

PHELPS COUNTY COMMISSION RECORD

May 3, 2022, Ninth day of the April term

Now at this the 3rd day of May 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 away at a meeting.

IN THE MATTER OF SHERIFF'S LAWSUIT:

Local residents Ray Schweikhardt and Travis Bahr were present as was the Focus reporter. Presiding Commissioner Verkamp reviewed the lawsuit in detail; it was determined that no action was needed and the matter was not for open session.

IN THE MATTER OF HOMELESSNESS:

Schweikhardt reported on the discussion at the Rolla city council meeting the previous evening. A local rental landlord, Dale Wands, had expressed concern about vandalism and property destruction at his properties. Schweikhardt said he had heard that on average 17 homeless people per 10,000 population was the current statistic, suggesting Rolla should have 35 or so. This was the approximate number of homeless until recent years, when it mushroomed to roughly 150 persons, according to the Rolla Police Chief Sean Fagan.

IN THE MATTER OF NEIGHBORHOOD ASSISTANCE PLAN:

Recent NAP applications from the James Foundation and Phelps Connections for Seniors were reviewed. They had been approved by Presiding Commissioner Verkamp. Local resident Chester Kojro entered at 0940.

IN THE MATTER OF HOSPITAL BOARD OF TRUSTEES:

Local resident Kathy Oliver entered at 0950 and inquired about the process of filling the vacancy on the hospital board. After a brief discussion she left at 1000.

IN THE MATTER OF RIDGE CREEK SUBDIVISION REPLAT:

Angie Gable of Carmack Surveying entered at 1000 and presented a slightly revised replat of this subdivision which was approved as moved by Commissioner Hicks and seconded by Presiding Commissioner Verkamp, who then signed the plats. Gable left at 1005. Schweikhardt then left.

IN THE MATTER OF ROADS:

Michelle Bock of the Road Department entered to report on road work; the asphalt plant was struck by lightning the night before and this will cause a delay.

PHELPS COUNTY COMMISSION RECORD

May 3, 2022, Ninth day of the April term

IN THE MATTER OF
REGION-I HOMELAND SECURITY
OVERSIGHT COMMITTEE (HSOC):

Commissioner Hicks provided a report on the HSOC meeting he attended. Bahr left. Phelps/Maries Health Department Director Ashley Campbell entered at 1020.

IN THE MATTER OF
HEALTH DEPARTMENT CONTRACT:

Campbell presented an extension of the time frame for a contract because of low utilization to-date of the funds. The total award remained \$85,365, which was unchanged; as moved by Commissioner Hicks and seconded by Presiding Commissioner Verkamp, this was approved.

IN THE MATTER OF
COURTHOUSE SECURITY:

Campbell discussed possible rearrangement of her entrance in the event that the laboratory services initiative balloons into heavier traffic. She also discussed potentially offering a panel (or panels) of lab tests, perhaps without a physician's order each time if she were to have a standing order. Kojro left at 1030. After a bit more discussion, Campbell left at 1045.

Commissioner Auxier returned from his meeting.


IN THE MATTER OF
ROAD FACILITY:

Cameron Schweiss with Archer-Elgin Engineering called and scheduled a meeting with the Commission about the engineering for the new building at 2:00 p.m. to be held off-site at the Road and Bridge Department.


IN THE MATTER OF
ACCOUNTS PAYABLE:

The Commissioners reviewed and approved payment of 9 invoices in the amount of \$18,752.34 and one for Senior Companion bills in the amount of \$2,664.36.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD

May 5, 2022, Tenth day of the April term

Now at this the 5th day of May 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
PHELPS COUNTY VOTER CANVASS:

Local resident Scott White and the Focus reporter were present for the notification that the county clerk would be conducting the biennial voter canvass. Approximately 25,000 voter cards are to be mailed out and the clerk explained the cards, which will be white, will not be forwardable will return to the office if there are problems with the address. Those voters will receive a forwardable letter, called a Residence Confirmation Notice, and the voter will have 30 days to reply with confirmation of their current residential address or they will be inactivated. Inactive status means the voter cannot be offered a ballot through any means until signing paperwork attesting to a current Phelps County residential address. In this way, the clerk said, the voter rolls are kept up-to-date. After more discussion about voter roll maintenance, the reporter left.

IN THE MATTER OF
COURTHOUSE PARKING:

The suggestion box had received a complaint with respect to an office holder who uses the 10-minute parking spots for hours. The submission said, "Why can't we all park there?" No action was taken. Collector Faith Barnes and Assessor Bill Stoltz were also present as was Michelle Bock of the Road Department.

IN THE MATTER
OF ROADS:

Due to torrential rains the night before, Soest Bridge and Vida Bridge are both overtopped with water. Mill Creek and C Highway are both flooded. Barnes said that the road near her home, Road 8010, was "marvelous" and she was informed that the treatment of the road was a double chip and seal. The Donelson project for approximately \$600,000 covering multiple areas with pressure paving and sealing treatments was reviewed; this work may not require bidding as the county may be able to utilize a bid from Greene County. Barnes and Stoltz left at 0935. Bock reported that, possibly because it is an incident bypass route, Martin Springs Drive was striped by MoDOT. This may or may not indicate MoDOT's interest in accepting this road in exchange for the county accepting Clementine Outer Road. Then Roads 5310 and 8050 were discussed along with multiple particulars of the new Road facility. Phelps/Maries Health Department Director Ashley Campbell entered at 1015. Local resident and assessor's employee Angel Reese communicated a concern with Road 7130 and flooding adjacent into their field.

IN THE MATTER OF
HEALTH DEPARTMENT:

PHELPS COUNTY COMMISSION RECORD

May 5, 2022, Tenth day of the April term

HEALTH DEPARTMENT, Continued:

Campbell discussed her hopes that the clinic side of the department will receive needed upgrades, as there is upholstery and carpet which is not only worn, but not ideal for a health clinic setting in terms of ease of sanitization. Campbell has gotten a quote from Missouri Vocational Enterprises (MVE) regarding reupholstering furniture. Sheriff Kirn entered at 1025.

IN THE MATTER OF
JAIL EXPANSION:

Sheriff Kirn said that what he planned to do was use the \$10 million they have at present. As moved by Commissioner Hicks and seconded by Commissioner Auxier, Gilmore & Bell of St. Louis was approved as bond counsel and Raymond-James as the public bond underwriter to assist Phelps County with financing \$7,850,000 in taxable bonds and/or Certificates of Participation (COP's). The Commission will be adopting the Authorizing Resolution for the Certificates during their May 12, 2022 meeting; other items on the draft calendar of events were reviewed and included COP offering to investors, establishment of final interest rates and savings on June 15, 2022; County adopting certificate of resolution on June 16, 2022; closing of COP issue and investment of certificate proceeds on June 29, 2022.

IN THE MATTER OF
MRDC:

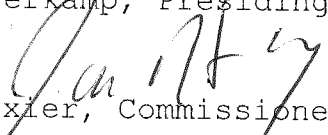
Commissioner Hicks said that MRDC dedicated approximately 400,000 in small business loans to two concerns; one being a small manufacturer and another being a farm supply. Commissioner Hicks also reported that the independent auditor's report of MRDC was returned without negative findings.


IN THE MATTER OF
ACCOUNTS PAYABLE:

The Commissioners reviewed and approved payment of 43 and 52 invoices in the amounts of \$48,916.60 and \$231,788.78 respectively; also an invoice to the United States Postal Service for a \$265 permit for first-class bulk mail and \$7000 in postage for the Voter I.D. cards for the canvass.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
May 10, 2022, Eleventh day of the April term

Now at this the 10th day of May 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
LAND SURVEY:

Local residents Ray Schweikhardt and Dan Sutterfield were present as was the Focus reporter. The Focus reporter left at 0915 as Sutterfield was explaining that a neighbor directly to the north of his property had "pulled a pin" placed after a professional survey; he and his affected neighbors were agreeable to a verbal estimate of \$200 from the surveyor for replacement of the pin but Sutterfield complained that the invoice billed was \$400. He sought advice about his options in settling the bill and these were discussed and legal counsel was suggested. Sutterfield left at 0920.

IN THE MATTER OF
PRESSURE PAVING ESTIMATE:

Information on the projected cost of using special surface treatment offered by the Donelson Construction Company, LLC on multiple roads was reviewed and discussed with respect to the need for bidding versus capitalizing on a prior agreement or agreements with Greene County, which utilized their services in the past. Presiding Commissioner Verkamp left a message for the prepaid MAC legal services attorney, Travis Elliott, for advice on the matter. Elliott returned the call and warned about the \$250,000 threshold for federal procurement guidelines to be followed in using ARPA funds.

IN THE MATTER OF
CONGRESSIONAL REDISTRICTING:

Proposed Eighth Congressional District maps were discussed. The clerk has sent voter ID cards based on the new state house and senate districts, and should Phelps County be split by U.S. House Districts 3 and 8, more mailings will have to be done. Local resident Chester Kojro entered at 1000; Schweikhardt left at 1010. Kojro observed that the map from the Missouri House session of the previous day contained a very strange-looking outline for the Second District, extending from the Mississippi to the western Franklin County line and was fully or nearly surrounded on the south, west and north by the proposed Third District.

IN THE MATTER OF
EMPLOYEE INSURANCE:

The Benefit Performance Report through April from Group Benefits Services, revealing 68% loss ratio and a reserve account balance of more than \$755,000 available to pay claims, was received and reviewed by the Commissioners.

PHELPS COUNTY COMMISSION RECORD
May 10, 2022, Eleventh day of the April term

IN THE MATTER OF
PHELPS HEALTH BOARD OF TRUSTEES:

The Commission discussed various qualifications they believed would be helpful for the appointment to the vacancy on the board, which had been created by the resignation of John Denbo. As moved by Commissioner Hicks, seconded by Commissioner Auxier, the position was to be offered to local resident Dr. Dick Elgin. Presiding Commissioner Verkamp contacted him and informed him that he was on speaker phone; he was asked if he would accept an appointment to serve on the board and Elgin said he would. Board Chair Annie Bass was then contacted and placed on speaker phone and notified of this decision. Presiding Commissioner Verkamp then called Phelps Health CEO Jason Shenefield and notified him, as well.

IN THE MATTER OF
CITIZEN INPUT (WAYNE BALES):

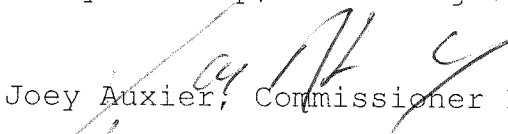
Local resident Wayne Bales visited briefly with the Commission.


IN THE MATTER OF
PAYROLL:

The Commissioners reviewed and approved payroll for 5/13/22 representing work dates of 4/16-30/22 in the amount of \$222,392.66 net wages, with \$68,800.67 and \$9,716.00 federal and state withholdings, respectively.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
May 12, 2022, Twelfth day of the April term

Now at this the 12th day of May 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
SALES TAXES:

Treasurer Carol Green entered shortly after 0900 to report sales tax receipts for May. Also present were Grant Wilson of the local office for U.S. Representative Jason Smith and the Focus reporter. Changes in remittance in sales taxes to DOR to last day of the month for every month will make revenues a little more understandable. Sales taxes will still have to be remitted monthly, quarterly or annually depending on the size of the vendor. The County Revenue 0.5% sales tax revenue was \$251,524.75 for May, representing 12.51%, 8.64% and 0.74% increases in the rolling twelve month, YTD, and MTM comparisons, respectively. Green left at 0910.

IN THE MATTER OF
ROAD 6010, UPCOMING
PETITION TO VACATE:

The Commission was in receipt of a petition to vacate Road 6010 and the matter was reviewed; this will be heard on July 5, 2022, the first day of the July term, with final hearing on October 4.

IN THE MATTER OF
BIDS CONCERNING ARPA FUNDS:

The Commission reviewed the need for a cooperative purchase agreement required when bidding under ARPA rules; this would impact proposed expenditure for pressure paving, though the firm interested in performing the work may be a sole source provider.

IN THE MATTER OF
CONGRESSIONAL REDISTRICTING:

Collector Faith Barnes entered at 0925 and Wilson discussed the redistricting; Barnes and the Focus reporter left at 0940.

IN THE MATTER OF
PROPERTY PURCHASE:

The Title Insurance Owners Policy documents on the property at 11780 Road 3080 purchased by the County recently were received and reviewed.

IN THE MATTER OF
DOCUMENT DESTRUCTION, PCSD:

Theresa Lasher of the PCSD entered at 0945 to notify the Commission that the Sheriff's Department had multiple boxes of files to shred securely, which included 2013-2016 Commissary, Civil mileage, turnover and time cards; civil billing from 2016 through 2019; gun permits from 1982 to 2007. As moved by

PHELPS COUNTY COMMISSION RECORD
May 12, 2022, Twelfth day of the April term

DOCUMENT DESTRUCTION, PCSD, CONTINUED:

Commissioner Hicks and seconded by Commissioner Auxier, this was approved and secure destruction will be arranged for. Lasher left at 0950.

IN THE MATTER OF
ROADS:

Acting Superintendent of Roads Mark Case and Michelle Bock of the Road Department entered at 1000 to discuss road work underway. There was a lengthy discussion of the Etnyre chipper which has pernicious and seemingly unsolvable problems with the DEF sensor equipment which has completely defeated attempts by both the G.W. VanKeppel Company and the Etnyre Company, its manufacturer, at repair. This piece of equipment was purchased in August of 2018 for \$316,250. The Road Department has not been able to use it for months and a second road chipping season is now underway. All agreed that it was time for extreme measures; this equipment is nowhere available and this was confirmed by contacting several dealers with similar equipment who have none to rent nor sell. So, trading in the chip spreader since there is no replacement available is not an option. A dump truck is still sidelined and they are facing \$33,000 for a new motor or \$23,000 for an in-frame rebuild, the latter has a one-year parts and labor warranty on this work; they plan to sell off this truck as soon as the warranty is over. The vehicle is currently in Jefferson City for these repairs. Wilson left at 1100.

IN THE MATTER OF
AMERICAN RESCUE PLAN ACT (ARPA)
FUND APPLICATION:

After discussion, Commissioner Auxier moved and Commissioner Hicks seconded to approve the request from Duke Fire Protection District. Presiding Commissioner Verkamp called Kelly Sink and MRPC for more information.

IN THE MATTER OF
PUBLIC ADMINISTRATOR:

Public Administrator Dana Sooter entered at 1145 to report that an indigent client of hers, developmentally disabled from birth, had guardianship legal fees ordered by the court in excess of \$1000 and she was wondering how to pay this; she will use her attorney expense budget line and it will be an indication for a budget amendment at year-end. Collector Faith Barnes entered with Sooter.

IN THE MATTER OF
COLLECTOR:

Barnes requested an employer reference from the Commission as she is seeking to foster children and one circumstance may be imminent. Presiding Commissioner Verkamp provided a positive character reference in writing which was approved as moved by Commissioner Hicks and seconded by Commissioner Auxier.

PHELPS COUNTY COMMISSION RECORD
May 12, 2022, Twelfth day of the April term


IN THE MATTER OF
ACCOUNTS PAYABLE:


The Commission reviewed and approved payment of 36 and 39 invoices in the amounts of \$242,577.55 and \$68,551.50, respectively; also an invoice for Senior Companion stipends in the amount of \$22,411.20.

IN THE MATTER OF
COUNTY WEBSITE:

The Commission expressed its willingness to receive a proposal for an upgrade of the county website from the current independent contractor maintaining many of the pages.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
May 17, 2022, Thirteenth day of the April term

Now at this the 17th day of May 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
HOMELESSNESS:

Local residents Travis Bahr and Ray Schweikhardt were present as was the Focus reporter; in addition, Collector Faith Barnes and Assessor Bill Stoltz entered at 0900. Barnes said she hoped to attend a public meeting regarding homelessness organized by local landlord Dale Wands to occur Wednesday the 18th.

IN THE MATTER OF
ROADSIDE MEMORIALS:

Schweikhardt asked about roadside memorials that pop up along county roads; a 16 year old girl was killed the prior week in a single car accident near County Road 5010 and Little Oaks Road and he wondered if there was a county policy; Presiding Commissioner Verkamp said there wasn't.

IN THE MATTER OF
RAILROAD AND UTILITIES:

The clerk presented Form 40 for the review of the Commission pursuant to RSMo 115.040. Of the sixteen railroad and utility companies in the county, four had locally assessed property. This totaled \$461,780 in real "operating" property and \$629,930 in personal "operating" property. Local resident Chester Kojro entered at 0920.

IN THE MATTER OF
AMERICAN RESCUE PLAN ACT (ARPA),
DUKE RURAL FIRE PROTECTION DISTRICT:

The Commission completed the award packet for Duke and Presiding Commissioner Verkamp called MRPC's Kelly Sink to ask about potential funding for any other needs from Pulaski County, as they have 40% of the assessed value there. Michelle Bock of the Road Department entered at 1000.

IN THE MATTER OF
ROAD 7320:

Commissioner Hicks reviewed the prior history of maintenance of this road, in light of some home construction which has occurred there. Schweikhardt left at 1010 followed shortly after by the reporter.

IN THE MATTER OF
ROAD EQUIPMENT:

Developments in the repair of the Etnyre chip spreader were discussed.

PHELPS COUNTY COMMISSION RECORD
May 17, 2022, Thirteenth day of the April term

IN THE MATTER OF
CONTRACT HAULING, BID SOLICITATION:

The following solicitation was approved as moved by Commissioner Hicks and seconded by Commissioner Auxier:

CONTRACT HAULING BID SOLICITATION

Phelps County is currently seeking bids for contract hauling of road materials for the maintenance or construction of county roads and bridges. The requested bid will be for an hourly rate for a driver, tandem axle dump truck or greater with a capacity of 15 tons or greater within the legal haul weight limit of the truck. The requested bid will be for an hourly rate only, no materials. Materials will be hauled from vendors within a 50-mile radius of Phelps County. Dump trucks must be equipped with a chipper bar and asphalt lip. Material being hauled will be the responsibility of the trucking company until it is delivered to the desired location. The contract company will be responsible for any down time due to break downs, flats etc. and shall not bill Phelps County for time down. The contract will be for the 2022 year. Multiple contracts may be awarded to qualified bidders in order for the County to accomplish necessary work in a timely and efficient manner. Successful bidder(s) must provide adequate proof of insurance.

Disadvantaged Business Enterprises (DBE) are encouraged to participate. Sealed bids in envelopes clearly marked "Contract Hauling" on the exterior 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, June 2 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 17th day of May, 2022.

s/s Pamela K. Grow, Phelps County Clerk

PUBLISH: Phelps County Focus - Thursday, May 19, 2022

IN THE MATTER OF
EDGAR SPRINGS SPECIAL ELECTION,
BALLOT PLACEMENT:

There being no statutes governing the special election for candidates who never filed and were written in to the Edgar Springs Edgar Springs South Ward, the clerk decided that ballot order for the two candidates would be determined by a coin toss; heads would indicate Sam Newman first and tails would indicate Rebecca Varney first; the coin was flipped and tails resulted, meaning Varney would have top ballot placement. Auxier left for a meeting at the Jail and Kojro and Bahr left.

IN THE MATTER OF
ROAD 5140:

Local resident and orchard owner Steve Jackson arrived at 1100 and engaged the Commission in a discussion of his road. Jackson reported that his measurements of the road were approximately 16

PHELPS COUNTY COMMISSION RECORD
May 17, 2022, Thirteenth day of the April term

ROAD 5140, Continued:

feet in width. Jackson asked about road widening; Bock said that road widening agreements would have to be obtained from every landowner abutting those roads. Not having a cul-de-sac, chipping was complicated in that they had to back in to the road. Hammerhead turnaround was discussed; Jackson had already constructed one with a 15" and 18" culvert and was amenable to alterations should they be needed. Jackson relayed his willingness to cooperate in any way he could to make improvements to the road. The Road Dept. will assess the road.

IN THE MATTER OF
ASSESSOR'S OFFICE SECURITY:

Assessor Bill Stoltz returned with an estimate of \$1925 for procurement and installation of magnetic door locks and remotes for his office, wired to be overridden by the fire alarm. This was within his 2022 approved budget.

IN THE MATTER OF
JAIL EXPANSION:

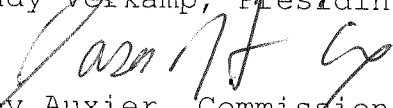
Commissioner Auxier returned at 1140 and reported on his meeting with the Sheriff and the construction manager regarding the jail expansion project. The Commission anticipates meeting with same at the earliest opportunity in the Courthouse.

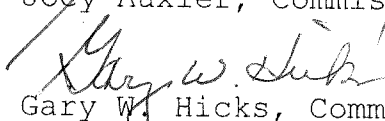
IN THE MATTER OF
ACCOUNTS PAYABLE:

The Commissioners reviewed and approved payment of 50 and 34 invoices in the amounts of \$24,065.04 and \$71,517.52, respectively, as well as a postage invoice on the Pitney Bowes Reserve Account for \$2,211.85.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
May 19, 2022, Fourteenth day of the April term

Now at this the 19th day of May 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
HOMELESSNESS:

The Commission joined in a discussion of the meeting held the previous evening at the Courthouse regarding homelessness, which was very heavily attended. Collector Faith Barnes entered at 0910 and made additional comments.

IN THE MATTER OF
AMERICAN RESCUE PLAN ACT (ARPA),
CITY OF DOOLITTLE:

Barnes said there were issues with the attachment of Doolittle city sewer fees, maintaining that discrepancies sometimes exist between the Collector's records and what the city provides. The Commission reported that they had, on March 15, 2022, approved \$75,000.00 for engineering and smoke-testing of their sewer system to assess for storm water infiltration. Local resident Ray Schweikhardt entered at 0920. Barnes asserted that at the very least she was aware of deficient communication between the city and the residents as well as a delay in the reflection of payments on the bills; she is considering terminating her city collection contract with respect to attachment of sewer bills. The subject was discussed a bit further and Barnes left at 0935.

IN THE MATTER OF
ASSESSOR'S QUARTERLY:

The assessor's quarterly reimbursement for the January through March, 2022 quarter was approved as moved by Commissioner Auxier and seconded by Commissioner Hicks. Michelle Bock of the Road Department entered at 0940.

IN THE MATTER OF
ROAD DEPARTMENT:

The steep and continued increase in asphalt product costs was discussed. Acting Superintendent of Roads Mark Case entered at 0955. Presiding Commissioner Verkamp said, "Oil has done nothing but continually go up for 30 years. Commissioner Hicks maintained that adding more chip and seal to the maintenance burden of the county with ARPA money would lead to an ongoing and perhaps unfunded expenses. Case advocated again for a 5-year rotation of maintenance. Aggregate connector roads with heavy traffic which necessitated frequent blading, such as Road 3190, 7220, and 4160 were discussed as was their management via chip and seal treatment, favored by Presiding Commissioner Verkamp. Commissioner Hicks said he would not be inclined to increase the inventory of chip and seal with the current policy of requiring 50% payment for new chip and seal (materials only) for new build. Case suggested that the labor cost should be factored in as well. Sheriff Kirn entered at 1025.

PHELPS COUNTY COMMISSION RECORD
May 19, 2022, Fourteenth day of the April term

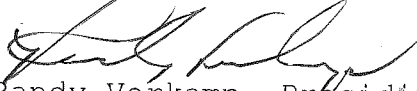
IN THE MATTER OF
JAIL EXPANSION:


Kirn said the Construction Manager had been selected; he sent a letter provided by the federal authorities attesting to the 4-year prisoner contract at the higher, \$83 per day, federal prisoner board rate. Commissioner Auxier said that the appropriate care was being taken in the details of construction by those involved thus far.

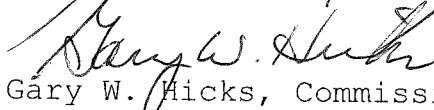
IN THE MATTER OF
RECENT OFFICER-INVOLVED SHOOTING:

Kirn provided general details of the officer-involved shooting which occurred on May 9. The shooting occurred after a Highway Patrolman who reached into the vehicle for the keys was drug by the driver, who subsequently drove toward several Sheriff's deputies.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
May 24, 2022, Fifteenth day of the April term

Now at this the 24th day of May 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 APPORTIONMENT OF
 NATIONAL FOREST RECEIPTS FOR
 THE PERIOD ENDING SEPTEMBER 2021:

Acting Superintendent of Roads Mark Case and Michelle Bock of the Road Department entered shortly after 9; the Focus reporter was already present. Collector Faith Barnes entered at 0915 and left just prior to local resident Travis Bahr entering at 0925.

Now at this day the County Clerk takes up the matter of apportioning the National Forest Receipts for Phelps County - 25% being distributed to the County Road & Bridge Fund and 75% being distributed to the School Districts within the National Forest area. The Road and Bridge Fund received \$22,576.62 and the School Districts received \$67,729.86.

The School Districts are Rolla 31, Newburg R-2, Phelps County R-3 and a portion of Texas County R-8. Total acres in the National Forest area as of June 30, 2021: 64,581.71.

This makes each acre \$1.0487

SCHOOL DISTRICT	ACRES	TOTAL
ROLLA 31	702.87	\$737.13
NEWBURG R-2	33,880.33	\$35,531.89
PHELPS COUNTY R-3	27,868.73	\$29,227.24
TEXAS COUNTY 81/R-8	2,129.78	\$2,233.60
TOTAL	64,581.71	\$67,729.86

IN THE MATTER OF APPORTIONMENT OF
 NATIONAL FOREST MINERAL RECEIPTS FOR
 THE PERIOD ENDING SEPTEMBER 2021:

Now at this day the County Clerk takes up the matter of apportioning the National Forest Mineral Receipts for Phelps County - 25% being distributed to the County Road & Bridge Fund and 75% being distributed to the School Districts within the National Forest area. The Road and Bridge Fund received \$25,235.33 and the School Districts received \$75,706.01.

The School Districts are Rolla 31, Newburg R-2, Phelps County R-3 and a portion of Texas County R-8. Total acres in the National Forest area as of June 30, 2021: 64,581.71.

This makes each acre \$1.17225

SCHOOL DISTRICT	ACRES	TOTAL
ROLLA 31	702.87	\$823.94

PHELPS COUNTY COMMISSION RECORD
May 24, 2022, Fifteenth day of the April term

APPORTIONMENT OF NATIONAL FOREST MINERAL RECEIPTS, Continued:

NEWBURG R-2	33,880.33	\$39,716.27
PHELPS COUNTY R-3	27,868.73	\$32,669.16
TEXAS COUNTY 81/R-8	2,129.78	\$2,496.64
TOTAL	64,581.71	\$75,706.01

IN THE MATTER OF
ROADS:

Case said there were 13 slabs by their accounting, currently, which need replacing and many more in need of work. The 2022 budget has \$1.4 million in the budget for 43 miles chip and seal and asphalt repair; this was contrasted to \$500 thousand for 325 miles of gravel maintenance. Case said he would "...like to see 50 miles per year new chip and seal, every five years" and this would imply an extra \$170 thousand per year for C&S maintenance. There ensued a lengthy discussion of chip and seal and its maintenance costs versus maintenance of gravel. Local resident Chester Kojro entered at 0950, followed by Barnes returning.

IN THE MATTER OF
PAYROLL:

The Commission reviewed and approved payroll for 5/31/22 to include \$218,402.80 in net wages as well as \$67,365.47 and \$9,442.50 for federal and state withholding, respectively. In addition, a small single-employee payroll to meet a grant reimbursement deadline for a Sheriff's department Barnes left at 1010 and Kojro left at 1025 followed by the Focus reporter.

IN THE MATTER OF
CITY OF DOOLITTLE:

Collector Barnes returned at 1030 and said she met with the Doolittle mayor and requested that the sewer delinquents would get a letter from the city and a final letter before tax bill attachment. She urged him to make sure that checks were deposited in a timely fashion and the mayor believed this would be done weekly. Barnes said she was in favor of a September 1 deadline for sewer payments, resulting in tax bill attachment if they were not paid. She is hopeful that there will be improvement in the situation following their dialogue.

IN THE MATTER OF
CLOSED SESSION:

As moved by Commissioner Hicks and seconded by Commissioner Auxier at 1105 the meeting entered closed session pursuant to RSMo 610.021(2) - real estate. The meeting returned to open session as moved by Commissioner Auxier and seconded by Commissioner Hicks with no actions having been taken.

IN THE MATTER OF
MISSOURI ASSOCIATION OF COUNTY CLERKS
AND ELECTION AUTHORITY (MACCEA) DUES INCREASE:

PHELPS COUNTY COMMISSION RECORD
May 24, 2022, Fifteenth day of the April term

MACCEA DUES INCREASE, Continued:

The clerk notified the Commission that the MACCEA, having created a new Executive Director position to oversee the business of the association including the annual conference, had increased the fees to \$850 from \$100 annually, a 750% increase. The clerk wondered if this wasn't a violation of one or more sections of the state constitution.

IN THE MATTER OF
SOLICITATION FOR BIDS,
SALE OF COUNTY PROPERTY:

As moved by Commissioner Hicks and seconded by Commissioner Auxier, the following advertisement was approved:

The Phelps County Commission is currently seeking bids on the sale of a 1996, 16' by 72' manufactured home. This home will be sold as-is and may be inspected on Saturday, June 11, 2022 between the hours of 9 a.m. and 11 a.m. Bids will be accepted in the Phelps County Clerk's Office, 200 N. Main St., Suite 102, Rolla, MO 65401 until 10:30 a.m. on Thursday, June 16, 2022 at which time they will be opened. Please submit bids in a sealed envelope clearly labeled "MFG Home Bid" on the outside. For further information, call Commissioner Gary Hicks at 573-458-6122, leaving a voice mail. Phelps County reserves the right to reject any or all bids.

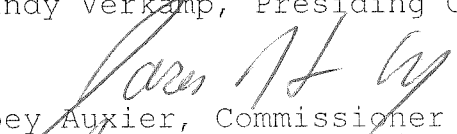
Done by the order of the Phelps County Commission this 24th day of May, 2022.

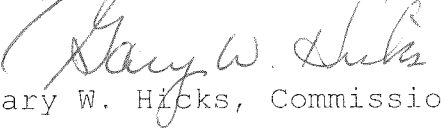
s/s Pamela K. Grow, Phelps County Clerk

PUBLISH: Phelps County Focus - Thursday, June 2, 2022 and Thursday, June 9, 2022

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
May 26, 2022, Sixteenth day of the April term

Now at this the 26th day of May 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
CART FUNDS:

Local residents Travis and Truett Bahr were present as was the Focus reporter. Treasurer Carol Green entered at 0905 to report May CART receipts which showed \$67,293.27 in gas tax, \$17,325.81 in motor vehicle taxes and \$8,963.17 for motor vehicle fees. Local resident Ray Schweikhardt entered at 0910 and Green left at 0912.

IN THE MATTER OF
CITIZEN INPUT (RAY SCHWEIKHARDT):

Schweikhardt said he wanted to apologize for making any partisan comments at the previous meeting that may have been hurtful.

IN THE MATTER OF
INCAPACITY ADJUDICATIONS
AND VOTING:

The clerk said that the Missouri Constitution Article VIII Section 2 stated that no person with a guardian over his or her person because of an adjudication of mental incapacity was allowed to vote, and that this was echoed in election law RSMo 115.133. A later statute, RSMo 475.075 elaborated circumstances by which court orders of incapacity could be issued permitting, at the courts discretion, voting, marriage and/or driving a vehicle. The clerk said that this have been a concern for several years in the office; upon calling the Missouri Secretary of State's office she was told to "delete voters who are adjudicated incapacitated", but on asking about partial adjudications, was told, "We cannot give you legal advice." She called the solicitor general in the Missouri Attorney General's office and was referred to the Secretary of State. When this situation was presented to County Prosecuting Attorney Brendon Fox, she was advised not to violate a court order. Upon asking the judge to help her understand his court orders, he said there was little or no case law. As the General Assembly has shown repeatedly a bent for passing laws that conflict with the state constitution, the clerk is eager for some sort of discussion to be had. Perhaps some of the individuals under guardianship need another legal category. The reporter seemed interested.

IN THE MATTER OF
ROAD FUNDING AND MAINTENANCE:

A spreadsheet of hard surface and aggregate road costs, materials only, going back as far as 2013 was reviewed. Commissioner Hicks believed the ongoing expense of the maintenance needed to be considered. He acknowledged that discussions about the use of ARPA money included the desire to

PHELPS COUNTY COMMISSION RECORD
May 26, 2022, Sixteenth day of the April term

ROAD FUNDING AND MAINTENANCE:

look back and believe that the funds had been used well; he believes chip and seal will not bear up as a good use for the funds due to ongoing maintenance costs. Presiding Commissioner Verkamp said perhaps it was time to deploy a traffic counter to accumulate more data to support conversion of aggregate to hard surface roads. The TEAP grant for (mostly) traffic counts provided data but that information is aging. Commissioner Hicks said that prior discussions emphasized arterial or "connector" roads being given importance; Presiding Commissioner Verkamp said that the decisions made and their justifications needed to be in writing, so that the citizens could see the logic. Bahr said that he wondered about a comment made by Road Department staff during the previous meeting about the transition from pickups and stock trailers to trash trucks for trash hauling. Presiding Commissioner Verkamp called and left a message for Kelly Sink at MRPC to ask if transfer of ARPA funds into the Road and Bridge Fund qualified as "obligating" the funds. Schweikhardt left at 0955 followed by the Bahr's at 1000. Further discussion included that of using a game camera, with permission of a local resident, for a traffic count.

IN THE MATTER OF
DONELSON CONSTRUCTION:

Commissioner Hicks contacted Bryant Donelson with Donelson Construction Company, LLC about whether the county can use bid numbers from Greene County for a trial of Donelson's process, paid for with federal funds. Donelson was put on speaker phone and agreed to supply documentation of single-source status. Commissioner Hicks asked for electronic documents pertaining to other contracts the company had executed.


IN THE MATTER OF
ROADS 3410 AND 3450:

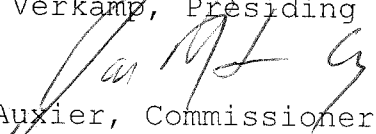
David Shaw of County Road 3450 entered at 1110 to report that "all the signs" had been removed by some transplants with felony convictions. Presiding Commissioner Verkamp called the Road Department and reported this. Shaw left at 1120.

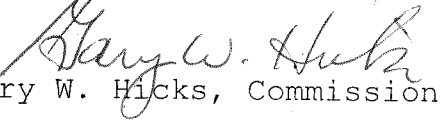
IN THE MATTER OF
PERSONAL PROPERTY COURT ORDERS:

The Commission reviewed and approved court orders numbered 2103 through 2106, for March 2022 add-on's from 2018 through 2021, respectively; additionally, court orders 2107 through 2110, for April 2022 add-on's from 2018 through 2022.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
May 31, 2022, Seventeenth day of the April term

Now at this the 31st day of May 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
JAIL EXPANSION:

Local resident Ray Schweikhardt and a reporter were present. Certificates of Participation for jail expansion were discussed and the Commission reviewed a current statement of cash for the county funds. Michelle Bock of the Road Department entered at 0910.

IN THE MATTER OF
ROADS:

Bock reported that, after 8 months, the chip seal machine was finally repaired; the maker, Etnyre, went directly to Cummins and obtained the part (or parts). The Road and Bridge Department will not be billed. Bock expressed surprise that Van Keppel had not gone to Cummins themselves, as they are a Cummins dealer. Subsequently multiple roads including Road 7240 and 1300 were discussed and the possibility that the County would not receive any sealed bids for contract hauling, to be opened at the next meeting on June 2, and the actions to be taken. Local resident Chester Kojro entered at 0925.

IN THE MATTER OF
HOMELESSNESS AND THE MISSION:

Local residents and landlords Dale Wands and Gary Heavin entered at 0930 and 0935, respectively. Wands opened by saying that he was "frustrated, angry, and needed help with The Mission and the homeless people," which he does not believe is a problem that will be solved by the city's planned ordinances regarding homeless shelters, soup kitchens and transitional housing (halfway houses). Wands reported that if individuals broke into his property and remained for two weeks or more, he had to pursue court order at his own expense to have them removed. When asked by Wands, Commissioner Hicks theorized that the Rolla area had perhaps 200-300 homeless. Presiding Commissioner Verkamp asked Heavin for input; Heavin said that he had worked "for 56 years in Rolla and he had never seen anything like it." Parks are overrun by filth and needles including on the picnic tables...families cannot use the parks. Heavin said, "We didn't have this problem when we didn't have The Mission...they have created a subsidy or entitlement" for some who have criminal behavior. He believed the Catholic church to be an enabler; he said the policy should be mandatory drug and alcohol tests before help is given. "What are we doing to our city?" he asked. Local resident Denise Waldrip entered at 0940. Heavin asked if the Commission had any liability for crimes committed by people who were asked-or welcomed-in. Commissioner Hicks stated he had been in contact with several city council members about their planned new ordinances, asking them if there would

PHELPS COUNTY COMMISSION RECORD
May 31, 2022, Seventeenth day of the April term

HOMELESSNESS AND THE MISSION, Continued:

be an explosion in the numbers once services are codified. He said the council members said, "We need something on the books." Commissioner Hicks thought the city would have to enforce things like mandatory drug testing. Heavin asked if a county ordinance could supercede a city ordinance, i.e., could the county pass a law that was more strict than the city's. Waldrip said, "it's a church...can the county regulate it? She said her son had problems, as did his wife, "...they got married at The Mission and they were helped out a lot," reported that both were now employed and had secured their own housing. Heavin said that it was not the The Mission's good works that people had any problems with, but rather, the criminal element. Presiding Commissioner Verkamp asked Heavin for more input and Heavin said that some kind of vetting, measure of attempts at personal improvement were needed. Commissioner Hicks said that if an ordinance was written by the city, "We'll have nothing to do with that." Waldrip said some people are just born with an addictive personality. Wands says he believes The Mission is operating in violation of codes currently. Presiding Commissioner Verkamp explained that under statute, counties had very limited ability to legislate; cities had general and broad powers to do so. Waldrip asked about psychological help for the residents. Wands said The Mission maintained that 79% of the residents were Phelps County residents; Schweikhardt said, "I don't believe it." He left at 1010, followed by the reporter. Wands spoke a bit more about commercial zoning categories; then Waldrip, Bock and Kojro left. Wands said 40 churches support The Mission but he did not believe they were all aware that Christian evangelism was prohibited there. Wands and Heavin left at 1037.

IN THE MATTER OF
JAIL EXPANSION CERTIFICATES OF PARTICIPATION:

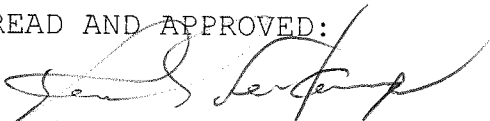
As moved by Commissioner Auxier and seconded by Commissioner Hicks, the Resolution Declaring the Intent of Phelps County, Missouri to Deliver COP's and Authorizing and Approving Certain Actions in Connection Therewith was approved, but subsequently taken under advisement & tabled. After further discussion, Sheriff Kirn was called about the particulars of the revenue stream required, jail occupancy counts and CAP funding. Presiding Commissioner called Mark Grimm with Gilmore and Bell and he was placed on speaker phone. The distinction between taxable versus tax-exempt categories of bond funding were discussed, and the inmate numbers required for how much of each. An audit of prisoner numbers might be done; Presiding Commissioner Verkamp asked what would constitute a violation of the number thresholds; Grimm said this would be the purview of the IRS. Grimm said the impact of adverse audit information might be on the County, as investors could sue the county for the difference in their yield. When asked whether the County would be liable for repayment if the federal prisoner bubble were to "burst", Grimm said the county would be. Presiding Commissioner asked by no public vote was required; Grimm said that debt service payments have to have annual appropriation within the budget and the County Commission would be authorized to arrange a lease-purchase agreement which the Missouri Supreme Court had ruled was subject to annual appropriation. The

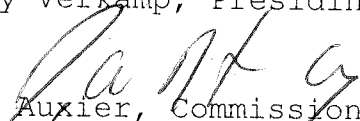
PHELPS COUNTY COMMISSION RECORD
May 31, 2022, Seventeenth day of the April term

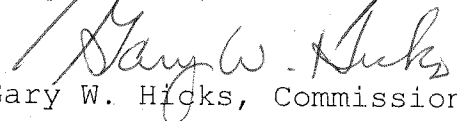
JAIL EXPANSION CERTIFICATES OF PARTICIPATION, Continued:

property would essentially be leased to the bond trustee in the form of the "ground lease" and then leased back to the County.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2