelps County Clerk

IN THE MATTER OF
PUBLIC WATER SEWER DISTRICT #2
AND ARPA FUNDING:

Josh Thompson, manager of Public Water Supply District #2, entered at 0900 with Board President Bill Parsons and Vice Chair Don Friede. Thompson said they were consolidating the Pines and Forest Lakes treatment facilities with an estimated cost of about \$2.3 million; they want to inquire about possible partial support for their project from the County's ARPA funds. Thompson said, "Anything you are going to kick in will be positive for us," as this increases the likelihood of additional support. The reporter was also present. Forest Lakes has a sand filter slated for elimination; Friede said everything is pumped from the residences. All pumps in the area are gray water effluent pumps, as the 525 homes have individual septic systems. Everything is covered by the monthly fee just under \$60, except the individuals have to pay for electric for their own pump and the lateral from the house to the tank. Meeting ammonia limits at The Pines plant—which is the oldest—would be a prohibitively expensive upgrade. The modifications of quantity of effluent are not the major hurdle with DNR; it's the quality especially with respect to ammonia content. Their new plant will be rated at 80,000 gallons/day. Presiding Commissioner Verkamp asked about capacity; Thompson does not think that the Country Club plant will have to be brought in, as it only serves about 29 to 30 homes. After some discussion about the County's plans for the ARPA funds, Thompson, Parsons and Friede left at 0920.

IN THE MATTER OF
SALES TAXES:

Treasurer Carol Green entered at 0920 to provide the sales tax report for July, 2022. The County 0.5% sales tax revenue for the month was \$312,283.85, up 9.10% and 9.78% in the month-to-month and rolling twelve-month comparisons, respectively.

IN THE MATTER OF
ROADS:

As Green exited at 0930 Superintendent of Roads Mark Case, Shawn Pearson and Michelle Bock of the Road and Bridge Department entered. Case met with Donelson Construction Company, LLC to coordinate preparation of roads which Donelson was going to pressure-pave; anything done by the Road Department will be deducted from their final price, Case said. On July 19, he met with Capital Asphalt about Roads 2110 and 8010; they gave a very rough estimate of \$1 million or \$1.1 million to mill the road down 2" and pave 2". Case believes Road 2110 has had minimal maintenance since it was deeded to the county. There are some

PHELPS COUNTY COMMISSION RECORD
July 21, 2022, Seventh day of the July term

ROADS, Continued:

definite logistical issues with managing these roads with concrete at the base and some were discussed. In the middle of their work this week a large rock fell onto a road some distance away; a crew with a backhoe hammer and front-end loader had to leave to clear this road. Choice of connector roads for maintenance was then discussed.

IN THE MATTER OF
REQUEST FOR PROPOSALS FOR INMATE BANKING AND
COMMISSARY SERVICES, RECEIVED:

The Commission received two proposal packets for inmate banking and commissary services. These were from Stellar Services, LLC of Stoughton, WI and Keefe Commissary Network of Bridgeton, MO. These were taken under advisement as moved by Commissioner Hicks and seconded by Commissioner Auxier.

IN THE MATTER OF
SHERIFF SALARY:

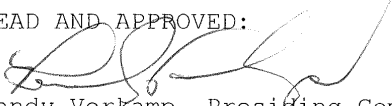
The clerk discussed the matter of the sheriff's salary with the Commission. Pursuant to RSMo 57.317, modified during the 2021 regular session of the General Assembly, the salary of a third-class county sheriff was increased to a given percentage of the associate circuit judge's salary. This percentage depended on the county's assessed valuation; Phelps County falls in the category of 60%. The sheriff was to receive a 5% COLA upon the 2021 salary, making his rate of pay for 2022 \$76,125 annually. However, 60% of the associate circuit judge ("judge") pay as of January 1, 2022 would be \$88,087.20. The law specified that if the sheriff would be receiving more than a \$10,000 raise in annual pay, this raise was to be paid over a period of 5 years as 20% increments. Since the increment was \$11,962.20, the sheriff received 20% of that, or \$2,392.44 making his pay \$78,517.44. The clerk explained that the judge pay always increases effective July 1, which was in the middle of the county's budget year (not to mention in the middle of the sheriff's elected term each time); judge pay was announced to be \$150,035 on 7/1/2022 and this would mean another modification of the sheriff's pay. Payroll dated 7/29/22 will reflect his pay rate on 7/1/2022. Sixty percent of the new judge rate is \$90,021; this is an increment of \$13,896 of which 20% was \$2,779.20. Thus, the sheriff's pay rate was adjusted to \$78,904.20 annually. The prosecuting attorney salary, pursuant to RSMo 56.325, is set at 100% of the judge pay. The clerk will correct a typographical error in the prosecuting attorney's 2022 salary which gave a 5% COLA; the prosecutor is not eligible since is outside the salary commission rules. Presiding Commissioner Verkamp called MAC Prepaid Legal Services Attorney Travis Elliott and this was confirmed by him.

IN THE MATTER OF
ACCOUNTS PAYABLE:

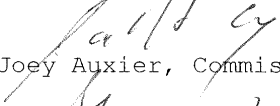
The Commissioners reviewed and approved payment of 38 invoices in the amount of \$15,655.19 as well as the Group Benefit Services premium payment of \$127,429.46.

PHELPS COUNTY COMMISSION RECORD
July 21, 2022, Seventh day of the July term

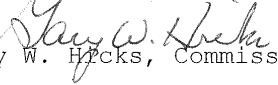
READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Joey Auxier, Commissioner District 1



Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
July 26, 2022, Eighth day of the July term

Now at this the 26th day of July the Commission met pursuant to adjournment and a quorum was present of the following members:

Randy 1, Presiding Commissioner
Joey Auxier, Commissioner District 1
Gary W. Hicks, Commissioner District 2
Pamela K. Grow, Phelps County Clerk

IN THE MATTER OF
JAIL EXPANSION:

Jail Lt. Joe Taylor and Theresa Lasher of the Sheriff's Department entered at 0915 and local resident Ray Schweikhardt and the reporter were also present. Taylor supplied documents sent by Gilmore & Bell regarding the loan for the jail expansion, which will be reviewed by the Commission.

IN THE MATTER OF
JAIL COMMISSARY AND INMATE
BANKING SERVICES PROPOSAL, AWARD:

Taylor said the Sheriff's Department would like to change their vendor for these services from Keefe Commissary Network to Stellar Services, LLC from Keefe Commissary Network. It's believed that this vendor offered more flexibility; the Department would like a change. As moved by Commissioner Auxier and seconded by Commissioner Hicks, awarding the services to Stellar was approved. Superintendent of Roads Mark Case and Michelle Bock of the Road Department entered at 0920, just before Taylor and Lasher left.

IN THE MATTER OF
CONNECTOR ROADS:

A list of connector roads was presented by the Road Department and Case reviewed them. The proposal would be for 8490 and 1290 to be done this year and the next 6 or possibly 8 roads on the list would be in the work plan for 2023. Possibly some of the 2xxx roads will be included as this is the area planned for some of the road work next year. Road counts were planned on some of the roads farther down on the list. Use of ARPA funds, much of which has been allocated for Road and Bridge improvements, was discussed by Commissioner Hicks. Bock supplied a new chip and seal cost and it has gone from \$46,624.40 to \$59,055 per mile.

IN THE MATTER OF
ROAD 4380:

Bock provided a deed which substantiates a proposed change to the GIS which will lessen the length of Road 4380 to be maintained by the County. This document will be supplied to the GIS Coordinator at the Assessor's office. Local resident Chester Kojro entered at 0940.

IN THE MATTER OF
BID SOLICITATION, MILLING AND OVERLAY
OF COUNTY ROADS 2110 AND 8010:

Commissioner Hicks moved and Commissioner Auxier seconded to approve the solicitation for milling and overlay as follows:

PHELPS COUNTY COMMISSION RECORD

July 26, 2022, Eighth day of the July term

BID SOLICITATION, MILLING AND OVERLAY ROADS 2110 AND 8010,
Continued:

Phelps County is currently seeking bids on the milling and asphalt overlayment on County Road 2110 and County Road 8010. For questions contact Mark Case, Road Superintendent at 573-426-3864. Successful bidder must provide their certificate of insurance, must comply with prevailing wage laws pursuant to section 290.250 RSMo, must be enrolled in the E-Verify program pursuant to section 285.530 RSMo and provide on-site employees with a 10 hour course in construction safety and health approved by OSHA pursuant to section 292.675 RSMo and bids shall be accompanied by a bid bond issued by an acceptable surety company and payable to the order of the County of Phelps for not less than 5% of the total amount of the bid. All material must meet specifications as described in section 401 through 402 of the 2022 Missouri Standard Specifications for Highway Construction and any revisions thereto. Bids in sealed envelopes marked "Milling and Overlayment" will be accepted in the Phelps County Clerk's Office, 200 N. Main St. Ste 102, Rolla, MO 65401 until 9:00 a.m. on Thursday, August 11, 2022 at which time they will be opened. Phelps County reserves the right to reject any or all bids.

Done by the order of the Phelps County Commission, this 26th day of July, 2022

s/s Pamela K. Grow, Phelps County Clerk

Publish: Phelps County Focus - Thursday, July 28, 2022

IN THE MATTER OF
SPEED LIMIT ROAD 2130:

The existence or lack thereof of a speed limit on this road was briefly discussed.

IN THE MATTER OF
CORONER:

As Case and Bock left at 1010, Coroner Ernie Coverdell entered at 1010. Coverdell requested a centralized spot for him to store his records. Collector Faith Barnes entered at 1015. He also needs an upgraded camera, which he believes will be approximately \$800.00 and plans to approach the Law Enforcement Restitution Board for funding. Coverdell left at 1020 followed by the reporter.

IN THE MATTER OF
COLLECTOR:

Barnes gave a positive report on the content of her NACo and NACCTFO meetings; one demonstration she observed was for an interactive computer user interface that could be used to display roads. Costs were briefly discussed. Kojro left at 1035; Barnes concluded her remarks and left shortly after.

IN THE MATTER OF
CART FUNDS:

Treasurer Carol Green entered at 1035 and presented CART Funds, which showed gas tax of \$67,100.54, up 18.84% in the month-to-month comparison, though the 2.5% additional gas tax is included.

PHELPS COUNTY COMMISSION RECORD
July 26, 2022, Eighth day of the July term

IN THE MATTER OF
SHERIFF'S DEPARTMENT DEPUTIES
AND SUNSHINE LAW REQUEST:

The clerk informed the Commission that she had responded to a Sunshine Law request from the Laborer's Local 42, Law Enforcement Division Field Representative of St. Louis. The number of sheriff's deputies at sergeant rank and below as well as the name of any union, police or sheriff's association serving as a bargaining unit was requested. The clerk said RSMo 105.510 excluded law enforcement from the right to form and join labor unions.

IN THE MATTER OF
CITIZEN INPUT (ROGER WAGONER):

Roger Wagoner entered at 1110 to briefly visit with the Commission.

IN THE MATTER OF
ARPA FUNDS:

The clerk provided a cursory accounting of ARPA funds obligated to date for political subdivisions other than the County.

IN THE MATTER OF
PHELPS HEALTH:

Jason Shenefield, CEO of Phelps Health entered to discuss the hospital's initiative to gather officials once a quarter to discuss concerns and answer questions. Shenefield said Phelps Health was in an unusual position, due to its size yet rural population served.

IN THE MATTER OF
JAIL CONTRACT:

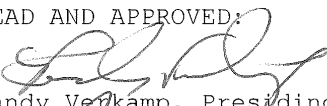
Taylor returned with the contract for Stellar Services, LLC which was signed by Presiding Commissioner Verkamp.


Commissioner Hicks left for another meeting at 1145.

IN THE MATTER OF
SENIOR COMPANIONS:

As moved by Commissioner Auxier and seconded by Presiding Commissioner Verkamp, In-kind Share reports and MOU's for Senior Companions were approved and signed.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
July 28, 2022, Eighth day of the July term

Now at this the 28th day of July the Commission met pursuant to adjournment and a quorum was present of the following members:

Randy Verkamp, Presiding Commissioner
Gary W. Hicks, Commissioner District 2
Pamela K. Grow, Phelps County Clerk

Commissioner Auxier was absent.

IN THE MATTER OF
JAIL EXPANSION:

Lt. Joe Taylor of the PCSD came in reminding the Commissioners of pending document approval for the jail expansion but further review is needed. After more discussion Taylor left at 0930.

IN THE MATTER OF
LETTER OF SUPPORT, BRIGHTSPEED BROADBAND
INFRASTRUCTURE GRANT APPLICATION:

At the request of Claudia Sands, a letter of support for Brightspeed's application to Missouri's Broadband Infrastructure Grant Program for coverage in Phelps County, was approved as moved by Commissioner Hicks and seconded by Presiding Commissioner Verkamp.

IN THE MATTER OF
NORTHWYE:

Presiding Commissioner Verkamp reported that a motorist ran through the Northwye Outer Road fence; he contacted Michelle Bock with the Road and Bridge Department who searched and found the accident report, the driver's name and his or her insurance information. The insurance company has been contacted.

IN THE MATTER OF
STATE CYBERCRIMES GRANT

Detective Shawn Hedge came with the documents for the State Cybercrimes Grant for \$83,858 which were approved as moved by Commissioner Hicks and seconded by Presiding Commissioner Verkamp. Local resident Tom Cox entered at 1010, followed by local resident Gene DeLuca.

IN THE MATTER OF
COURTHOUSE PARKING LOT REHABILITATION:

Commissioner Hicks discussed the plan for this work with Vic Meyer of Meyer Paving and Asphalt and the spot repairs such as dig-out's will be done during working hours; the striping will be done after hours and/or on the weekend.

IN THE MATTER OF
MERAMEC REGIONAL DEVELOPMENT CORPORATION:

Commissioner Hicks reported that an application was approved for a \$450,000 loan to be sent to SBA, the Small Business Administration.

PHELPS COUNTY COMMISSION RECORD
July 28, 2022, Eighth day of the July term

IN THE MATTER OF
EMPLOYEES ABSENT FOR ILLNESS:

As moved by Commissioner Hicks and seconded by Presiding Commissioner Verkamp, the length of time an employee could be out due to illness without supplying a doctor's note before return was increased from three to five days.


IN THE MATTER OF
ACCOUNTS PAYABLE:

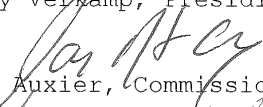
The Commissioners reviewed and approved payment of 41 and 55 invoices in the amounts of \$138,305.64 and \$49,348.60, respectively; also approved was payment of 3 invoices for UMB TIF EATS (Economic Activity Taxes for the RollaWest Development) in the amount of \$22,643.26.

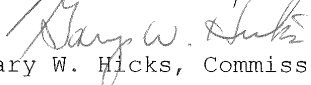
IN THE MATTER OF
ROADS:

The Commissioners spent the remainder of the meeting time studying connector roads and their potential repair.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2