

# PHELPS COUNTY COMMISSION RECORD

December 4, 2018 Nineteenth day of the October term

Now at this the 4<sup>th</sup> day of December 2018 the Commission met pursuant to adjournment and a quorum was present of the following members:

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

## IN THE MATTER OF COURTHOUSE CLOSURE:

Due to the governor's declaration of a state holiday for Missouri state employees on Monday, December 24, 2018, as moved by Commissioner Hicks, seconded by Commissioner Stratman, the Phelps County Courthouse will be closed that day. The building will remain open on Wednesday, December 5, 2018, the national day of mourning for President George H. W. Bush. Phelps County Focus Staff Writer Andrew Sheeley was present.

## IN THE MATTER OF DOCUMENT DESTRUCTION:

On a motion by Commissioner Hicks, seconded by Commissioner Stratman, the destruction of the following documents pertaining to the March 15, 2016 Presidential Preference Primary beyond their statutory retention limit of 22 months was approved:

- Optical Scan Seal Verification Form, Test Deck, Optical Scan Tapes, Manual Tally Sheet, Tub Blue Verification Form, Certificates of Appointments, Permission from Texas County for Jennifer Branson.
- Opened Absentee Envelopes, Disqualifies/Rejected Absentee Envelopes
- Voted Ballots- Dillon Central, Edgar Springs N&S / Spring Creek E&W, Dillon South
- Voted Ballots- Jerome, Newburg 1&2 / Liberty E&W, Dawson/St James Wd 1,2, &3, Dillon North, Cold Spring East, Cold Spring West, Meramec/St James WD 4 / St James Outside E&W, Rolla Ward 1, Federal/ Intrastate Overseas only4, Rolla Ward 5, Rolla ward 6, Rolla OS south.
- Voted Ballots- Rolla Ward 2, Rolla Ward 3, Rolla Ward 4, Miller E&W/ Rolla Outside North, Absentee, Doolittle Wd 1,2,3 Outside.
- Unvoted Ballots- Rolla Ward 3, Dillon North, Rolla Outside South, Intrastate/ Overseas, Absentee
- Unvoted Ballots- Dillon Central, Dillon South, Rolla Ward 5, Doolittle WD 1,2,3 Outside, Rolla Ward 4, Rolla Ward 6, Meramec / St James Wd 4 / St James OS E&W, Jerome, Newburg 1&2 / Liberty E&W, Cold Spring East, Cold Spring West, Miller E&W / Rolla Outside North, Dawson/ St James Wd 1,2, &3, Edger Springs N&S Springs Creek E&W, Rolla Ward 1, Rolla Ward 2
- Precinct Roster- Doolittle 1,2,3 Outside, Jerome, Newburg 1 &2 / Liberty E&W, Dillon Central, Dillion South, Cold Spring East, Cold Spring West, Rolla Ward 1, Rolla Ward 2, Rolla Ward 3, Rolla Ward 5, Rolla Ward 6, Rolla Outside South.

# PHELPS COUNTY COMMISSION RECORD

December 4, 2018 Nineteenth day of the October term

DOCUMENT DESTRUCTION, Continued:

- Test Deck, Public + Post test Result Tapes, 2 Apps for Absentee Ballots "Late", Dre Verification Sheets, Optical Scan Seal Verification Sheets, Provisional Ballots Envelopes, Spoiled Ballots.
- Unmarked Ballots, Precinct Books, Optical Scan Seal Sheets, all apps for Absentee Ballots, Spoiled Ballots, Military Absentee Ballot Envelopes, Portal Paperwork, Absentee Ballot Received Late/Placed in Wrong ballot Box, List of Walk-in Absentee + E19 Report, Result Tape.

April 2016 election documents were destroyed, after Commission approval, on November 30, 2018. Secure shredding was not required.

IN THE MATTER OF  
HEALTH DEPARTMENT GRANT:

Phelps/Maries Health Department Director Ashley Wann came to discuss a regional study of efforts to combat opioid abuse, called Healing in the Heartland, and the Commission signed a letter of support addressed to the Washington University Department of Psychiatry and Missouri Institute of Mental Health.

IN THE MATTER OF  
SALES TAXES:

At the request of Treasurer Carol Green, Missouri DOR Form 4379 permitting her to request information on local sales tax collections by business as she has done once yearly, was approved on a motion by Commissioner Hicks, seconded by Commissioner Stratman.

IN THE MATTER OF  
CART FUNDS:

Treasurer Carol Green reported CART Funds for November 2018 as \$53,649.85 in gas tax, \$15,307.56 in motor vehicle sales tax, and \$7,000.67 in motor vehicle fees; they are 90%, 137%, and 97% to date of what was budgeted for 2018, respectively.

IN THE MATTER OF  
CITIZEN INPUT:

Local resident Dale Wands visited briefly with the Commission.

IN THE MATTER OF  
VICIOUS, THREATENING, AND  
DESTRUCTIVE ANIMAL ORDINANCE:

The Commission discussed penalties for violation of the ordinance under consideration. Prosecutor Brendon Fox arrived and will present a revision.

IN THE MATTER OF  
SPECIAL ROAD AND  
BRIDGE FACILITY:

# PHELPS COUNTY COMMISSION RECORD

December 4, 2018 Nineteenth day of the October term

SPECIAL ROAD AND BRIDGE FACILITY, Continued:

Superintendent of Roads Walter Snelson attended to present concerns about the Rolla Municipal Utility powerlines near the 204 Fairgrounds building. Local resident Chester Kojro attended.

IN THE MATTER OF  
ROAD EQUIPMENT:

Snelson reported to the Commission that Caterpillar would pick up 2 old graders and deliver two new ones, to be leased for 7 years.

IN THE MATTER OF  
COUNTY EMPLOYEE  
HEALTH INSURANCE:

Commissioner Stratman led some deliberations about the cost increases anticipated for the county's health insurance. Monthly total premium per employee will be \$1020.19 per person; \$267.37 fixed costs per employee are not negotiable. This leaves the remainder of \$752.82 per month per employee that might be negotiated with; a 90% funding ratio would yield \$944.91 per employee per month, total cost. With a loss ratio last year of 88%, 90% funding has rational justification. With a 40% rise in costs and large claims, the county elected not to contribute any part of dependent coverage, and to eliminate the buy-up option with its higher deductible. When consulted by phone, local agent Sheran Ashby said that if employees' costs were over 9.5% of their salary, the Health Insurance Marketplace was an option; Adjusted Gross Income and number of people in the household on the plan determines the subsidy. She will meet with employees who are in difficult circumstances because of their need for dependent coverage as the deadline for enrollment looms.


IN THE MATTER OF  
COURT ORDERS:


The Commission reviewed and approved personal property court orders 1940, 1941, 1942, 1943, 1944, 1945 and 1946.


IN THE MATTER OF  
ACCOUNTS PAYABLE:

The Commission reviewed and approved payment of 30 invoices in the amount of \$67,453.27.

READ AND APPROVED:

  
Randy Verkamp, Presiding Commissioner

  
Larry Stratman, Commissioner District 1

  
Gary W. Hicks, Commissioner District 2

# PHELPS COUNTY COMMISSION RECORD

December 6, 2018 Twentieth day of the October term

Now at this the 6<sup>th</sup> day of December 2018 the Commission met pursuant to adjournment and a quorum was present of the following members:

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

IN THE MATTER OF  
SPECIAL ROAD AND  
BRIDGE FACILITY:

Superintendent of Roads Walter Snelson came to again review the power supply and easement near 204 Fairgrounds Road, and Ice Removal. Phelps County Focus Staff Writer Andrew Sheeley was also present.

IN THE MATTER OF  
REAL PROPERTY  
COURT ORDER:

As moved by Commissioner Hicks, seconded by Commissioner Stratman, Real Property Court Order 2018000021, for a parcel acquired by St. James Public Schools, was approved.

IN THE MATTER OF  
OFFICE HOLDERS AND  
DEPARTMENT HEADS MEETING:

In attendance were Assessor Bill Stoltz, Director of Building and Grounds Mark Brookshire, Collector Davis Haas, Sheriff Rick Lisenbe and Sheriff's Administrative Assistant Lorri Thurman, Sissy Korich of Building and Grounds, Phelps/Maries Health Department Director Ashley Wann, Prosecutor Brendon Fox and Linda Morris of the Prosecutor's Office. Presiding Commissioner Verkamp announced the closure of the Courthouse on Monday, December 24, 2018. Commissioner Larry Stratman then reported on the changes in the county's partially self-funded medical insurance premium schedule. The plan in place since January 2015, with Group Benefit Services of Springfield as third-party administrator (TPA), has a specific deductible of \$35,000; after this stop-loss reinsurance is initiated. The rates are based on loss ratio, which was 88% during the first 10 months of 2018. The contract includes deep discounts with Phelps County Regional Medical Center; 75% of the claims have been there. Stratman said the cost to fully fund-100% of losses-would be an increase of \$400,000 for the county. The employee only premium for 2018 was \$693 per month; for 2019 it will rise to \$1020, unless 90% funded, and then it would be \$944; the county intends to pay 90% of this, as has been its practice. The buy-up plan has cost the county significant sums; not only is this cost-prohibitive, but the county's 25% contribution to covering dependents is cost-prohibitive. These options will be eliminated. Fox asked about expanding the pool to other counties; Stratman said a less-healthy county would merely add to costs. Presiding Commissioner Verkamp highlighted some cost-saving strategies, such as generic drugs, 90-day prescriptions, and use of Teladoc and Qwest Labs.

# PHELPS COUNTY COMMISSION RECORD

December 6, 2018 Twentieth day of the October term

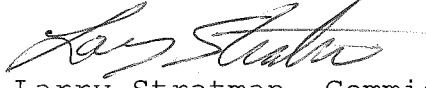
IN THE MATTER OF  
ACCOUNTS PAYABLE:

The Commission reviewed and approved 11, 165, and 99 invoices for \$65,439.32, \$21,731.87, and \$34,914.04, respectively. These were for payroll cycle deductions, employee reimbursements and garnishments; election pay and mileage for November 2018; and general invoices.

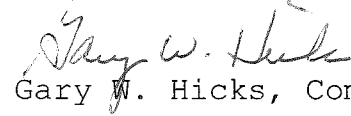
READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Larry Stratman, Commissioner District 1



Gary W. Hicks, Commissioner District 2

# PHELPS COUNTY COMMISSION RECORD

December 11, 2018 Twenty-first day of the October term

Now at this the 11<sup>th</sup> day of December 2018 the Commission met pursuant to adjournment and a quorum was present of the following members:

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

IN THE MATTER OF  
VENDOR PRESENTATION:

John Rodhouse with Spartan Security Solutions came to introduce his company to the Commission.

IN THE MATTER OF  
ROADS:

Superintendent of Roads Walter Snelson and Michelle Bock of the Road Department came to discuss road specifications. Snelson feels the engineer for the road in Turtle Creek should come speak with the Commission.

IN THE MATTER OF  
ASSESSOR CONTRACT:

Deputy Assessor Paul Long presented a five-year contract with Vanguard which fell below the bid threshold for its annual rate, that being \$3,960 per year. On a motion by Commissioner Hicks, seconded by Commissioner Stratman, this was approved.

IN THE MATTER OF  
UNIVERSITY OF MISSOURI  
EXTENSION:

Director of Phelps County Extension, Chantae Alfred, came to introduce Rachel Buenemann, a specialist in health and nutrition. Rachel discussed the training that she was qualified to provide.

IN THE MATTER OF  
COUNTY EMPLOYEE  
HEALTH INSURANCE:

Alfred asked about the timing of the insurance increase; Commissioner Stratman emphasized that the county had absolutely no choice in the matter, with the high claims and steep rise in costs. Presiding Commissioner Verkamp said that the reinsurance company required the maximum amount of data before bidding, pushing the new rate schedule offered quite late in the calendar year.

IN THE MATTER OF  
SHERIFF'S DEPARTMENT  
GRANT:

Captain Rick Hope came to present a contract with the Department of Defense, allowing the Sheriff's Department to obtain equipment such as night vision equipment; this was approved on a motion by Commissioner Stratman seconded by Commissioner Hicks.

# PHELPS COUNTY COMMISSION RECORD

December 11, 2018 Twenty-first day of the October term

IN THE MATTER OF  
COURT ORDERS:

Real Property Court Orders 20180000022 and 20180000023, for property acquired by a tax-exempt organization, were approved on a motion by Commissioner Stratman which was seconded by Commissioner Hicks.

IN THE MATTER OF  
BRO PROJECT:

Jeff Banderet, of Great Rivers Engineering, came to exchange information with the Commission about a potential BRO bridge project at Martin Springs Drive, which has a one-lane bridge in an area used as an incident bypass route for Interstate 44. The county needs approximately \$100,000 in soft match and has about \$74,000; it has \$668,000 in BRO funds which is in excess of what would be needed for construction. Exchange of \$38,000 or thereabouts of the construction funds for soft match funds was contemplated. Other bridges in need of some type of improvement were also discussed; Banderet had data on deficiency ratings for several county bridges. Traffic count data was felt to be needed on the Road 7100 bridge.

IN THE MATTER OF  
DOCUMENT DESTRUCTION:

The 22 month statutory retention interval having expired, the Commission approved destruction of April 2015 election documents as moved by Commissioner Hicks, seconded by Commissioner Stratman. The list of documents is as follows:

- Unvoted Ballots- Dawson/ St James 1,2,&3, Dillon Central
- Unvoted Ballots- Rolla Ward 2, Rolla Ward 6, Dillon South
- Unvoted Ballots- Absentee #1
- Unvoted Ballots- Absentee #2
- Unvoted Ballots- Miller E&W / Rolla Outside North, Newburg Ward 1&2 / Liberty E&W, Dillon North, Rolla Ward 5.
- Unvoted Ballots- Meramec/ St James Ward 4 / St James Outside E&W, Rolla Ward 4, Edgar Springs/ Spring Creek, Cold Spring East, Rolla Outside South.
- Unvoted Ballots- Jerome, Doolittle Ward 1,2,3 Outside, Rolla Wards 1, Rolla Ward 3, Cold Springs West.
- Poll Books
- Seal Sheets, Precinct Books, Spoiled Ballots, Oath for Election Judges, Optical Scan Tapes
- Absentee Envelops & Apps (Returned)
- Voted Ballots- Rolla Outside South, Newburg 1&2 / Liberty E&W.
- Voted Ballots- Dillon North, Rolla Ward 3, Rolla Ward 1, Dawson/ St James 1,2,3, Edgar Springs N&S / Spring Creek E&W, Cold Springs East.
- Voted Ballots- Absentee, Dillon South, Miller E&W / Rolla Outside North, Cold Springs West, Rolla Ward 4.

## PHELPS COUNTY COMMISSION RECORD

December 11, 2018 Twenty-first day of the October term

DOCUMENT DESTRUCTION, Continued:

- Voted Ballots- Jerome, Rolla Ward 5, Rolla Ward 6, Meramec/ St James Outside E&W, Dillon Central, Doolittle Wards 1,2,3 Outside, Rolla Ward 2.
- Public testing, Test Deck, Absentee Apps (Unreturned,) Ballot Counts sent to pulls, Judge Vows Absentee, Blue Seals (All Wards)

Additionally, the following from the March 2015 Election was approved for destruction:

- Precinct Roster- Edgar Springs N&S / Spring Creek E&W, Dawson / St James Wd 1, 2, & 3, Dillon North, Meramec / St James Wd 4 / St James Outside E&W, Miller E&W / Rolla Outside North, Rolla Ward 4, Affidavits.

IN THE MATTER OF  
ACCOUNTS PAYABLE:

The Commission reviewed and approved payment of 122 invoices in the amount of \$106,648.49.

IN THE MATTER OF  
MASS NOTIFICATION:

The continued use of Everbridge for mass notification at the cost of \$14,950 per year for three years was approved.

The Commission then went into recess prior to reconvening at 6:00 p.m. for the Public Hearing on the Vicious, Threatening, or Destructive Animal Ordinance.

IN THE MATTER OF  
PUBLIC HEARING FOR THE  
VICIOUS, THREATENING, OR  
DESTRUCTIVE ANIMAL ORDINANCE:

The Commission convened the hearing at 6:00 p.m. in the Phelps County Courthouse Multipurpose Room. In addition to the Commission and clerk, Captain Rick Hope and Officer Chris Finch of the Phelps County Sheriff's Department and Phelps County Focus Staff Writer Andrew Sheeley were present. The citizen attendees included Barb Brown, Bill Huskey, David Schmickle, Susan Lawrence, Chester Kojro, Rob Hribar, Angie Lenox Mallery, Ken Lenox, Mike Samaras, Shona Goodridge, Dwayne Goodridge, Steve Matthews, Mary Beth Pogue, Rose Hammon, John Brown, Sue Christensen, Cory Laurence, Marci Fairbanks, Dennis Mesplay, Donald Heflin, Sue Gott, Carol Pennington, Maria Tilmon, Judy Hagen, Terri D. Wheeler, Bill Parsons, Karen Gabriele, Alan Hill, Denise McClanahan, Julie McClanahan, Rhonda and Randy Davis, Joy Bourquin, Bill Mousadakos, Phyllis Strauser, Donald Hagen, Cheryl A. Goltz, Molly Beeker, Sonja Busch, Mike and Twila Jones, Charles and Mary Boone, and Brian Janke. Presiding Commissioner Verkamp presented background on the issue, including revision of state statute several years ago which limited the ability of local law enforcement to provide a remedy for some of the situations being encountered. He then opened the floor for comments. Chester Kojro said he had initially



## PHELPS COUNTY COMMISSION RECORD

December 11, 2018 Twenty-first day of the October term

ANIMAL ORDINANCE, Continued:

been opposed to the ordinance, which he saw as a leash law, but now he likes the law as written with the exception of wishing it would address specifically the actions of the animal. Teri Wheeler spoke of her 1.5-year difficulty with roaming dogs in the College Hills neighborhood, and the things in her life she has had to modify. Lisa Caulfield stated she was afraid to unload groceries in the open at night; she felt that should the (usually) four dogs attack her, she would be unable to escape. Rob Hribar provided numerous segments of nocturnal security camera footage showing a group of dogs approaching his back step and chasing his cats. Cory and Susan Lawrence, who have lived in the College Hills area with many of the other attendees for 48 years, have never had animal issues until awakening at 1 a.m. to the sounds of the 18-year-old cat being attacked right against their front door. They and neighbors are installing fencing and going to a great deal of trouble and expense. Charles Boone, of College Hills Drive, said a pack of dogs was witnessed by neighbors demolishing his screened porch screens in an attempt to reach the cat he had penned inside during a brief absence. Sue Christensen reported an elderly neighbor's pug was attacked by three loose dogs in its own side yard within 30 seconds of being let out on October 18, 2018. The dog was badly wounded. Her cat was killed and disemboweled in her own yard. Ken Lenox said the first ordinance was too vague; he has 100-200 gates on agricultural property which he cannot check continuously. Angie Lenox Mallery wondered about the legal authority to enact an ordinance for all animals, as opposed to dogs, citing RSMo 322.090. Dan Heflin shares a fence with the owner of the suspect dogs; he thinks multiple offenses are indicative of abuse and/or neglect. Bill Mousadakos, from Greek Farms on Highway F, showed graphic photos of numerous lambs slaughtered by other dogs in his area. Civil penalties had resulted when his family pursued a remedy in court. Steve Matthews, a squirrel and coon hunter, asked what determined "destructive." He said he has tracking collars on his trained, mature dogs; his immature dogs in training wear shock collars. He said he had "...no problem taking care of mean dogs." Dwayne Goodrich reported on the loss of 14 of his registered fainting goats, killed in the spring of 2018 by 2 dogs, one of which he killed when caught in the act. This bloodline of goats has been lost, however. Sue Gott reports on two missing cats and an attack in broad daylight, on her property, of her fourteen pound house dog which resulted in significant veterinarian bills and her spending \$5,000 for a fence. She does not believe the dogs tormenting the College Hills neighborhood can be rehabilitated. Captain Rick Hope said the ordinance needed to be animals in general; there are owners of cattle in the county who will simply not maintain their fences. He said that in 2013 there were 36 animal complaints and three summonses resulting. Dennis Mesplay said that dumped dogs might get those who befriend them in trouble. Sandy Hubbard, from 8 miles north of Rolla and involved in animal rescue all her adult life, said she knew of sheep having been killed but no payment of the court-ordered judgement yet to their owner. Barbara Brown preferred a state law. Phyllis Strauser favored the ordinance; she had dogs but works hard to train them. She had experienced calves being fatally and gruesomely mauled and a heifer being fatally attacked as well by dogs.


# PHELPS COUNTY COMMISSION RECORD


December 11, 2018 Twenty-first day of the October term

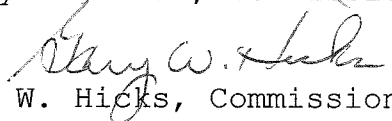
ANIMAL ORDINANCE, Continued:

There being no further comments, Presiding Commissioner Verkamp concluded the hearing at 7:40 p.m.

READ AND APPROVED:

  
Randy Verkamp, Presiding Commissioner

  
Larry Stratman, Commissioner District 1

  
Gary W. Hicks, Commissioner District 2

# PHELPS COUNTY COMMISSION RECORD

December 13, 2018 Twenty-second day of the October term

Now at this the 13<sup>th</sup> day of December 2018 the Commission met pursuant to adjournment and a quorum was present of the following members:

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

IN THE MATTER OF  
VENDOR PRESENTATION:

Cook, Flat, and Stobel Engineering representatives Charles Sullivan, P.E. and Ted Koester, P.E. came to discuss their desire to be considered for engineering on bridge projects. Rolla Daily News Reporter Lori Amos, Phelps County Focus Staff Writer Andrew Sheeley, and local resident Ray Schweikhardt were also present.

IN THE MATTER OF  
COUNTY SURVEYOR:

Terris Cates, PLS, the County Surveyor came to provide maps of remonumented corners in the county, and discussed his plans to remonument 15 corners along the county lines in the next year.

IN THE MATTER OF  
REAL ESTATE COURT ORDERS:

The Commission reviewed and approved Court Orders 2018-0004 and 2018-0005, for disaster abatements.

IN THE MATTER OF  
RECORDS MANAGEMENT SYSTEM,  
PHELPS COUNTY SHERIFF'S DEPARTMENT:

Captain Rick Hope came to present an intergovernmental cooperation agreement for the purchase and use of Computer Aided Dispatch and Records Maintenance Software. This would provide a complete operating system for the Phelps County Sheriff's Department: radios, vehicles, reports. They had contacted three companies and during the course of the interactions, one company (Zuercher) purchased the other three. The E911 Dispatch Center for the county has already signed on; cost for the PCSD is anticipated at \$148,586 with roughly \$15,000 of that being data conversion. Hope said the system is roughly 50% of what they anticipated it costing. When other agencies contribute, the total expenditure will be approximately \$600,000. Collector Davis Haas and Assessor Bill Stoltz were also present. On a motion by Commissioner Hicks, seconded by Commissioner Stratman, the agreement approved.

IN THE MATTER OF TWO  
GRADER LEASE CONTRACTS:

Mr. Steve Horstmann with Caterpillar Financial was present, as was Superintendent of Roads Walter Snelson, Prosecuting Attorney Brendon Fox, and Michelle Bock of the Road Department. Fox signed and approved the grader contracts, and they were approved

# PHELPS COUNTY COMMISSION RECORD

December 13, 2018 Twenty-second day of the October term

GRADER LEASES, Continued:

for a 7-year lease term on a motion by Commissioner Hicks, seconded by Commissioner Stratman.

IN THE MATTER OF  
ROAD EQUIPMENT:

Snelson discussed the possibility of purchasing a new truck for road patching.

IN THE MATTER OF  
1972 JAIL:

Jail Administrator Lt. Matt Shults, Coroner Andy Davis, and Jack Mentink, P.E., of Integrity Engineering arrived with Change Order #5, which Mechanical Services Inc. had wanted to be accompanied with 10 additional days; Integrity had said they only receive 2 days. The change order was for modifications to the fire alarms and annunciators, as well as new water shut-off valves, as follows:

Item	Description	Amount Added
(1)	Add tampering devices for the valves in the sprinkler system, as well as programming and wiring them into the fire alarm panel. Add guards to the smoke detectors and annunciators in cells 116, 117, & 123.	\$ 2,211.31
	TOTALS	\$ 2,211.31

Shults said the Sheriff was in agreement with this change. On a motion by Commissioner Hicks, seconded by Commissioner Stratman, this was approved. This will bring the total cost to \$2,159,859.74, with the additions at \$126, 255.74, or 6.21% of the original estimated cost of \$2,033,604. New completion date is November 19, 2018.

IN THE MATTER OF  
LIABILITY INSURANCE:

Dan Cavender of BPJ Insurance came to update the Commission on liability coverage for the county. The 2019 premium, for both property and liability coverages, will be approximately \$314,000.00.

IN THE MATTER OF  
PROPOSED LEGISLATION:

Coroner Andy Davis reported on a pre-filed bill related to coroners' training and payment for same. A fee added to death certificates is proposed.

IN THE MATTER OF  
VICIOUS, THREATENING, OR  
DESTRUCTIVE ANIMAL ORDINANCE:

# PHELPS COUNTY COMMISSION RECORD

December 13, 2018 Twenty-second day of the October term

ANIMAL ORDINANCE, Continued:

On a motion by Commissioner Stratman, seconded by Commissioner Hicks, the following ordinance was proposed:

## ORDINANCE NO. 2018-12-13(1)

### **AN ORDINANCE OF PHELPS COUNTY, MISSOURI, TO PROHIBIT OWNERS FROM ALLOWING VICIOUS, THREATENING, OR DESTRUCTIVE ANIMALS TO RUN AT LARGE**

Be it resolved the by Commissioners of the County of Phelps as follows:

**SECTION 1:** It shall be unlawful for any person possessing, owning, or otherwise having under his/her custody or control a vicious, threatening, or destructive animal of any kind, to permit the animal to run at large. Running at large shall be defined to mean off the premises of the owner and not under the control of the keeper, owner, or responsible member of the household. This section shall not apply to law enforcement personnel working with any police K-9.

**SECTION 2:** Upon complaint, law enforcement may issue the person who owns or has custody of offending animal a warning unless the law enforcement officer determines the animal has caused property damage or physical injury to another.

**SECTION 3:** Any person who has been found guilty under this ordinance shall be subject to the punishment of a class C misdemeanor. Additionally, any vicious, threatening, or destructive animal in the possession of such person may be impounded with costs of impounding assessed against the owner. Any damages caused by the animal may be assessed against the owner of the animal and ordered to be paid as restitution.

**SECTION 4:** The terms vicious, threatening, and destructive shall be given their plain and common meanings.

**SECTION 5:** All fines for a first conviction may be waived by the Court, provided that the person found guilty shows that adequate and permanent remedies have been made. Reasonable costs incurred for the care and maintenance of impounded animals may not be waived.

**SECTION 6:** This ordinance shall be in full force and effect from and after the date of its approval by the County commission, as indicated below.

Roll call vote showed: Hicks (aye), Stratman (aye), Verkamp (aye).

IN THE MATTER OF  
ACCOUNTS PAYABLE:

The Commission reviewed and approved payment of 53 invoices in the amount of \$270,580.95.

# PHELPS COUNTY COMMISSION RECORD

December 13, 2018 Twenty-second day of the October term

IN THE MATTER OF  
CLOSED SESSION:

Commissioner Stratman moved and Commissioner Hicks seconded entering closed session at 11:32 a.m. pursuant to RSMo 610.021 (5), medical diagnosis and treatment, to discuss special needs of some employees with respect to medical coverages offered by the county. No formal actions were taken and the meeting returned to open session on a motion by Commissioner Hicks, seconded by Commissioner Stratman, at 11:42 a.m.

IN THE MATTER OF  
PAYROLL:

The Commissioners reviewed and approved payment of payroll for 12/14/2018, for \$180,873.18 net salaries, \$57,627.07 federal withholding, and \$8,163.50 state withholding.

READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Larry Stratman, Commissioner District 1



Gary W. Hicks, Commissioner District 2

# PHELPS COUNTY COMMISSION RECORD

December 18, 2018 Twenty-third day of the October term

Now at this the 18<sup>th</sup> day of December 2018 the Commission met pursuant to adjournment and a quorum was present of the following members:

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

IN THE MATTER OF  
PHELPS COUNTY BOARD FOR  
THE DEVELOPMENTALLY DISABLED BUDGET:

Mike Speak, Chair of the PCBDD, and Brenda Rocoberto, of the SB 40 Board, came to discuss their budgets with the Commission. Phelps County Focus Staff Writer Andrew Sheeley and Rachel Brunemann of the University of Missouri Extension, Phelps County Office, were also present. Rocoberto said funding for Targeted Case Management (TCM), which supports her entity, is going to decrease. The state keeps track of the uniformity of costs. Presiding Commissioner Verkamp asked if the PCBDD had made the decision to take up TCM; the state had begun winding down its involvement some years ago and counties were to take on the responsibility, if it were to occur at all. Speak said the PCBDD gave Rocoberto the authority to spend as she felt appropriate; her expenditures are all reviewed and approved by them. Rocoberto said she was audited by the state on not only the TCM, but also on the tax levy monies, which are under the more direct control of the PCBDD. Speak presented an annual review and reported a vacancy on the board; the members would like to appoint local resident Ann Murphey, a registered nurse with a developmentally disabled family member; she is also currently on the city council for Rolla Ward 2. As moved by Commissioner Stratman, seconded by Commissioner Hicks, this appointment was approved. Speak then presented the agency requests for 2019 and showed that the 9 entities receiving funding approval in 2018 would get \$359,650 for 2019, which is a \$108,284.00 decrease. Much of this was \$65,000 less for Phelps County Industrial Solutions (PCIS, formerly Rolla Area Sheltered Workshop) which had scaled back on a project previously planned. The Kyle Center has a sole client, Brewer Science, and under the management of Rick Kyle they have been nearly self-supporting. Commissioner Stratman asked about the use of TCM funds; Rocoberto said the Partnership for Hope has roughly equal, \$50,000 contributions by Phelps County and the State of Missouri, and \$150,000 from the federal government; this program can fund individuals only within Phelps County with the goal of keeping them in their homes. PCBDD made the decision years ago not to fund individuals, according to Speak. Rocoberto said her organization was proud not to have a waiting list; 394 people in the county are served with 12 case managers, and her recent audit showed no deficiencies. On a motion by Commissioner Hicks seconded by Commissioner Stratman, the 2019 budget for the Phelps County Board for the Developmentally Disabled was approved.

IN THE MATTER OF  
HEALTH DEPARTMENT BUDGET:

# PHELPS COUNTY COMMISSION RECORD

December 18, 2018 Twenty-third day of the October term

HEALTH DEPARTMENT BUDGET, Continued:

Phelps/Maries Health Department Director Ashley Wann came to share concerns regarding her budget; predicted revenues for 2018 lagged behind expenditures. Local resident Dale Wands was also briefly present. She remains very concerned about the additional expense beginning in December for her department's retirees who qualify for the county share health insurance premium; she estimates approximately \$46,000 per month. She looks for hours reduction for several employees and continues to favor the establishment of a county-wide food code for its revenue opportunities to the Health Department.

IN THE MATTER OF  
REGIONAL HOMELAND SECURITY  
OVERSIGHT COMMITTEE (RHSOC):

Deputy Clerk Peter Cook came to report that a recent inventory list had been requested.

IN THE MATTER OF  
SALES TAXES:

Treasurer Carol Green provided the sales tax report for December which showed the 0.5% County Sales Tax yielded \$252,572.68, which was down 27.49% in the month-to-month comparison but she felt should be taken under advisement, as in December 2017 an unheard-of double payment was made by Missouri DOR. The year total was \$2,843,799.34, down 0.54% from all of 2017.

IN THE MATTER OF  
LIABILITY INSURANCE:


Dan Cavender of BPJ Insurance presented some information on earthquake coverage and the refractory period of three years imposed by MoPERM, during which coverage will not be available for liability, should the county go elsewhere.

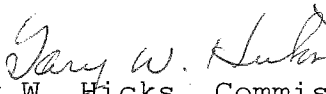
IN THE MATTER OF  
ACCOUNTS PAYABLE:

The Commission reviewed and approved payment of 131 invoices in the amount of \$168,993.50 for general invoices, as well as \$5,660.00 in payroll deductions and \$3,681.44 in grand jury fees and mileages.

READ AND APPROVED:

  
Randy Verkamp, Presiding Commissioner

  
Larry Stratman, Commissioner District 1

  
Gary W. Hicks, Commissioner District 2



# PHELPS COUNTY COMMISSION RECORD

December 20, 2018 Twenty-fourth day of the October term

Now at this the 20<sup>th</sup> day of December 2018 the Commission met pursuant to adjournment and a quorum was present of the following members:

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

IN THE MATTER OF  
MULTIDISTRICT LITIGATION  
OF OPIOID ABUSE:

The clerk reported that she was being requested to complete the Plaintiff Fact Sheet.

IN THE MATTER OF  
CART FUNDS, OTHER TAXES:

Treasurer Carol Green reported on the year-end CART funds; these were aggregately up 6.4% from what had been budgeted, but primarily because motor vehicle sales taxes were 50% over budgeted at \$188,264.47 for the year. Gas Tax was 653,387.04, less than the \$661,600 budgeted. The third component, motor vehicle fees, totaled \$93,873.79 for the year, over the \$89,600 budgeted. Internet sales tax was discussed, with the requirement of more local support prior to passage. Green said that the Missouri Association of Counties was supplying input to some of the legislation being drafted.

IN THE MATTER OF  
LIABILITY COVERAGE:

Dan Cavender of BPJ Insurance came to discuss the landscape for liability coverages for counties. Commissioner Hicks moved and Commissioner Stratman seconded staying with MoPERM.

IN THE MATTER OF  
REGIONAL HOMELAND SECURITY  
OVERSIGHT COMMITTEE (RHSOC):

The inventory requested by Anne Freand at MRPC was completed, and was approved on a motion by Commissioner Hicks, seconded by Commissioner Stratman.

IN THE MATTER OF  
PERSONAL PROPERTY  
COURT ORDERS:

The Commission reviewed and approved Certificates 2018001089 and 201800190 for 2017 and 2016, respectively, recategorizing a trailer with initial incorrect length in the tax book records.

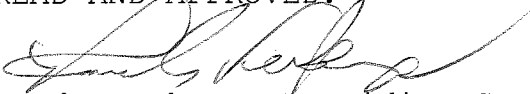
IN THE MATTER OF  
ACCOUNTS PAYABLE:

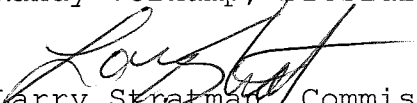
The Commission reviewed and approved payment of invoices in the amount of \$83,639.34.

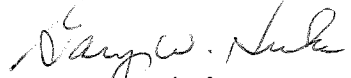
**PHELPS COUNTY COMMISSION RECORD**

**December 20, 2018 Twenty-fourth day of the October term**

READ AND APPROVED:

  
Randy Verkamp, Presiding Commissioner

  
Larry Stratman, Commissioner District 1

  
Gary W. Hicks, Commissioner District 2

**PHELPS COUNTY COMMISSION RECORD**

**December 25, 2018 Twenty-fifth day of the October term**

The Phelps County Courthouse observed the Christmas Holiday and there was no Commission meeting this day.

# PHELPS COUNTY COMMISSION RECORD

December 27, 2018 Twenty-Sixth day of the October term

Now at this the 27<sup>th</sup> day of December 2018 the Commission met pursuant to adjournment and a quorum was present of the following members:

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

IN THE MATTER OF  
COUNTY EMPLOYEE  
HEALTH INSURANCE:

Mike Deren, President and CEO of Group Benefit Services, Inc. of Springfield, called in and was put on speakerphone during the meeting. Local resident Ray Schweikhardt, Phelps County Focus Staff Writer Andrew Sheeley and Deputy Clerk for HR Lisa Dowdy were also present. GBS, the third party administrator for the county's partially self-funded health insurance plan, had been asked about the county paying a Medicare supplement premium for an employee who might opt not to carry the Maxicare plan. Deren said that an employer could not directly pay for an employee to have a Medicare supplement from an outside source. Firstly, a benefit is not taxable, and an outside supplemental plan would be taxable. Secondly, Deren thought that doing so for one, and not all, the employees in that situation might be a discrimination issue. Lastly, while Maxicare is similar to a Medicare supplement, it is categorized very definitely by the IRS as not equivalent. Maxicare is a Medical Expense Reimbursement Plan ("MERP"); it reimburses any expenses covered but not paid by Medicare until the maximum out-of-pocket expense is reached. Maxicare has a \$20,000 out of pocket limit.

IN THE MATTER OF  
AMENDMENTS TO  
2018 PHELPS COUNTY BUDGET:

The clerk presented some amendments to the 2018 budget, some of which were merely transcription or data entry errors, some oversights or changes happening mid-year. The amendments were as follows:

- County Commission legal ads and publications was amended from \$0 expense to \$5000 expense.
- County Clerk's equipment lease line was amended from \$0 to \$600 to cover her share of the ATM machine in the lobby.
- Circuit Clerk had the addition of the Pro Se Litigation Awareness/Domestic Relations Grant put into place prior to the start of the year. This is purely a reimbursement grant of state monies, through Office of State Court Administration (OSCA). County Revenue for state grants will be amended from \$0 to \$18,000; Circuit Clerk's Program Expense will be amended from \$0 to \$18,000.
- The Public Administrator's staff salary line will be increased from \$111,822 to \$119,322 in accordance with the approval given by the Commission 1/30/2018 after budget printing, with a commensurate increase in fringe costs.
- Indigent Burial Expense in County Revenue, Miscellaneous will be amended from \$0 to \$1300.

# PHELPS COUNTY COMMISSION RECORD

December 27, 2018 Twenty-Sixth day of the October term

2018 BUDGET AMENDMENTS, Continued:

- Unemployment Tax Fund employee benefits line will be increased from \$0 to \$2500; the transfer out line will be decreased from \$17,679 to \$15,179 (data entry error). This correction will be made in the New World System only, as the budget book is correct.
- Election Services election reimbursements are to be amended from \$6909 to \$0; state election efficiency grant will be amended from \$6909 to \$0 (data entry error). This correction is also only in New World System, as budget book is correct.
- Recorder User Fee fund computer equipment will be amended from \$15,000 to \$1,500 (data entry error); this also will only be amended in the New World System.
- Developmentally Disabled fund program expense will be amended from \$443,934 to \$467,934 for an additional \$24,000 disbursement to be made to the Kyle Center, approved on request at the Commission meeting on 2/22/2018.

These amendments were approved on a motion by Commissioner Stratman, seconded by Commissioner Hicks.

IN THE MATTER OF  
SURPLUS TAX:

Circuit Court documents regarding the estate of Lillian Smith having been received, the surplus tax for the sale of her property will be disbursed in equal portions to her two daughters on their request. The Commission executed a letter directing the Treasurer to proceed.

IN THE MATTER OF  
2017 FLOOD BUY-OUT AND  
APPRAISAL SERVICES:

The Commission approved the contracts with Darin Adam for appraisal of the involved properties, as moved by Commissioner Hicks, seconded by Commissioner Stratman.

IN THE MATTER OF  
ACCOUNTS PAYABLE:

The Commission reviewed and approved contract pay in the amount of \$445.50.

IN THE MATTER OF  
PAYROLL:

The Commission reviewed and approved 12/31/2018 payroll in the amount of \$173,610.42 net salaries, \$53,53.96 federal withholding, and \$7,488.50 state withholding.

READ AND APPROVED:



Randy Verkamp, Presiding Commissioner

**PHELPS COUNTY COMMISSION RECORD**

December 27, 2018 Twenty-Sixth day of the October term



Larry Stratman, Commissioner District 1



Gary W. Hicks, Commissioner District 2