

PHELPS COUNTY COMMISSION RECORD
June 4, 2024 Nineteenth Day of the April Term

Now at this 4th day of June, Commission met pursuant to adjournment and a quorum was present of the following members:

Joey Auxier, Presiding Commissioner
Sherry Stites, Commissioner District 1
Gary W. Hicks, Commissioner District 2

Deputy Clerk Peter Cook took minutes.

Also present was The Focus reporter and local resident Ray Schweikhardt.
Grant Wilson from Congressman Smith's Office entered at 9:10 am.

IN THE MATTER OF
FLOODPLAIN PERMIT:

Commission reviewed an application for a floodplain permit for Moore off of HWY P. Commission called Tammy at MRPC for clarification. Commissioner Stites moved to approve the permit, Commissioner Hicks seconded, motion carried.

Local resident Pamela Grow and Chester Kojro entered at 9:29am.

IN THE MATTER OF
LAW ENFORCEMENT FUNDING:

Grow brought up that the state made it so private funding cannot be used to run elections, because if government has a function, they should be able to fund it within a government process and should be transparent. In the focus she read about a mobile camera system that is shared between RPD and S&T police that was funded by private donations. She feels that now some law enforcement in the county has a system that can be deployed at any second. She asks, "can private donations determine what type of policing we are sentenced to." Grow further asks "What does our sheriff's department and commission think about private money being given."

Sheriff Kirn entered at 9:37 am.

Commissioner Stites advised she went to the foundation lunch presentation of the camera system that left a lot of unsure questions. A discussion on the camera system ensued. Grow brought up the states record retention of video footage must be kept 30 days and review before it could be deleted. Kirn stated that S&T was in charge of that and that S&T cannot just set it up unless another agency requests it. Kojro advised he sees it as a S&T toy. Hicks advised he remembers when video became a thing out in public, he gets that you are out in public but he is saddened by thinking that we need to watch everything every minute. Grow would like things to be funded by the budget and not private organizations. Hicks agreed that he does not like it. It was stated that the university has cameras at every major intersection. Auxier completely understands and advised you are a law-abiding citizen but are treated as is you are guilty. Hicks does not believe you can change moral behavior with videos. Kirn advised he does not think the camera system will be used much. Grow thinks that there has to be good information

brought to the public on what kind of policing they should be expecting. Grow would really like people to ponder whether private funding should be used for public policing. Kirn mentioned the university is 90% private funded. Stites thinks an email to the foundation asking that question is where to start.

Grow and the Focus reporter left at 10:12am.

IN THE MATTER OF
JAIL EXPANSION:

Sheriff Kirn gave an update on the jail expansion.

Schweikhardt left at 10:18am.

IN THE MATTER OF
ACCOUNTS PAYABLE:

Commission reviewed and approved invoices in the amounts of \$107,847.92 for Goldberg Group, \$129,688.84 for Self-Insured policy.

IN THE MATTER OF
CORNER:

County Commission discussed the Corners office with Kirn.

Recorder Robin Kordes entered at 10:35 am.

Kirn left and Treasurer Cathy Tipton entered at 10:42 am.

IN THE MATTER OF
ADP:

Tipton gave an update on integration with ADP and New-world and a discussion ensued. Stites asked for a list of what is needed from ADP to help communicate the concerns.

Wilson left at 10:55am.

Deputy Clerk Lisa Dowdy entered at 11:00 am followed by local resident Shawn Coverdell at 11:06 am.

Dowdy and Tipton left at 11:30 am.

IN THE MATTER OF
QUAIL NEST:

Coverdell wanted to clarify what the commission had said about Quail Nest Road. Commissioner Auxier said the county does not maintain the road as it is a private road.

Coverdell left at 11:35 am.

IN THE MATTER OF
COUNTY ROAD SPECIFICATIONS:

Commission signed the regulation they approved on May 30th

Commissioner Hicks made some changes on subdivision regulations per Kordes' request. Hicks does not think that they need to send back to Fox for the edits.

SUBDIVISION REGULATIONS

Subdivision Plats will be presented to the County Commission for acceptance in accordance with these regulations. None of the roadways within a planned subdivision will be accepted by the County to be included in the County maintenance program until construction of the public improvements are approved by the County.

Section 1.0 - Preliminary Plat

The submittal of a Preliminary Plat early in the design process is to assist the developer and receive comments from County staff prior to spending money on design engineering.

1. The subdivider shall submit a Preliminary Plat and supporting documentation prior to delivery of the final plat. County staff will review this material and provide input to the subdivider concerning design standards and improvement requirements.
2. The Preliminary Plat is intended to be conceptual in nature. The Preliminary Plat should provide information sufficient to determine general compliance with County regulations and policies.
3. The Preliminary Plat should be submitted twenty (20) days prior to the County Commissioners meeting to allow for time to be reviewed by County staff.
4. At a minimum the Preliminary Plat should include the following information:
 - a. Scale, north arrow, and date prepared.
 - b. The Preliminary Plat shall list the proposed subdivision name and the name and address of the owner and subdivider.
 - c. A location map to generally locate the property to be subdivided.
 - d. The general dimensions for the property to be subdivided including property lines, existing easements, public rights-of-way, flood prone areas, streams, etc.
 - e. The approximate location, dimensions, and configurations of all proposed lots and proposed street rights-of-ways.
5. The Commission will approve, conditionally approve, or disapprove the Preliminary Plat by resolution and notify the developer/landowner within twenty (20) days of the County Commission meeting at which time such action is taken.
6. The approval of the Preliminary Plat by the Commission does not constitute or affect an acceptance by the County of the dedication to public use any roadway or other improvements shown on the Preliminary Plat.
7. Supporting engineering design plans shall also be submitted for roadways, culvert crossings, bridges, and any other public improvements that will be accepted and maintained by the County after acceptance of the Final Plat.
8. The approval of the Preliminary Plat shall be effective for one (1) year, unless a Final Plat is approved for any phase shown on the Preliminary Plat and/or construction of the public improvements have begun within the one (1) year time frame. Once a Final Plat for a partial phase is approved the remainder of the Preliminary Plat is effective for ten (10) years, provided that any subsequent Final Plat and public improvements must adhere to the current County ordinances at the time of filing of the Final Plat. The developer/landowner will have three (3) years from the date of approval of the

Preliminary Plat to complete construction of the public improvements and submit the Final Plat for any phase.

Section 2.0 -- Final Plat

The Final Plat is the detailed drawing of the proposed subdivision containing all appropriate signatures for ownership, County approvals, surveyors, etc. that will be recorded at the County Recorder of Deeds Office.

1. The subdivider shall submit the Final Plat and supporting certificates to allow County staff to review this material and provide input to the subdivider of missing elements and/or revisions required prior to approval by the County Commission.
2. The Final Plat shall be in substantial conformance to the approved Preliminary Plat.
3. The Final Plat should be submitted twenty (20) days prior to the County Commissioners meeting to allow for time to be reviewed by County staff.
4. The Final Plat may contain a portion of the overall subdivision approved in the Preliminary Plat, if completed in phases/additions.
5. The Final Plat will meet the requirements of Missouri Minimum Standards for Property Boundary Surveys.
6. At a minimum the Final Plat should include the following information:
 - a. Name of subdivision and phase/addition if appropriate.
 - b. Title block indicating the plat to be "Final."
 - c. Name and address of the owner and subdivider.
 - d. Name and address of the surveyor and/or engineer.
 - e. Scale, north arrow and date prepared.
 - f. A location map to generally locate the property to be subdivided.
 - g. The legal description of the land to be subdivided with total acreage.
 - h. Lot boundary lines showing bearings, distances, radii, chord distance, etc so that every line, angle, and curve can be surveyed.
 - i. Location and widths of existing and proposed street right-of-ways.
 - j. Location and widths of existing and proposed easements.
 - k. Lot numbers and areas in square feet and acres of each proposed subdivision lot.
 - l. Location of water courses, wetlands, ponds, and other relevant features that might impact development.
 - m. Locations of any 100-year and 500-year flood plain and the approximate BFE (Base Flood Elevation).
 - n. Surveyors Certificate
 - o. Owners Certificate
 - p. Signature block for Presiding Commissioner and County Clerk and date approved by County Commission.
 - q. Signature block for Phelps County Collector of Revenue stating that all taxes have been paid.

- r. Signature block for Phelps County Recorder of Deeds identifying the cabinet and file number of the Plat.
 - s. Other certificates required by Missouri state statutes.
7. Submit as-built drawings for public improvements depicting as constructed elements.
 8. Submit certification from developer's engineer that all public improvements were completed in accordance with approved plans for public improvements.
 9. Submit engineers' estimate for uncompleted public improvements, if required.
 10. Submit financial assurance (form acceptable to County Commission) in the amount equal to 125% of the Engineer's estimate for the uncompleted work for the public improvements, if required.
 11. The Commission will approve, conditionally approve, or disapprove the Final Plat by resolution and notify the developer/landowner within twenty (20) days of the County Commission meeting at which time such action is taken.

Section 3.0 – Submittal Requirements

1. Preliminary Plat
 - a. Submit four (4) copies of the Preliminary Plat as required in Section 1.0.
 - b. Submit copies of the Preliminary Plat a minimum of twenty (20) days prior to the County Commission meeting.
2. Final Plat
 - a. Submit two (2) original signed (wet signatures) copies of the Final Plat and supporting certificates as required in Section 2.0.
 - b. Submit four (4) copies of the Final Plat as required in Section 2.0.
 - c. Submit original (signed) and copies of the Final Plat a minimum of twenty (20) days prior to the County Commission meeting.
 - d. Submit one (1) copy of as-built drawings for public improvements depicting as constructed elements.
 - e. Submit certification from developer's engineer that all public improvements were completed in accordance with approved plans for public improvements.
 - f. Submit engineer's estimate for uncompleted public improvements, if required.
 - g. Submit financial assurance for uncompleted public improvements, if required.
 - h. After approval by the County Commission submit an AutoCAD DWG file of the Final Plat for use within the County's GIS system and to be recorded with the County recorder.

Section 4.0 – Recordation

1. The developer/landowner is responsible for recording the approved, signed, Final Plat with the Phelps County Recorder of Deeds and all associated costs for recording.
2. No lots may be sold until the Final Plat is submitted to the Recorder of Deeds Office.
3. The Final Plat will be deemed invalid if not recorded within twelve (12) months of the acceptance of the Final Plat by the County Commission.

**Phelps County
Specifications & Regulations Acknowledgement**

I hereby state that I have read, understand, and agree to abide by the Phelps County specifications and regulations for Subdivisions, Utilities, and Design. The specifications and regulations must be followed in order for development to be accepted into the Phelps County road program.

DEVELOPER

By: _____

Date: _____

COUNTY COMMISSION

COUNTY ROAD SUPERVISOR

By: _____

By: _____

By: _____

Date: _____

By: _____

Date: _____

NOTARY

Subscribed and sworn to before me this _____ of _____. I am commissioned as a
(day) (month, year)

notary public within the County of _____, State of _____, and my
(county) (state)

commission expires on _____.
(date)

Signature of Notary

Date

(SEAL)

Phelps County Land Owner

**Road Department Regulations & Stormwater
Acknowledgement**

I hereby acknowledge that I am to follow all applicable County regulations. I acknowledge that it is the land owner's, or subdivision trustees', responsibility to maintain all stormwater drainage facilities and drainage easements located within an individual lot or subdivision common area for the conveyance of stormwater.

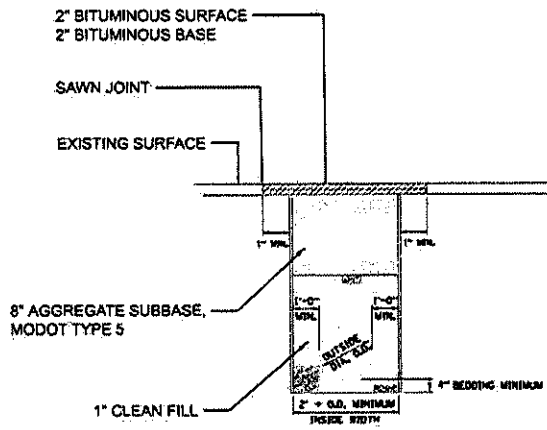
I also acknowledge that drainage ditches within the County right of way are not to be disturbed. For example, no obstructions are to be placed in the County ditches that will impede the flow of water, and sprinkler systems should not be in the right of way. If obstructions are found, the County may require that the obstruction be removed to maintain the drainage ditches in accordance with Missouri State Statute 229.

LAND OWNER

Signed: _____

Printed Name: _____

Date: _____



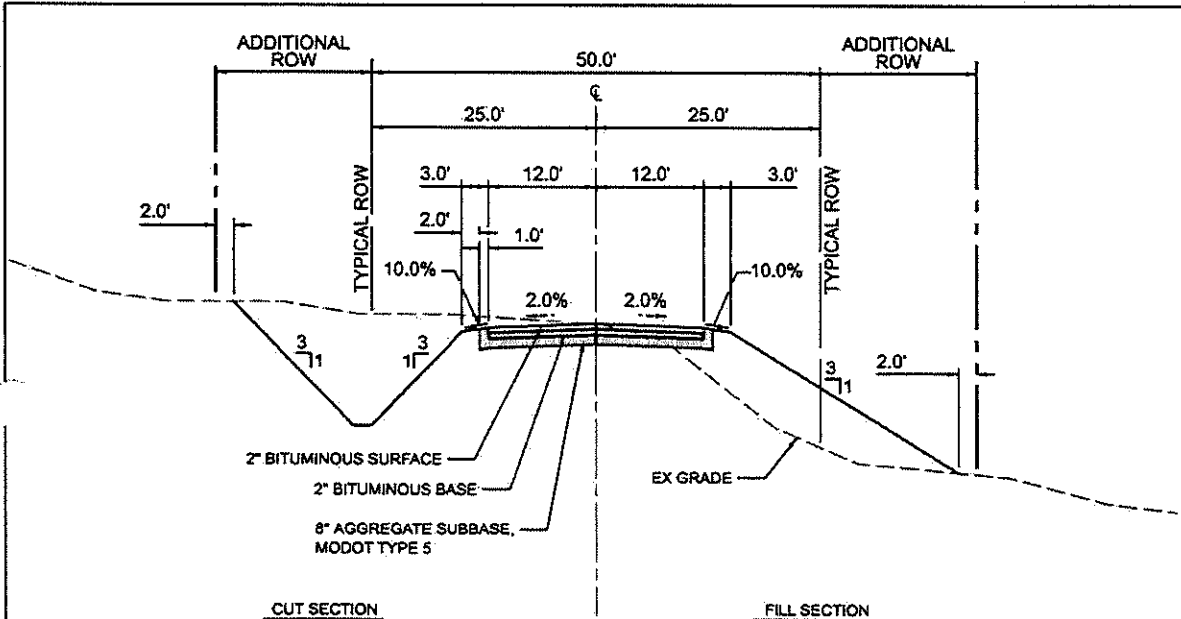
TYPICAL TRENCH SECTION

NOT TO SCALE



BENTON & ASSOCIATES, INC.
CONSULTING ENGINEERS / LAND SURVEYORS
3440 EAST STATE ROUTE 77
ROCK LAKE, MO 65401
PHONE: 373-575-0909 FAX: 373-545-4189
MO LICENSE FROM REGISTRATION NO. 061827

EXHIBIT "B"



TYPICAL ROAD SECTION

NOT TO SCALE



BENTON & ASSOCIATES, INC.
 CONSULTING ENGINEERS & LAND SURVEYORS
 804C EAST STATE ROUTE 72
 ROLLA, MO 65453
 PHONE: 336-78-0809 FAX: 336-264-1146
 MO DESIGN FIRM REGISTRATION NO. 021821

EXHIBIT "A"

Adopted this 30th day of May, 2024

APPROVED AS TO FORM:

Joey Auxier
Presiding Commission

Brendon Fox
Prosecuting Attorney

Sherry Stites
Commission District 1

Gary Hicks
Commissioner District 2

ATTEST:

Laura Johnson
County Clerk


Hicks left at 11:40 am for another meeting.

Hearing no other business commission adjourned at 12:01 pm.

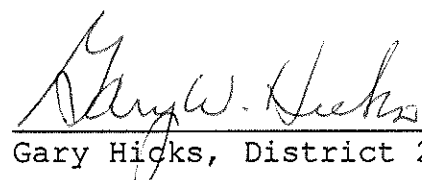
Read and Approved:



Joey Auxier, Presiding Commissioner



Sherry Stites, District 1 Commissioner



Gary Hicks, District 2 Commissioner

PHELPS COUNTY COMMISSION RECORD
June 6, 2024 Twentieth day of the April Term

Now at this 6th day of June, Commission met pursuant to adjournment and a quorum was present of the following members:

Joey Auxier, Presiding Commissioner
Sherry Stites, Commissioner District 1
Gary W. Hicks, Commissioner District 2

Deputy Clerk Peter Cook took minutes.

Also present was Treasurer Cathy Tipton.

**IN THE MATTER OF
ACCOUNTS PAYABLE:**

Commission reviewed and approved invoices in the amounts of \$20,408.68 for Contract Pay, \$133,261.16 for Self-Insured policy and KCL, \$29,553.18 for Senior Companions, \$57,796.23 for A - L and \$109,927.23 for M - Z.

Tipton left at 9:20am.

**IN THE MATTER OF
MERAMEC COMMUNITY ENHANCEMENT CORPORATION:**

Commissioner Hicks gave a report on the most recent MCEC meeting.

Ernest Kost, Ray Mowery, and Janet Janson from First State Community Bank entered at 9:45am.

Glenn Suschanke from the PCSD, Treasurer Cathy Tipton, Attorney Mark Grimm with Gilmore Bell and the Focus reporter entered at 9:51am.

**IN THE MATTER OF
JAIL EXPANSION PHASE 2:**

Grimm gave an overview on the ordinance attached.

ORDER NO. 2024-06-06-1

AN ORDER AUTHORIZING PHELPS COUNTY, MISSOURI, TO ENTER INTO A LEASE PURCHASE TRANSACTION TO PAY THE COSTS OF PHASE 2 OF THE COUNTY'S LAW ENFORCEMENT CENTER PROJECT; AND AUTHORIZING THE EXECUTION OF CERTAIN DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH.

WHEREAS, Phelps County, Missouri (the "County"), finds and determines that it is advantageous and in the best interests of the County to enter into certain transactions with First State Community Bank (the "Bank") to provide funds, together with other legally available funds of the County, to (1) construct, expand, renovate, remodel, furnish and equip "Phase 2" of the County's law enforcement center (the "2024 Project") and (2) pay certain costs in connection with the execution and delivery of the documents approved herein; and

WHEREAS, the County owns certain real property and the improvements now or hereafter located thereon, including the real property upon which the law enforcement center is situated (the "Real Property"); and

WHEREAS, as part of the 2024 Project, the County will acquire and install certain personal property on the Real Property (the "Personal Property"); and

WHEREAS, to facilitate the foregoing and to pay the cost thereof, it is necessary and desirable for the County to take the following actions:

1. Enter into a First Amendment to Base Lease (the "First Amended Base Lease"), in substantially the form of Exhibit A, with the Bank, which amends and supplements the Base Lease dated as of August 1, 2022 between the County and the Bank;
2. Enter into a Second Amendment to Lease Purchase Agreement (the "Second Amended Lease"), in substantially the form of Exhibit B, with the Bank, which amends and supplements the Lease Purchase Agreement dated as of August 1, 2022 (the "Original Lease"), as amended and supplemented by a First Amendment to Lease Purchase Agreement dated as of July 1, 2023 (the "First Amended Lease" and, together with the Original Lease and the Second Amended Lease, the "Lease"), pursuant to which the County will lease the Real Property and the Personal Property from the Bank with an option to purchase the Bank's interest therein;
3. Execute a Federal Tax Certificate (the "Tax Certificate"), in substantially the form of Exhibit C, which will set forth certain representations, facts, expectations, terms and conditions relating to the use and investment of the proceeds of the Tax-Exempt Portion (as defined in the Lease) of the Lease and of certain other related money, in order to establish and maintain the exclusion from gross income for federal income tax purposes of the Interest Portion (as defined in the Lease) of the Rental Payments (as defined in the Lease) attributable to the Tax-Exempt Portion of the Lease to be paid by the County, and to provide guidance for complying with the arbitrage rebate provisions of § 148(f) of the Internal Revenue Code of 1986, as amended;
4. Enter into an Account Control Agreement (the "Account Control Agreement"), in substantially the form of Exhibit D, with the Bank and First State Community Bank, as deposit bank, pursuant to which proceeds of the Lease will be deposited in a project account and disbursed to pay costs of the 2024 Project; and

5. Approve a Tax Compliance Services Proposal (the "Tax Compliance Proposal"), in substantially the form of Exhibit E, under which the County will engage Gilmore & Bell, P.C. to assist the County in complying with the federal tax laws related to the Tax-Exempt Portion of the Lease.

NOW, THEREFORE, BE IT ORDERED BY THE COUNTY COMMISSION OF PHELPS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. Approval of the County Documents. The First Amended Base Lease, the Second Amended Lease, the Tax Certificate, the Account Control Agreement and the Tax Compliance Proposal (collectively, the "County Documents") are hereby approved in substantially the forms submitted to and reviewed by the County Commission on the date hereof, with such changes therein as are approved by the Presiding Commissioner. The Presiding Commissioner's execution of the County Documents will be conclusive evidence of such approval. The Presiding Commissioner is hereby authorized and directed to execute and deliver the County Documents and to approve changes to the County Documents on behalf of and as the act and deed of the County. The County Clerk is hereby authorized to affix the County's seal to the County Documents and to attest said seal.

Section 2. Further Authority. The County will, and the officials and agents of the County are hereby authorized and directed to, take such actions, expend such funds and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Order and to carry out, comply with and perform the duties of the County with respect to the County Documents and the other documents authorized or approved hereby. Without limiting the generality of the foregoing, the County Commission specifically authorizes and directs the prompt payment of all closing costs relating to the County Documents.


Section 3. Severability. The sections of this Order shall be severable. If any section of this Order is found by a court of competent jurisdiction to be invalid, the remaining sections shall remain valid, unless the court finds that: (a) the valid sections are so essential to and inseparably connected with and dependent upon the void section that it cannot be presumed that the County Commission has or would have enacted the valid sections without the void one, and (b) the valid sections, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent. The invalid provision shall be omitted, and this Order shall be amended to the extent possible to conform to the original intent of the County.

Section 4. Governing Law. This Order shall be governed exclusively by and construed in accordance with the applicable laws of the State of Missouri.

Section 5. Effective Date. This Order shall be in full force and effect from and after its passage by the County Commission.

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PASSED and APPROVED this 6th day of June, 2024.



Jory Auxier, Presiding Commissioner




Sherry Stites, Commissioner District 1




Gary W. Hicks, Commissioner District 2





Laura Johnson, County Clerk


Deputy County Clerk

Stites Moved to adopt ordinance 2024-06-06-1 and change order 017, Hicks seconded, motion carried.

Kost, Mowery, Janson, Suschanke and Tipton left at 10:25am.

IN THE MATTER OF
Real-estate COURT ORDER:

Stites moved to approve certificate 2023000083, Hicks seconded, motion carried.

IN THE MATTER OF
MRPC APOINTMENTS:

Presiding Commissioner Auxier made some appointments to vacant boards.

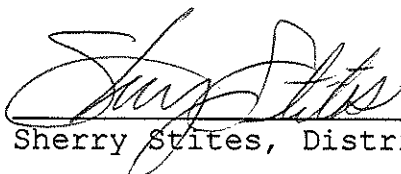
Recorder Robin Kordes entered at 11:23am.

Hearing no other business commission adjourned at 12:05am

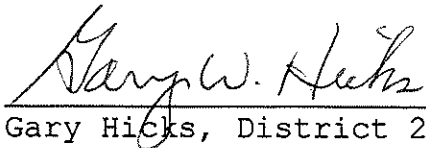
Read and Approved:



Joey Auxier, Presiding Commissioner



Sherry Stites, District 1 Commissioner



Gary Hicks, District 2 Commissioner

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Phelps County Commission Record
June 11, 2024 Twenty-First Day of the April Term

Now at this 11th day of June, Commission met pursuant to adjournment and a quorum was present of the following members:

Joey Auxier, Presiding Commissioner
Sherry Stites, District 1 Commissioner
Gary Hicks, District 2 Commissioner

Deputy Clerk Bethany Hawkins took notes.

In the matter of
Floodplain application:

Commissioner Auxier moved to approve flood plain development permit application #05-24-2024-01, Commissioner Stites seconded, motion carried.

In the matter of

Private Drive 8154:

Discussions were had regarding Mr. Matthews' property on private drive 8154 inherited from his father. Norman Matthews had come into the County Clerk's office on June 10th and has concerns about the assessment of his property. Commission looked up the specific property on GIS to view. Discussions were had on Mr. Matthews being advised back in January to go to the BOE board regarding the property he has concerns over. Commission reviewed Mr. Matthews tax bills provided by the Collectors Office.

Local resident Chester Kojro entered at 9:26 am.

In the matter of
Citizen input:

Kojro discusses with Commissioner Stites the difference between naming private drives and private roads. Further discussions were had about the process of changing a private road name in the county.

Health Department Director Ashley Campbell entered at 9:54 am.

In the matter of
Health Department contract:

Campbell provides commission with a current Emergency Services contract. Commission read and approved.

Campbell left at 10:00 am.

Treasurer Cathy Tipton entered at 10:03 am.

In the matter of

Sales Tax reports:

Treasurer provides commission with reports on County's sales tax. Brief discussions were had on the financial standing.

Kojro left at 10:30 am.

In the matter of

New Jail expansion tour:

Commission left the chambers at 10:30 am to take a tour of the new jail expansion project. Commission returned to chambers at 11:25 am.

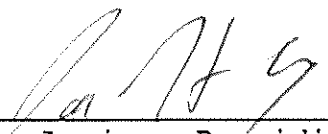
In the matter of

Board nominee appointments:

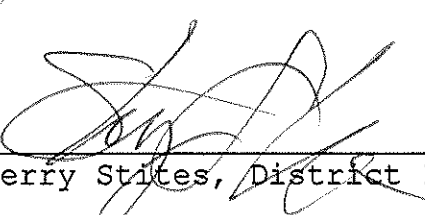
Commissioner Auxier filled out and signed the At Large Nomination for Ag Business Nominee: Matt McCarter and the At Large Nomination for Small Business Nominee: Taisia Gordon.

Hearing no other business meeting adjourned at 12:00 pm.

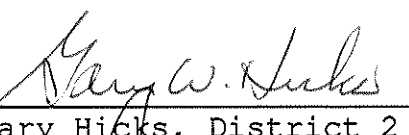
Read and Approved:



Joey Auxier, Presiding Commissioner



Sherry Stites, District 1 Commissioner



Gary Hicks, District 2 Commissioner

Phelps County Commission Record

June 13, 2024 Twenty-Second Day of the April Term

Now at this 13th day of June, Commission met pursuant to adjournment and a quorum was present of the following members:

Joey Auxier, Presiding Commissioner
Sherry Stites, District 1 Commissioner
Gary Hicks, District 2 Commissioner
Laura Johnson, County Clerk

Also present was Circuit Clerk Marlaina Wallace.

In the matter of
Circuit Clerk potential budget amendment:

Wallace advised she is still waiting on one more company to get back to her and requests to have this matter moved to a later date. She advised she has 2 machines that are old and need replaced as they are costing her a lot of money. Wallace further explained she has been advised by Judge Clayton that she needs to increase the probate attorneys budget line as there is a huge influx in probate cases that need more attorneys to represent the cases. Commissioner Stites advised Wallace to try and reach out to the state to see if there is any funding available to help supplement the costs for these needed upgrades for the employees. Commissioner Hicks advised Wallace to try to find the funding from other lines in her budget before making an amendment. Wallace advised she will try to reach out to Judge Hickle to see if she could utilize some funding from the court drug fund to help offset some of these costs.

The Focus reporter entered at 9:17 am. Wallace left at 9:21 am.

In the matter of
Accounts Payable:

Commission reviewed and approved invoices in the amounts of \$34,827.70 for A - L, \$28,605.75 for M - Z, \$7,877.06 for Payroll Deductions and \$31,016.28 for UMB Eats/Rolla Westside TIF.

In the matter of
MRDC meeting report:

Commissioner Hicks gave report of the MRDC meeting. He advised our portfolio is down to roughly \$6 million and it needs to be around \$10 million to be able to maintain the fees and administration associated for the county. Discussions were had on the need for the banks in the community to be more involved in the program. Further discussions were had on the MRDC board members role is to just review and approve the application that's submitted so it can move on to the next phase. Hicks advised the need is currently that the banks need to know more about this program and how easy it is for them to work with.

The focus reporter left at 9:58 am. Brandi Richardson from extension council entered at 10:02 am.

In the matter of
Extension Council updates:

Richardson advised council the MU extension is working on plans to create a memorial for a former employee that passed away. Discussions were had on there being an opening in the office now for a nutritionist in the MU Extension office. Richardson advised they just had 25 graduates from one of their classes, they restarted the women in Wilderness program and they just received a grant in the amount of \$18,800 from the NRA for the 4-H shooting class.

Brandi Richardson left at 10:24 am.

Recorder Robin Kordes entered at 11:23 am.

In the matter of
Commission Record cabinets:


Discussions were had on how many cabinets need to be brought over from the Recorder's office into the Commission chambers to accurately store the commission records.

Hearing no other business commission adjourned at 12:00 pm.


Read and Approved:



Joey Auxier, Presiding Commissioner



Sherry Stites, District 1 Commissioner



Gary Hicks, District 2 Commissioner

Phelps County Commission Record
June 18, 2024 Twenty-Third Day of the April Term

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

Joey Auxier, Presiding Commissioner
Sherry Stites, District 1 Commissioner
Gary Hicks, District 2 Commissioner
Laura Johnson, County Clerk

Also present were Mark Case with Road and Bridge and Local resident Les Spencer.

In the matter of
Citizen input:

Les Spencer advised commission he wants his road fixed. Commission advised they have a counter on County Road 3310 so they can see if the entire road has enough traffic to justify paving the whole road instead of just patching.

In the matter of
CDBG close out documents:

Commission reviewed and signed the close out paperwork for the CDBG funds that were utilized by the Phelps Connections for Seniors.

In the matter of
MRPC Admin Fee Invoices:

Commission reviewed the Admin fee invoice for MRPC in the amount of \$475.70. Hicks moved to approve payment of the invoice, Stites seconded, motion carried.

Collector Faith Barnes entered at 9:14 am.

Spencer left at 9:20 am.

Local resident Chester Kojro entered at 9:25 am.

In the matter of
Road and Bridge updates:

Case advised Ridenhour construction will be back to the area of Stoltz and Kilpatrick to finish up work along that area. He further advised aptitude has not returned any calls in reference to some boxes that have been put in incorrectly and need to be moved. Case advised the tractor that the Road department was going to attempt to trade has a blown motor and will not be able to trade it in on a new tractor now. Discussions were had on whether the county should fix it or sell it as is. Commissioner

Hicks pulled up a MowerMax video to show what is available that would do more for potentially less amount of money.

In the matter of
Duke Fire ARPA fund request #4:

Commission reviewed and approved request #4 in the amount of \$28,512.50 for the allotted ARPA funds to Duke Fire for improvements.

In the matter of
BRO invoice #9:

Commission reviewed and approved the Great Rivers invoice #9 and the Reimbursement letter for BRO-R081(14) in the amount of \$6,077.94.

Case left at 9:53 am and Assessor Time Kean entered at 9:53 am.

Circuit Clerk Marlaina Wallace and Lt. Rick Hope entered at 10:00 am followed by Recorder Robin Kordes at 10:01 am. Kordes left at 10:07 am.

In the matter of
County Employee handbook review of edits:

Discussions were had on who would handle a complaint and investigate it. Hope advised the sheriff's department has always handled their own complaints and advised there is a step system that they have in place. Further discussions were had and it was decided that after the complaint is filed with the county clerk then it goes to commission. Hicks advised he would suggest compiling a committee of 3 elected officials, create bylaws and send those members to training. Discussions were had on the need for an HR department again. Stites advised there are free trainings available through MAC that we should be utilizing. Commission asked Wallace to see if she could print out the states grievance policy to give the county a guideline in implementing one at the county level. Discussions were had on this finalized handbook being uploaded and required signing each year by all employees. Further discussions were had on the need to fund an HR department for the county.

Wallace left at 10:41 am.

Carol Greene from the Treasurers office entered at 11:00 am.

Kordes left 11:12 am followed by Hope, Greene and Kean at 11:14 am.

In the matter of
Human Resources department:

Discussions were had on the need for creating a separate office space and hiring at least 1 full time employee with HR experience for the county. Commission advised they will look at

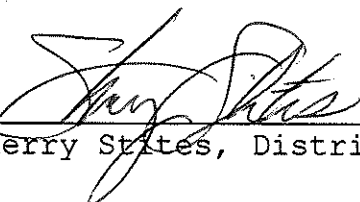
implementing this position at the beginning of the year next year.

Hearing no other business meeting adjourned at 12:02 pm.

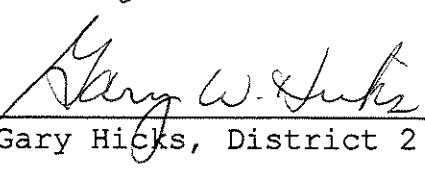
Read and Approved:



Joey Auxier, Presiding Commissioner



Sherry States, District 1 Commissioner



Gary Hicks, District 2 Commissioner

Phelps County Commission Record

June 20, 2024 Twenty-Fourth Day of the April Term

Now at this 20th day of June, Commission met pursuant to adjournment and a quorum was present of the following members:

Joey Auxier, Presiding Commissioner
Sherry Stites, District 1 Commissioner
Gary Hicks, District 2 Commissioner
Laura Johnson, County Clerk

Also present were Circuit Clerk Marlaina Wallace.

In the matter of
Circuit Clerk potential budget amendment:

Wallace advised commission she has found some other options to having her equipment replaced. She advised commission she has a quote from GFI that would be leasing the equipment instead of purchasing it out right and would be a 60-month contract. This contract would consist of 3 machines instead of 2 and it would save her money. Discussions were had that she does not need to make an amendment by doing this lease that will save money and replace the machines that are not fully operational. Commissioner Hicks asked Wallace to run this past the County Prosecuting attorney to make sure there are no bidding requirements before accepting the contract. Commissioner Hicks moved to approve the lease pending the approval of the Prosecuting Attorney, Commissioner Stites seconded, motion carried.

The Focus reporter entered at 9:13 am. Wallace left at 9:22 am.

In the matter of
Review of previous minutes:

Commission reviewed and approved minutes from the 5/21, 5/23, 5/28 and 5/30 meetings.

In the matter of
Accounts Payable:

Commission reviewed and approved invoices in the amounts of \$28,512.50 for Oak Valley Building, \$963,568.76 for River City Construction, \$120,348.58 for A - L and \$53,289.60 for M - Z.

In the matter of
B.O.E. hearing publication:

Commission reviewed the proposed Board of Equalization (BOE) hearing publication. Commissioner Hicks moved to approve the BOE hearing publication, Commissioner Stites seconded, motion carried.

Kent Bagnel from the Morning Mayor Radio show entered at 9:56 am. The focus reporter left at 9:57 am.

In the matter of
General discussions:

Discussions were had on the I-44 construction progress and that all 4 lanes are supposed to be opened within 30 days. The project will still be ongoing but the traffic should flow much better. Further discussions were had on the I-44 widening study that will take a few years to complete.

In the matter of
The next BRO project:

Commission received an email asking if there is a Bridge that needs to be added to the next BRO project. Discussions were had on the next bridge that is in dire need for replacement being the County Road 2110 bridge. Commission advised Great Rivers project manager via email that they would like for this bridge to be done in FY 2026.

Kent Bagnel left at 10:48 am.

Local resident Chris Fischer entered at 10:51 am.

In the matter of
Tree trimming needed on CR 5090:

Fischer advised commission there is a tree that has limbs stretching over the road that is impeding the traffic. He advised he has tried contacting the land owner and is not having any luck getting it trimmer back so he is coming to commission for help. Commission advised they will have the Road and Bridge department put that on their list to see if it needs to be trimmed back.

Fischer left at 11:01 am.

In the matter of
Benton County Commissioner call:

Benton County Commissioner called in to commission with questions about the vicious, threatening, destructive animal ordinance that we have in place. They advised they mimicked our ordinance and are receiving push back from their prosecuting attorney.

Presiding Commissioner left at 11:13 am for a previous engagement.

Treasurer Cathy Tipton entered at 11:25 am.

In the matter of
ADP issues:

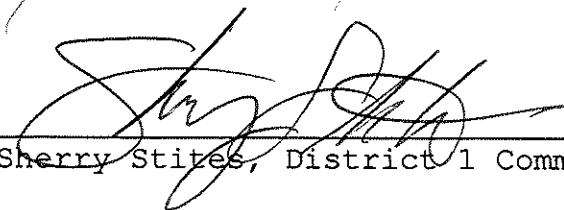
Tipton provided commission with an email thread between herself and ADP of ongoing issues. Discussions were had on the matter and the issue of ADP advising they can do specific things we need at the beginning but now they are telling us those things can't be done.

Hearing no other business commission adjourned at 12:08 pm.

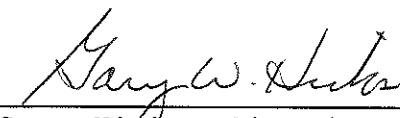
Read and Approved:



Joey Auxier, Presiding Commissioner



Sherry Stites, District 1 Commissioner



Gary Hicks, District 2 Commissioner

Phelps County Commission Record
June 25, 2024 Twenty-Fifth Day of the April Term

Now at this 25th day of June, Commission met pursuant to adjournment and a quorum was present of the following members:

Joey Auxier, Presiding Commissioner
Sherry Stites, District 1 Commissioner
Gary Hicks, District 2 Commissioner
Laura Johnson, County Clerk

Also present were the Collector Faith Barnes and Assessor Tim Kean.

In the matter of
Quarterly Federal Excise Tax Return-Form 720:

Commissioner Hicks moved to approve the signing by the Presiding Commissioner of the Form 720 for the county, Commissioner Stites seconded, motion carried.

In the matter of
SB190/SB756 discussions:

Barnes advised she attended a recent Collectors training and gave brief over view of the changes to come with SB 756 that was enacted to correct SB 190 discrepancies. Barnes advised commission she would like to see a person hired that would float between the collector, assessor and County Clerks office to assist with the application process that will come with enacting the tax brakes to senior citizens.

Mark Case and Michelle Bock from Road and Bridge department entered at 9:18 am.

County Clerk asked Barnes with the current separation of duties required by the auditors will this create an issue having 1 person work in all 3 of our offices. Barnes believes she does not think this will be an issue but one of us will need to make a phone call to the state auditors office. Discussions were had on the process and what rolls each office would play in this tax cut implementation. County Clerk advised we really have to watch the budget and she is not sure where this additional money is going to come from. Barnes advised that is why we need to be thinking of this now so we have a plan moving forward for next years budget.

Local resident Chester Kojro entered at 9:30 am.

Barnes and Kean left at 9:40 am.

In the matter of
Speed limit on County Road 2000:

Discussions were had on a citizen complaint received about the speed limit needing changed due to dangerous intersection.

Commissioner Stites called and left a message for Preston with MoDOT to request they change their section of the road to 35 mph instead of 45 mph.

In the matter of
Road and Bridge new truck vehicle title:

Bock presents commission with the title for the new 2024 ford f-550 truck for the road & Bridge department. Commissioner Hicks moved to approve the signing of the title, Commissioner Stites seconded, motion carried. This truck replaces an old 2008 f-550 sign truck.

In the matter of
Road & Bridge DNR form for the old facility:

Bock presents commission with a form that DNR is requesting for the old facility. Commission reviewed, completed and returned the form to Bock to forward on to DNR.

In the matter of
Road Count report on 3310:

Case presents commission with the road count report conducted on County Road 3310 and also provided the Teep study. Discussions were had on the last time this road was paved. Further discussions were had on the road needing some drainage maintenance before there is an asphalt laid.

In the matter of
Review of previous Commission Minutes:

Commission reviewed and approved with minor edits the minutes from the 6/4, 6/6, 6/11, 6/13, 6/18 and 6/20 commission minutes. Kojro left at 10:30 am followed by Case and Bock at 10:33 am.

In the matter of
Accounts Payable:

Commission reviewed and approved invoices in the amounts \$680.22 for Rapid Financial, \$6,264.69 for Aflac & Liberty National and \$131,276.84 for Self-Insured UMR & KC Life.

Carol Green from the Treasurers office entered at 10:57 am followed by local resident Chester Crider at 10:58 am.

Crider left at 11:15 am followed by Green at 11:28 am.

Hearing no other business commission adjourned @ 12 pm.

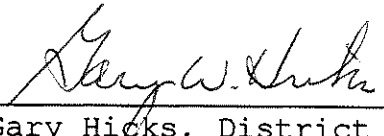
Read and Approved:



Joey Auxier, Presiding Commissioner



Sherry Stites, District 1 Commissioner



Gary Hicks, District 2 Commissioner

Phelps County Commission Record
June 27, 2024 Twenty-Sixth Day of the April Term

Now at this 27th day of June, Commission met pursuant to adjournment and a quorum was present of the following members:

Joey Auxier, Presiding Commissioner
Sherry Stites, District 1 Commissioner
Gary Hicks, District 2 Commissioner
Laura Johnson, County Clerk

Also present were Recorder Robin Kordes and Collector Faith Barnes.

Kordes left at 9:15 am.

In the matter of
SB190/SB756 discussions:

Discussions were had on the SB190 and SB756 bills referring to Senior Citizen tax breaks. Commissioner Hicks advised he would like to see CCAM and MAC come together to create how this should be implemented so it is uniform across all third classification counties. This would prevent citizens from complaining about how each county has this tax break set up.

Assessor Tim Kean entered at 9:25 am.

In the matter of
Elevator Drilling:

Kean advised commission that he has heard the crew conducting the drilling for the elevator is laughing at the fact that we are staying open during this process as it will be as loud as a jet engine. Discussions were had on the potential to close the courthouse during this time to prevent any hearing damages to employees and citizens that would attempt to conduct business during the drilling. Further discussions were had on the potential of having employees come in the evening to process things that have to be done if it is discovered to be too loud for normal business to be conducted during the process.

Barnes and Kean left at 9:54 am.

In the matter of
Things happening in Phelps County:

Discussions were had on the influx of citizens to the area because of Phelps Health and S&T. Further discussions were had on the single-family housing plans getting ready to be implemented in the area to support the influx of citizens/families.

Health department director Ashley Campbell and Admin Assistant Theresa Lasher entered at 10:54 am.

Sissy Korich entered at 11:01 am.

In the matter of
Elevator Drilling continued:

Korich advised the drilling should start in about 15 minutes.

Korich, Campbell, Auxier, Stites, Hicks and Johnson all left at 11:12 am to see the set up for the drilling of the elevator shaft.

Auxier, Stites, Hicks and Johnson returned at 11:22 am.


Hicks left at 11:30 am for a prior scheduled meeting.

Hearing no other business commission adjourned at 11:58 am.

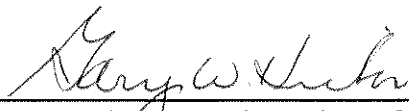
Read and Approved:



Joey Auxier, Presiding Commissioner



Sherry Stites, District 1 Commissioner



Gary Hicks, District 2 Commissioner