

PHELPS COUNTY COMMISSION RECORD

March 3, 2020 Nineteenth day of the January term

Now at this the 3rd day of March 2020 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
PRESCRIPTION DRUG
MONITORING PLAN (PDMP):

Local resident Ray Schweikhardt as well as County Commission District 1 candidates Stan Frisbee, Sarah Oerther and Joey Auxier were also present. Schweikhardt asked if the county has received any feedback from the St. Louis County PDMP, "Or did we just throw money at it?" He says he read that opioid-misuse-related deaths in St. Louis County were up 30% since the PDMP was started there. Commissioner Stratman said that at the recent CCAM meeting, they were told that doctors had only recently begun using the registry. Presiding Commissioner Verkamp provided attendees with some background on the issue. Commissioner Stratman said he shared Schweikhardt's concern. Commissioner Hicks said that the only entities who could have access were law enforcement; Schweikhardt said he did not sign his rights away.

IN THE MATTER OF
APPORTIONMENT OF
SURPLUS TAX FOR 2016:

The County clerk takes up the matter of apportioning the Surplus Tax Funds for the year 2016 as credited to the Principal School Fund for Phelps County as provided by the Revised Statutes of Missouri, and the County clerk hereby apportions said funds among the school districts with territory in Phelps County.

The amount to be apportioned is \$5912.08.

| SCHOOL DISTRICT | MEMBERSHIP | AMOUNT |
|-------------------|------------|-------------|
| Dent/Phelps R-3 | 4.00 | \$ 3.78 |
| St. James R-1 | 1,732.00 | 1,637.90 |
| Newburg R-2 | 399.00 | 377.32 |
| Rolla 31 | 3,875.17 | 3,664.65 |
| Phelps County R-3 | 230.56 | 218.03 |
| Dixon R-1 | 9.00 | 8.51 |
| Licking R-8 | 2.00 | 1.89 |
| TOTAL | 6,251.73 | \$ 5,912.08 |

IN THE MATTER OF
APPORTIONMENT OF
SURPLUS TAX FUNDS
INTEREST FOR 2019:

The County clerk takes up the matter of apportioning the Surplus Tax Funds interest for the year 2019 as credited to the Principal School Fund for Phelps County as provided in the Revised Statutes of Missouri, and the County clerk hereby

PHELPS COUNTY COMMISSION RECORD
March 3, 2020 Nineteenth day of the January term

APPORTIONMENT OF SURPLUS TAX FUNDS INTEREST, Continued:

apportions said funds among the school districts with territory in Phelps County.

The amount to be apportioned is \$540.01.

| | | | |
|-------------------|----------|----|--------|
| Dent/Phelps R-3 | 4.00 | \$ | 0.34 |
| St. James R-1 | 1,732.00 | | 149.61 |
| Newburg R-2 | 399.00 | | 34.46 |
| Rolla 31 | 3,875.17 | | 334.73 |
| Phelps County R-3 | 230.56 | | 19.92 |
| Dixon R-1 | 9.00 | | 0.78 |
| Licking R-8 | 2.00 | | 0.17 |
| TOTAL | 6,251.73 | \$ | 540.01 |

IN THE MATTER OF
PCESB/E911 FINANCIAL REPORT:

The Commission received and reviewed the March, 2020 PCESB/E911 Trasurer's Report. The Board ended February, 2020 with \$1,545,571.79 on hand. The sales tax receipts through February are 12% ahead of the prior three year YTD average.

IN THE MATTER OF
FOREST CROP LAND:

A Certificate of Expiration for certain lands classified as Forest Crop Land in the name of Spring Creek Ranch being 1,240.28 acres, more or less in Phelps County, was received.

IN THE MATTER OF
NOLTE COURT:

Local resident Greg Wheeler came to inquire about property on Nolte Court which would benefit from completion of a cul-de-sac. Commissioner Hicks said that this was platted but never constructed; it would have to be build to county specifications by the owner prior to county acceptance. Commissioner Stratman said that, essentially, the first paving would be done by the owner, and once accepted by the county the county took over the maintenance. Schweikhardt then left. Subsequently the roads, sewer and water of properties in the area were discussed.

IN THE MATTER OF
PRIVATE DRIVEWAY CULVERT:

Local resident Chester Kojro entered to ask about the county installing a new driveway culvert for him; Commissioner Stratman said that the county "doesn't do those anymore."

IN THE MATTER OF
PLATS:

Frisbee asked about revision of a plat once accepted; Presiding Commissioner Verkamp said that if the county accepted the plat with a certain description, it would have to be honored.

PHELPS COUNTY COMMISSION RECORD
March 3, 2020 Nineteenth day of the January term

IN THE MATTER OF
COUNTY EMPLOYEE
HEALTH INSURANCE:

Oerther asked about employee health insurance, stating that she had visited with Road and Bridge Department employees who had shared some concerns with her about their coverage. Commissioner Stratman briefed Oerther on the county's partially self-funded plan of the past 5 years and the discounts negotiated with the hospital.

IN THE MATTER OF
FEMA AND SEMA PAYMENTS:

Oerther also asked whether there would be any financial hardship in the Road Department should there be no FEMA/SEMA payments; Commissioner Hicks informed her that these payments are only for reimbursement if there is damage and work must be done for repairs.

IN THE MATTER OF
POSITIVE PAY:

Treasurer Carol Green came to report that Missouri Association of Counties had published reports of additional fraudulent checks cashed, whereby payee information had been altered on some counties' checks. She said that "Positive Pay", whereby a data set consisting of check numbers, amounts, payees and check dates is supplied to the county's banking institution, is now being instituted and she has hopes that it will be very beneficial.

IN THE MATTER OF
ACCOUNTS PAYABLE:

The Commission reviewed and approved payment of 20 invoices for contract pay and payroll deductions in the amount of \$24,533.23.

READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Larry Stratman, Commissioner District 1



Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
March 5, 2020 Twentieth day of the January term

Now at this the 5th day of March 2020 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
PROPERTY PURCHASE:

The property at 407 W. 2nd Street, Rolla, to the east of a parking lot owned by the County and used primarily by the Sheriff's Department, was approved for purchase as moved by Commissioner Hicks, seconded by Commissioner Stratman. Sheriff Lisenbe and local residents Joey Auxier and Sarah Oerther were also present.

IN THE MATTER OF
HOMELESSNESS:

Auxier asked about The Mission, how it was founded and what population it served. Following was a more general discussion about the homeless problem in Rolla and wider Phelps County.

IN THE MATTER OF
STATE CYBERCRIME
AGAINST CHILDREN GRANT (SCCG):

Detective Shawn Hedge of the PCSD arrived to have his grant renewal agreement renewed. Treasurer Carol Green and Collector Faith Barnes joined the meeting; Green said that she had tried to obtain information requested of Hedge in the grant documents and had not been able to find the amount of purely state funds received by the county. At issue is the fact that many dollars coming from the state are actually partly or wholly federal in origin, and sometimes this is actually a fluid ratio. Frequently the state agencies are completely unaware that they are disbursing federal money and not state money. As moved by Commissioner Hicks and seconded by Commissioner Stratman, the grant application was approved.

IN THE MATTER OF
COUNTY EMPLOYEE
HEALTH INSURANCE:

Sheriff Lisenbe stated his belief that an employee insurance committee needed to be formed, with representation across departments. He said his thought was based on the persistent difficulty he has had in recruiting jailers secondary to the cost of family coverage. Barnes said that employees participating in such a group might be empowering. Commissioner Hicks pointed out that bids were taken. Commissioner Stratman said that there were basically three entities offering medical insurance: United Health Care (UHC), Blue Cross and Group Benefit Services. UHC declined to provide a bid and Blue Cross essentially warned that after the first year, a large increase in premiums could be expected.

PHELPS COUNTY COMMISSION RECORD
March 5, 2020 Twentieth day of the January term

IN THE MATTER OF
COLLECTOR TRAINING:

Barnes provided a report of her recent training in Washington, DC. She presented an autographed book by General Colin Powell to the County. Another topic extensively covered was the 2020 Census.

IN THE MATTER OF
CITIZEN INPUT:

Local resident Chester Crider attended the meeting briefly.

IN THE MATTER OF
FIRST FRIDAY COFFEE:

Barnes said the Courthouse would be hosting the April 3, 2020 First Friday Coffee gathering.

IN THE MATTER OF
USE TAX:

Oerther sought information about the implementation of a use tax in Phelps County, should it be passed. She asked the Commission if tax collected by an online retailer might not be returned to Phelps County, and both Presiding Commissioner Verkamp and Commissioner Hicks said that was true. Oerther said she heard this concern constantly, everywhere she went and spoke with people about it. Commissioner Hicks offered his thinking that should the use tax be placed on the ballot again, it should be incorporated with a sales tax roll-back. Commissioner Stratman said that of all the employees who have asked for better coverage for dependents, not a single one worked to help in passing the use tax.

IN THE MATTER OF
CHIP AND SEAL ROADS:

Auxier asked what the cost differential between chip and seal and gravel was. This led to a discourse about the interval between refurbishing chip and seal roads, which Presiding Commissioner Verkamp said was generally every 3 years when flood disasters did not commandeer all the road resources of the County.

IN THE MATTER OF
OZARK RIVERS SOLID
WASTE MANAGEMENT DISTRICT:

Commissioner Hicks provided a meeting report.

IN THE MATTER OF
MERAMEC COMMUNITY
ENHANCEMENT CORPORATION (MCEC):

Commissioner Hicks also provided information about the recent meeting of the MCEC.

IN THE MATTER OF
ACCOUNTS PAYABLE:

PHELPS COUNTY COMMISSION RECORD
March 5, 2020 Twentieth day of the January term


ACCOUNTS PAYABLE, Continued:

The Commission reviewed and approved payment of 36 and 39 invoices in the amounts of \$6,879.59 and \$88,277.71, respectively, for payroll deductions and contract pay. Also approved was one invoice for \$65,828 for the purchase of the property at 407 W. 2nd Street, \$828 of which was titling costs.

IN THE MATTER OF
PERSONAL PROPERTY COURT ORDERS:

The Commission reviewed and approved personal property court orders numbered 1995, 1996, 1997 and 1998 for 2016, 2017 and 2018 add-on's, respectively, for January 2020.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Larry Stratman, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD

March 10, 2020 Twenty-first day of the January term

Now at this the 10th day of March 2020 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:

Treasurer Carol Green presented the sales tax receipts for February, representing sales for December. Local residents Sarah Oerther and Joey Auxier were present as was Phelps County Focus Staff Writer Andrew Sheeley. County Revenue and LEST sales tax receipts were \$290,449.12 and \$217,836.74, respectively. This was up 3.32% in the rolling twelve month comparison, up 1.98% in the YTD comparison. It was an increase of 13.48% in the month-to-month comparison; holiday shopping was considered a factor.

IN THE MATTER OF
NOVEL CORONAVIRUS:

Phelps/Maries Health Department Director Ashley Wann entered and a discussion of the novel coronavirus closing down St. Patrick's Day celebrations in Dublin, Ireland as well as Boston, MA followed. Wann said she was in daily contact with Missouri S&T and was assisting with concerns regarding international travel. She voiced concern about churches observing holy communion with a common cup, and was trying to stay in close contact with them. Local resident Chester Kojro then arrived. Wann discussed the steps taken by the University. Collector Faith Barnes attended briefly; Auxier and Wann left.

IN THE MATTER OF
PROPERTY PURCHASE:

The disclosure statement on the property at 407 W. 2nd Street, purchased by the County, was approved as moved by Commissioner Stratman and seconded by Commissioner Hicks.

IN THE MATTER OF
5G WIRELESS:

Collector Barnes provided information about 5G wireless from her recent meeting in Washington, DC. Multiple attendees there had warned others to be wary about just what hardware infrastructure would be acquired; installations promised to be the size of "pizza boxes" would turn out to be as big as a refrigerator.

IN THE MATTER OF
OUTLAWED PERSONAL
PROPERTY TAXES:

Local resident Gary Heavin entered the meeting. Barnes provided information about the past-due personal property taxes that had been outlawed after a three-year period in the past.

PHELPS COUNTY COMMISSION RECORD

March 10, 2020 Twenty-first day of the January term

OUTLAWED PERSONAL PROPERTY TAXES, Continued:

She said in 2018, approximately \$56,000 was outlawed for tax year 2015; last year only about \$5,200 was outlawed. The Commission congratulated her and her staff for their efforts at collecting these taxes, often due from former residents now living out of state.

IN THE MATTER OF
KINGSHIGHWAY DEVELOPMENT:

Heavin spoke about renovations underway at one of his Kingshighway properties and shared his thoughts about the course development there. When the county's ceded control of the old courthouse, this permitted public money to go to work against private money, as there are offices being rented there in competition with private landlords.

IN THE MATTER OF
ROAD 2110:

Local residents Crystal Wilson and Chester Crider entered. Wilson said that Road 2110 was very rough; she had to get new tires and now a new alignment, possibly due to the roughness of this road. She suggested that even grading might help. The Commission offered that she might contact the insurance broker at BPJ. She then left, as did Chester Kojro.

IN THE MATTER OF
TAX INCREMENT FINANCING (TIF):

Commissioner Hicks opened up a discussion about TIF's as a strategy for cleaning up nuisance properties. The Warren Dean property has needed clean-up for years; he felt TIF might be the only way it would happen.


IN THE MATTER OF
ACCOUNTS PAYABLE:

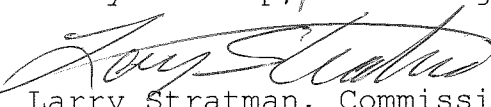
The Commission reviewed and approved payment of 13 invoices in the amount of \$9,535.74 and a \$17,543.60 invoice for Senior Companion stipends and bills.

IN THE MATTER OF
PAYROLL:

The Commission approved payroll for 3/13/20 for work dates 2/16-29/20 with net salaries of \$183,219.35, federal and state withholdings of \$58,670.24 and \$7,532.50.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Larry Stratman, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD

March 12, 2020 Twenty-second day of the January term

Now at this the 12th day of March 2020 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 DEPARTMENT:

Michelle Bock of the Road Department reported on an accident that happened the prior evening. Treasurer Carol Green and Phelps County Focus Staff Writer Andrew Sheeley were also present. Superintendent of Roads Walter Snelson was stopped on Eastbound Highway 72 signaling a left turn, when a car came up behind him and hit him, breaking the drive shaft of his truck. The other driver and Snelson both walked away, but both vehicles may be totaled.

IN THE MATTER OF
NOVEL CORONAVIRUS:

Phelps/Maries Health Department Director Ashley Wann reported that a Phelps County resident had been tested for the new coronavirus and the test is pending. Director of Support Services Mark Brookshire also attended. Wann said that Missouri S&T's decision to cancel all St. Patrick's Day celebrations was not related to this individual. Brookshire wanted to know what the housekeeping staff should be doing proactively; they had already been instructed to disinfect frequently touched hard surfaces. Local resident Joey Auxier joined the meeting. Precautions to be taken when staff members return from training were discussed. Commissioner Stratman asked Wann about the spectrum of her authority; Wann said she had authority to quarantine, isolate, close and cancel events but none of these actions are decisions she makes lightly. She will preside at a press conference later today which she has called with representatives from the first responder and local government groups.

IN THE MATTER OF
FLOOD BUYOUT:

Gary O'Day and Eva Voss from MRPC arrived for paperwork to revise the budget of one of the buyout grants, FMA-PJ-07-MO-2017-006.

IN THE MATTER OF
CLOSED SESSION:

As moved by Commissioner Stratman, seconded by Commissioner Hicks, the meeting entered closed session at 11:00 with the Auditors pursuant to RSMo 610.021 (17) - Auditor work product. No actions having been taken, the meeting returned to open session as moved by Commissioner Stratman seconded by Commissioner Hicks.

PHELPS COUNTY COMMISSION RECORD

March 12, 2020 Twenty-second day of the January term

IN THE MATTER OF
ACCOUNTS PAYABLE:

The Commission reviewed and approved payment of 24 and 44 invoices in the amounts of \$11,809.88 and \$41,304.29, respectively.

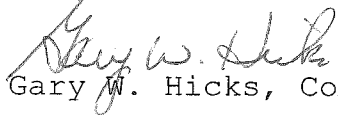
READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Larry Stratman, Commissioner District 1



Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD

March 17, 2020 Twenty-third day of the January term

Now at this the 17th day of March 2020 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
ELECTED OFFICIALS AND DEPARTMENT HEADS
MEETING REGARDING NOVEL CORONAVIRUS COVID-19:

Present were Phelps/Maries Health Department Director Ashley Wann; University of Missouri Extension County Engagement Specialist Rachel Buenemann; Tom Pasley of the Road Department; EMD Lt. Mike Kirn of the PCSD; Tom Wassilak of the Public Administrator's Office; Director of Support Services Mark Brookshire and Sissy Korich of the Building and Grounds Department; Treasurer Carol Green; Senior Companions Director Yvonne Leuthauser; Assessor Bill Stoltz; Recorder of Deeds Robin Kordes; Chris Karr of the Juvenile Division; Courthouse Bailiff Chris Steen; Associate Circuit Judge Ken Clayton; Deputy Circuit Clerk Sonia Childers; Christine Gulley of the Community Service Program and Prosecuting Attorney Brendon Fox. Also present was Phelps County Focus Staff Writer Andrew Sheeley. Presiding Commissioner Verkamp outlined the latest CDC recommendation keeping group assemblies down to under 50 people, with the President's recommendation keeping the congregating down to 10 or fewer people. Judge Clayton said the Supreme Court of Missouri had issued an order effective March 16, 2020 suspending all in-person proceedings in all appellate and circuit courts, including associated, family, juvenile, municipal and probate divisions. The suspension will last Tuesday, March 17 through Friday, April 3 and may be extended warranting circumstances. There were some notable suspensions such as proceedings necessary to protect the constitutional rights of criminal defendants and juveniles; those involving orders of protection and emergency child custody orders and a few others. Judge Clayton said he would be adhering to the Supreme Court Order. Commissioner Stratman said that if there was any sense that employees were ill, to send them home. Leuthauser said she had discontinued everything with Senior Companions and was trying to work via text message and phone. Local resident Joey Auxier and Superintendent of Roads Walter Snelson then entered. Commissioner Stratman asked what the concerns would be if health care resources were overwhelmed. Chief Courthouse Bailiff Chris Reeder then entered. Presiding Commissioner Verkamp discussed social distancing and cleaning methods. Collector Faith Barnes then arrived. Wann mentioned putting employees who might have lowered immunity in non-contact positions. Pasley inquired about sick leave. Sheriff Lisenbe then arrived and the discussion concluded with the course being followed by Greene County. All but Auxier, Stoltz and Snelson then left.

IN THE MATTER OF
PICTOMETRY CONTRACT:

Stoltz had an amendment to the Pictometry contract which would provide aerial photography in the unincorporated parts of the

PHELPS COUNTY COMMISSION RECORD

March 17, 2020 Twenty-third day of the January term

PICTOMETRY CONTRACT, Continued:

county with a 6 inch, rather than a 9 inch as previously, resolution on the photographs. This was approved as moved by Commissioner Stratman and seconded by Commissioner Hicks. Local resident Sarah Oerther then joined the meeting.

IN THE MATTER OF
ROADS:

The Commission discussed an unnamed private drive south of County Road 3000, just east of Timberline, with water drainage problems. Snelson then left.

IN THE MATTER OF
PRESIDING JUDGE'S
ADMINISTRATIVE ORDER 2020-01:

The Commission was in receipt of the Administrative Order 2020-01, by 25th Judicial Circuit Presiding Judge William E. Hickle, reading as follows:

**IN THE TWENTY-FIFTH JUDICIAL CIRCUIT, STATE OF MISSOURI
COUNTIES OF PHELPS, PULASKI, TEXAS AND MARIES**

ADMINISTRATIVE ORDER 2020-01

RE: COVID-19

WHEREAS, the Centers for Disease Control and Prevention have declared that the outbreak of COVID-19 is a worldwide pandemic; and

WHEREAS, the Missouri Supreme Court has instructed courts in this state to prepare for potential infection in their respective communities; and

WHEREAS, the Missouri Supreme Court has directed its courts to consider strategies to prevent the spread of respiratory germs into, within, and between facilities.

IT IS HEREBY ORDERED, effective Monday, March 16, 2020, and until further order of this Court, that the following persons shall not enter any courthouse situated in Phelps County, Texas County, Pulaski County, or Maries County, Missouri:

- Persons who have traveled to any foreign country within the last 14 days;
- Persons who reside or have had close contact with someone who has traveled to any foreign country within the last 14 days;
- Persons who have been asked to self-quarantine by any doctor, hospital or health agency;
- Persons who have been diagnosed with, or have had contact with, anyone who has been diagnosed with COVID-19; and
- Persons with unexplained fever, cough or shortness of breath.

PHELPS COUNTY COMMISSION RECORD

March 17, 2020 Twenty-third day of the January term

PRESIDING JUDGE'S ADMINISTRATIVE ORDER 2020-01, Continued:
ADMINISTRATIVE ORDER 2020-01:

Anyone attempting to enter in violation of these protocols will be denied entry by a court security officer. Individuals not authorized to enter the premises because of the restrictions listed above are provided the following contact information to have remote access to the administration of justice:

Phelps County Circuit Clerk: 573-458-6210
Pulaski County Circuit Clerk: 573-774-4755
Texas County Circuit Clerk: 417-967-3742
Maries County Circuit Clerk: 573-422-3338

Any attorney or party shall promptly notify opposing counsel and the court if they reasonably suspect that a participant in any proceeding authorized by this Court's Administrative Order 2020-01 may come within any of the above listed categories.

If you have a scheduled appointment or you are otherwise required to appear at one of the above courthouses, and you are unable to appear because of the restrictions listed above, you should proceed as follows:

- If you are represented by an attorney, please contact your attorney;
- If you are an attorney scheduled to appear in Court before a Circuit or Associate Circuit Judge please contact the appropriate Circuit Clerk shown above.
- If you need information about the status of your case, please consult Casenet or contact the appropriate Circuit Clerk shown above.
- If you are a prospective Juror, please contact the appropriate Circuit Clerk shown above.
- If you are seeking an Order of Protection regarding adult/child abuse please contact the appropriate Circuit Clerk shown above.
- If you are seeking to contact the prosecuting attorney, please contact:

Phelps County Prosecutor: 573-458-6170
Pulaski County Prosecutor: 573-774-4770
Texas County Prosecutor: 417-967-2029
Maries County Prosecutor: 573-422-3396

These restrictions will remain in place temporarily until it is determined to be safe to remove them. People who think they may have been exposed to COVID-19 should contact their healthcare provider immediately.

SO ORDERED this 16th day of March, 2020.

s/s

William E. Hickle, Presiding Judge

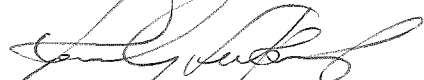
PHELPS COUNTY COMMISSION RECORD

March 17, 2020 Twenty-third day of the January term

IN THE MATTER OF
NOVEL CORONAVIRUS COVID-19:

Wann returned to the meeting to deliberate with the Commission regarding a statement of agreement or support of current CDC guidelines; she strongly urged the Commission to stand behind the recommendations. Wann said she felt "stranded" by the state and regional leadership. A statement from the Commission encouraging the people of Phelps County to become familiar with and adhere to the CDC guidelines as they are issued was discussed, but no formal action was taken.

READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Larry Stratman, Commissioner District 1



Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD

March 19, 2020 Twenty-fourth day of the January term

Now at this the 19th day of March 2020 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
NOVEL CORONAVIRUS COVID-19 AND
COUNTY COMMISSION ORDER DECLARING A
STATE OF EMERGENCY:

EMD Lt. Mike Kirn of the PCSD, Treasurer Carol Green and Recorder Robin Kordes were present, as was Tom Pasley of the Road and Bridge Department and Phelps County Focus Staff Writer Andrew Sheeley. Attendees reported that dentist's offices are closing over concerns of contagion and dining room facilities may be ordered closed. Kordes reported that her office was going to help those who held licenses which, due to COVID-19, were not solemnized within 30 days of the issue date. Her office will offer to re-issue licenses at a later time, at no cost. She said statewide, recorders' offices were closing to the public and using alternate means of transferring documents. Phelps/Maries Health Department Director Ashley Wann then entered the meeting to report that St. Charles and Gasconade Counties had already issued closures of their eating establishments dining areas; she had a draft order to distribute. Apparently corporate offices of some eating establishments will not allow closures without a county order. Presiding Commissioner Verkamp asked who would enforce such an order; Wann replied the PCSD. Commissioner Hicks asked if this order would obligate law enforcement to enforce, and Wann said it would provide the authority. Green asked if this would affect the courthouse; Wann said no. Commissioner Stratman said he would like the order to mention the Health Department and the EMD. Kirn suggested the possibility that Business Interruption Insurance would apply in this situation. SBA funding was discussed as it might apply only to those told to restrict. Commissioner Stratman stated repeatedly his opinion that such an order needed to be reassessed in two weeks and that this should be included. Collector Faith Barnes arrived and Wann left shortly afterwards. Commissioner Stratman asked Kirn if the 1972 jail might be used to quarantine sick prisoners or to hold prisoners awaiting testing results. Kirn said there were four isolation cells in the 2004 jail, used if any prisoners arrive with a positive exposure history.

IN THE MATTER OF
PASSPORT APPLICATION ACCEPTANCE:

The clerk stated that her office would suspend acceptance of passport applications from now until reassessment on April 2, 2020. Passport applications require close and prolonged contact at her front counter. This was already approved by the U.S. Department of State, Passport Services.

PHELPS COUNTY COMMISSION RECORD
March 19, 2020 Twenty-fourth day of the January term

IN THE MATTER OF
COUNTY COMMISSION ORDER DECLARING A
STATE OF EMERGENCY:

After some additional discussion, the Commission approved the following order:

COMMISSION ORDER
AN ORDER DECLARING A STATE OF EMERGENCY
IN PHELPS COUNTY, MISSOURI

WHEREAS, on March 19, 2020, a State of Emergency is declared in Phelps County, Missouri related to the immediate and significant risk posed to the health, safety, and wellbeing of the people of Phelps County that is presented by COVID-19; and

WHEREAS, on March 15, 2020, the Centers for Disease Control and Prevention (the "CDC") in accordance with guidance for large events and mass gatherings, recommends private or public, planned or spontaneous gatherings be limited in size to 50 people or less and that events with fewer than 50 people be permitted only if the organizers adhere to guidelines for protecting vulnerable populations, hand hygiene, and social distancing; and

WHEREAS, on March 16, 2020, Presidential Coronavirus Guidelines further recommends to avoid social gatherings in groups of more than 10 people and to avoid eating or drinking at bars, restaurants, and food courts, but are encouraged to use drive-thru, pickup, or delivery options; and

WHEREAS, the CDC guidance dated March 15, 2020 "Is not intended to supersede the advice of local public health officials"; and

WHEREAS, the County Commission of the County of Phelps, Missouri has the authority pursuant to the provisions of state law including, but not limited to, Section 192.300 RSMo. to make and promulgate orders, rules, or regulations, respectively as will tend to enhance the public health and prevent the entrance of infectious, contagious, communicable or dangerous diseases into the County of Phelps, Missouri; and

WHEREAS, the Health Official of the County of Phelps, Missouri has the authority pursuant to 19 CSR 20- 20.040(2) (G) "Establish appropriate control measures which may include ...the creation and enforcement of adequate orders to prevent the spread of the disease and other measures considered by the department and/or local health authority as appropriate disease control measures based upon the disease...and any other available information related to the... disease or infection;" and (E) Establish and maintain quarantine, isolation or other measures as required;

PHELPS COUNTY COMMISSION RECORD

March 19, 2020 Twenty-fourth day of the January term

COUNTY COMMISSION ORDER DECLARING A STATE OF EMERGENCY,
Continued:

WHEREAS, the Phelps County Emergency Management Director acknowledges, recommends, and supports this Order as outlined below; and

WHEREAS, to limit the spread of COVID-19, to protect the public health, and to provide essential protections to the citizens of the County of Phelps, Missouri it is reasonable and necessary to impose limited and temporary restrictions on the use of certain places of public accommodation.

IT IS THEREFORE ORDERED, by the County Commission of the County of Phelps, Missouri that a State of Emergency exists in the County of Phelps, Missouri and the County Commission hereby invokes and declares in full force and effect all laws, statutes and regulations of the State of Missouri and the County of Phelps, Missouri, for the exercise of all necessary emergency authority for the protection of the lives and property of the people of the County of Phelps, Missouri, and the continuity of local government with a minimum of interruption. The County Commission of the County of Phelps, Missouri do hereby ORDER and DECLARE the following:

1. Beginning immediately, social gatherings whether private or public, planned or spontaneous, be restricted to no more than 50 people. All places of public accommodation shall institute appropriate health and safety protections including social distancing techniques (e.g., requiring people to be at least six (6) feet apart; reducing the number of employees, customers, or other people present; reducing face-to-face contact; using phone calls, virtual meetings, and drop offs/curbside pickups rather than in-person contact).
2. Beginning at 12:01 A.M. on Saturday, March 21, 2020, the following places of public accommodation are to be closed to entering, exiting, use, and occupancy by members of the public as outlined below:
 - a. Restaurants, food establishments, food courts, cafes, coffeehouses, and other places of public accommodation offering food or beverage for on-premises consumption; and
 - b. Bars, taverns, brew pubs, breweries, microbreweries, distilleries, wineries, tasting rooms, special licensees, clubs, and other places of public accommodation offering alcoholic beverages for on-premises consumption.

PHELPS COUNTY COMMISSION RECORD

March 19, 2020 Twenty-fourth day of the January term

COUNTY COMMISSION ORDER DECLARING A STATE OF EMERGENCY,
Continued:

3. Every place of public accommodation described in paragraph 2 is encouraged to offer food and beverage service to the public using delivery service, window service, walk-up service, drive through service, or drive-up service, so long as every such person involved implements appropriate precautions to decrease the potential transmission of COVID-19, including social distancing techniques.
4. In offering food or beverage service, every place of public accommodation described in paragraph 2 or the subparagraphs contained therein, may permit up to ten (10) members of the public at one time in the place of public accommodation for the purpose of picking up their food or beverage orders, as long as any member of the public is at least six (6) feet apart from other people while on the premises. Phelps County shall not enforce any provision of an ordinance, permit, or other restriction that would, as applied to this specific circumstance, prohibit an existing restaurant or bar from providing delivery service, window service, walk-up service, drive-through service, or drive-up service during the state of emergency.
5. This Order shall NOT apply to any of the following:
 - a. places of public accommodation that offer food and beverage service that is not for on premises consumption (e.g., the sale of food or beverages at grocery stores, markets, retail stores of wineries, convenience stores, pharmacies, drug stores, and food pantries), except that any portion of the premises that is available for on-premises consumption of food or beverages will comply.
 - b. health care facilities, mental health facilities, residential care facilities, congregate care facilities, adult detention facilities and juvenile justice facilities; and
 - c. Crisis shelters or similar institutions.
6. Nothing shall prohibit an employee, contractor, vendor, or supplier of a place of public accommodation from entering, exiting, using, or occupying a place of public accommodation in their professional capacity.
7. For the purpose of this order, a "place of public accommodation" means a business or an educational, refreshment, entertainment, or recreation facility, or an institution of any kind, whether licensed or not, whose goods, services, facilities, privileges, advantages, or accommodations are extended, offered, sold, or otherwise made available to the public. Place of public accommodation includes the facilities of private clubs, including country clubs, golf clubs, sport clubs, athletic clubs, and dining clubs.

PHELPS COUNTY COMMISSION RECORD

March 19, 2020 Twenty-fourth day of the January term

COUNTY COMMISSION ORDER DECLARING A STATE OF EMERGENCY,
Continued:

8. The Director of the Department of Public Health may promulgate such mandatory or advisory rules, orders, policies, and guidance as is necessary and appropriate to implement this Order or to define any of the terms used in this Order. Mandatory rules, orders, or policies so promulgated shall have the force of the law to the greatest extent permitted by federal, state, and county law.

Unless otherwise set forth herein, this Order shall be effective immediately upon execution hereof and reassessed on April 2, 2020 by the Phelps County Commission, Phelps County Health Official and Phelps County Emergency Management Director.

SO ORDERED, this nineteenth day of March, 2020.

PHELPS COUNTY COMMISSION

Randy Verkamp, Presiding Commissioner
Larry Stratman, Commissioner District 1
Gary W. Hicks, Commissioner District 2

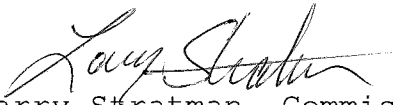
ATTEST:

Pamela K. Grow, County Clerk

READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Larry Stratman, Commissioner District 1



Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD

March 24, 2020 Twenty-fifth day of the January term

Now at this the 24th day of March 2020 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 DURING
NOVEL CORONAVIRUS COVID 2019 PANDEMIC:

Sheriff Rick Lisenbe, Circuit Clerk Sue Brown, Director of Support Services Mark Brookshire and Sissy Korich of Building and Grounds, Recorder Robin Kordes, Collector Faith Barnes, Assessor Bill Stoltz, Treasurer Carol Green, Head Bailiff Chris Reeder and Phelps County Focus Staff Writer Andrew Sheeley were present. Presiding Commissioner Verkamp provided information about which offices had reduced their access to the public; Stoltz was not admitting the public but was functioning via phone, fax, and email. Kordes was offering more options to marriage licensees who had unexpected cancellation of their nuptials and had some staff teleworking. Brown said her office was not closed; the clerk said absentee voting and candidate filing was being permitted via phone calls and appointments. Commissioner Hicks asked if the front doors should be locked and Brookshire believed they should. Sheriff Lisenbe had an issue with bailiffs meeting the public; he thought they should be available as office holders permit citizens to enter. Korich asked offices to set trash in the hallway at 1 p.m. and to commence sanitizing their own frequent-contact surfaces; this would spare members of housekeeping the additional contact. All phone numbers need to be posted where easily read, said Commissioner Stratman; he then moved to lock the front doors to restrict access, which was seconded by Commissioner Hicks. Roll call vote showed Hicks - aye; Stratman - aye; Verkamp - aye. The clerk asked how the Sunshine Law was to be complied with. Phelps/Maries Health Department Director Ashley Wann arrived and said her staff was serving WIC clients curbside. Public Administrator Kathy Oliver arrived and said she was not traveling out of county to see any of her wards; many of the nursing homes and care facilities are on "lock down" anyway.

IN THE MATTER OF
PERSONAL PROPERTY COURT ORDER:

The Commission reviewed and approved Personal Property Court Order Certificate #2019002151 as moved by Commissioner Stratman and seconded by Commissioner Hicks.

IN THE MATTER OF
SHELTER-IN-PLACE:

David Schott, Rolla Ward 3 Councilmember, entered to discuss potentially having a shelter in place enactment in the county. He provided a facsimile of a letter from the head of the Missouri State Medical Association, James A. DiRenna, DO, FAAFP, in which a gubernatorial executive order enacting a "shelter-in-place" requirement was requested of Governor Parson. Schott

PHELPS COUNTY COMMISSION RECORD

March 24, 2020 Twenty-fifth day of the January term

SHELTER-IN-PLACE ORDER, Continued:

expressed his concern that the Novel Coronavirus, COVID-19 was already in the county. These orders have already been issued by the cities of St. Louis and Kansas City and the counties of St. Louis, Boone and St. Charles County.

IN THE MATTER OF
PAYROLL:

The Commission reviewed and approved payroll for March 31, 2020 representing work dates of 3/1-15/2020 in the amount of \$183,592.49 net salaries, \$58,616.66 and \$7,549.50 federal and state withholdings, respectively.

IN THE MATTER OF
ACCOUNTS PAYABLE:

The Commission reviewed and approved the payment of 18 invoices in the amount of \$10,266.78.

READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Larry Stratman, Commissioner District 1



Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD

March 26, 2020 Twenty-sixth day of the January term

Now at this the 26th day of March 2020 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
SHELTER-IN-PLACE:

St. James Mayor Rick Krawiecki and St. James City Administrator Jim Fleming were present to discuss the possibility of a shelter-in-place order for the county. Also present were Phelps County Focus Staff Writer Andrew Sheeley and Tim Kean of the mapping department in the Assessor's office. Commissioner Stratman began by saying that he had spoken with Fleming; he has regular conference calls with the city of Rolla, Phelps Health, and the Phelps/Maries County Health Department. Fleming said that of 8 council members in St. James one was adamant that such an order would hurt their business; another said it should be left up to the businesses; six of the 8 said they were not opposed. The cities of Springfield and Columbia have invoked, according to Fleming, nearly identical shelter-in-place policies. Exempt businesses in these orders are often diverse and numerous. Mayor Krawiecki said very few businesses would escape impact. Fleming said a drop in sales tax revenue would be expected, and said "If you're not going to protect yourself, we're going to take some action to get you to protect yourselves." Collector Faith Barnes then entered; she asked what is different between an official proclamation and what is actually already happening? Mayor Krawiecki said that it may be less helpful if counties differ too much in their approaches. Commissioner Stratman preferred a message or statement, urging people to stay home if possible; Commissioner Hicks thought enforcement would be problematic. Fleming and Krawiecki then left, as did Barnes.

IN THE MATTER OF
KILPATRICK CIRCLE:

Kean wanted to address a water run-off problem on the east side of his property, exacerbated by the near absence of a north-south ditch along the road there to carry water away. The water instead ran right toward his house. He had spoken at least once with the Road and Bridge Department about this problem; much of the water came straight down an adjoining street and was likely to damage the surface there as well. The Commission will speak with the Road Department.

IN THE MATTER OF
PCSD GRANTS:

Lt. Mike Kirn came with two MoDOT grants, one \$7,000 for DWI and one \$5,000 for Speeding Enforcement. These are federal pass-through grants and were approved as moved by Commissioner Hicks, seconded by Commissioner Stratman.

PHELPS COUNTY COMMISSION RECORD

March 26, 2020 Twenty-sixth day of the January term

IN THE MATTER OF
BRO-BO081(13), ROAD 7100:

The Commission reviewed a letter of acceptance of right-of-way donation and waiver of appraisal, for a total of 0.19 ac., and this was approved as moved by Commissioner Hicks, seconded by Commissioner Stratman. Additionally, they reviewed a supplemental agreement for additional engineering services required for the changes in alignment and more surveying, which added \$7,175.53 to the cost. This also was approved as moved by Commissioner Hicks, seconded by Commissioner Stratman.

IN THE MATTER OF
PERSONAL PROPERTY
COURT ORDERS:

The Commission reviewed and approved Certificate #2019002219 on Account number 2019-33147 as moved by Commissioner Hicks, seconded by Commissioner Stratman. This was property of a decedent, which was sold, and only part of the outstanding delinquent tax bill was realized in the sale.

IN THE MATTER OF
ACCOUNTS PAYABLE:

The Commission reviewed and approved four invoice batches including those for 52 and 27 invoices totaling \$29,647.91 and \$22,244.11 as well as the MAC Trust Worker's Compensation premium of \$146,947. The fourth was the Group Benefit Services premium for April employee medical coverages.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Larry Stratman, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD

March 31, 2020 Twenty-seventh day of the January term

Now at this the 31st day of March 2020 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
NOVEL CORONAVIRUS COVID-19, STAY-AT-HOME,
AND ELECTED OFFICIALS/DEPARTMENT HEADS:

Present were Coroner Andy Davis, Phelps/Maries Health Department Director Ashley Wann, PCSD Lt. and EMD Mike Kirn, Assessor Bill Stoltz, Collector Faith Barnes, Director of Support Services Mark Brookshire, Sissy Korich of the Building and Grounds Department, Public Administrator Kathy Oliver, Superintendent of Roads Walter Snelson, Rolla Mayor Lou Magdits, Rolla City Administrator John Butz, Phelps County Focus Staff Writer Andrew Sheeley and local resident David Grow. After a brief recapitulation of the previous night's Rolla City Council meeting, the group was asked to reduce their number to comply more nearly with the rule of no more than 10 persons in a room at a time. Stoltz, Barnes, Brookshire, Korich, Oliver and Snelson left, leaving eleven persons. Butz said that the previous night's meeting was intended for first reading of what he termed a "standard" stay-at-home ordinance for the city of Rolla, but the council moved to suspend the rules and by a 9-2 vote put it into effect in one week. Butz said April 6 through May 11 were somewhat arbitrary dates and there was no mechanism in place to identify non-essential businesses; to a degree it was thought that businesses will "self-ID" as essential or not. He discussed penalties for violations. Mayor Magdits said that enforcement had not been worked out. There was further discussion of schools, guns and ammunition, hobby and liquor stores, car dealers and playgrounds; Commissioner Stratman asked if businesses or industries could declare themselves as "essential" and Magdits suggested it was almost self-determined. Commissioner Stratman asked about children in playgrounds and was informed that playground equipment was off-limits but basketball goals were not. Wann wanted to know who would be in charge of addressing complaints; Magdits said that since the city's ordinance does not go into effect for a week some of these matters would be worked out. Commissioner Stratman said he had heard complaints about 80 or so businesses that were not closed; Commissioner Hicks said the ordinance lacked implementation or enforcement. Commissioner Stratman reported that in a meeting between himself, Wann, Phelps Health CEO Ed Clayton, Butz and Magdits the consensus was that the county had not reached the point of issuing a stay-at-home order; keeping this in reserve was believed important. Wann offered that the difficulty will be in rescinding such orders. Presiding Commissioner Verkamp asked if the city wanted the county to take action; he was unclear about other rural counties but Wann said Crawford county passed their stay-at-home ordinance the previous day and that Laclede county had declined to pass one when asked to do so by the city of Lebanon. Citing RSMo 192.300, Wann disputed the statement that the Commission could not issue the order; she said the statute provided the authority and that

PHELPS COUNTY COMMISSION RECORD

March 31, 2020 Twenty-seventh day of the January term

NOVEL CORONAVIRUS COVID-19, ELECTED OFFICIALS AND DEPARTMENT HEADS, AND STAY-AT-HOME, Continued:

federal law granted her the authority to close public/private assemblies, with the Commission having the authority and right to enforce. She asked for the support of the Commission if she received a call from Clayton telling her things had deteriorated and stay-at-home was needed. Commissioner Stratman said the Commission intended to be ready with a stay-at-home ordinance which could be adopted the same day, if needed. At this time Magdits and Butz left and Barnes re-entered with Recorder Robin Kordes. Wann suggested that upon review of the emergency declaration on April 2, that reducing the permissible size of gatherings from 50 to 10 might be advisable. Kirn and Davis left. Oliver and Stoltz, then Snelson and Treasurer Carol Green, entered. Presiding Commissioner Verkamp summarized by saying the county had not issued a stay-at-home, in spite of the city of Rolla having done so. Commissioner Stratman said he had held weekly meetings for several weeks with many of the officials involved and the action of the Rolla City Council the night before had extinguished the effort at uniform messaging. All in attendance then left save Snelson and Michelle Bock of the Road Department; Sheriff Rick Lisenbe then arrived.

IN THE MATTER OF
VIDEO ARRAIGNMENT:


Lisenbe discussed the status of this effort with the Commission.

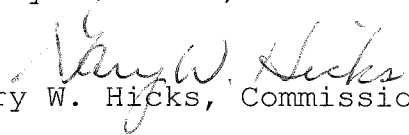
IN THE MATTER OF
CITIZEN INPUT:

Deputy Clerks Theresa Merrick and Katie Henson made some observations: 30-40 senior citizens were clumped in a non-social-distancing crowd in front of Walmart one morning and carwashes had not been closed.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Larry Stratman, Commissioner District 1


Gary W. Hicks, Commissioner District 2