

# PHELPS COUNTY COMMISSION RECORD

May 2, 2019 Tenth day of the April term

Now at this the 2nd day of May 2019 the Commission met pursuant to adjournment and a quorum was present of the following members:

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

IN THE MATTER OF  
CLASSIC COUNTY LAND, LLC:

Phelps County Focus Staff Writer Andrew Sheeley provided some information regarding the unplatted subdivision south of Highway K which had been discussed April 23, 2019. The land owned by Classic County Land LLC, not served by electricity or roads meeting county specifications, has three similar developments in Dent County, 5 in Shannon county, and operates in 8 states overall. Contract for Deed methods of land finance and ownership transfer were discussed. Sheeley reported that he had learned that there were covenants or restrictions on the residents, most notably that no clotheslines were allowed. Sheeley suggested that this had been done to provide the means to evict people; it was likely, without electric power, that all or nearly all of the tenants would have clotheslines.

IN THE MATTER OF  
ROADS:

Superintendent of Roads Walter Snelson and Michelle Bock of the Road Department came to discuss roads. Due to recent heavy rains, some trees had been down blocking roads. One of the road employees, wearing full protective gear and using lights on his work vehicle, had been very nearly hit by a speeding passing truck while trying to clear a fallen tree from Road 1050.

IN THE MATTER OF  
ACCOUNTS PAYABLE:

The Commission reviewed and approved payment of 18 invoices in the amount of \$12,621.06; 11 invoices for payroll deductions and garnishments of \$10,946.47; 51 invoices for \$54,061.09.

READ AND APPROVED:

  
Randy Verkamp, Presiding Commissioner

  
Larry Stratman, Commissioner District 1

  
Gary W. Hicks, Commissioner District 2

# PHELPS COUNTY COMMISSION RECORD

May 7, 2019 Eleventh day of the April term

Now at this the 7th day of May 2019 the Commission met pursuant to adjournment and a quorum was present of the following members:

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

IN THE MATTER OF  
MEADOW LANE:

Local resident Jim McBride of 13051 Meadow Lane, Rolla came to report some drainage problems along this road. He said a trough had developed between the edge of the road surface and the road shoulder, measuring 12 to 15 inches in width, 3 to 6 inches in depth, and running approximately 400 feet along which water was channeling under the pavement surface in some places and breaking up the pavement surface. This problem existed only on the south side of the road. He theorized that the problem had developed from streams of water channeling into the affected area from the private drive that joined Meadow Lane on the west end. Additionally, the south ditch was prevented from carrying as much water by a bank of dirt, 8 to 10 inches high, running the full length. His concerns were expressed in a memo and this will be shared with the Road Department.

IN THE MATTER OF  
2017 FLOOD BUYOUT:

Treasurer Carol Green, Phelps County Focus Staff Writer Andrew Sheeley, and Kelly Sink-Blair, Tammy Snodgrass, and Gary O'Day all of Meramec Regional Planning Commission (MRPC) engaged in a discussion about the handling of the finances for the property buy-outs. The purchase of the 10 properties with severe and repetitive losses will be funded with a total of four grants: FEMA FMA Grant (FMA-PJ-07-MO-2017-006) matched with CDBG matching grant FR-2018-05 purchasing 6 properties; and FEMA HMGP Grant (FEMA 4317-DR-MO) matched with CDBG matching grant FR-2018-15 purchasing 4 properties. Snodgrass stated that FEMA would likely pay "up front." This would mean that the county would go to significant care to reimburse all accrued bank interest in those funds, if they were deposited into the county's general fund account. In the past, the county has had FEMA monies receipted but these have been reimbursements for road repair work done after flood disasters, when the interest accrued was of no significance to FEMA. When Sink-Blair mentioned that Community Development Block Grant (CDBG) program was adamant that no other grant funds be co-mingled with theirs, Green suggested opening another noninterest-bearing grant account. Timing may be an issue since O'Day said that there would be a 90 day window once the county acquires the property, to bid out demolition and rehabilitate (seed) the ground.

IN THE MATTER OF  
2017 FLOOD BUYOUT,  
RESIDENT CONCERNS:

Millard S. ("Stan") Roesner, of 21701 Pvt. Dr. 8496, inquired for an update to the flood buy-out, since his roof was just torn off by a tornado in addition to his five flood losses. He has

# PHELPS COUNTY COMMISSION RECORD

May 7, 2019 Eleventh day of the April term

FLOOD BUYOUT RESIDENT, Continued:

yet to complete insurance paperwork for MRPC to document the amount he has received in settlement for damages. He said wife was hesitant to sign; all the records pertaining to damage settlements had been lost in the floods. The Commission urged him to contact his insurer for this information.

IN THE MATTER OF  
ROAD 5120:

Local residents and siblings Brenda Lane and Bill Haas came to share concerns about road work on Road 5120 impacting their fence lines. Lane said she had some difficulty in determining who was in charge of a work crew recently. She commented to them that they were getting too close to, or actually into, her fence line. The road crew pushed over a dead tree which she said needed to be removed, but denied they had done so. Prescription of use and right-of-way widths both historic and currently were discussed in some detail. Commissioner Stratman said the goal was to improve and correct the drainage so the road could be chip and sealed; Superintendent of Roads Walter Snelson had zero interest in surface treatment without first addressing drainage problems. Lane countered by saying that rather than water damage the deterioration might be due to no chip and seal update for 25 years. Haas said that the county's attorneys should look into easement by prescription. Extensive discussion about how close was too close to the fence, who was against widening the road, who had driveways that lacked culverts and other aspects of the road transpired. Commissioner Stratman said Snelson will be consulted for a proposed plan and neighbors will be contacted; he asked Lane to help dispel the rumor that the county wishes to widen the road.

IN THE MATTER OF  
CLOSED SESSION:

As moved by Commissioner Stratman, seconded by Presiding Commissioner Verkamp, the meeting entered closed session at 11:00 a.m. pursuant to RSMo 610.021 (1) - legal matter. No action having been taken, the meeting returned to open session at 11:40 a.m. as moved by Commissioner Stratman, seconded by Presiding Commissioner Verkamp.

IN THE MATTER OF  
COUNTY COLLECTOR:

County Collector Faith Barnes visited briefly.

IN THE MATTER OF  
NORTHWYE OUTER ROAD:

Close-out documents for this grant were completed.

IN THE MATTER OF  
ACCOUNTS PAYABLE:

The Commission reviewed and approved payment of 21 invoices for \$13,149.43 and one invoice for Crisis Intervention for \$283.23.

**PHELPS COUNTY COMMISSION RECORD**

**May 7, 2019 Eleventh day of the April term**

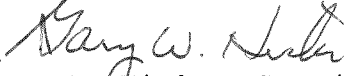
READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Larry Stratman, Commissioner District 1



Gary W. Hicks, Commissioner District 2

# PHELPS COUNTY COMMISSION RECORD

May 9, 2019 Twelfth day of the April term

Now at this the 9th day of May 2019 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 MEDICAL CANNABIS:

The recent laws put into place legalizing medical use of cannabis and the modifications being considered by the Rolla City Council were discussed. Phelps County Focus Staff Writer Andrew Sheeley was included.

## IN THE MATTER OF ROADS:

Superintendent of Roads Walter Snelson reported on Road 5120 and others.

## IN THE MATTER OF EMPLOYEE BENEFITS:

John McCarty and Kristen Wood of AJ Gallagher came to present the guaranteed issue life policies that they could offer through Allstate. This company having no active local representation, they inherited representation. McCarty said he would be able to offer this benefit as a new contract due to the lapse of representation. Stating that he wanted to avoid duplication, Presiding Commissioner Verkamp then asked him how this could be avoided; McCarty said it would be possible for one person to oversee the entire benefit package. He would function as a consultant, and would thereby receive a portion of the other company's commission. Commissioner Hicks described what he felt to be the county's duty to handle such matters equitably, sending out RFQ's. Commissioner Stratman said he would be uncomfortable with anointing any particular representative as the county's consultant. Gallagher representatives plan to attend the upcoming employee benefit fair on May 17, 2019. Subsequently more details were shared about benefits Gallagher intended to offer, the rate structure and the process of enrolling interested employees.

## IN THE MATTER OF SHADY OAKS SEWER DISTRICT:

Steve Hargis, P.E., City Engineer for the City of Rolla, called Presiding Commissioner Verkamp regarding the city filing liens for collection of delinquent sewer fees in Shady Oaks Sewer District. Because all three board members who are officers are stepping down, the board will need to be reconstituted.

## IN THE MATTER OF ROAD 3330:

# PHELPS COUNTY COMMISSION RECORD

May 9, 2019 Twelfth day of the April term

ROAD 3330, Continued:

Local resident Russell Schmidt came to discuss repeated unsuccessful attempts by semi tractor-trailers to negotiate this road. The road no longer connects Highways BB and F; theoretically these drivers are being mis-directed by faulty global position system (GPS) data. A "no outlet" and/or a "no trucks" sign was proposed.

IN THE MATTER OF  
COLLECTOR:

Collector Faith Barnes notified the county that a significant vendor in the county had learned they had been operating in the county without a merchant's license for approximately 15 years. She wanted to obtain a list of businesses remitting sales taxes to the state Department of Revenue using Missouri DOR Form 4379A; this was approved on a motion by Commissioner Hicks, seconded by Commissioner Stratman.

IN THE MATTER OF  
PHELPS COUNTY EMERGENCY  
SERVICES BOARD (PCESB):

The Commission received the report of the treasurer for the PCESB for May, 2019.

IN THE MATTER OF  
COUNTY EMPLOYEE  
HEALTH INSURANCE:

The April Benefit Management Report was reviewed by the Commission. The loss ratio was 52%.

IN THE MATTER OF  
ACCOUNTS PAYABLE:

The Commission reviewed and approved the payment of 29 invoices and 10 invoices in the amounts of \$9975.05 and \$21,329.11, respectively.


IN THE MATTER OF  
PAYROLL:

The Commission reviewed and approved payroll for May 15, 2019 representing work dates of 4/16-4/30/19. Net salaries were \$179,313.38; federal and state withholding were \$56,408.86 and \$7,078.50, respectively.

READ AND APPROVED:

  
Randy Verkamp, Presiding Commissioner

  
Larry Stratman, Commissioner District 1

  
Gary W. Hicks, Commissioner District 2

# PHELPS COUNTY COMMISSION RECORD

May 14, 2019 Thirteenth day of the April term

Now at this the 14th day of May 2019 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  
BIDDER'S LIST:

Presiding Commissioner Verkamp forwarded a request from Williams Oil to be included in the Fuel Bids. Phelps County Focus Staff Writer Andrew Sheeley was also present.

IN THE MATTER OF  
JENNA LANE:

Presiding Commissioner Verkamp had been approached about a speed limit on Jenna Lane; he drove the road himself and expressed the opinion that the county's default speed limit of 35 mph was an upper bound. He also had received an inquiry about gating the road; he informed the resident this would mean the county would vacate the road, making it private and then no longer the county's responsibility to maintain.

IN THE MATTER OF  
BRO-B081(13) BRIDGE  
ON ROAD 7100:

As moved by Commissioner Hicks, seconded by Commissioner Stratman, the Off-System Bridge Program Agreement with the Missouri Highways and Transportation Commission was approved and signed by all three Commissioners, attested by the clerk, and approved as to form by Prosecuting Attorney Brendon Fox.

IN THE MATTER OF  
SALES TAXES:

In the absence of Treasurer Carol Green, the clerk provided the sales tax revenues for May, 2019. County Revenue 0.5% and LEST 0.375% amounts were \$193,148.95 and \$144,861.07, respectively. These are up 13.72% in the month-to-month comparison from one year earlier; they reflect a 3.24% increase for the rolling twelve month comparisons.

IN THE MATTER OF  
CLAYTON COURT:

Superintendent of Roads Walter Snelson came to report a resident concern with run off at the location of the end of Clayton Court, which has a cul-de-sac showing on the GIS system that was never constructed. Landscaping at a newly-built home in the area had suffered due to heavy rain and run-off; additionally, the property owner to the south had constructed a fence across the middle of said cul-de-sac property, which enclosed land not belonging to them.





# PHELPS COUNTY COMMISSION RECORD

May 14, 2019 Thirteenth day of the April term

IN THE MATTER OF  
COLLECTOR OUTREACH:

Collector Faith Barnes arrived and let the Commission know of her plans to meet with local residents at the St. James Senior Center, showing them the breakdown of property tax by political subdivision.

IN THE MATTER OF  
WORKER'S COMPENSATION  
AND FMLA:

The circumstance of an employee on worker's compensation—intended to replace income lost due to on-the-job injury, simultaneously with a Family and Medical Leave Act (FMLA) absence—intended to preserve an employee's benefits and ability to return to the same or nearly the same job at the same rate of pay, was discussed. After the exhaustion of 12 weeks of FMLA with a particularly recalcitrant work-related injury, an employee has to be offered COBRA to extend the Group Benefit Services major medical coverage for up to 18 months; this is because an employee not working 30 hours, and certainly no hours as in this case, is not eligible for coverage without FMLA and then COBRA. The potential for an employee to abuse this, should the county continue to pay the county share of the significant monthly premiums, was acknowledged. However, this is felt not to be the case at all with the employee in this circumstance who is believed to be a very capable and desirable worker. The county will pay its share of the medical premiums as COBRA is elected during the prolonged recovery.

IN THE MATTER OF  
2017 FLOOD BUYOUT:

The Designation of Depository forms for the FEMA portions of the flood buy-out were approved on a motion by Commissioner Hicks, seconded by Commissioner Stratman.

IN THE MATTER OF  
1972 JAIL:

Sheriff Rick Lisenbe arrived to discuss the settlement of the balance owed on the 1972 Jail Renovation. Prosecuting Attorney Brendon Fox arrived as well. There was a discussion of liquidated damages, contractually outlined as \$500 per day then verbally agreed to at \$1000 per day by Mechanical Services Inc. (MSI) at the time of the fifth and final change order; Fox said that liquidated damages were not upheld by the courts usually when they were appreciated as being penalties. Of the 14 subcontractors not paid in full, 3 have not provided lien waivers. The total due them is \$65,367.33. Commissioner Hicks stated that a mechanic's lien cannot be filed upon a public project. At this juncture the Sheriff left. Fox had suggested two-party checks made to both the subcontractor and MSI; the clerk said this was not possible with the financial software. The other option discussed was an escrow account. Because the Sheriff's Department had to do some final work in attaching fixtures, the last payment will be reduced by \$2,500.00. Jack Mentink, P.E. of Integrity Engineering will have to sign the last two applications for payment: 13R and 14.



**PHELPS COUNTY COMMISSION RECORD**

May 14, 2019 Thirteenth day of the April term

IN THE MATTER OF  
ACCOUNTS PAYABLE:

The Commission reviewed and approved payment of invoices totaling \$52,427.52.

READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Larry Stratman, Commissioner District 1



Gary W. Hicks, Commissioner District 2

# PHELPS COUNTY COMMISSION RECORD

May 16, 2019 Fourteenth day of the April term

Now at this the 16th day of May 2019 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  
ROAD 1020:

Local resident Shelby Hitch of 16735 County Road 1020 came to notify the Commission of problems with the drainage near her house, which is at the intersection of Road 1020 and Deer Park Lane. Local resident Ray Schweikhardt and Phelps County Focus Staff Writer Andrew Sheeley were also present.

IN THE MATTER OF  
COURTHOUSE PARKING LOT:

Schweikhardt asked about re-striping of the parking lot; the lines are faded.

IN THE MATTER OF  
MEDICAL CANNABIS:

With the passage of Amendment 2 in November 2018 which amended the state constitution to permit the use of marijuana for medical purposes, some members of the Rolla community have expressed interest in opening medical marijuana dispensaries. Commissioner Stratman said that the issue is before the Rolla Planning and Zoning Commission. The potential conflict between federal and state statutes continues to be discussed.

IN THE MATTER OF  
PRESCRIPTION DRUG  
MONITORING PROGRAM:

Schweikhardt reported that the current General Assembly's version of the PDMP is in the State Senate now, having passed the House. Schweikhardt expressed the opinion that a PDMP would be "horrible"; once individuals are on the list, they will remain on it for three years. All controlled substance schedules will be included; he voiced concern that the legislation wouldn't even require use of the database by pharmacists or doctors.

IN THE MATTER OF  
DOCUMENT DESTRUCTION:

As moved by Commissioner Hicks, seconded by Commissioner Stratman, the following list of boxed November 2016 election documents beyond the statutory retention guidelines were approved to be destroyed:

- Absentee envelopes
- Absentee envelopes

# PHELPS COUNTY COMMISSION RECORD

May 16, 2019 Fourteenth day of the April term

## DOCUMENT DESTRUCTION, Continued:

- Absentee envelopes, requests, walk-in list, and spoiled ballots.  
Affidavits from Edgar Springs N&S/ Spring Creek E&W, Dawson/ St James Wd 1,2,3, Dillon North, Dillon South, and Rolla Wd 1, faxes sent to other counties absentee request & voter reg, E-19 report.
- Spoiled ballots, Close of polls optical scan seal sheets, and Dre results tapes (All precincts)  
Cold Springs West- Voted Ballots, results tape, Optical scan, Ballot Bag, Ballot tub, and Dre seal verification sheets, check in list
- Precinct & supplemental roster- Rolla Wd 3 (partial), Cold Springs East (partial)
- Precinct & supplemental roster- Edgar Springs N&S/ Spring Creek E&W, Doolittle Wd 1,2,3 Outside, Rolla Wd 3, Rolla Wd 4, Rolla Wd 5, Rolla Wd 6, Rolla Outside South, Dillon Central (partial), Dillon South (partial), Miller E&W/Rolla Outside North (partial), Meramec/ St James Wd 4 & Outside E&W (partial), Cold Springs West (partial), Dawson/ St James Wd 1,2,3 (partial)
- Precinct & supplemental roster - Cold Springs E, Cold Springs W, Meramec/ St James Wd 4 & Outside E&W, Miller E&W/Rolla Outside North, Rolla Wd 2, Jerome, Newburg 1&2/Liberty E&W, Rolla Wd 1, Dillon South, Dillon North, Dillon Central, Dawson/ St James Wd 1,2,3.
- Voted Ballots- Miller E&W/Rolla Outside North
- Voted Ballots- Meramec/ St. James
- Voted Ballots- Absentee
- Voted Ballots- Doolittle WD 1,2,3 Outside
- Dawson/ St James- Unvoted & Voted Ballots.
- Dawson/St James- Unvoted & Voted Ballots, Optical scan, Ballot Bag, Ballot tub, and Dre seal verification sheets, check in list, optical scan results tape, supplemental precinct roster
- Dillon North- Unvoted & Voted Ballots, Optical scan, Ballot Bag, Ballot tub, and Dre seal verification sheets, check in list, optical scan results tape.
- Dillon Central- Unvoted & Voted Ballots, Optical scan, Ballot Bag, Ballot tub, and Dre seal verification sheets, check in list, optical scan results tape
- Dillon south- Unvoted, Voted, & Spoiled Ballots, Optical scan, Ballot Bag, Ballot tub, and Dre seal verification sheets, check in list, optical scan results tape.
- Miller E&W/Rolla Outside North - 1 rejected provisional ballot, Unvoted & Voted Ballots, Optical scan, Ballot Bag, Ballot tub, and Dre seal verification sheets, check in list, optical scan results tape.
- Absentee- Unvoted & Voted Ballots, Optical scan, Ballot Bag, Ballot tub, and Dre seal verification sheets, check in list, optical scan results tape

# PHELPS COUNTY COMMISSION RECORD

May 16, 2019 Fourteenth day of the April term

## DOCUMENT DESTRUCTION, Continued:

- Meramec/ St. James- Unvoted & Voted Ballots, Optical scan, Ballot Bag, Ballot tub, and Dre seal verification sheets, check in list, optical scan results tape, write-in tally sheet.
- Rolla Wd 4- Unvoted & Voted Ballots, Optical scan, Ballot Bag, Ballot tub, and Dre seal verification sheets, check in list
- Rolla Wd 1- Voted Ballots, Optical scan, Ballot Bag, Ballot tub, and Dre seal verification sheets, check in list.  
Rolla Wd 5- Voted ballots (partial)
- Rolla Outside South, Rolla Wd 5, Jerome- Voted Ballots, Optical scan, Ballot Bag, Ballot tub, and Dre seal verification sheets, check in list, results tape.
- Edgar Springs N&S/ Spring Creek E&W, Rolla Wd 6- Unvoted & Voted Ballots, Optical scan, Ballot Bag, Ballot tub, and Dre seal verification sheets, check in list, optical scan results tape.
- Cold Springs East- Voted Ballots, blue seals from tub, results tape, Optical scan, Ballot Bag, Ballot tub, and Dre seal verification sheets, check in list,  
Newburg- voted ballots, blue seals from tub, results tape, ballot tub seal verification, check in list  
Post test results, test deck, tally sheets
- Rolla Wd 3- Voted Ballots, Optical scan, Ballot Bag, Ballot tub, and Dre seal verification sheets, check in list, optical scan results tape.
- Doolittle- Voted & Unvoted ballots, result tape and recount results, Optical scan, Ballot Bag, Ballot tub, and Dre seal verification sheets, check-in list  
Rolla Wd 2- voted ballots, Dre seal verification, check-in list
- Absentee envelopes & requests, fair ballot language signs.
- 3 election judge oaths
- Unvoted ballots, Dre operator oaths, Optical scan precinct books (All Precincts), election judges sign in sheets for trainings, Cold Springs East affidavits, election Judges equipment sign out sheets, posttest Dre seal verification sheets.
- Unvoted Ballots- Overseas/Military, Intrastate/interstate, unvoted ballots
- Unvoted Ballots #1
- Unvoted Ballots #2
- Unvoted Ballots #3
- Unvoted Ballots #4
- Unvoted Ballots #5
- Unvoted Ballots #6
- Unvoted Ballots #7
- Unvoted Ballots #8

# PHELPS COUNTY COMMISSION RECORD

May 16, 2019 Fourteenth day of the April term

## IN THE MATTER OF BOARD OF EQUALIZATION:

The Commission discussed naming two community members to the Board of Equalization: Gene Gaddy and Steve Kirkbride, who had served last year.

## IN THE MATTER OF CITIZEN INPUT:

Local resident Chester Crider spoke briefly with the Commission.

## IN THE MATTER OF WORKER'S COMPENSATION:

Treasurer Carol Green attended and provided information following her recent attendance at the County Reinsurance, Limited (CRL) meeting. CRL is the reinsurance for MACTrust worker's compensation insurance.

## IN THE MATTER OF SEWER DISTRICTS:

Commissioner Hicks presented information about consolidation of sewer districts currently being served and billed by the city of Rolla: Shady Oaks, Cedar Grove, and College Hills. Steve Hargis, P.E., Director of Public Works for the city had suggested consolidation might comply with statute; appointments might be facilitated as multiple board members have resigned. Some residents in College Hills objected to paying for new lines.

## IN THE MATTER OF COURTHOUSE HVAC:

Director of Support Services Mark Brookshire discussed the punch list of incomplete items for the HVAC in the Courthouse. Paul Davis with Mechanical Services, Inc. d/b/a MSI Constructors had not recently been in communication. The Commission recommended that Brookshire follow and substantiate MSI's progress closely.

## IN THE MATTER OF PWS# 4:

Curt Voss of the PWS# 4 north of St. James visited.

## IN THE MATTER OF EMPLOYEE BENEFITS:

Deputy Clerk for HR Lisa Dowdy joined a discussion about payment of county share of medical insurance as for COBRA, for an employee not physically working, post 12 weeks of FMLA, but still on worker's compensation for a clearly work-related injury. Commissioner Hicks wanted a light duty clause for employees; if it could be offered, and if the light duty were refused, county share should not be paid.

## IN THE MATTER OF RAILROAD AND UTILITIES:

**PHELPS COUNTY COMMISSION RECORD**

**May 16, 2019 Fourteenth day of the April term**

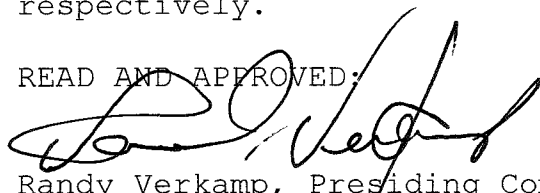
RAILROAD AND UTILITIES, Continued:

The clerk presented the Form 40 Statement of Railroad and Utility Property for the 2019 Tax Year, showing \$241,250 in real property and \$142,450 in personal property, for a total of \$383,700 total locally assessed railroad and utility property.

IN THE MATTER OF  
ACCOUNTS PAYABLE:

The Commission reviewed and approved payment of 41, 21, and 5 invoices in the amounts of \$61,701.38; 952.24; and \$6,344.52, respectively.

READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Larry Stratman, Commissioner District 1



Gary W. Hicks, Commissioner District 2



# PHELPS COUNTY COMMISSION RECORD

May 21, 2019 Fifteenth day of the April term

Now at this the 21st day of May 2019 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  
SALES TAX REFUND:

The auditors currently contracted for the 2017-2018 financial audit noted over \$3,000.00 in sales tax paid in 2017 for the Phelps County Sheriff's Department on the roughly \$75,000.00 portable incinerator. The vendor had been agreeable to assisting in recovery of this money; on a motion by Commissioner Hicks, seconded by Commissioner Stratman, submission of MO DOR Form 149 for refund of these funds was approved.

IN THE MATTER OF  
REGIONAL TRANSPORTATION PLAN:

Meramec Regional Planning Commission sought Commission input on transportation priorities. Phelps County Focus Staff Writer Andrew Sheeley was also present. Presiding Commissioner Verkamp expressed the need for a longer runway at the Rolla National Airport, which lies in Maries County.

IN THE MATTER OF  
ROADS:

Michelle Bock of the Road and Bridge Department came to discuss recent heavy weather and trees being down.

IN THE MATTER OF  
ROAD 5160:

Local resident Kathy McEntire, of 11777 County Road 5160, came with the concern that placement of a new cross culvert just east of her half-circle driveway was causing water to run north, through said culvert, and flood her yard, garden and septic field. The south side of the road has a roadside ditch; she maintains that replacement of a damaged culvert continuous with that ditch, under a neighbor's driveway, was enough to cause water to run westward in the ditch. From there it would cross under the road, running northward, west of her property. Commissioner Stratman observed that Superintendent of Roads Walter Snelson has to make decisions to protect and preserve road surfaces when property owners do not install driveway culverts. McEntire said she did not have driveway culverts under either end of her semicircular driveway. Considerable discussion ensued; Commissioner Stratman will meet with Snelson at the site.

IN THE MATTER OF  
HARTVILLE ROAD:

Driveway culvert replacement in advance of road maintenance was discussed.

# PHELPS COUNTY COMMISSION RECORD

May 21, 2019 Fifteenth day of the April term

IN THE MATTER OF  
TRANSPORTATION  
DEVELOPMENT DISTRICT (TDD):

Presiding Commissioner Verkamp gave a report of the board meeting held May 20, 2019; approximately \$692,000 was to be reimbursed to the City of Rolla for the current month for multiple types of services. The fund has an outstanding balance of some 15.3 million dollars and because three of five years have elapsed under the spend-down provisions of the bond issue, a project is needed before the clock runs out. The bonds, under a penalty clause, are no longer tax-exempt after 5 years. Presiding Commissioner Verkamp said, "Uncommitted money needs to be committed." One imminent project involves smoothing traffic movement from southbound Highway 63 to westbound Kingshighway; Rolla City Engineer Steve Hargis has estimated the cost at \$117,000. Further improvements or alterations to Kingshighway are likely to involve significant utility work. The 72 Extension leading eastward into a southbound turn to Highway 63 was seen to be a problem and was not believed well-designed; conversion of a driveway from the filling station on the southwest corner to "right in, right out" and use of eminent domain as a last resort were mentioned. Commissioner Stratman asked about plans for the realignment of University Drive. Local resident Chester Kojro entered; he said the TDD website needs to be updated. Traffic counts by HNTB showed over 11,000 and 10,000 cars on Kingshighway and the 72 Bypass, respectively, more than the 17,000 count on Kingshighway before the opening of the Bypass.

IN THE MATTER OF  
ROLLA REGIONAL  
ECONOMIC COMMISSION:

Presiding Commissioner Verkamp provided a report on RREC; a stakeholders' meeting is early the morning of June 6, 2019. Phelps County pays \$4,100 in annual dues.

IN THE MATTER OF  
CITIZEN INPUT:

Local resident Gary Heavin visited with the Commission about their plans for the current Road and Bridge facility at 204 Fairgrounds Road, Rolla, and future plans for a new facility. Commissioner Stratman said the county wanted to take enough time to make the best decision possible in the matter; Commissioner Hicks observed that building costs seemed to be accelerating faster than land was appreciating. Building costs were discussed. Commissioner Hicks added that he would be pleased to see a new maintenance facility built when the county had the right property to put it on. Kojro asked if there was any further progress on construction of a road providing access from the north to the north-side Kingshighway businesses; Presiding Commissioner Verkamp said it was not definite. Heavin suggested forming a committee to spearhead recruiting businesses along Kingshighway; Commissioner Hicks said Rolla Regional Economic Commission was already deliberating about this. Several other topics were discussed, including forming something like Rolla's Downtown Business Association for Kingshighway; the

# PHELPS COUNTY COMMISSION RECORD

May 21, 2019 Fifteenth day of the April term

CITIZEN INPUT, Continued:

effect of the smoking ban now in place at the bowling alley;  
Heavin's interest in the 204 Fairgrounds Road property.

IN THE MATTER OF  
QUARRY EXPANSION:

Local resident Terry Eyrtel arrived and mentioned the meeting regarding Capital Quarries potential expansion and the meeting to be held on May 23, 2019 at 6 p.m. in the Havener Center at S&T. As previously mentioned to the Commission on April 30, Eyrtel expressed concern about damage to structures and wells from blasting, and environmental damage from the overage. Commissioner Hicks reminded all of the balance between the needs of the residents and the need for jobs.

IN THE MATTER OF  
FLOODPLAIN ADMINISTRATION:

The technical assistance contract for floodplain administration between the Phelps County Commission and Meramec Regional Planning Commission was reviewed. The term of the contract was July 1, 2019 through June 30, 2020. The hourly rates had changed slightly but the overall cost remained \$4,000.00. Since the county participates in the National Flood Insurance Program, this contract is necessary, and was approved on a motion by Commissioner Hicks, seconded by Commissioner Stratman.

IN THE MATTER OF  
ACCOUNTS PAYABLE:

The Commission reviewed and approved payment of 55 invoices in the amount of \$7,363.74 for general invoices and reimbursements.

READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Larry Stratman, Commissioner District 1



Gary W. Hicks, Commissioner District 2

# PHELPS COUNTY COMMISSION RECORD

May 23, 2019 Sixteenth day of the April term

Now at this the 213rd day of May 2019 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 MEDICAL CANNABIS:

The Commission discussed briefly the issue looming for the City of Rolla with respect to medical cannabis dispensaries. Phelps County Focus Staff Writer Andrew Sheeley was also present.

## IN THE MATTER OF CART FUNDS:

Treasurer Carol Green presented CART funds for May. Receipts showed \$54,885.96, \$15,114.38, and 10,079.63 for gas tax, motor vehicles sales tax, and motor vehicle fees, respectively.

## IN THE MATTER OF FERAL HOGS:

Presiding Commissioner Verkamp announced a public hearing to be held by Mark Twain National Forest regarding feral hogs on June 18, 2019 from 6 p.m. to 8 p.m. at the Signature Event Center in Rolla. The feral hogs are said to be an invasive species within the National Forest lands. It is said that public hunting makes the sounders scatter and much more difficult to trap or otherwise mitigate.

## IN THE MATTER OF CLASSIC COUNTRY LAND LLC:

Sheeley provided an update on the residents of this area near Beulah. He spoke to fourteen residents, none of whom had utilities.

## IN THE MATTER OF ROAD 5160:

Local resident Kathy McEntire of 11777 County Road 5160, returned as a follow-up of her visit of 5/21/19. She brought pictures of the water standing on/saturating her property. Presiding Commissioner Verkamp asked about the sequence of events with respect to a driveway culvert on the opposite and uphill side of the road being installed, and water coming across the road, northward, onto their property. McEntire said she and her husband would be agreeable to having a ditch past their house but would not be willing to have culverts under the two ends of their driveway billed to them. Commissioner Stratman took her number and her husband's number and will be in touch with them.

## IN THE MATTER OF PEARL STREET, JEROME:

# PHELPS COUNTY COMMISSION RECORD

May 23, 2019 Sixteenth day of the April term

PEARL STREET, JEROME, Continued:

Local resident Larry Taylor came to notify the Commission of drainage problems near Pearl Street and Third Street in Jerome.

IN THE MATTER OF  
MERAMEC REGIONAL EMERGENCY  
PREPAREDNESS COMMITTEE (MREPC):

The Commission approved St. James Police Chief Ron Jones to the MREPC to fill a vacancy, as moved by Commissioner Hicks and seconded by Commissioner Stratman.

IN THE MATTER OF  
ACCOUNTS PAYABLE:

The Commission reviewed and approved payment of 63 invoices in the amount of \$171,099.56 for general invoices, employee reimbursements and contract pay; and one invoice for payment of Economic Activity Taxes ("EATS") to UMB Bank for the Rolla Westside TIF in the amount of \$9,881.81.

READ AND APPROVED:

  
Randy Verkamp, Presiding Commissioner

  
Larry Stratman, Commissioner District 1

  
Gary W. Hicks, Commissioner District 2

# PHELPS COUNTY COMMISSION RECORD

May 28, 2019 Seventeenth day of the April term

Now at this the 28th day of May 2019 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  
CLASSIC COUNTRY LAND LLC:

Phelps County Focus Staff Writer Andrew Sheeley said the tornado on the evening of May 21, 2019 came within ½ mile of this area, which lacks utilities and sewer and frequently has impassable roads in heavy wet weather.

IN THE MATTER OF  
QUARRY EXPANSION:

Commission Stratman provided a report on the May 23rd meeting regarding expansion of quarry activity by Capital Quarries. He said the atmosphere was terse. Though approximately 30 local residents turned out, they probably have no power to intercede with DNR to halt the expansion.

IN THE MATTER OF  
MEDICAL CANNABIS:

In recent Rolla City Council deliberations, two of the twelve members have pushed for no separation between medical cannabis dispensaries and schools, churches and day cares.

IN THE MATTER OF  
HIGHWAY 63:

Local resident Chester Kojro came to offer thoughts on the choking of traffic flow between the Missouri S&T Residential College and the Havener Center. Kojro and Sheeley then left.

IN THE MATTER OF  
ROADS:

Michelle Bock of the Road Department reported on storm damage.

IN THE MATTER OF  
PWSD #4:

Local resident Curt Voss came to report on another suit by a property owner with overdue sewer bills, against the Public Water Supply District #4 north of St. James. He inquired about earlier attachment—after one year rather than 3—of the delinquency to the property tax bill. Voss was referred to Phelps County Collector Faith Barnes.

IN THE MATTER OF  
CREDIT AGREEMENT:

# PHELPS COUNTY COMMISSION RECORD

May 28, 2019 Seventeenth day of the April term

CREDIT AGREEMENT, Continued:

A credit agreement with Terminal Supply Company of Troy, MI was approved on a motion by Commissioner Hicks, seconded by Commissioner Stratman. This company is a vendor for the Road Department.

IN THE MATTER OF  
ACCOUNTS PAYABLE:

The Commission reviewed corrections made for credits on two vendor invoices from May 23, those for Staples and Burns Army Surplus. These were approved.

READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Larry Stratman, Commissioner District 1



Gary W. Hicks, Commissioner District 2

# PHELPS COUNTY COMMISSION RECORD

May 30, 2019 Eighteenth day of the April term

Now at this the 30th day of May 2019 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  
CLOSED SESSION:

On a motion by Commissioner Stratman, seconded by Commissioner Hicks, the meeting entered closed session at 0917 pursuant to RSMo 610.021 (17) - Auditor Communication. No actions having been taken, the meeting returned to open session at 0943 as moved by Commissioner Hicks, seconded by Commissioner Stratman.

IN THE MATTER OF  
ACCOUNTS PAYABLE:

The Commissioners reviewed and approved payment of 35 invoices and 17 invoices in the amounts of \$27,916.24 and \$14,914.48, respectively.

IN THE MATTER OF  
JURY PAY:

Presiding Commissioner Verkamp wants smoother and more timely payment of juror stipends. Circuit Clerk Sue Brown has a new system, "Sho-Me Jury" with an older one not functioning for a time, which contributed to a delay this spring. It is unclear whether a mass import of juror's vendor information into the financial software used by the county is possible; the clerk will investigate this. Presiding Commissioner Verkamp called Brown and put her on speaker phone; she said that the software is from Office of State Courts Administration ("OSCA") and it may not be possible to import the data; her office labors over the pay and has to enter Grand Jury dates by hand as well as miles to be paid.

IN THE MATTER OF  
CONTRACT LABOR FOR  
ROAD CLEARING:

Local resident David Dukes inquired regarding an opportunity for contract labor by clearing tree limbs and fallen trees for the Road Department. The bid threshold was discussed; Dukes was asked to visit County Road 7240 and provide an estimate for removal of overhanging limbs intruding into the 20 ft. overhead clearance. Presiding Commissioner Verkamp said the county would only want material protruding over the fence line, into the right of way, trimmed.

IN THE MATTER OF  
MERCHANT LICENSES:

Collector Faith Barnes reported on her efforts to increase compliance with merchant licenses. Seeing it as a parity issue, she is contacting enterprises that report any sales tax.



# PHELPS COUNTY COMMISSION RECORD

May 30, 2019 Eighteenth day of the April term

IN THE MATTER OF  
HEALTH DEPARTMENT  
GIFT CARD USE:

Recent invoices from the Health Department showed purchase of two \$100 gift cards and roughly ten \$10 gift cards. Phelps/Maries Health Department Director Ashley Wann was contacted by speaker phone; the smaller denominations are used within the Phelps County Child Advocacy Network (PCCAN) grant as incentives for parents enrolled in programming. The larger two gift cards are retained with the Healthy Families coordinator. She uses them when the department's credit card is inaccessible because whenever the director is absent, it is locked away. Wann requires this grant program coordinator to produce receipts to account for the balance expended on urgent expenses such as formula or diapers. Wann also said she had sought and received approval from the grant programs for this practice.

IN THE MATTER OF  
TOM SOWERS:

Local developer Tom Sowers visited with the Commission about the work in progress in his subdivision. There have been some delays due to wet weather and utility providers. He said that in approximately 30 days he hopes to contact Superintendent of Roads Walter Snelson for an evaluation of the road construction, and he will be asking the Commission for the roads to be accepted; "It needs to happen," he said.

IN THE MATTER OF  
CONTRACT LABOR FOR  
ROAD CLEARING:

Dukes returned to the Commission and said the work would require Saturday and/or Sunday, to avoid impeding commercial traffic, and estimated the cost at \$2,500 - \$3,000 over the length specified by the Commission, depending on whether wood chips were hauled off or not.

IN THE MATTER OF  
PAYROLL:

The Commission reviewed and approved payroll in the amount of \$182,019.89 net salaries, \$57,674.34 federal withholding and \$7,263.50 state withholding.

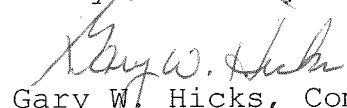
READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Larry Stratman, Commissioner District 1



Gary W. Hicks, Commissioner District 2