

PHELPS COUNTY COMMISSION RECORD
March 1, 2022, Twentieth day of January term

Now at this the 1st day of March the Commission met pursuant to adjournment and a quorum was present of the following members:

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

IN THE MATTER OF
PRE-SELECTION LETTER, GRANT ADMINISTRATOR:

As moved by Commissioner Auxier and seconded by Commissioner Hicks, this letter to Missouri's Department of Economic Development was approved. It was prompted by the opinion of Phelps Connections for Seniors (PCS) that MRPC was best positioned to assist with their project. MO DED was newly requiring this type of pre-selection letter.

IN THE MATTER OF
PERSONAL PROPERTY COURT ORDER:

As moved by Commissioner Auxier and seconded by Commissioner Hicks, this was approved removing a late assessment penalty (LAP) totaling \$100 from a group of trailers classified as personal property; the personal property tax dated to 2017 and was to be outlawed.

IN THE MATTER OF
CITIZEN INPUT (RAY SCHWEIKHARDT) AND HOMELESSNESS:

Schweikhardt entered at 0910 to discuss the matter of homelessness and the recent discussions in the Rolla City council. Schweikhardt said Rolla's mayor, Lou Magdits, had offered that there would be three large items for resolution: the budget, homelessness and the Centre. Schweikhardt said that the five firefighters who were hired under a grant could not be let go and the city had to come up with funds for their payroll, and suggested this was the start of the financial difficulties for the city. He has personally had problems with homeless individuals on his property, one of whom passed out on his front step while under the influence. He thinks that if the Mission moves to south Bishop the homeless will be a county problem due to proximity to facilities like the County Fairgrounds. There was general consensus of the mental health problems being a significant component. Schweikhardt thought there would be a surplus of TDD funds and rather than buy "shiny objects" those funds should be used to address the homeless problem. Commissioner Hicks said there was "...nothing south of 12th Street..." planned for Pine Street with TDD Funds. Collector Faith Barnes entered at 0920 briefly and joined in the discussion of funding sources and their use. Presiding Commissioner Verkamp thanked Schweikhardt for his input and he left at 0927. Acting Superintendent of Roads Mark Case and Michelle Bock of the Road Department entered at 0930 as did local resident Chester Kojro.

IN THE MATTER OF
AWARDING ASPHALT BIDS:

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ASPHALT BID AWARD, Continued:

Beginning with asphalt and asphalt products, Case mentioned that Capital Materials bid UPM for the first time ever; they had not provided a delivered price until a few days after bid opening. NB West bid \$130 FOB, \$140 delivered, per ton of UPM. As moved by Commissioner Auxier and seconded by Commissioner Hicks, the UPM bid was awarded to NB West. With respect to asphalt, Commissioner Hicks moved and Commissioner Auxier seconded to award the bid jointly to Capital Materials and NB West. As moved by Commissioner Auxier and seconded by Commissioner Hicks, the black base bid was awarded jointly.

IN THE MATTER OF
AWARDING ROCK BIDS:

Commissioner Auxier moved and Commissioner Hicks moved to jointly award the rock bids to the four vendors who submitted.

IN THE MATTER OF
AWARDING GRADER BLADE BID:

As moved by Commissioner Auxier and seconded by Commissioner Hicks, the grader blade bid was awarded to Fabick, the low bidder.

IN THE MATTER OF
CHIP ROCK AND MANUFACTURED SAND BID:

The chip [trap] rock bid was awarded to Central Stone as moved by Commissioner Auxier, seconded by Commissioner Hicks. Ice control was awarded jointly to NB West and Central Stone as moved by Commissioner Hicks and seconded by Commissioner Hicks. Their materials differ but shortages may be encountered.

IN THE MATTER OF
AWARDING CULVERT BID:

After discussion of "fire resistant" culverts, which another county has said can completely burn out, the roughly 30% increase in metal culvert prices were noted. The sole bid received was awarded to Metal Culverts as moved by Commissioner Hicks and seconded by Commissioner Auxier. Local resident Beth Pross entered at 1000.

IN THE MATTER OF
ROADS:

A resident of Road 6215 had contacted the Road Department but the issue was a private driveway culvert, which the resident took care of on his own. Discussion of a defaced/unreadable stop sign on Road 2240 ensued, as well as local resident Richard Cavender complaining about the lack of stop signs on entrances to Forest Lakes, closest to Country Club Road. After a long discussion of numerous stop signs, the matter was taken under advisement. Sheriff Mike Kirn entered at 1010.

IN THE MATTER OF
SHERIFF SALARY:

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SHERIFF SALARY, Continued:

A Court decision having been rendered over 21AC-CC00442 by Cole County Circuit Judge Daniel Green, the Sheriff was to earn 60% of an associate circuit judge salary which would be \$88,087.20 per year. Rolla 2nd ward city council member Meghan Johnson entered at 1040. Pursuant to RSMo 57.317, since this is a greater than \$10,000 increment in Phelps County, the increment "...shall be paid" in 20% portions over five years. A payroll status change report was signed by Presiding Commissioner Verkamp.

IN THE MATTER OF
EVERBRIDGE:

The apportionment of Everbridge for a three year, \$14,950 per year contract was discussed. Sheriff Kirn felt that he would be able to provide some feedback to the Commissioners on the prior use of Everbridge, the mass notification system. Commissioner Hicks moved to approve the three-year contract at that rate, seconded by Commissioner Auxier.

IN THE MATTER OF
CLOSED SESSION:

As moved by Commissioner Hicks and seconded by Commissioner Auxier, the meeting entered closed session at 1110 pursuant to RSMo 610.021(2) - real estate. After lengthy discussion, the meeting returned to open session as moved by Commissioner Hicks and seconded by Commissioner Auxier. No actions were taken; Bock and Case left at 1135.

IN THE MATTER OF
HEALTH DEPARTMENT:

Commissioner Hicks called Phelps/Maries Health Department Director Ashley Wann at 1140 about a restaurant inspection pending on a new restaurant and placed her on speaker phone; Wann said she was getting help from the state EPHS since her sanitarian position was open, though she was interviewing and had 20 applicants with 6 having inspection experience. Once the application from a restaurant is open, she said she has 30 days to complete them. Two of her four applicants came in today; one each from February 15th and 18th. There is a 5th application that is incomplete and thus unofficial. The 200 establishments existing in the county are inspected either every 9 or every 18 months. The workload for her department was discussed.

IN THE MATTER OF
CITIZEN INPUT (BETH PROSS), HIGHWAY V OVERPASS:

Pross returned after resumption of open session and expressed great concern about the serious congestion, which she believes is of significant risk to the traveling public, at the north side of the interchange at the 189 exit of Interstate 44. She was very concerned that the width of Highway V was simply not adequate to accommodate the traffic from the Love's Truck Stop, with the additional traffic from the Quick Trip convenience store currently under construction. Pross said she thought that

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CITIZEN INPUT (BETH PROSS), HIGHWAY V OVERPASS:

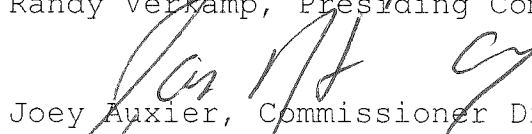
road margins were going to be severely compromised, even though recently amended, by 18-wheeler traffic. Additionally, she said semitrucks have been pulling off on shoulders all over the area, adding to the risk. She and her family have to travel this area nearly daily and there is almost too much risk to do so, she says.

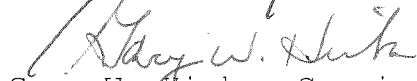
IN THE MATTER OF
ACCOUNTS PAYABLE:

The Commission reviewed and approved 3 invoices for Westside Marketplace Economic Activity Taxes (EATS) in the amount of \$17,160.78; 7 invoices for employee insurance, deductions and garnishments in the amount of \$125,601.20; 9 invoices for contract pay in the amount of \$18,752.34; 17 and 24 invoices in the amounts of \$16,637.06 and \$30,882.20, respectively. Also approved was the payment of the MOPERM annual liability insurance in the amount of \$359,026.00.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
March 3, 2022, Twenty-first day of January term

Now at this the 3rd day of March the Commission met pursuant to adjournment and a quorum was present of the following members:

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

IN THE MATTER OF
FERAL HOGS AND MU EXTENSION:

Local resident Ray Schweikhardt and MU Extension Outreach Coordinator Kevin Crider were present at 0900 as was the Focus reporter. Crider provided some of his background of almost 30 years in Colorado with National Parks and the state patrol; he recently returned to Shannon County. He said that eradication of feral hogs is strongly opposed by sport hunters who use dogs and knives, rather than firearms. Crider said his program now has 32 people hired for APHIS/USDA for trapping, and 16 trapping positions through MDC. Six of these are supervisory and 10 of these are term positions. Collector Faith Barnes entered at 0910. Four educator spots, also three-year terms, are open to enlighten and educate people with respect to the property damage being caused by the animals and what the program's approach. Crider said the "closure on the forest" has made it illegal to release hogs on public lands and to hunt them. Farm Bureau has apparently reversed its stance recently, currently favoring hunting the feral hogs on public land. Crider said the bottom line was selfishness of the minority of people who wanted to sport hunt feral hogs and the majority of people in cattle operations whose livelihoods are disrupted. He learned of the recreational impact when he had to trap on the Viburnum Golf Course because of turf damage. Responding to a question from Commissioner Hicks, Crider said he had no idea how many feral hogs were hit on the highways. Commissioner Hicks asked how attainable eradication (versus management) was. Crider believes commissioner meetings would be a good forum and Commissioner Hicks said the meeting of the South Central Commissioner's Association might not be terribly receptive. Crider said commissioners possibly "get in the way" between landowners and the MDC or federal entities. Asked by Presiding Commissioner Verkamp about Phelps County residents, there have not been appeals for help that Crider knows of. With respect to methods used, Crider says it's unlikely that explosive methods will ever survive legal challenge; though the methods now are drone survey the night before followed by USDA helicopter with gunmen inside. This is apparently funded by the farm bill. Crider left at 0945.

IN THE MATTER OF
CIVIC EDUCATION:

Collector Faith Barnes suggested investigating the possibility of becoming involved in civic education through several plans shared through NACO: quarterly visit from a selected senior student or students; annual high school speech contest.

IN THE MATTER OF
WORKERS COMPENSATION:

PHELPS COUNTY COMMISSION RECORD

March 3, 2022, Twenty-first day of January term

WORKERS COMPENSATION, Continued:

Sean McGonigle with MAC Trust came to speak about training that is to be offered to Road and Bridge; he met with them this morning. He believed discussion about safe practices and protective equipment was fruitful; he suggested that in addition to supplying eye and hand protection that there could be consideration of provision of other safety equipment as part of benefits (boots, reflective vests). McGonigle left at 1010.

IN THE MATTER OF CITIZEN INPUT (BOB WILLIS):

Local resident Bob Willis entered at 1005 and recounted information about his recent travels in the eastern European countries including Ukraine. He left at 1015.

IN THE MATTER OF PCSD SHOOTING RANGE:

Deputy Chris Finch entered to report that the Sheriff had discussed sale of a small corner of the shooting range property to the adjacent landowners for improved access.

IN THE MATTER OF SENIOR COMPANIONS:

As moved by Commissioner Auxier and Seconded by Commissioner Hicks, the report of in-kind support was approved.

IN THE MATTER OF REAL ESTATE COURT ORDER:

As moved by Commissioner Hicks and seconded by Commissioner Auxier, Real Estate Court Order 2021000038, for parcel 2021-11016, was approved. This removed \$1,145.35 in sewer fees for the Shady Oaks sewer district at the direction of the city of Rolla.

IN THE MATTER OF PHELPS FOR THE FORT:

Commissioner Hicks reported on the meeting earlier that morning of the Phelps for the Fort organization; he came away impressed with their dedication to the support of active and retired military and their families.

IN THE MATTER OF PRIVATE DRIVE 2305:

Concerns brought to the attention of the Commission by local resident Scott White about a segment of Private Drive 2305 were discussed. Review of the deed documents did not suggest that an easement to an east-west section of Private Drive 2305, along the Scott White property, existed. Since the Private Drive may not have been deeded to the County, the other residents would likely have adverse possession as their only argument, which can be an expensive proposition, according to Presiding Commissioner Verkamp.

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IN THE MATTER OF
ROAD ABANDONMENT, STATELY MANSIONS TRAILER PARK:

Michelle Bock of the Road Department came to notify the Commission that Michelle Broxton of the Stately Mansions Trailer Court had asked about the roads being returned to the private ownership; she was hoping to install gates at both entrances. One back road, Leon St., is in poor condition and Broxton may be willing to pay some if not all of the cost of pothole patching and/or chip and sealing. This location had some problem residents in the past and a murder last year; undesirable occupants who have contributed to the deterioration of the environment in the neighborhood are in the process of being evicted. Broxton is anxious to see the community upgraded.

IN THE MATTER OF
ROAD EQUIPMENT:

The recalcitrant problem with DEF tanks and DEF fluid generally and more specifically with regard to the road chipping equipment was discussed.

IN THE MATTER OF
COUNTY CLERK'S FEE TURNOVER:

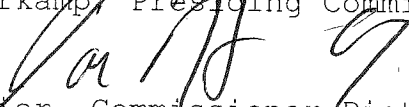
The clerk presented passport fees in the amount of \$1960.00 for and clerk fees of \$416.78 for February.

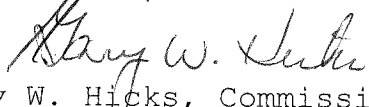
IN THE MATTER OF
25TH JUDICIAL CIRCUIT MASK MANDATE:

The Commission received and acknowledged the suspension of the mask mandate for court areas in the 25th Judicial Circuit, effective March 2nd, 2022.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD

March 8, 2022, Twenty-first day of January term

Now at this the 8th day of March the Commission met pursuant to adjournment and a quorum was present of the following members:

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

IN THE MATTER OF
DIESEL FUEL REGULATIONS:

The clerk provided the Commission with copies of HB 2914, sponsored by Representative Scott Cupps of MO House District 158, which would prohibit any "...public officer or employee of this state or any political subdivision of this state, shall have the authority to enforce or attempt to enforce any federal acts, laws, executive orders, administrative orders, court orders, rules, regulations, statutes or ordinances governing the removal of emission control devices on any diesel-powered vehicle." Though this removed the enforcement of said emission control devices by any but federal authorities, the bill did not address the problem of non-functional vehicles resulting from the deletion of these devices; vehicles and equipment have been designed this way.

IN THE MATTER OF
CART FUNDS:

Treasurer Carol Green entered at 0912 and presented CART funds for February, 2022. Gas Tax was increased 27.79% in the MTM comparison; motor vehicle sales taxes and fees were down 5.87% and 11.69%, respectively.

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

Green asked about plans for ARPA; there were no new developments to share with her as of this date.

IN THE MATTER OF
PAYROLL:

The Commission reviewed and approved payroll for March 15, 2022 in the amounts of \$219,556.04 net wages, federal and state withholdings of \$67,469.92 and \$9,359,50 respectively.

IN THE MATTER OF
ROADS:

Acting Road Superintendent Mark Case and Michelle Bock of the Road Department entered at 0950. Several road issues were discussed. Case had made estimates for some road maintenance in Stately Mansions.

IN THE MATTER OF
CITIZEN INPUT (SCOTT MARTIN), ASSESSMENT DISPUTE:

Local resident Scott Martin entered at 0955 with a concern about his property assessment, which involved the tax bill for a property located at 409 Shofer St., Doolittle. He believed his

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March 8, 2022, Twenty-first day of January term

CITIZEN INPUT (SCOTT MARTIN), ASSESSMENT DISPUTE, Continued:

bill was much higher than was appropriate for the purchase price of the property; the increment over what was expected is approximately \$6 or \$7 thousand. He has not paid the bill and is not familiar with paying the bill under protest. Account number on the property is 5121.01. Martin complained of numerous attempts over the last two months trying to communicate with Assessor Bill Stoltz; despite multiple visits at random times and phone calls he has never been able to see him. He also complains that the parcel is deeded as three separate properties, but the assessor's office has told him that he has to accept a single tax bill as this is their process when there are adjoining properties under the same ownership. Martin disputes this as being always the case. He was encouraged to pay the taxes under protest. He obtained some information from the Commission regarding Board of Equalization appeals, and was given the most recent handout available on BOE as well as last year's BOE form for reference. Martin left at 1020.

IN THE MATTER OF
ROAD 4270:

Future work on this road, and over what extent, was discussed.

IN THE MATTER OF
ROAD 7240:

Plans to work on this road and the timing of same with respect to the cement trucks currently traversing it were reviewed. Case and Bock left at 1100.

IN THE MATTER OF
WORKER'S COMPENSATION PREMIUM:

The Commission reviewed and approved the payment of the \$134,483 premium for 2022 worker's compensation coverage.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
March 10, 2022, Twenty-second day of January term

Now at this the 10th day of March the Commission met pursuant to adjournment and a quorum was present of the following members:

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

IN THE MATTER OF
EMPLOYEE FEDERAL JURY:

As moved by Commissioner Hicks and seconded by Commissioner Auxier, a letter excusing a Road Department employee from federal jury duty was approved. Local resident Travis Bahr and Field Representative Grant Wilson of Eighth Congressional District Representative Jason Smith's office entered at 0900 and the Focus reporter arrived moments later. Collector Faith Barnes entered at 0910.

IN THE MATTER OF
NON-DEBARMENT OF MRPC:

The Commissioners received and reviewed a letter from the Missouri Department of Economic Development, Julianna Kliethermes, Compliance Specialist, reporting the Meramec Regional Planning Commission (MRPC) had undergone a debarment search on the federal System for Award Management (SAM) platform and not only was not listed there, but was current in state business licensing and was in good standing with the Secretary of State's Office, and therefore MoDED had no objection to using MRPC for projects under their authority.

IN THE MATTER OF
COLLECTOR'S 205 SETTLEMENT:

Barnes presented her end-of-year settlement to the Commission.

IN THE MATTER OF
PROTEST OF TAX BILLS:

The local resident who appeared before the Commission the prior meeting paid his property taxes through the protest process, according to Barnes, and she reviewed the process that he will need to follow. The payment will stop the accrual of fees.

IN THE MATTER OF
FERAL HOGS:

The Commission was engaged by the reporter in a discussion of the problem, and he left at 0930.

IN THE MATTER OF
HIGHWAY 63:

Wilson reported about a meeting held which estimated a cost of \$6 Billion for conversion of US 63 to 4 lanes throughout Missouri.

IN THE MATTER OF
PERSONAL PROPERTY COURT ORDERS:

PHELPS COUNTY COMMISSION RECORD

March 10, 2022, Twenty-second day of January term

PERSONAL PROPERTY COURT ORDERS, Continued:

The Commissioners reviewed and approved Court Orders 2095 and 2096 which outlawed personal property taxes in the amounts of \$5,970.69 for 2016 and \$11,198.92 for 2017, respectively. Also approved were Court Orders 2097, 2098, 2099, 2100, 2101 and 2102 for February 2022 add-on's in the amounts of \$208.90 for 2016; (\$137.81) for 2017; \$77.42 for 2018; \$464.11 for 2019; \$3,990.20 for 2020; \$33,326.62 for 2021.

IN THE MATTER OF
MULTIDISTRICT OPIOID LITIGATION:

On advice of counsel the Commission elected not to take any action on a communication received.

IN THE MATTER OF
SENIOR COMPANIONS:

Senior Companions Director Yvonne Leuthauser entered at 1110 with Mollie Keenan, of Kansas City, who is the portfolio manager for the Phelps County Senior Companions program through AmeriCorps Seniors.


IN THE MATTER OF
RIGHT-OF-WAY DEED, ROAD 7550:

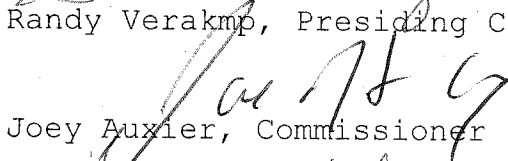
Property at 14375 County Road 7550, with site problems consisting of parts of two buildings on two separate ends of the parcel actually falling across property lines onto the US Forest Service, was discussed. Dwayne Ketzler, PLS, of the USDA, US Forest Service had surveyed easements on this property and the Forest Service was interested in preserving easement on the roadway for the County. Titled, "Easements from Burgener to Phelps County Courts", the survey described, among other things, this road easement as "Easement #2B" and after approval by the Commission, this was to be recorded at the cost of the Forest Service.


IN THE MATTER OF
ACCOUNTS PAYABLE:

The Commission reviewed and approved payment of 2 invoices for Senior Companions totaling \$19,082.04; 14 invoices for US Bank totaling \$8,284.25; 63 and 93 general invoices in the amounts of \$105,580.36 and \$133,791.33, respectively.

READ AND APPROVED:


Randy Verakmp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD

March 15, 2022, Twenty-third day of January term

Now at this the 15th day of March the Commission met pursuant to adjournment and a quorum was present of the following members:

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

IN THE MATTER OF
HECKENRIDGE DRIVE:

Local residents Ray Schweikhardt and Travis Bahr were present as was the Focus reporter. The Commission was in receipt of communication from local attorney James Crump addressed to several property owners who were accessing, or might access, their property by way of a roadway which did not follow the platted road but instead encroached on his client's property. Presiding Commissioner Verkamp said "...they are just protecting their property rights to avoid adverse possession." Kelly Sink of MRPC and Jeff Banderet of Great Rivers Engineering entered at 0910.

IN THE MATTER OF
FEDERAL INFRASTRUCTURE FUNDING:

Banderet mentioned that the federal funds applications for infrastructure and road construction might be quite complex. Low traffic count circumstances prevented accessing some of the available funds, per Banderet and Sink, because the benefit-cost analysis (BCA) would not support it. Collector Faith Barnes entered at 0920.

IN THE MATTER OF
AMERICAN RESCUE PLAN ACT (ARPA)
AND APPROVAL OF FUNDS FOR DOOLITTLE AND NEWBURG:

Sink said that Edgar Springs and Newburg will have to have engineering studies for their hoped-for water and sewer improvements and she emphasized that funds will have to be obligated by the end of 2024. Local resident Dale Martin entered at 0925 as did Chester Kojro. Commissioner Hicks said, "We need to help these small communities because they don't have \$75,000 laying around to perform these studies." Commissioner Hicks moved to authorize funds from ARPA for the cities of Newburg and Edgar Springs for engineering studies, not to exceed \$75,000.00 for each city; this was approved after a second by Commissioner Auxier. Sink left at 0930.

IN THE MATTER OF
ROLLA REGIONAL ECONOMIC COMMISSION AND GREEN SPACE:

Martin, Director of the Rolla Regional Economic Commission, said he wished to have the Commission write a letter of support for the Bahr property to be certified as green space. Martin said that he had submitted a letter and a banking firm had as well. "Green Space" is a certification that the land is "shovel-ready" for development, lacking encumbrances such as environmental problems. Commissioner Hicks asked if such a certification would preclude any sort of economic development strategies such as TIF or TDD; Martin said it would not.

PHELPS COUNTY COMMISSION RECORD

March 15, 2022, Twenty-third day of January term

IN THE MATTER OF
SALES TAXES:

Treasurer Carol Green entered at 0940 long enough to present sales tax receipts. County Revenue 0.5% sales tax revenue was \$292,425.10 for March, down 2.16% in the MTM comparison but still 6.68% increased YTD and increased 11.34% in the rolling twelve month comparison. Schweikhardt left at 0958.

IN THE MATTER OF
REQUESTS FOR QUALIFICATIONS:

These were opened at 1000 as scheduled; RFQ's were received from Integrity Engineering, Rolla; Benton & Associates, Rolla; Archer-Elgin, Rolla; Great River Engineering, St. Louis. These will be reviewed by the Commission and the Road Department. Kojro left at 1010. Banderet thought it would take 6-9 months for design and one year for construction; he left at 1012.

IN THE MATTER OF
MEMORANDUM OF UNDERSTANDING
BETWEEN THE STATE OF MISSOURI AND POLITICAL
SUBDIVISIONS REGARDING OPIOID LITIGATION SETTLEMENT:

As moved by Commissioner Auxier and seconded by Commissioner Hicks, this MOU was approved and signed by Presiding Commissioner Verkamp, who delivered the document to Prosecuting Attorney Brendon Fox.

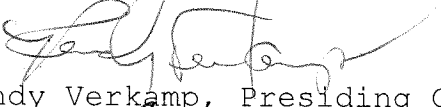
IN THE MATTER OF
EMPLOYEE HEALTH INSURANCE:

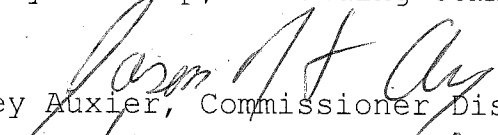
The Commission received and reviewed the benefit management report of February, 2022 from Group Benefit Services in Springfield showing claims account balance of \$599,538.62.

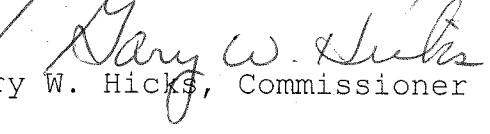
IN THE MATTER OF
EMPLOYEE VACATION ACCRUAL:

Deputy Assessor Paul Long entered at 1045 and recounted a long-time and valued Assessor's employee had lost 30+ hours of accrued vacation time under the policy previously established in December 2009. The clerk will compose an email reviewing the policy and payroll practices regarding reporting accruals and share with office holders and department heads.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD

March 17, 2022, Twenty-fourth day of January term

Now at this the 17th day of March the Commission met pursuant to adjournment and a quorum was present of the following members:

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

IN THE MATTER OF
JUVENILE STAFFING, SPACE AND BUDGET:

Local resident Travis Bahr, Collector Faith Barnes and the Focus reporter were present. Chief Juvenile Officer Kevin Breeden and Juvenile Officer Chris Karr entered at 0900. Breeden reported that without notice, the state "gave" his office 2.5 FTE's. He discussed the demands this would place on his department and said that upstairs he has 6 offices, a secretary's area, and a conference room which is where he is due to reshuffling. To reclaim the conference room, he needs three offices and possibly a file room. The state employees, working 20 hours, will nonetheless receive full benefits (health insurance through the state) and pro-rated accruals. Options for expansion were discussed. Presiding Commissioner Randy Verkamp said the Director of Building and Grounds, Support Services Sissy Korich would need to be involved; she entered at 0940. There was discussion of the COSP Board which meets the third Thursday of every month in the Juvenile conference room (today), and the possibility that they have excess space on the third floor just across from the Juvenile Division.

IN THE MATTER OF
FEMA/UNITED WAY EMERGENCY FOOD & SHELTER PROGEAM:

The EFSP needs a Phelps County appointment to this board. Barnes said this was a federal grant of up to \$30,000 twice per year which was to be disbursed for emergency food, shelter and now also for electricity. Barnes said that the board drafts checks to people, assisted in administration by MRPC. Presiding Commissioner Verkamp recalled that Russell House had been a recipient and in addition Barnes said that the Mission and Grace Food distribution had applied and obtained funds. She was more than happy to stay on the board, though Commissioner Auxier may join. Barnes left at 0935.

IN THE MATTER OF
COURTHOUSE LEAK:

Korich reported that the evening of March 15 a copper pipe in the pump room broke (stress fracture) and IFS was rapidly on the scene; there was minimal trouble but the repair took time.

IN THE MATTER OF
REMOTE DOOR LOCK OF THE ASSESSOR'S DOOR:

The office has requested a remote locking system costing \$1925/door which allows Assessor's staff to remotely lock their office door should there be an active shooter situation. Potentially three or four other offices in the Courthouse would consider such a modification. The clerk said that bailiff coverage was preferable to her and she had no interest.

PHELPS COUNTY COMMISSION RECORD

March 17, 2022, Twenty-fourth day of January term

IN THE MATTER OF
CLOSED SESSION:

As moved by Commissioner Hicks and seconded by Commissioner Auxier, the meeting entered closed session as announced at 1000 pursuant to RSMo 610.021 (2) - Real Estate. No actions having been taken, the meeting returned to open session at 1010 as moved by Commissioner Hicks and seconded by Commissioner Auxier.

Presiding Commissioner Verkamp left at 1015 to inspect the Juvenile and COSP areas and others in the Courthouse, returning at 1050.

IN THE MATTER OF
COURTHOUSE SPACE:

Commissioner Verkamp reported on his tour of potential spaces in the Courthouse which would be suited to the need for COSP, should they vacate their third floor office for Juvenile.

IN THE MATTER OF
GREEN SPACE:

The Commission reviewed and signed a letter of support for the designation of the Bahr property as green space, as requested by Dale Martin of Rolla Regional Economic Commission.

IN THE MATTER OF
PHELPS CONNECTIONS FOR SENIORS (PCS) AND ARPA:

Treasurer Carol Green came to report on the status of the real estate purchase of the building for PCS with ARPA funds and left at 1145.

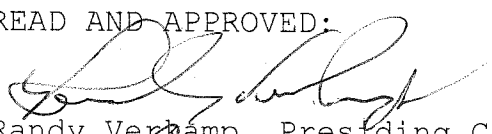
IN THE MATTER OF
AMERICAN RESCUE PLAN ACT (ARPA) AND CASA:


The Commission received and briefly reviewed an inquiry into funding of CASA provided by ARPA.


IN THE MATTER
OF ACCOUNTS PAYABLE:

The Commission reviewed and approved payment of 100 and 87 invoices in the amounts of \$64,577.08 and \$73,644.27, respectively, and 2 invoices for employee health insurance for April in the amount of \$124,370.28. Also approved was payment of \$33,440.72 in Rolla West EATS (Economic Activity Taxes) representing over \$7,600,000 in sales.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD

March 22, 2022, Twenty-fifth day of January term

Now at this the 22nd day of March the Commission met pursuant to adjournment and a quorum was present of the following members:

Joey Auxier, Commissioner District 1
Gary W. Hicks, Commissioner District 2
Pamela K. Grow, Phelps County Clerk

Commissioner Gary W. Hicks presided in the absence of Presiding Commissioner Randy Verkamp.

IN THE MATTER OF FEDERAL PRISONER BOARD:

Sheriff Kirn entered at 0900 to report that his census of federal inmates was 105 and that the per diem board rate had gone up from \$65 per day to \$85 per day. Also present were Laura Johnson of the Sheriff's Department and the Focus reporter. Acting Superintendent of Roads Mark Case and Michelle Bock of the Road Department entered at 0910.

IN THE MATTER OF LAW ENFORCEMENT ACADEMY:

Kirn reported that he submitted his application for a law enforcement academy to the POST Commission and he hopes, jointly with ECC, to have the first classes in January. Hand-to-hand, performance of traffic stops and virtual weapons training will be done through the Sheriff's Department while classroom instruction will occur through ECC. The program is one year long. The target is ten to 15 graduates; if over 15 he would split into January and July starting dates. Collector Faith Barnes entered at 0915.

IN THE MATTER OF JAIL REFURBISHING:

Kirn said the first pod in the 2005 jail is refurbished and the mold is abated. He is pleased with the results; retention of federal contracts required this maintenance. Barnes left at 0920 and local resident Chester Kojro entered. Kirn then left at 0935.

IN THE MATTER OF ROAD 5350:

Commissioner Hicks reported to Case and Bock that a local resident complained about the "...mess the county left when trimming..." and Commissioner Hicks said he responded with information about the county road department's methods for maintaining the right-of-way and the rationale behind those methods.

IN THE MATTER OF SKID STEER PURCHASE:

The Commissioners discussed purchase of this equipment with Case. Case has looked mostly at Caterpillar which maintains a rental store with all the attachments available locally; this would be very convenient. But, he said that he was not

PHELPS COUNTY COMMISSION RECORD

March 22, 2022, Twenty-fifth day of January term

SKID STEER PURCHASE, Continued:

particular as to manufacturer; Bock mentioned that Bobcats had a 2-foot higher reach which is a consideration in loading trucks. The need for the appropriate trailer for movement of this piece of equipment was also discussed.

IN THE MATTER OF
CULVERTS:

Case provided information on concrete culverts. The main consideration besides price was the fact that a 36" ID culvert had 4" thick walls so that additional excavation and cover is needed. It was surprising to Case that some of the culverts were cheaper per foot. Bidding was discussed; there is no state bid for concrete pipe but Greene County's bid is what the Scurlock firm provided; Commissioner Hicks said that could be utilized. The equipment within the department only has the lift capacity for a 36" pipe; larger than this would require crane rental to set into place.

IN THE MATTER OF
ENGINEERING FOR THE ROAD FACILITY:

The four RFQ submittals for the road facility were discussed; Commissioner Auxier moved and Commissioner Hicks seconded to use Archer-Elgin Engineering for engineering on the project.

IN THE MATTER OF
CORONER:

Coroner Ernie Coverdell entered at 1045. He reported he did not have a deputy as the prior deputy left for higher wages and a full-time salary elsewhere. He would like the Commission's opinion on a sheriff's deputy filling the position. The clerk said this posed two problems: wages cannot be paid for the same person from more than one department, and he would not qualify as a contract employee since he would not be setting his own schedule and using his own supplies and equipment; also, the coroner is the elected official in the county who may serve a summons on the sheriff and this would pose a conflict.

IN THE MATTER OF
COURT ROAD 4270:

Local residents Mary Lou Long, Chris Shaw and Ramona Martin entered and they said that road 4270 was resurfaced last in 1998 or 1999; they wanted to know what was going to be done with it. Commissioner Hicks informed them that the hope was to install an asphalt overlayment but provisions must be made first for proper drainage. Since parts of the road are lower than the shoulders, a considerable amount of ditch-creation is needed. Long asked about treatment of the eastward-extending portion of her road but Commissioner Hicks said that the county road ended before that and that the drive component was actually still owned by Mary Lou Long. Long emphatically said that the road was "done" one time in the last 20 years by a contractor hired by the county and it was chip and seal but, "...a poor job; it did not last." Commissioner Hicks corrected her and said that this segment of road was not in the county inventory. Regarding the

PHELPS COUNTY COMMISSION RECORD

March 22, 2022, Twenty-fifth day of January term

ROAD 4270, Continued:

Dent County portion, Commissioner Hicks said that there would be communication with the Dent County Commission regarding maintenance of their portion; should they agree to a \$25,000 to \$30,000 investment on the road they would repay Phelps County for the labor and materials. Commissioner Auxier was pulled out of the meeting to speak with Collector Faith Barnes at 1125 and returned at 1140.

IN THE MATTER OF
ACCURATE REPORTING OF EXPENDITURES OF
FEDERAL GRANTS ON THE SEFA:

The clerk presented the corrective action plan, dated March 19, 2022 for the Office of Justice Programs auditors for accurate reporting on the Schedule of Expenditure of Federal Awards (SEFA). As moved by Commissioner Auxier and seconded by Commissioner Hicks, the following was approved:

PHELPS COUNTY, MISSOURI

ACCURATE REPORTING OF EXPENDITURES OF FEDERAL GRANT FUNDS ON THE ANNUAL SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS (SEFA)

Corrective Action Plan Dated 3/19/2022

Phelps County, Missouri, hereby implements the following steps to ensure the accurate reporting of expenditures of federal grant funds on the annual Schedule of Expenditure of Federal Awards (SEFA):

- Application of federal grant funds requires prior notice as an agenda item and approval in a public session of the Phelps County Commission, with signature of Presiding Commissioner.
- When awarded, the Phelps County Commission must accept the grant and funds must be appropriated through the county's fund accounting system with budget amendment arranged for, also through Commission meeting, before any expenditure. Fully executed grant agreement becomes part of the records of the county and is retained in the office of the County Clerk.
- No federal grant without a CFDA number shall be approved.
- Once fully executed agreement is on file with the County, County Clerk and Treasurer establish account codes and any other descriptions including any project codes to be used for revenues and expenditures. Recipient department will be informed of account number(s) to be used in communications, such as time sheet and invoice submittals, with County Clerk's HR and AP staff.
- Treasurer creates any new funds or accounts required within the chart of accounts of the financial system.

PHELPS COUNTY COMMISSION RECORD

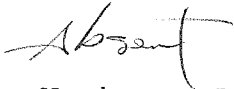
March 22, 2022, Twenty-fifth day of January term

ACCURATE REPORTING OF EXPENDITURES OF FEDERAL GRANTS ON THE SEFA, Continued:

- County Clerk, who produces County Commission minutes, shall ensure that all grants are indexed in the permanently-retained Record of the County Commission.
- County Clerk, as Budget Officer, will generate SEFA template from the State Auditor's Office, Division of County Budget, and distribute to all County departments by December 1 of every year.
- Department heads are to return their completed SEFA template by January 15 to the Budget Officer for inclusion of their data in the final SEFA. Final SEFA is returned to department heads by January 20 for editing (if any) and completed by January 25. County Budget Law statutes found in Revised Statutes of Missouri Chapter 50 will be observed with respect to deadlines for budget submission to Commission at public budget hearing and subsequent submission to the State Auditor's Office.
- County Treasurer shall review and approve SEFA and return to County Clerk by January 20.
- All grants will be maintained in accordance with any federal, state and local guidelines and any laws applicable to the agreement.
- Document retention and auditing requirements shall be observed.
- The office of the County Clerk is ultimately responsible for preparing the year-end SEFA and providing oversight on the above policies and procedures.
- The County Clerk and/or Treasurer will not receipt or disburse funds for any grant which has not complied with the above policies and procedures.

The clerk will forward this document to the auditors at DOJ.

READ AND APPROVED:



Randy Verkamp, Presiding Commissioner



Joey Auxier, Commissioner District 1



Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD
March 24, 2022, Twenty-sixth day of January term

Now at this the 24th day of March the Commission met pursuant to adjournment and a quorum was present of the following members:

Joey Auxier, Commissioner District 1
Gary W. Hicks, Commissioner District 2
Pamela K. Grow, Phelps County Clerk

Commissioner Gary W. Hicks presided in the absence of Presiding Commissioner Randy Verkamp.

IN THE MATTER OF
CART FUNDS:

Treasurer Carol Green entered at 0900. Local resident Travis Bahr and the focus reporter were also present. Green said she called Jefferson City and the initial 2.5 cent sales tax on gas went into effect October 2021. She was unable to ascertain when the tax was disbursed by speaking with DOR; however, reviewing the dollar amounts she believed that this October amount was disbursed in February. Gas tax, motor vehicle sales taxes, motor vehicle fees were \$57,272.37; \$11,250.11; and \$6,581.56, respectively. Sheriff Kirn entered at 0905. MV fees and sales taxes were down.

IN THE MATTER OF
SURPLUS TAX APPORTIONMENT:

Green prefaced the apportionment news with the fact that there is a claim by an heir for roughly \$4900 in surplus tax money but it has been referred to the Prosecuting Attorney who believes there is another heir who may have an interest; for this reason, that particular sum obtained at the Collector's Delinquent Tax Sale in 2018 was to be held.

IN THE MATTER OF
ADDITIONAL SURVEILLANCE
CAMERAS IN THE COURTHOUSE:

Kirn reported that on April 12 installation of the additional surveillance cameras in the Courthouse would begin.

IN THE MATTER OF
US FISH AND WILDLIFE SERVICE:

Hicks reported that this federal agency is prepared to classify the northern long-eared bat as endangered and this will surely have some effect on bridge construction, at least.

IN THE MATTER OF
AMERICAN RESCUE PLAN ACT (ARPA) FUNDS
FOR SHERIFF'S DEPARTMENT:

Sheriff Kirn said that hand-held radios are 13 years old and are not MOSWINN-compatible. The cost for 45 Motorola radios at 7600 each would be approximately \$350,000. His request for ARPA funding will be considered on Tuesday the 27th. Kirn left at 0920 and local resident Kent Bagnall entered at 0922.

IN THE MATTER OF
KTTR/KZNN MORNING MAYOR VISIT:

PHELPS COUNTY COMMISSION RECORD
March 24, 2022, Twenty-sixth day of January term

KTTR/KZNN MORNING MAYOR VISIT, Continued:

Bagnall, one of the "Morning Mayors" on a local FM/AM station, asked and was given some information about the federal prisoners in the jail; that there were roughly 100 federal prisoners any given day which at the new rate of \$85 per day per prisoner would yield over \$3 million in revenue. He also discussed other topics with the Commission and said he hoped they would visit the radio program monthly.

IN THE MATTER OF
REAL ESTATE COURT ORDERS:

As moved by Commissioner Auxier and seconded by Commissioner Hicks, court orders for partial abatements due to fires with certificate numbers 2021000039 and 2021000040, reducing assessed valuations by \$4790 and \$2650, respectively, were approved.

IN THE MATTER OF
PAYROLL:

The Commissioners reviewed and approved payroll for 3/31/2022 in the amount of \$223,939.34 net wages, \$69,554.64 and \$9,592.50 federal and state withholdings, respectively.

IN THE MATTER OF
ACCOUNTS PAYABLE:

The Commissioners reviewed and approved payment of 48 and 41 invoices in the amounts of \$45,533.85 and \$19,010.40, respectively.

READ AND APPROVED:

Absent
Randy Verkamp, Presiding Commissioner

Joey Auxier
Joey Auxier, Commissioner District 1

Gary W. Hicks
Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD

March 29, 2022, Twenty-seventh day of January term

Now at this the 29th day of March the Commission met pursuant to adjournment and a quorum was present of the following members:

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

IN THE MATTER OF
ASSESSMENT MAINTENANCE PLAN:

Assessor Bill Stoltz entered at 0900. Also present were local resident Ray Schweikhardt and the Focus reporter. Stoltz presented a draft MOU between Assessor, the County Commission, and the State Tax Commission to facilitate the County refraining from contributing the \$75,000 county share to the Assessor's Fund for 2022, not to alter the three-year average. The Commissioners took this MOU under advisement.

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

The Commissioners reviewed and approved the disbursement of \$450,000 to Phelps Connections for Seniors for the acquisition of property and a facility for the purpose of construction of a senior center.

IN THE MATTER OF
REAL ESTATE COURT ORDER:

The Commission reviewed and approved court order Certificate No. 2021000041, Parcel Number 2021-2643, for correcting residential land assessed value from \$17,050 to \$8,530 because of partial loss due to fire.

IN THE MATTER OF APPORTIONMENT OF
SURPLUS TAX FUNDS
FOR THE YEAR 2018, AMENDED:

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 \$7,557.41.

SCHOOL DISTRICT	MEMBERSHIP	AMOUNT
Dent/Phelps R-3	7.71	\$ 9.60
St. James R-1	1,657.00	2,063.92
Newburg R-2	382.00	475.81
Rolla 31	3,814.12	4,750.78
Phelps County R-3	201.57	251.07
Dixon R-1	5.00	6.23
Licking R-8	0.00	0.00
TOTAL	6,067.40	\$ 7,557.41

PHELPS COUNTY COMMISSION RECORD

March 29, 2022, Twenty-seventh day of January term

IN THE MATTER OF APPORTIONMENT OF
SURPLUS TAX FUNDS INTEREST
FOR THE YEAR 2021:

The County clerk takes up the matter of apportioning the Surplus Tax Funds interest for the year 2021 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 \$77.47


SCHOOL DISTRICT	MEMBERSHIP	AMOUNT
Dent/Phelps R-3	7.71	\$ 0.00
St. James R-1	1,657.00	21.16
Newburg R-2	382.00	4.88
Rolla 31	3,814.12	48.70
Phelps County R-3	201.57	2.57
Dixon R-1	5.00	0.06
Licking R-8	0.00	0.00
TOTAL	6,067.40	\$ 77.47

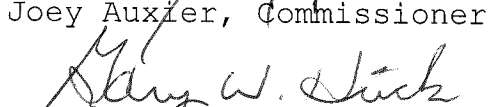
IN THE MATTER OF
COUNTY LAND SALE:

Doctors Joe and Cathy Bond entered with a vacant land sale contract which would permit them to purchase a triangle of land, consisting of roughly 0.04 acre, from the northwestern border of the land at 12216 County Road 3410 currently being developed as the Phelps County Sheriff's Department Shooting Range. The land is desirable to the Bonds because it permits longer frontage on Road 3410 for their parcel just north and adjacent, and will allow for a better entrance to this land to be constructed. As moved by Commissioner Hicks and seconded by Commissioner Auxier, this was approved. The buyers will pay closing and recording costs.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1


Gary W. Hicks, Commissioner District 2

PHELPS COUNTY COMMISSION RECORD

March 31, 2022, Twenty-eighth day of January term

Now at this the 31st day of March the Commission met pursuant to adjournment and a quorum was present of the following members:

Randy Verkamp, Presiding Commissioner
Joey Auxier, Commissioner District 1
Pamela K. Grow, Phelps County Clerk

Associate Commissioner Gary W. Hicks was absent.

IN THE MATTER OF
ASSESSOR'S MAINTENANCE PLAN AND MOU BETWEEN
COUNTY COMMISSION, ASSESSOR, AND STATE TAX COMMISSION:

Local Resident Sherry Stites and US House 8th District Field Representative Grant Wilson were present as was the Focus reporter. Assessor Bill Stoltz and Deputy Assessor Paul Long entered moments later. As moved by Commissioner Auxier and seconded by Presiding Commissioner Verkamp the MOU was approved and was provided to Long to obtain Stoltz' and the State Tax Commission's signatures. Collector Faith Barnes entered at 0910. The reporter left at 0920 and followed by Barnes.

IN THE MATTER OF
AMERICAN RESCUE PLAN ACT (ARPA) DISBURSEMENT
HEALTH DEPARTMENT PREMIUM PAY:

The Commission reviewed the request for first quarter premium pay for the Phelps/Maries Health Department, already approved.

IN THE MATTER OF
2020 CENSUS AND REDISTRICTING:

Wilson discussed at some length the current status of the congressional redistricting.

IN THE MATTER OF
SALES PRESENTATION:

Matt Wegenka with Tremco Construction Products Group of Springfield, Missouri entered at 1000 and spoke about what products and services his company can offer. His company is not a contractor; he styled them as a consultative manufacturer. He left at 1020.

IN THE MATTER OF
CITIZEN INPUT (ANDY DAVIS):

Former coroner Andy Davis entered at 1025 and visited with the Commission. He enjoys retirement and recommends it.

IN THE MATTER OF
AMERICAN RESCUE PLAN ACT (ARPA) APPLICATION
BY PHELPS COUNTY SHERIFF'S DEPARTMENT:

The Commissioners received an application from PCSD for the replacement of 45 hand-held portable radios which had exceeded their life expectancy. This will be shared with MRPC.

IN THE MATTER OF
ACCOUNTS PAYABLE:

PHELPS COUNTY COMMISSION RECORD
March 31, 2022, Twenty-eighth day of January term


ACCOUNTS PAYABLE, Continued:

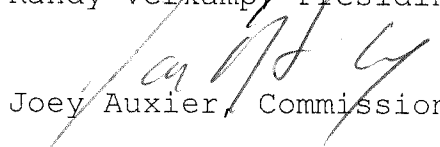
The Commissioners reviewed and approved accounts payable for the payment of 43 and 42 invoices in the amounts of \$60,209.70 and \$47,018.07, respectively.

IN THE MATTER OF
CITIZEN INPUT (TOM SOWERS):

As Stites was leaving, Tom Sowers entered at 1210 to ask if the Phase 3 of the Quarry were ever going to be accepted into the county road inventory; he thinks the main shortcoming is the shoulder. He expressed the hope that those roads would be accepted.

READ AND APPROVED:


Randy Verkamp, Presiding Commissioner


Joey Auxier, Commissioner District 1

(Absent)
Gary W. Hicks, Commissioner District 2