

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT  
1<sup>st</sup> Day's Proceedings, 3<sup>rd</sup> Day of January 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access is made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Johnson County received check #20020529 from Republic Services, Inc c/o Awin Management c/o Allied Waste Services in the amount of \$12,696.29 which represents the host fee for November 2022 (tonnage and rates were not included) was received on December 12, 2022 from the Show Me Regional Landfill.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the 2022 audit letters. Motion approved unanimously.

The Commissioners individually reviewed and approved previous minutes.

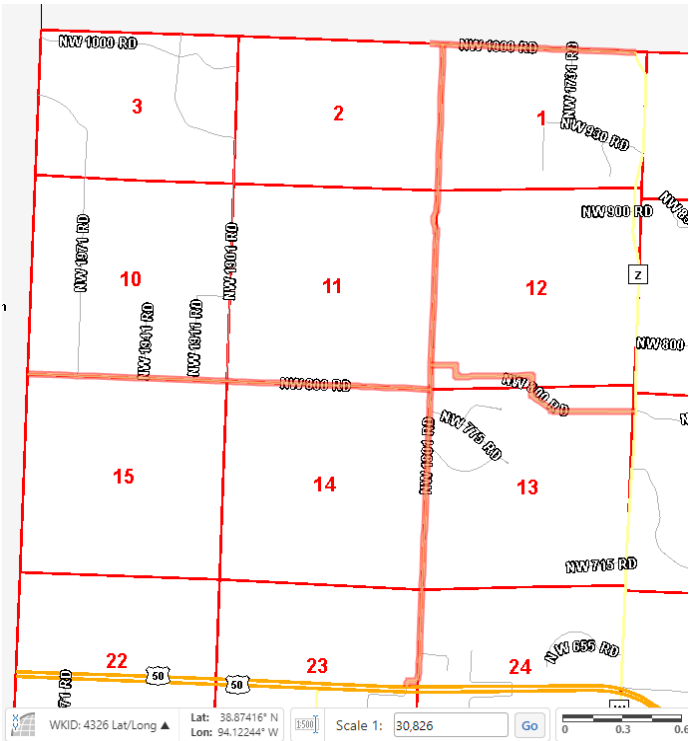
Having held the first hearing on December 29, 2022 and second hearing January 3, 2023 with no opposition to the Weight Limit of 15 tons on NW 1000<sup>th</sup> Road, NW 1801<sup>st</sup> Road and NW 800<sup>th</sup> Road, Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve Bill No. 139 | Ordinance 23-01 Ordinance of the Johnson County Commission for weight limits on roads and bridges. Motion approved unanimously.

WHEREAS, Johnson County is a county of the fourth classification; and  
WHEREAS, the following roads and bridges described and attached hereto by reference as Exhibit A ("Roads"), are county roads situated within Johnson county; and  
WHEREAS, pursuant to section 304.010.5, RSMo, the county commission of any county of the fourth classification may set the weight limit on roads or bridges on any county road; and  
WHEREAS, the Commission has determined that due to the condition of the Roads and the nature of the area in which the Roads are located, a weight limit of 15 tons (30,000 pounds) shall be imposed on the Roads described in Exhibit A in aid in the security of motorists on the Roads; and  
NOW, THEREFORE, be it resolved and ORDERED by the County Commission of Johnson County, Missouri, as follows:

1. Recitals and Findings. The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as though set forth in this section of this Ordinance, as the findings of the Commission.
2. Weight Limit. A weight limit of 15 tons (30,000 pounds) shall be imposed on the Roads set forth in Exhibit A. A map indicating the beginning and ending of the designated weight limit on the Roads is attached to this Order is attached Exhibit A-1 and incorporated herein by reference.
3. Posting of Signs; Violations. The County Commission directs the Road and Bridge Department to procure and install properly marked signs indicating the weight limits described in paragraph 2, above, on the Roads and after the Roads shall have been properly marked, the weight limits shall be of the same effect as the weight limits otherwise set by law, and shall be enforced by the State Highway Patrol and the County Sheriff as if such weight limits were established by state law. All road signs indicating weight limits shall be uniform in size, shape, lettering and coloring and shall conform to standards established by the department of transportation. Any person violating the provisions of this Order or section 304.010, RSMo. shall be guilty of a class C misdemeanor.
4. Effective Date. This Ordinance shall take effect and be in full force from and after its passage and approval by the County Commission and after the Roads have been properly marked by signs indicating the weight limits set by the County Commission, the weight limits shall be of the same effect as the provided for in section 304.010, RSMo. and shall be enforced by the State Highway Patrol and the County Sheriff as if such weight limits were established by state law.
5. Notice. Upon passage, this Order shall be sent to the Chief Engineer of the Missouri Department of Transportation, the Superintendent of Missouri State Highway Patrol, and to any road district maintaining roads in the County.

– EXHIBIT A – Roads

- NW 1000<sup>th</sup> Road from Z Highway west to where it meets the Lafayette County and Johnson County line
- NW 1801<sup>st</sup> Road from NW 1000<sup>th</sup> Road to where NW 1801<sup>st</sup> Road intersects with US Highway 50
- NW 800<sup>th</sup> Road from 1801<sup>st</sup> Road to where NW 800<sup>th</sup> Road intersects with Z Highway
- NW 800<sup>th</sup> Road from NW 1801<sup>st</sup> Road west to where it meets the Jackson County and Johnson County line



The Commissioners met with Stormy Taylor, Recorder, who requested to remove the second bathroom facilities (former judges' facilities) in the third-floor office. The Commissioners authorized the removal of second bathroom facilities in the Recorder's office and will contact Mitch Marquess to assist with the process.

The Commissioners met with Jill Purvis and Jamie DeBacker for the Warrensburg Main Street Monthly Update. Purvis reviewed mission of Warrensburg Main Street, Inc. is to promote, improve, and preserve the unique character and economic vitality of downtown Warrensburg while embracing our growing community. Purvis noted the reduction of funding and subsequent removal of the intern position. Purvis stated, with the reduced staffing some events (wedding walk) will not occur in 2023. Purvis and DeBacker reviewed upcoming events: Recognition Banquet January 24<sup>th</sup>, Piccadilly March 24<sup>th</sup>, Moonlight Market April 29<sup>th</sup>, Farmer's Market May 6<sup>th</sup>. Purvis noted known interest by Bryan Ryberg's desire to purchase 122 Hout Street. Commissioner Kavanaugh stated the assessment and appraisal have been completed but the Commission has not discussed or decided how to move forward.

The 2023 Annual Disbursements were tabled until confirmation of the Public Defender Rent at Weschester Plaza is confirmed.

The Commissioners met with Cassidy Burwick and Darrin Tobias for the Emergency Management Agency (EMA) Update. Burwick reviewed the responsibilities of EMA, noting RSMo. 44.080 which states *"Each political subdivision of this state shall establish a local organization for disaster planning in accordance with the state emergency operations plan and program. The executive officer of the political subdivision shall appoint a coordinator who shall have direct responsibility for the organization, administration and operation of the local emergency management operations, subject to the direction and control of the executive officer or governing body. Each local organization for emergency management shall be responsible for the performance of emergency management functions within the territorial limits of its political subdivision, and may conduct these functions outside of the territorial limits as may be required pursuant to the provisions of this law."*

Burwick reviewed the recent impact of winter weather (December 21 through December 26, 2022 below freezing with windchills up to 40 below zero at times) on the County with warming centers opening up at: Refuge on Ming, Journey Home, Northside Christian Church, Holden City Hall, Leeton City Hall. Burwick noted the upcoming EMA Annual Awards Ceremony, January 5, 2023 and invited the Commission to attend. Burwick reviewed the emergency management plan is being developed and maintained pursuant to Missouri State Law, Chapter 44, RSMo, and planning guidance developed by the State Emergency Management Agency (SEMA); specific responsibility of the emergency management organization to establish local emergency management operations outlined in Chapter 44, Section 44.080. Burwick stated all political subdivisions may choose to adopt the County's Local Emergency Operation Plan (LEOP) or may create their own but action must be taken by the political subdivision.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to adopt the 2023-2024 Local Emergency Operation Plan. Motion approved unanimously. The Commissioners signed the Promulgation Statement: This Emergency Operations Plan (EOP) lays a framework that will allow Johnson County and the Jurisdictions within the counties boundaries to save lives, minimize injuries, protect property and the environment, preserve functioning civil government, insure constituted authority, and maintain economic activities essential to the survival and recovery from natural and man-made disasters. It is not the intent of this plan to deal with those events that happen on a daily basis, which do not cause widespread problems and are handled routinely by the city and/or county agencies.

This plan follows the principles and processes outlined in the National Incident Management System (NIMS). As a result, this plan institutionalizes the concepts and principles of the NIMS and the Incident Command System (ICS) into the response and recovery operations conducted within Johnson County. The NIMS provides a consistent, flexible and adjustable national framework within which government and private entities at all levels can work together to manage domestic incidents, regardless of their cause, size, location or complexity. This flexibility applies across all phases of incident management: prevention, preparedness, response, recovery and mitigation.

This plan was developed through the collaborative efforts of Johnson County Emergency Management, other governmental and private entities throughout Johnson County, and with assistance provided by the State Emergency Management Agency. During the development of this plan various agencies, organizations, and county governments were interviewed to discuss their roles, responsibilities, and capabilities in an emergency. This plan is a result of their input.

The Johnson County EOP is a multi-hazard, functional plan, broken into three components; (1) a basic plan that serves as an overview of the jurisdiction's approach to emergency management, (2) annexes that address specific activities critical to emergency response and recovery, and (3) appendices which support each annex and contain technical information, details, and methods for use in emergency operations.

The Basic Plan is to be used primarily by the chief executive and public policy officials of a jurisdiction but all individuals/agencies involved in the EOP should be familiar with it. The annexes are to be used by the operational managers and the appendices are for disaster response personnel. Every individual and agency that has a role in the response and recovery operations of a Jurisdiction within Johnson County must be familiar with, and understand, the contents of this plan for it to be effective. Thus, the Johnson County Emergency Management Coordinator will brief the appropriate officials on their roles in emergency management. The Director will also brief the newly employed officials as they assume their duties.

Each organization/agency with an assigned task will be responsible for the development and maintenance of their respective segments of the plan (See Part IV of the Basic Plan). They will update their portion of the plan as needed based on experience in emergencies, deficiencies identified through drills and exercises, and changes in government structure and emergency organizations. It is also the responsibility of those organizations/agencies that make changes to this plan to provide a copy of those changes to Johnson County Emergency Management.

(CONTINUED FROM PAGE 2) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**1<sup>st</sup> Day's Proceedings, 3<sup>rd</sup> Day of January 2023**

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The monthly report of monies received in December 2022 by Diane Thompson, County Clerk was approved. Deposited with the Treasurer was \$15,657.99.

Since the only equipment leases are for one-year periods with the option to purchase, the Commissioners determined there was no need to renew outstanding 2023 lease purchases.

The Commissioners met with Stephanie Truex, Public Health Administrator; and Darlene Buckstead, JCCHS Board Member; for the Johnson County Community Health Services (JCCHS) Monthly Update. Truex reviewed influenza active cases the week of Christmas were 63 type A and 3 type B. Truex reviewed there were 62 reported active cases as of COVID the week of December 28, 2022. Truex noted eight candidates filed for three open seats of the JCCHS Board, and will be listed for the April 4, 2023 General Municipal Election. Truex reviewed that the holiday schedule has limited staff's actions regarding the wastewater system at 176 NE 1001<sup>st</sup> Road owned by John Lee as discussed December 12 and 19, 2022. Truex stated staff's next step is to request permission to enter Collier's property to take measurements and verify no additional work has been done to the wastewater system at 176 NE 1001<sup>st</sup> Road. Truex noted JCCHS has physical therapists and occupational therapists now LSVT BIG certified which is physical therapy for Parkinson's Disease and similar conditions, therapy is expected to start this month.

The Commissioners met with Gary Bell, Road and Bridge Supervisor, regarding the increased price of rock. Capitol Materials Quarry, Leeton has quoted a \$3.00 per ton increase for one inch (1") rock with for a total amount \$13.00 per ton and E & S Rock, Holden has quoted \$1.02 per ton increase for a total \$11.17 per ton Bell noted the price of rock is increasing greater than the tax received. Bell stated that Bill Ernst makes chips for chip and seal surfaces at E & S Rock because it has a good clean rock with minimal lime dust.

The Commissioners met with Russell E. and Donald Atkinson who expressed concerns regarding probate issues for the estate of Bertha Blanche Don Carlos. The Commissioners reviewed these matters are to be dealt with through the court system and the County, or it's elected officials and employees, as having been addressed in a current lawsuit, cannot address any matters that could relate to the case.

At 1:31 PM in the Commissioners' Chambers, located on the 2nd Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to 610.021 Section (3) of the Revised Statutes of Missouri relating to: Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees; Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Mitch Marquess, Maintenance Supervisor; and Steve Tague; Maintenance. Tague left the meeting at 1:36 p.m. Marquess left the meeting at 2:03 p.m. Mary Lutjen, Custodian, joined the meeting at 2:04 p.m.

At 2:27 P.M. having no further business to discuss with regard to the matter before the Commission, a motion was made by Marr and seconded by Kavanaugh to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh "ABSTAIN" None. "NAY" None. Motion carried.

Adjournment was at 4:00 p.m. The next meeting will convene on January 5, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

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RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT

2<sup>nd</sup> Day’s Proceedings, 5<sup>th</sup> Day of January 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; and Diane Thompson, County Clerk. Not Present: Charles Kavanaugh, Western Commissioner. Additional public access is made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners received notice of an annexation of the Knob Noster State Park (Sections 24, 25, 26, 36 of Township 46 North, Range 25 West and Sections 19, 20, 21, 29, 30, 31, 32 of Township 46 North, Range 24 West) into the city limits of Knob Noster.

The Commissioners received the December 2022 Summary Settlement from Treasurer Heather Reynolds.

Fees received in December 2022 from Stormy Taylor, Recorder of Deeds were approved. Fees deposited with the Treasurer were \$31,392.00. Also submitted 2022-year end totals for allocations \$466,861.95.

Commissioner Matthews and Commissioner Marr reviewed and approved accounts payable in the amount of \$711,641.13.

Commissioner Marr motioned and Commissioner Matthews seconded to approve and authorize Presiding Commissioner Matthews to sign the Fire Protection Services Agreement for Justice Center Fire Alarm Panel Inspection and Certification per NFPA 72 for \$2,500.00 and Sprinkler System Inspection and Certification per NFPA 25 for \$500.00 with a service charge of \$120.00. Motion approved.

Commissioner Marr motioned and Commissioner Matthews seconded to approve the 2023 Annual Disbursements. Motion carried.

WHEREAS, Johnson County Commission hereby authorizes the Auditor to pay the following entities during the year 2023:

Annual Disbursement	2023 Payment	Notes
University of MO Extension	\$59,577.00	\$4,964.75 per month
University of MO Extension <ul style="list-style-type: none"><li>4-H Youth Program Associate (YPA)</li></ul>	\$9,800.00	Upon receipt of invoice
Children’s Mercy Hospital	\$15,000.00	Annually – June
Soil & Water Conservation	\$7,500.00	Annually – February
Warrensburg Cemetery Association	\$1,000.00	Annually
Prosecuting Attorney Retirement Fund	\$11,628.00	Annually
Westchester Plaza <ul style="list-style-type: none"><li>Public Defender Rent</li></ul>	\$16,528.92	\$1,377.41 per month
Johnson County Ambulance District <ul style="list-style-type: none"><li>Emergency Management Agency Rent</li></ul>	\$18,000.00	\$1,500 per month (001-060)

WHEREAS, the 2023 budget has been adopted with said payments appropriated; and, NOW, THEREFORE, the Johnson County Commission approves the Annual Disbursements for 2023 and authorizes payments to be made accordingly.

Commissioner Matthews and Commissioner Marr met with Kim Hall, Elaine Anderson, Emma Boyle, Allison Bolt, Leo Watson for the University of Missouri (MU) Extension Monthly Update. Hall reviewed the prepared report and introduced Emma Boyle, Office Support Staff and Elaine Anderson, Extension Engagement Specialist (homed in Moniteau County). Bolt introduced Leo Watson as the MU Extension Council Vice President. Bolt noted a portion of the 2022 budgeted the Youth Program Associate (YPA) funds was not invoiced so it was not paid yet. Commissioner Marr and Commissioner Matthews stated the 2022 YPA invoice could be sent to the Auditor for payment.

Commissioner Matthews and Commissioner Marr met with Tracy Brantner, Johnson County Economic Development Corporation Executive Director and reviewed the drafted Request for Qualifications (RFQ): Building Assessment, Maintenance Plans, and On-Call Engineering Services. Brantner noted this procurement process started last year with the Commission’s desire to minimize the number of “emergency” procurement purchases with the completion of building assessments of all services. Brantner reviewed the initial document was prepared, as contracted, by Sallie Hemenway and has been minimally updated to the Commission’s current standards for RFQs. Brantner recommended the Commission to consider who will be responsible for managing the maintenance plans and making sure the plans happen. Brantner noted the advantage of having someone comfortable with general contracting processes and aware of the benefits of ongoing maintenance versus reactive maintenance to oversee the implementation of any plans created from this RFQ.

Commissioner Marr motioned and Commissioner Matthews seconded to proceed with the Request for Qualifications: Building Assessment, Maintenance Plans, and On-Call Engineering Services for Johnson County, Missouri. Motion approved.

Brantner reviewed the drafted Request for Bids (RFB): On-Call Heating Ventilation and Air Conditioning and noted the shift in format to that resembling Taney County, per the recommendation of legal counsel.

**(CONTINUED FROM PAGE 4) RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT  
2<sup>nd</sup> Day's Proceedings, 5<sup>th</sup> Day of January 2023**

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At 10:40 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Matthews to close the meeting pursuant to Revised Missouri Statutes 610.021 (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record; Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Travis Elliott, Ellis, Ellis, Hammons & Johnson, P.C. (County Legal Counsel).

Tracy Brantner, left the meeting at 12:29 p.m.

At 1:25 P.M. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Matthews to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr. "ABSTAIN" None. "NAY" None. Motion carried.

Commissioner Matthews and Commissioner Marr held a meeting for the purpose of designating an Authorized Certifying Official and submission authorization for Adriatik Likcani on behalf of Johnson County for the SAMHSA - Substance Abuse & Mental Health Services Administration Grant. Also present were: Brent Teichman, Associate Circuit Judge; Stephanie Elkins, Circuit Court Clerk; Diane Thompson, County Clerk; Adriatik Likcani, Drug Court Program Director; Tracy Brantner, Johnson County Economic Development Corporation Executive Director and Daleah Wyne, Deputy Auditor. Likcani reviewed this is the fourth year of a five-year Substance Abuse & Mental Health Services Administration (SAMHSA) grant program (year ends May 30 and starts May 31). Likcani reviewed Johnson County's goal to serve 40 people every year and each year the goal has been met or exceeded the individuals served. Likcani noted most graduates are in the drug court program for an average of 16-17 months; during that time, they are actively working instead of committing crimes and their kids are staying out of Division of Family Services. Likcani stated the longer a participant stays engaged in the program the better chance they have of not becoming a reoffender. Johnson County, Missouri is the best performing drug court in the nation since at six (6) months, 95% of Johnson County participants are still engaged while the nationwide average of other drug courts is only retaining 46% of participants at the same time. Likcani stated that at twelve (12) months, 85.11% of Johnson County participants are still engaged while the nationwide of other drug courts is only 2.1% of participants in other drug courts are still engaged. Likcani noted 35-40 people are in the program currently with close to 80 graduates in the past four years. Likcani stated that Drug Court Graduates have been invited to attend Red Ribbon Days at local schools to speak publicly at other events to share how the program has impacted and improved their lives.

Likcani stated the numbers speak for themselves; two (2) things that make our drug court successful are Judge Brent Teichman and his leadership team. Likcani stated that Johnson County, Missouri's Drug Court has become a nationwide model. Likcani noted that Johnson County has the chance to reapply for the grant for its fifth year. Likcani noted the strong relationship between Judge Teichman and the Commission makes a difference. Likcani noted Commissions attendance of most drug court graduations, which does not happen in other drug courts. Teichman noted that Circuit Clerk Stephanie Elkins, Likcani and Former Presiding Judge William Collins, have worked together over the past ten (10) years to make this program a reality. Teichman stated that Elkins discussed the drug court program with newly appointed Presiding Judge Michael Wagner who stated his full support of continuing the program. Likcani stated community relationships are also very important, so they value connections with employers, medical community and various outreach opportunities.

Elkins reviewed that separate funding of \$250,000 was received from the state with 50% awarded to Johnson County and 50% awarded to Cass County, and \$100,000 additional funds were provided in response to the success of Johnson County's Drug Court Program. Teichman stated that he is fiscally conservative when it comes to government spending but he noted the payback Johnson County gets from this investment is inconceivable; a compassionate and fiscally responsible program with \$2,000,000 in funds for Johnson County prevention efforts. Elkins stated Cass County does not currently participate in SAMHSA but they are working toward applying.

Teichman noted that the County authorizes \$25,000 per year in the Division I Court budget for wrap around services, that provide assistance to those that need help getting back on their feet to get an apartment (outstanding utility bill, etc.). Teichman stated participants pay \$700 to be in the program, so they show some commitment on their part.

*RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT 2<sup>nd</sup> Day's Proceedings, 5<sup>th</sup> Day of January 2022 is continued on page 6*

Commissioner Marr motioned and Commissioner Matthews seconded to approve the Substance Abuse & Mental Health Services Administration (SAMHSA) Grant Drug Court Grant Administrative and Reporting Documentation. Motion approved.

**Grant Number:** IH79TI081944-01, **FAIN:** H79TI081944, **Program Director:** Adriatik Likcani, Ph.D., **Project Title:** Expand Substance Abuse Treatment Capacity in Adult Drug Court in Johnson County, Missouri, **Organization Name:** JOHNSON, COUNTY OF

WHEREAS, over the past years, Johnson County, Missouri, has experienced the economic and social benefits of a successful Adult Drug Court for Johnson County; and, WHEREAS, the County of Johnson, Missouri, is the applicant for the expanded substance abuse treatment capacity in Adult Drug Court in Johnson County; and, WHEREAS, Dr. Adriatik Likcani has prepared the Year 5 continuation application and narrative documents to request a program continuation from the Substance Abuse and Mental Health Services Administration (SAMHSA); and, WHEREAS, the Year 5 continuation application and narrative documents have been reviewed by the Johnson County Commissioners; and, WHEREAS, it is recommended that newly sworn Presiding Commissioner Troy A. Matthews replace the former Presiding Commissioner Densil Allen as sole Signing Official (SO) and Financial Reporting Users (FSR), for the eRA Commons grant management system; and, WHEREAS, if the Year 5 continuation application and narrative documents should be approved by the Johnson County Commissioners, it will be necessary for the sole Signing Official, or his duly authorized representative, to submit these documents as required via the eRA Commons web portal; and, WHEREAS, it is recommended that Judge Wagner replace the now retired Judge Collins as the designated Johnson County representative for the Expanded Substance Abuse Treatment Capacity in Adult Drug Court project.

NOW THEREFORE, BE IT RESOLVED BY THE JOHNSON COUNTY COMMISSIONERS OF JOHNSON COUNTY, MISSOURI; to:

- a.

Authorize Troy A. Matthews, Presiding Commissioner as sole Signing Official (SO) and Financial Reporting Users (FSR), for the eRA Commons grant management system.
- b.

Authorize Troy A. Matthews, Presiding Commissioner and SO and FSR, or his duly authorized representative, Tracy E. Brantner, to submit these documents as required via the eRA Commons webportal.
- c.

Approve Judge Wagner as the designated Johnson County representative for the Expanded Substance Abuse Treatment Capacity in Adult Drug Court project.
- d.

Approve the Year 5 continuation application and narrative documents in order to request a program continuation from the Substance Abuse and Mental Health Services Administration (SAMSHA) with the approvals included above.

Adjournment was at 4:00 p.m. The next meeting will convene on January 9, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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ABSENT  
Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT

3<sup>rd</sup> Day’s Proceedings, 9<sup>th</sup> Day of January 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access is made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

- The Commissioners met with Mitch Marquess for the Maintenance Updates; discussion included:
- Justice Center
  - Rotating Door – rotating doors the door seals (top and sides) need to be replaced; Dormakaba (door manufacturer) will be on site to prepare a quote.
  - Boiler – transformer showing age; Matthews recommended Marquess change all three transformers and save the old ones for a backup.
- Equipment
  - Utility Terrain Vehicle – ice melt spreader has a broadcaster with a bad motor; the vendor may recommend the \$600 be used towards an upgraded broadcaster. Marquess will share the options when they are received.
- Courthouse
  - Third Floor Bathroom Facilities – the plan is to remove the second bathroom facilities (sink and toilet) in the Recorder’s office and build shelves for storage.

(CONTINUED FROM PAGE 6) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**3<sup>rd</sup> Day's Proceedings, 9<sup>th</sup> Day of January 2023**

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The Commissioners met with Trudy Faulkner, STRATA Architecture and Phillip Parra, IMEG for the Assessment Progress: Courthouse Heating Ventilation Air Conditioning (HVAC). Also present were Diane Thompson, County Clerk and Tracy Brantner, Johnson County Economic Development Corporation.

**Exterior and Windows:** Faulkner reviewed the windows and masonry, noting areas where water is getting into the building through cracked masonry and open mortar joints. Faulkner reviewed an overall facade assessment was not completed, just the windows with several of the sills on the West side have significant deterioration. Faulkner recommended an overall masonry restoration be included in the work plan.

Faulkner recommended replacing the exterior wood paneling on the north side of the building. Faulkner noted the bars on the windows are causing issues with rusting and impacting the masonry. Faulkner shared photos of the building and pointed out issues with the windows and masonry.

Some windows on the 4<sup>th</sup> floor may need additional work as the wood frames were left in place when the aluminum windows were installed. The steel lintels are rusting and cracking as well as causing issues with the surrounding masonry due to the steel expanding and the stone not. Faulkner recommended cleaning up the storefronts with more aesthetically pleasing materials.

Interior windowsills might be impacted and there may be some hazardous materials remediation for lead based paint on the windowsills. Faulkner recommends a dark bronze frame for windows and storefronts due to conversations with State Historic Preservation Office (SHPO) and historical pictures. Brantner asked if an environmental assessment would be limited in scope. Faulkner stated the windows are a replacement project that likely does not include asbestos; the larger assessment would likely be needed when the HVAC work is done when there is the likelihood of breaking up floor tiles. Faulkner did not see anything other than the steel lintels and some areas of the mortar on the south exterior that were concerning. Faulkner's priority is to keep water out of the building.

**Electrical:** Parra reviewed Mechanical Electrical Plumbing (MEP) Assessment Design Narrative – Electrical: Modifications to the existing electrical system should be considered to support any mechanical system upgrades. Modifications to the electrical systems will be designed to provide adequate power, lighting and communication systems for the occupancy and use of the facility. basic electrical materials, grounding, lighting. Parra spoke about the electrical system, noting significant safety concerns. Parra discussed the current voltage of the system is an older style “high leg” 240v three phase system with challenges due to certain legs being overloaded and outlets getting higher voltage than needed. Parra recommended the old system be removed and a 120/208V underground system be installed with conduits on the outside come into a panel in the boiler room. The panel has some safety issues with open panels that allow access to live power. Parra noted the safety concern of the current exterior outlet and electrical cables for lighting. The Commissioners noted their hope to add additional electrical pedestals in the ground during one of the phases. Stuart Braden, IMEG Principal / Senior Engineering Specialist, joined the meeting at 10:15 AM. An additional panel behind the boiler has so much wiring in the panel that the cover cannot go on and has open panels. Marr noted the long-term goal to have a generator connected for emergency power. Parra noted underground power lines have significantly higher charging current than the overhead lines, which are more likely to fail. Parra also noted open wireways and junction boxes but could not determine if there was proper grounding. Parra noted the emergency panel is newer and has spare breakers, which was likely set up for the generator that was removed but could serve some of the circuits for the heated floor panels in the west entrance area. Parra noted security concerns since most electrical panels are located in public areas. Parra noted reviewing utility bills and the system is approximately sixty percent (60%) loaded. Parra recommended the elevator be served from a 208V system with the use of a transformer to raise the voltage to 240V to serve the elevator. Parra noted the existing lightening protection system is in good shape and asked about the history of the system. Faulkner noted having drawings and information that a cable was ran up the back of Minerva; Faulkner forwarded the files to Parra.

**Mechanical:** Braden reviewed existing plumbing and gas: two (2) inch waterline with relatively new water meter with no backflow preventor, gas meter enters at the same location to serve the old steam boiler and newer hot water fired boiler. Braden noted a sump pump in the boiler room, located right below the main electrical service panel. Braden stated it is unknown what type of sewer system is in place below grade/under the building. Braden reviewed there is no domestic hot water system (each water facility has a localized tank style water heater). Braden stated the existing steam boiler, installed in 1990's, serves existing fixtures in the second, third and fourth floors. The Munchkin Boiler (discontinued and no longer being manufactured) was built in 2010, unsure of install date, serves the first floor (basement). Braden reviewed three (3) options for HVAC, as outlined in an Energy Analysis Report dated November 23, 2022. Braden noted the location for air handling units (inside versus outside) the courthouse, with Option 3 being smaller units with less duct work required to distribute the air. Braden reviewed the energy end use comparison on page 2 of the report and noted the energy savings for each; the savings does not factor in ongoing maintenance cost for each option. Braden noted Option 3 has vertical fan coil units that sit on the floor (required due to high ceilings) and they have a fifteen-year lifecycle on the high side but require more maintenance because more is involved. Braden stated Option 1 is a more robust system that would require less maintenance but is more invasive to the historical aspect of the building. Braden stated Option 3 installation might be shorter due to less involvement from a structural aspect and less disruptive in terms of keeping offices open while work is being done. Braden noted a final report with cost estimates (mechanical components but may not include a total cost to include cutting masonry, reinforcing floor joists, etc.) will be submitted by the end of the month. Parra noted that estimates and lead times are changing rapidly.

Commissioner Kavanaugh recommended moving forward with costs for each so the Commission could make a more informed decision. Parra noted pre-purchasing by the contractor, the project would take ten months to a year in the building noting there is a lot to peel apart and put back together but equipment availability will drive the length of time. STRATA and IMEG were both in agreement that windows and HVAC could be done simultaneously if the building was vacated.



**Information Technology (IT):** Parra reviewed the main internet connection that comes into the building in the ground level “ladies closet” and temperature control is a concern. Parra noted the room is crowded with abandoned technology that could be cleaned out. Commissioner Kavanaugh noted the water line that was running across the top of the equipment. Parra noted several offices have their own servers and ideally those would be located in a central location where the servers are more accessible to IT providers. Braden stated that a centralized IT system would be ideal for year around conditioning for temperature control. Parra suggested some user meetings to address equipment needs and security concerns to address space planning.

**Courthouse Entrances:** Faulkner stated she will have the package pulled together in the next couple of weeks. Faulkner recommended saving the original tile from the west entrance to be used when we repair the east side so that all original tile will be on the east side. Replacement tiles can be placed on the west entrance that mimic the original tiles.

The West Central Missouri Solid Waste Management District F, Commissioner Marr (US Bank, Sedalia) was mistakenly placed on the agenda for this day with the next meeting scheduled for March 2023.

The Commissioners met with Diane Thompson, County Clerk who reviewed the 2023 transfer from tax maintenance fund and noted the likeliness of not having transfers in upcoming years. Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the 2023 Transfer from Tax Maintenance Fund. Motion approved unanimously. to authorize the transfer noted in the order pursuant to 52.371(1) RSMo as follows: WHEREAS, the Collector’s Maintenance Fund was established pursuant to 52.312 RSMo for the purpose of funding additional costs and expenses incurred in the office of collector; and, WHEREAS, 52.317(1) RSMo states that any moneys accumulated and remaining in the tax maintenance fund as of December thirty-first each year in all counties other than counties of the first class shall be limited to an amount equal to the previous year’s approved budget for the office of collector. Any moneys remaining in the tax maintenance fund as of December thirty-first each year that exceed the above-established limits shall be transferred to county general revenue by the following January fifteenth of each year; and, WHEREAS, the Adopted 2023 Budget shows a balance of \$198,703 as of December 31, 2022 in the Collector’s Maintenance Fund; and, WHEREAS, the approved 2022 budget for the Johnson County Collector was \$181,000 and, NOW, THEREFORE, the Johnson County Commission hereby authorizes the Auditor to transfer the difference of \$17,703 from the Collector’s Maintenance Fund (15) to General Revenue (001-000-45831) by January 15, 2023 pursuant to 52.317(1) RSMo.

The Commissioners individually reviewed and approve previous minutes.

Adjournment was at 4:00 p.m. The next meeting will convene on January 10, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT

4<sup>th</sup> Day's Proceedings, 10<sup>th</sup> Day of January 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access is made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Matthews and Commissioner Marr attended the KOKO Radio Broadcast: Johnson County Today. Discussion included the plan for future bike trail (United States Bicycle Route 51) from New Orleans, Louisiana to Minnesota, County marijuana sales tax question on the April 4, 2023 General Municipal Election, and the Panhandle Eastern Pipeline Right of Way Easements holding up use of Shamrock Business Park.

Commissioner Kavanaugh attended the Stakeholder Input session for the redevelopment of the Holden Business Park at Holden City Hall.

The 2022 Spirit Trail Review with David Peerbolte was rescheduled for January 17, 2023.

The Commissioners approved wage continuation for a Road and Bridge Employee.



(CONTINUED FROM PAGE 8) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**4<sup>th</sup> Day's Proceedings, 10<sup>th</sup> Day of January 2023**

The transfer of funds for payroll of County Officials and employees for the period December 24, 2022 through January 6, 2023 was approved from County funds in the following amounts: County Revenue: \$71,824.42; Road and Bridge Department: \$39,049.25; Assessment: \$16,154.44; Bridge Construction: \$23,951.21; Juvenile Officers: \$4,948.57; Prosecuting Attorney: \$27,654.27; MoSMART Sal Supplement: \$369.20; Recovery Court – SAMHSA Grant: \$6,158.47; Commission Administrative: \$0.00; Sheriff: \$74,718.50; Jail: \$88,385.14; P.A. Child Support IV D: \$2,248.70; P.A. VOCA Grant: \$1,846.25; Grand Total: \$357,308.42.

The Commissioners met with Diane Thompson, County Clerk, to review the Johnson County Marijuana Sales Tax Ballot Measure for April 4, 2023 General Municipal Election, as prepared by legal counsel. Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the Order of the County Commission of Johnson County, Missouri:

WHEREAS, Article XIV, Section 2, 6.(5) of the Missouri Constitution, authorizes the governing body of a county to impose a county sales tax on all tangible personal property retail sales of adult use marijuana sold in such political subdivision; and WHEREAS, Article XIV, Section 2, 6.(5) provides that the tax authorized by that section shall be in addition to any and all other sales tax allowed by law, except that no ordinance or order imposing a sales tax shall be effective unless the governing body of the county submits to the voters of the county, at a county or state general, primary or special election, a proposal to authorize the governing body of the county to impose a tax; and WHEREAS, the County Commission of Johnson County, Missouri, has determined and does now find and determine that a ballot question shall be submitted to the voters of the county to authorize imposition of a county sales tax on all tangible personal property retail sales of adult use marijuana sold in such political subdivision; and WHEREAS, the County Commission desires to submit a proposal in the form of a ballot question to the voters of Johnson County, Missouri, at the General Municipal Election, to be held on April 4, 2023, authorizing the County Commission of Johnson County, Missouri, to impose a county sales tax of three percent (3%) pursuant to Article XIV, Section 2, 6.(5) of the Missouri Constitution; and WHEREAS, in the event a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the county sales tax which is the subject of this Order shall be imposed and in force and effect. NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE COUNTY COMMISSION OF JOHNSON, MISSOURI, AS FOLLOWS:

1. Order of County Commission – Sales Tax. The Johnson County Commission hereby orders submission of the following ballot question to the voters of Johnson County, Missouri, at the General Municipal election, to be held April 4, 2023 to authorize the County Commission to impose a county sales tax pursuant to Article XIV, Section 2, 6.(5) of the Missouri Constitution:  

**COUNTY MARIJUANA SALES TAX**

“Shall Johnson County, Missouri impose a countywide sales tax of three percent (3%) on all tangible personal property retail sales of adult use marijuana sold in Johnson County, Missouri?”

☐ YES                      ☐ NO

If you are in favor of the question, place an “X” in the box opposite “YES”. If you are opposed to the question, place an “X” in the box opposite “NO”.
2. Notice and Publication. The Johnson County Commission requests the County Clerk, and the County Clerk is authorized and directed to take all actions necessary and appropriate to provide proper notice of election and publication of the notice of election regarding the ballot question described in paragraphs 1, above.
3. Conduct of Election. The election shall be held and conducted by the County Clerk of Johnson, Missouri, under the general election laws governing the County, on April 4, 2023 at the polling places designated, or hereafter designated for each precinct in the County by order or orders of the County Clerk of Johnson, Missouri, and that the polls of the election shall be opened and kept open on that day during the hours required by law. The election shall be conducted by the judges and clerks appointed or to be appointed by the County Clerk of Johnson, Missouri, who shall supply the judges and clerks with all necessary voting equipment, machines, ballot boxes, poll books, tally sheets, and other supplies and equipment required for the conduct of the election, and that the ballot to be used in voting upon the proposition shall be in substantially the form set forth in paragraph 1, above.
4. Legal Effect. This Order shall be in full force and effect from and after its passage. In the event a majority of the votes cast on the proposal described in paragraph 1 by the qualified voters voting thereon are in favor of the proposal, then the county sales tax which is the subject of this Order shall be imposed and in effect.

By order of the County Commission of Johnson, Missouri this 10<sup>th</sup> day of January 2023.

The Commissioners met with Heather Reynolds, Treasurer, who reviewed Sections 32.057 and 144.121, RSMo, allow the Missouri Department of Revenue to release local sales and local use tax information to cities, counties, and districts that have imposed a sales tax or local option use tax. The Department has made this information available in three free reports; the Open Business Locations Report, The Financial Sales Distribution Report, and the Financial Use Tax Distribution Report. The Department has made these reports available on a secure portal, MyTax Missouri. The reports, attachments, e-mails, or written correspondence received contain confidential information. All persons listed on the form and any attachments are subject to the provisions of Section 32.057, RSMo. Those listed can only access the information in performing their official duties related to the administration of the tax and cannot disclose this information to the public, any media source, or any other official who is not authorized to receive it. The Commissioners and Reynolds signed the Department of Revenue Form 4379 Request for Information or Audit of Local Sales and Use Tax Records with the Chief Executive Authorization completed by Presiding Commissioner Matthews.

(CONTINUED FROM PAGE 9) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**4<sup>th</sup> Day's Proceedings, 10<sup>th</sup> Day of January 2023**

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The Commissioners met with Tracy Brantner, Executive Director for the Johnson County Economic Development Corporation Monthly Update. Brantner reviewed the deliverables:

- East and West Courthouse Entryways: Construction specifications and bid documents to be provided at the end of January 2023. The Commissioners stated their desire to have the bid documents as soon as possible to see the entryways completed.
- Courthouse HVAC: Meeting January 9, 2023 for the mid-point update.
- Detention Center – Security Controls: Project Construction is underway.
- Justice Center Lighting and Security Controls: Waiting for final drawings and bid documents.
- Detention Center Fencing: Project is not likely to require a bidding process and has been moved to the responsibility of the Commission for completion.
- Detention Center Wastewater Maintenance Contract Renewal: Brantner noted the cost estimate is more than \$12,000, which is why the wastewater maintenance will need to be bid.
- County Building Systems Assessment, Maintenance Plans and On-Call Engineering RFQ: Legal notice in papers today with qualifications due February 9, 2022.
- County-wide Broadband and Ancillary RFB: On hold until all firms complete fiber deployment.
- Shamrock Business Park – Blanket Easement Release: Commissioner Kavanaugh stated his desire to see right of way easement finished as it has been an ongoing matter for multiple years with no resolution. Brantner stated those desires have been expressed to County Legal Counsel, Travis Elliott, and Elliott would be the point of contact to discuss matters with Panhandle Eastern Pipeline.
- American Rescue Plan Act Policies and Procedures Discussions: Public sessions scheduled through June 2023. Brantner reviewed the Water Resource Match application and recommended the Commission issue an option for those applicants to utilize the original not to exceed the amount without the match from the Missouri Department of Natural Resources. Discussion tabled.
- Update Right of Way Procedures and Policies: Elliott scheduled to complete January-March 2023
- Johnson County Surveyor Contract Update: Scheduled for April-August 2023

Discussion also included the following:

- Information Technology: JCEDC is considering a contract with NOC Technology.
- JCEDC Board of Directors Appointment: Brantner reviewed that with Densil Allen no longer the Presiding Commissioner, the Commission have an open seat on the JCEDC Board of Directors. The Commissioners discussed appointing Commissioner Matthews.
- JCEDC Contract: Brantner reviewed the 2023 Contract for Economic Development Services noting no changes in the contributions from the 2022 contract. Brantner asked if the Commission would prefer to have an itemized scope of services, similarly to those requested in the procurement processes; the Commission stated no preference.  
Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the 2023 Contract for Economic Development Services with Johnson County Economic Development Corporation with financial commitment toward funding the economic development activities for Johnson County for the January 1<sup>st</sup> to December 31<sup>st</sup>, 2023 period, as follows:
  - Value of in-kind office and common space, utilities, custodial, printing and other services in the estimated amount of \$20,000; and,
  - Contributions toward the salary of office support staff in the amount not to exceed \$35,000. JCEDC will invoice salary contributions based upon JCEDC incurred quarterly payroll, not including the Executive Director, and invoiced in April, July and October with any remaining balance invoiced lump sum in the 4th quarter; and,
  - General funding for services in the amount of \$25,000 will be invoiced at \$6,250 quarterly in April, July, October and December.Motion approved unanimously.
- Whiteman Area Leadership Council (WALC): Brantner asked if Troy Matthews would be willing to serve on WALC if the WALC nominating committee would appoint Matthews. Matthews stated his willingness.

The Commissioners reviewed the drafted Request for Bids: Heating Ventilation and Air Conditioning with Tracy Brantner; discussion tabled until January 19, 2023.

Adjournment was at 4:00 p.m. The next meeting will convene on January 12, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**5<sup>th</sup> Day's Proceedings, 12<sup>th</sup> Day of January 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access is made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Heather Reynolds, Treasurer submitted documentation from the state for December 2022 sales tax funds which have been received and distributed as follows: General Revenue: \$294,157.98; Jail: \$147,078.61; County Law Enforcement: \$279,888.67; Animal Services: \$69,913.81; Road and Bridge: \$294,158.22; Law Enforcement: \$294,157.86; and Road Use Tax: \$195,743.14.

Commissioner Kavanaugh and Commissioner Marr reviewed and approved accounts payable in the amount of \$169,504.75.

The Commissioners met with Stormy Taylor, Recorder; Cassidy Burwick, Emergency Management Agency Director; and Mary Pat Purcell, Auditor Deputy; regarding the purchase of an evacuation chair(s) for Courthouse. Taylor reviewed the Johnson County Safety Committee meets two (2) - three (3) times each year to discuss any concerns, needed trainings, or equipment. Taylor reviewed the expressed concern of safely getting individuals (staff or patrons) with limited mobility out of the courthouse in the event of an emergency evacuation situation where the elevator would not be operational. Taylor reviewed the Safety Committee's recommendation for the Commission to purchase one evacuation chair to be stored (mounted on the wall) in the third-floor hallway and if seen beneficial, additional chair(s) could be purchased. Purcell reviewed the design of the evacuation chair for an individual to be able to safely control the descent of a person weighing 400 pounds downstairs. Purcell presented two options:

- \$2,270.00 Evac Chair 500H allows one or two individuals to operate the chair
- \$1,555.00 Evac Chair 300H allows one individual to operate the chair

Purcell noted the chair was not specifically budgeted but could be paid from building and grounds – maintenance unless the Commission wanted to amend the budget. Burwick reviewed using evacuation chairs previously with the individual strapped into the chair at various places. Burwick explained how traction and gravity work together to allow a controlled descent. Burwick noted the benefit of the 500H chair which allows for one person on the back of the chair and one on the front of the chair which adds to the stability of the descent and the calming aspect for the transported individual; the 500H has the additional comfort of arm rests. Burwick noted the evacuation chair would be used for evacuation, not for medical incidents. Taylor noted the Safety Committee has staff trainings scheduled this year for stop the bleed, cardiopulmonary resuscitation (CPR), fire extinguishers, and evacuation chair (if the Commission chooses to purchase the chair). Purcell offered to contact Johnson County and Warrensburg Fire Departments to find out what equipment comes on the fire truck when responding to a fire and if there is any liability to the County having an evacuation chair.

Commissioner Kavanaugh motioned Commissioner Marr seconded to approve the purchase of Evac Chair 500H for a total price of \$2,270.00 (\$2,195.00 plus \$75 shipping and handling) from Evac+Chair, Lake Success, New York to be paid out of Building and Grounds – Maintenance (001-060-57206). Motion approved unanimously.

Purcell later responded that local fire departments do not equip evacuation chairs on their trucks, but ambulances are equipped. Purcell reviewed that ambulance and fire staff are experienced using evacuation chairs.

The Commissioners met with Gary Bell, Road and Bridge Supervisor, who notified the Commission of his intended retirement effective April 30, 2023. Bell noted a problem with the sewer system at the Road and Bridge Department, 335 E. North Street, Warrensburg.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to appoint Troy A. Matthews to the Johnson County Economic Development Corporation Board of Directors. Motion approved unanimously. WHEREAS, The Johnson County Economic Development Corporation (JCEDC) established bylaws on December 23, 2011; and, WHEREAS, JCEDC shall be governed by a Board of Directors to be elected or appointed at the annual meeting in December in accordance with the Bylaws; and, WHEREAS, Members shall serve for a three (3) year term of office or until their successor has been named and assumes office. Members may be re-elected to consecutive terms on the Board of Directors; and, WHEREAS, The number of Directors of the Corporation shall be up to fifteen (15) with two (2) Directors to be appointed by each of the following two (2) governmental entities: Johnson County and the City of Warrensburg; and one (1) Director to be appointed from each of the following two (2) entities: University of Central Missouri and contributing Johnson County School Districts. One representative of Johnson County primary employers may be elected to serve as a member of the Board of Directors. Each active Johnson County Chamber of Commerce may designate one (1) representative to serve as an ex-officio member of the Board of Directors; and, WHEREAS, Any Director may resign by giving written notice to the Board of Directors, the President or the Secretary of the Corporation. Any Director may be removed by the affirmative vote of a majority of the Directors of the Corporation, and the unexpired term may be filled by the Board of Directors; and, WHEREAS, the Presiding Commissioner Densil Allen Jr. resigned from the Board of Directors effective December 31, 2022; and, WHEREAS, Troy A. Matthews, 573 NW OO Highway, Warrensburg, Johnson County, Missouri 64093, was elected Presiding Commissioner at the November 8, 2022 General Election and took office on the 1st day of January, in the year 2023; and, WHEREAS, Matthews stated he has met the qualifications for membership as identified in the Bylaws for Johnson County Economic Development Corporation Board of Directors; and, NOW THEREFORE, The Johnson County Commission appoints Troy A. Matthews, 573 NW OO Highway, Warrensburg, Johnson County, Missouri 64093 to fill the Johnson County, County Commission Representative vacancy. The appointment will be effective immediately this 12<sup>th</sup> day of January in the year 2023.

*RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT 5<sup>th</sup> Day's Proceedings, 12<sup>th</sup> Day of January 2023 is continued on page 12*

The Commissioners discussed tree trimming around the Courthouse and determined to talk with Stoyko’s Tree Service, Holden, Missouri to find out what was recommended and an estimated cost.

The Commissioners received an update from Mitch Marquess, Maintenance Supervisor, that the Justice Center alarm goes off every day at 6:30 a.m. and the company is coming January 18<sup>th</sup> to check the system. Marquess also noted challenges getting the backflow inspected due to American Water’s poor installation.

Commissioner Matthews received correspondence from Jodi Schneider, Warrensburg City Clerk, regarding the Warrensburg Tax Increment Financing (TIF) Commission. The TIF Commission is made up of eleven representatives from the city, school district, Johnson County and a district levying ad valorem taxes within the city. The TIF Commission duties include an exercise of powers of the city in relation to development and redevelopment plans and projects, except final approval of plans, projects and designation of redevelopment areas. Two (2) of the eleven (11) TIF members are to be appointed by Presiding Commissioner of Johnson County, upon approval of the County Commission with the current appointees with no required expiration: George Wilson (appointed in 2013) and Mark Reynolds (appointed in 2018). Commissioner Matthews responded that with Wilson and Reynolds willingness to continue serving, no changes are needed.

County Offices will be closed on Monday, January 16, 2023, in observance of Martin Luther King, Jr. Day. Adjournment was at 4:00 p.m. The next meeting will convene on January 17, 2023.

ATTEST: \_\_\_\_\_

Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_

Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**

**6<sup>th</sup> Day's Proceedings, 17<sup>th</sup> Day of January 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access is made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Law Enforcement Tax City Distribution for December 2022 was made by Auditor Chad Davis on January 13, 2023 as follows: Centerview: \$1,448.14; Chilhowee: \$1,912.76; Holden: \$14,593.91; Kingsville: \$1,494.47; Knob Noster: \$14,314.60; Leeton: \$3,599.17; Warrensburg: \$95,007.99. The total distribution was \$132,371.04. The county portion was \$161,786.82.

The Commissioners met with Enrico Villegas, Assistant City Manager for the City of Warrensburg and Johnson County Monthly Meeting.

- Ice Treatment: Villegas reported that Public Works is attempting to retro-fit a truck for liquid treatment of ice. Commissioner Marr stated the County tried to make their own brine but was only able to get to 23% instead of the required 27%.
- Capital Projects:
  - Cooper Blvd Extension: Villegas reported the design of the road is finalized.
  - Creach Drive Storm Water: Villegas stated property owners noticed the backyards were “caving in,” so the city is looking for solutions.
  - West Market from Chestnut and Maynard: Villegas reported the Community Development Block Grant (CDBG) has been submitted with hope to have response in April 2023 for the needed upgrades to the road surface, utilities and storm water.
- Community Center Pool: Villegas stated the indoor pool is now operational, after being unused from the HVAC ductwork falling from the ceiling in April 2022, there were multiple maintenance items that need to be addressed due to unuse.
- Lions Lake: Villegas noted discussions about stormwater and impacts at Lions Lake as Main Street and Southwest Drive flood at least three (3) or four (4) times a year due to inadequate stormwater management. Villegas noted Lions Lake also acts as an overflow for Pertle Springs, and now the lake needs to be dredged. Commissioner Marr recommended the City reach out to the University of Central Missouri to partner with cost of dredging the lake.
- Hawthorne Park: Villegas noted Hawthorne Park has been closed since June 2022 due to damage to the play surface under the monkey bars and in an effort to make project faster for completion, the City did all preparation work but still the installer is delayed. Villegas stated the surface needs to be installed by the Contractor so the warranty is applicable but has waited so long to install that now temperature is an issue. Commissioner Marr noted that Solid Waste has grant funds available for recycled products, in the event additional products are needed.
- Holden Street Streetlights: Villegas noted discussing options for the streetlights and now a consultant may be needed due to challenges with the “acorn-style” light. Villegas stated they are not able to just switch the lightbulb to a brighter LED bulb because the amount of light (foot candles). Villegas noted the uniform distribution of light is especially important in acorn style lights.
- Tax Questions: Placing two tax questions on the April ballot – the retail marijuana sales tax of 3% and a 1% sales tax with one-half going to public safety and one-half for general purposes, including additional staffing, increased pay/benefits for city staff and infrastructure/capital improvements.

**(CONTINUED FROM PAGE 12) RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**6<sup>th</sup> Day's Proceedings, 17<sup>th</sup> Day of January 2023**

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The Commissioners met with Gary Bell, Road and Bridge Supervisor, about hiring Leonard Salmons (former Pettis County Road Superintendent) at \$20.04.

The Commissioners met with Diane Thompson, County Clerk, discussion included a printer for the custodian supervisor.

The Commissioners met with Russell E. and Donald Atkinson who expressed concerns regarding probate issues for the estate of Bertha Blanche Don Carlos. The Commissioners reviewed these matters are to be dealt with through the court system and the County, or it's elected officials and employees, as having been addressed in a current lawsuit, cannot address any matters that could relate to the case.

The Commissioners met with Scott Peterson, City Manager, for the City of Knob Noster and Johnson County Monthly Meeting; discussion included:

- Recent development of the indoor gun range
- Road mill and overlay of Washington Avenue by the high school,
- Annexation of Knob Noster State Park mutual aid for law enforcement. Fire service, sewer hook up
- Road contract NE 991<sup>st</sup> Road, NE 130<sup>th</sup> Road and NE 981<sup>st</sup> Road
- Right of way challenges

Commissioner Marr received a phone call from Travis Morgan regarding unnecessary traffic using NE 950<sup>th</sup> Road after the NW 671<sup>st</sup> Road intersection and requested to put a gate across the roadway. Commissioner Marr reviewed a portion of that section of the road is a county maintained public road and the most easterly portion is a private road. Commissioner Marr reviewed the road closing procedure and recommended Morgan contact the County Clerk's office to request a road closing petition be prepared.

The Commissioners met with Cassidy Burwick, Emergency Management Agency Director, discussion included reviewing the prepared report and Trinity Cook, who will be interning with EMA and Warrensburg Fire Department. Burwick reported the January 2023 outdoor alert system test was completed with no issues. Burwick noted she is part of the planning committee for Volunteer Symposium in Columbia which will include a Community Emergency Response Team (CERT) CERT Rodeo. Burwick reviewed the upcoming CHEMPACK exercise: CHEMPACKs are containers of nerve agent antidotes placed in secure locations at local levels around the state to allow rapid response to a chemical incident. These medications treat the symptoms of nerve agent exposure and can be used even when the actual agent is unknown. Burwick reviewed the 2023 Household Hazardous Waste Collections:

- Saturday, April 15<sup>th</sup> 9 AM-1 PM
- Friday, May 12<sup>th</sup> 5-9 PM
- Saturday, June 17<sup>th</sup> 9 AM-1 PM
- Saturday, July 15<sup>th</sup> 9 AM-1 PM
- Saturday, August 19<sup>th</sup> 9 AM-1 PM
- Friday, September 15<sup>th</sup> 5-9 PM
- Saturday, October 7<sup>th</sup> 9 AM-1 PM

Commissioner Kavanaugh attended the Missouri Association of Counties Transportation Committee Meeting.

The Commissioners met with David Peerbolte for the 2022 Johnson County Trails Coalition Update. Peerbolte reviewed the 2022 goals:

1. Continue working with Johnson County Commission in an advisory capacity.
2. Work with the State and Knob Noster State Park in a support capacity with the extension of the Spirit Trail through the park and the connection to the City of Knob Noster.
3. Public Relations: Coordinate trail consciousness with State and local tourism, chambers, communities, Whiteman Air Force Base, and University of Central Missouri promoting the trail with the website and Facebook page.
4. Post on "Ride with GPS" when 251<sup>st</sup> Road surface is chip and sealed the Johnson County bicycle routes in the county, and the routes in the county, and the routes "to and from" the Amtrak station in Warrensburg to reach national and international visitors.
5. Participation with US Bicycle Route 51 connections in conjunction with the Transportation Advisory Council.
6. Promote and explore future trail projects in Johnson County, Missouri with the goal of connecting communities with safe alternative transportation within the county.
7. Explore funding options for financial needs outside of trail maintenance.

Discussion included patron's request for lighting on the Spirit Trail; Peerbolte stated the Coalition encourages no lighting of the County's portion of the Spirit Trail as the trail is only to be used dusk to dawn and the lighting of the trail would encourage use outside of that timeframe. Commissioner Marr noted receiving similar questions with the County's response as the same; the County will not light the trail.

The Commissioners reviewed and approved accounts payable in the amount of \$82,413.74.

The Commissioners reviewed the Cooperative Hard Surface Road Application from property owners on SE 900<sup>th</sup> Road in Section 5, Township 44 North, Range 25 West in Johnson County with the extended deadline of January 15, 2023 for application submittal. The County Clerk Office was tasked to check the signatures.

*RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT 6<sup>th</sup> Day's Proceedings, 17<sup>th</sup> Day of January 2023 is continued on page 14*

(CONTINUED FROM PAGE 13) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**6<sup>th</sup> Day's Proceedings, 17<sup>th</sup> Day of January 2023**

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The Commissioners met with Laura Smith, Collector, the following was reviewed:

- Villages at Whiteman Neighborhood Improvement District Payments collected in 2022 were \$43,009.80.
- Tax Distribution Summary with total distribution of \$6,785,890.20 for December 2022 was received and approved as submitted by Laura Neth Smith, Collector.
- School Tax Distribution Summary for December 2022 was received and approved as submitted by Laura Neth Smith, Collector.
- City Tax Distribution Summary for December 2022 was received and approved as submitted by Laura Neth Smith, Collector.
- Tax Increment Financing (TIF) Distribution 2022 was received from Laura Neth Smith, Collector.
- Calculation of Additional Reassessment 2022 (a portion of which goes to the Assessor's Fund) was received from Laura Neth Smith, Collector.

Adjournment was at 4:00 p.m. The next meeting will convene on January 19, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**7<sup>th</sup> Day's Proceedings, 19<sup>th</sup> Day of January 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access is made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners attended the Missouri Association of Counties - West Central Commission Meeting at the Bacon Room in Malcolm Center at Missouri Valley College in Marshall, Missouri.

**Auctioneer Licenses**

David McKellips d/b/a D & T Auction Service, 1864 SW 375<sup>th</sup> Road, Kingsville MO requested and was granted an auctioneer license for the period of one year starting January 18, 2023 and to expire January 17, 2024.

The Commissioners met with Tracy Brantner, Johnson County Economic Development Corporation Executive Director regarding the Request for Bids: Heating Ventilation and Air Conditioning. Brantner noted the update changes to draft; discussion tabled.

Johnson County received check #20022827 from Republic Services, Inc c/o Awin Management c/o Allied Waste Services in the amount of \$11,669.54 which represents the host fee for December 2022 (8,644.10 tons at \$1.35 rate) from the Show Me Regional Landfill.

*RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT 7<sup>th</sup> Day's Proceedings, 19<sup>th</sup> Day of January 2023 is continued on page 15*

The Commissioners discussed the immediate recommendations from the Courthouse Heating Ventilation Air Conditioning (HVAC) Mechanical Electrical Plumbing Assessment Design Narrative, as presented January 10, 2023:

- Emergency Exit Signs and Lighting: “No emergency exit signs or emergency lighting fixtures were observed in the building. Exit signs and emergency lighting are needed to direct occupants out of the building in an emergency. Battery powered exit signs and emergency light fixtures should be installed in the building as soon as possible.”
  - Commissioners discussed and determined to not install battery powered exit signs and emergency light fixtures; items will be added when the electrical work is done in the Courthouse for the HVAC project.
- Securing Meter Cabinet: “...The current transformers and the meter for the building are also mounted on the west side of the building. The day that we were on site the current transformer cabinet was found to be unlocked. The meter cabinet should be locked to reduce possibility of shock and potential vandalism. The interior of the current transformer cabinet is starting to deteriorate and should be considered for replacement.”
  - Commissioners discussed and will request Mitch Marquess, Maintenance Supervisor, to secure the meter cabinet.
- Sump Pump: “A plastic sump pump basin and sump pump are installed directly in front of an electrical panel which is a violation of code. The sump pump appears to pick up mostly equipment drains and is discharged to a roof drainage downspout boot at the northwest corner of the building. Since the sump pump is picking up equipment drainage the effluent is considered sanitary waste and this is also a violation of code. The sump is poorly installed and has no cover which is a safety hazard.”
  - Commissioners discussed the potential safety hazard; no decision was made to resolve the issue.

Adjournment was at 4:00 p.m. The next meeting will convene on January 23, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner



**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**

**8<sup>th</sup> Day's Proceedings, 23<sup>rd</sup> Day of January 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access is made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Mitch Marquess for the Maintenance Update; discussion included:

**Justice Center Sprinkler Inspection:** Marquess reported Cintas completed the inspection and one (1) sprinkler (in the basement supply room needs to be replaced. Marquess reported the replacement will take approximately four (4) hours because the water lines will have to be dumped before the new sprinkler can be repaired, then they will fill the system, check for leaks and restore the system to normal operations. Commissioner Marr noted receiving the proposal for the aforementioned work from Cintas for \$1,023.95. Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve Cintas to install the basement supply room fire sprinkler head and subsequent work for a total of \$1,023.95. Motion approved unanimously.

**Justice Center Fire Alarm Inspection:** Marquess reviewed Cintas completed the inspection and recommended the fire alarm system control box wires be relocated and powered through the wall behind the box instead through the side of the box. Commissioner Marr stated Marquess should call All Pro Electric or Shippy Electric to have the work completed. Marquess noted the inspection also revealed no keys are locatable for the emergency pull boxes; Marquess has requested three (3) keys be provided from Cintas. Marquess noted one smoke alarm needs to be replaced and to do so, he will take pictures of the unit to be replaced, locate and order it as well as additional units to be prepared for the next replacement. Marquess anticipated being able to replace the smoke alarm without Cintas. Marquess noted two (2) battery backups need to be replaced as well, so those will be ordered through the Auditor's Office.

**Justice Center State Boiler and Pressure Vessel Inspection:** Marquess stated that a representative from Ameritrust (County's property and liability insurance company) requested a time they could complete an inspection on the exterior of the boiler.

**Utility Terrain Vehicle:** Rick Swisher suggested the spreader be replaced with a larger size for the cost of \$1,300 which will require a tripod bar to support the additional equipment. Marquess noted the other option is to replace the motor on the existing spreader, which may or may not be adequate to spread the recommended ice melt. The Commissioners approved Marquess to get the upgraded spreader.

The Commissioners approved wage continuation for one (1) employee at the Sheriff's Office.

The Commissioners met with Corey Gates to discuss NW 1381<sup>st</sup> Road regarding a gated private road in Marcindel Estates subdivision of Section 3, Township 46 North, Range 28 West all in Johnson County, Missouri. Gates stated his desire to access his property from NW 400<sup>th</sup> Road and then south on NW 1381<sup>st</sup> Road but is unable to reach his property due to a locked gate. Commissioner Kavanaugh stated the road is public access but not a county-maintained road and therefore the County Commission does not have jurisdiction over the roadway maintenance or the gating of the roadway. Gates reviewed having discussed the gate with property owners Scott and Erin Radunsky and PRS LLC's, where the gate is located between properties, who had no issue with the gate being unlocked. Commissioner Matthews recommended Gates check for recorded documents regarding the limiting of access to the roadways before proceeding. Gates expressed concerned about having emergency services not able to access his property. Gates stated his intent to cut the existing lock and start extending the roadway to his property.

The Commissioners met with Tracy Brantner regarding the Request for Bids: Heating Ventilation and Air Conditioning documents. Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the Request for Bids: Heating Ventilation and Air Conditioning documents and proceed with advertising in the Sedalia Democrat and Warrensburg Star Journal. Motion approved unanimously.

The Commissioners hosted the Johnson County American Rescue Plan Act (ARPA) Public Session. Present: County Clerk Diane Thompson; Treasurer Heather Reynolds; Johnson County Economic Development Corporation Executive Director Tracy Brantner; Mayor Ray Briscoe and Cindy Freeman, City of Holden; Tony Lerda, O&M Enterprises; David Streeter and Angie Sanders, Public Water Supply District (PSWD) #3. Brantner shared the added ARPA flex spending options added to the original funding and reviewed the ongoing grant list. Brantner opened the floor to guests regarding water/wastewater projects, noting the County had allocated \$1.1 million in matching funds for Department of Natural Resources (DNR) grants and the desire to stay within that amount.

Streeter shared that PWSD #3 has three projects: wastewater improvements at a cost of \$5 million, drinking water pump station at a cost of \$2.6 million which includes a tower rehabilitation of \$700,000. PSWD#3 is faced with a tremendous amount of spending. Brantner noted the Environmental Protection Agency (EPA) received significant funding for the State Revolving Fund. Streeter reported that PSWD#3 has a \$5 million bond question on the April 2023 ballot. Streeter stated they will be required to charge a certain minimum household rate and developers pay 100% for main extension. Streeter and Sanders noted a Community Development Block Grant (CDBG) Program Grant may be suitable for Hickory Hills since there is an inflow and infiltration (I & I) failure in the system that should not be there. Streeter confirmed that PSWD#3 annexed portions of Henry and Pettis Counties into their district; the expansion was driven by development. Briscoe noted the two City of Holden DNR applications were not approved and Holden has three (3) projects, with wastewater (estimated cost of \$1.2 million) being the priority. Lerda noted Holden is under an abatement order due to stormwater overflowing the sewer system lagoons in 2015 and 2017.

Brantner stated the goal to finalize Johnson County's standalone water resource application quickly and the Commission's previously expressed desire to limit applicants to those previously applied and the total dollars allocated to those applicants would be \$1.1 million. Brantner announced the State Chamber of Commerce is rallying for the Trails Day at the Capitol on February 7, 2023.

**(CONTINUED FROM PAGE 16) RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**8<sup>th</sup> Day's Proceedings, 23<sup>rd</sup> Day of January 2023**

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Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve Stoyko Enterprises Inc. to clean raise and house clearance of five (5) pin oak trees surrounding the Courthouse and pole saw and clean southeast crabapple and redbud trees at a cost of \$2,600.00. Motion approved unanimously.

The Commissioners attended the Missouri Association of Counties, Legislative Update by Zoom Meeting.

The Commissioners met with Laura Smith, Collector, who reviewed the following prepared reports:

- State Forestry law a payment in the amount of \$2,527.50 which represents the annual payment due to Johnson County for state-owned lands enrolled in the Forest Crop Land Program; payment was received from ACH deposit to the Collector on December 19, 2022 and the Collector deposited to the Treasurer, by check number 9481, on January 20, 2023.
- Distribution of Associated Electric Cooperative Incorporated (AECI) Payment in lieu of tax for 2022 was received and approved as submitted by Laura Neth Smith, Collector.
- Missouri Department of Conservation payment in lieu of taxes for conservation land.

The Commissioners individually reviewed and approved previous minutes.

The Commissioners received monthly fees collected report from Prosecuting Attorney, Robert Russell for December 2022 totaling \$2,270.00 which was deposited with the Treasurer. The Commissioners received monthly fees collected report from Prosecuting Attorney, Robert Russell for 2022 totaling \$37,571.40 which was deposited with the Treasurer.

The Commissioners met with Ky Nichols, Spectrum Senior Director of Construction; Bob McGlaufflin, Sunrise Telecommunications Operations Manager; for a right of way (ROW) discussion; also present Heather Reynolds, Treasurer; Gary Bell, Road and Bridge Supervisor; Jimmy Tye, Road and Bridge Assistant Supervisor; Jennifer Powers, County Clerk Chief Deputy. Reynolds reported the old pedestal is wide open at 774 NE 631<sup>st</sup> Road and requested to know when they will have service. Commissioner Kavanaugh noted various reports of strips of wire (trash) left out, which would ruin a brush hog. McGlaufflin noted a quality control crew will be rotating through completed projects in Johnson County. McGlaufflin stated he will send a list of roads completed with clean up to Bell and Powers. Bell expressed concerns about the road crossings and ditches not following the requirements and only placing fiber six (6) or seven (7) inches. Nichols stated the directive from his supervisors is to move faster with 206 miles and 18,026 residents reached and 428 miles anticipated to be completed in 2023. Bell noted that having to go back and redo incorrect work is not moving faster. Bell noted when crews start mowing or cleaning ditches it is likely more problems with installation will be found. Nichols stated "if it does not meet the specifications, we (Spectrum) will pay for it." Bell stated ROW crews have removed stop signs in preparation of boring lines but they are not putting the stop signs back or notifying the Road and Bridge that they need to reinstall the sign(s); that is unacceptable and needs to be rectified immediately for the safety of drivers. Reynolds stated crews need to stay on the right of way only and out of property owner's fields. Commissioner Marr stated the internet availability immediately southwest of Warrensburg is very poor and recommended it be considered for installation. Commissioner Kavanaugh noted the Harley rake has still not been returned by Sunrise's subcontractor to BQuip Rentals, nor has rent been paid. McGlaufflin stated Sunrise has taken partial payments out of Dynamics check to pay BQuip directly the outstanding \$10,900. Sunrise will cut BQuip the check Friday, January 25, 2023 if the Harley rake is not returned today. McGlaufflin stated his appreciation for the meeting and asked about the frequency for ongoing communication. Commissioner Kavanaugh stated a meeting could be scheduled with Powers any time.

Adjournment was at 4:00 p.m. The next meeting will convene on January 24, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

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**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**

**9<sup>th</sup> Day's Proceedings, 24<sup>th</sup> Day of January 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Kavanaugh motioned and Commissioner Marr seconded to appoint Troy A. Matthews to the Pioneer Trails Regional Planning Commission (PTRPC) Board of Directors. Motion approved unanimously.

The Commissioners met with Bryan Jacobs and Bobbie Yeo for the Warrensburg Animal Rescue (WAR) Monthly Update. Also present: Jennifer Powers, Chief Deputy County Clerk and Max Ridenhour. Jacobs apologized for missing the December 27, 2022 meeting, noting his confusion regarding from the November meeting being rescheduled to December 5<sup>th</sup>. Jacobs noted the WAR Board has nine (9) members with recent additions of Liz Houtsma, Treasurer; John Edmiston; Annie McCoy. Yeo noted the Board signed the accountant contract with Teresa Colster CPA but an outside auditor has not been contracted for the annual audit.

Animals: Yeo reviewed the prepared report with animal intake and outcome numbers for the month of December and for January through December 2022. Yeo noted the length of stays have been reduced, in part due to weekly “Length of Stay” meetings to frequently evaluate the success of the animals finding homes. Yeo reviewed recent incidents with an owner surrender dog “Hank,” Hank bit one staff member with a level 1 bite (no skin broken) but because the veterinarian was not going to be present, Hank could not be euthanized that day; the next day staff took the dog out to relieve itself and Hank bit the staff member at a level 4 (skin broken and shaking). That staff member was sent to receive emergency care at the hospital. In response, Yeo created a guide for accepting owner surrenders which may reduce vicious animals to be surrendered at the shelter solely for the purpose of euthanasia. Yeo noted there are goals, when the facility is fully staffed and trained, to provide more training opportunities but due to the lack of staff, the focus is keeping the animals welfare maintained.

Facility: Yeo noted the facility is getting some needed maintenance including drain cleaning and the cat holding area/ surgical suite being cleared for deep cleaning and renovation.

- Drain Cleaning (to meet Animal Care Facilities Act Requirements): Richter Excavating was contacted to assist with needed unclogging of several drains, which may not have been done for six (6) years. One kennel drain will have to be jackhammered out and until that can be completed, the kennel is out of service.
- Cat Holding Area: Yeo reviewed the cat enclosures are too small (according to the Association of Shelter Veterinarians) but can be modified connecting two enclosures: one side for food water and bedding, the other side for the litter box. Yeo stated a Shor-line representative will prepare estimates (likely around \$1,700 for hardware and installation) to retrofit the enclosures for the Board’s consideration.
- Surgical Area: Yeo noted the challenges of delayed spaying or neutering with over 60 puppies being cared for through the foster program and at the shelter. Yeo stated the shelter veterinarian is comfortable with the surgery for a two (2) month old but due to the lack of adequate surgical, there is she cannot perform the surgeries onsite until the upgrades are made. Yeo stated local veterinarians do not want to do spays prior to 12 weeks but Wayside Waifs will spay and neuters at two months so they are considering a transport to the city. Yeo further explained the Board approved the surgical equipment purchases (light, sterilization equipment, surgical instruments, and surgery table).

Staffing: Yeo noted rebuilding a relationship with Wayside Waifs and a new program available for individual staff to receive animal behavior training through an existing program at Wayside Waifs. Yeo noted challenges due to limited staff, hiring freeze, and the recent staff out of commission due to an animal bite. Yeo also noted that a local resident is going through Certification Council for Professional Dog Trainers dog training and as part of her requirements, she will be volunteering at the shelter to work with dogs. Yeo noted the significant investment (mentally and financially) she will be making to complete the training and her hopes that she will provide a positive service to Johnson County residents.

Commissioner Kavanaugh asked if WAR is using donations to pay for spay and neuters (especially for repeat puppy surrenders), as a community outreach program. Jacobs stated WAR is not using donations to pay for spay and neuters at this time.

Jacobs presented correspondence from “Erin Morse” on social media regarding the animal cruelty case in Johnson County; the Commissioners stated that was not a topic for this meeting.

The transfer of funds for payroll of County Officials and employees for the period January 7, 2023 through January 20, 2023 was approved from County funds in the following amounts: County Revenue: \$65,667.11; Road and Bridge Department: \$42,592.80; Assessment: \$16,796.44; Bridge Construction: \$25,284.96; Juvenile Officers: \$5,070.97; Prosecuting Attorney: \$27,644.91; MoSMART Sal Supplement: \$369.20; Recovery Court – SAMHSA Grant: \$0.00; Commission Administrative: \$0.00; Sheriff: \$73,501.52; Jail: \$81,673.32; P.A. Child Support IV D: \$2,271.88; P.A. VOCA Grant: \$1,846.25; Grand Total: \$342,719.26.

*RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT 9<sup>th</sup> Day's Proceedings, 24<sup>th</sup> Day of January 2023 is continued on page 19*

*(CONTINUED FROM PAGE 18)* **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**9<sup>th</sup> Day's Proceedings, 24<sup>th</sup> Day of January 2023**

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The Commissioners reviewed the Cooperative Hard Surface Road Application for SE 900<sup>th</sup> Road and the notes from the County Clerk Office's signature review: the application was signed by two individuals from a single property, but the application requires two of the three property owners surrounding the project to sign the application which makes the signatures incomplete. The Commissioners discussed that William Payne intends to pay the full amount for the property owner's portion.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to waive the property owner signature requirement for this application and approve the SE 900<sup>th</sup> Road Cooperative Hard Surface Road Application for 2023 pending full payment of the property owner's portion. Motion approved unanimously.

The Commissioners met with Mitch Marquess, Maintenance Supervisor, who reported that Stoyko completed tree trimming around the Courthouse as requested. Marquess noted the pin oak trees have limited years left on their life and should be planned for removal within the next few years to prevent unnecessary damage.

Commissioner Kavanaugh attended the University of Missouri Extension Council at 135 W. Market, Warrensburg.

Adjournment was at 4:00 p.m. The next meeting will convene on January 26, 2023.

ATTEST: \_\_\_\_\_

Diane Thompson, County Clerk	Troy A. Matthews, Presiding Commissioner
	_____
	John L. Marr, Eastern Commissioner
	_____
	Charles Kavanaugh, Western Commissioner

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**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**

**10<sup>th</sup> Day's Proceedings, 26<sup>th</sup> Day of January 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; and Diane Thompson, County Clerk. Not Present: Charles Kavanaugh, Western Commissioner. Additional public access is made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Matthews and Commissioner Marr reviewed and approved accounts payable in the amount of \$1,340,727.63.

Commissioner Matthews and Commissioner Marr met with Gary Bell, Road and Bridge Supervisor, discussion included the received weight limit signs for Ordinance 23-01 as passed January 3, 2023; Bell will install the signs next week on the following roads:

- NW 1000<sup>th</sup> Road from Z Highway west to where it meets the Lafayette County and Johnson County line
- NW 1801<sup>st</sup> Road from NW 1000<sup>th</sup> Road to where NW 1801<sup>st</sup> Road intersects with US Highway 50
- NW 800<sup>th</sup> Road from 1801<sup>st</sup> Road to where NW 800<sup>th</sup> Road intersects with Z Highway
- NW 800<sup>th</sup> Road from NW 1801<sup>st</sup> Road west to where it meets the Jackson County and Johnson County line

Commissioner Matthews and Commissioner Marr reviewed reports from Gary Bell, Road and Bridge Supervisor, that the following Panhandle Eastern Pipeline Company Right of Way Permits with a start date of August 22, 2022 and completion date of October 22, 2022 are completed according to county specifications and recommended the surety bond be released:

- 2022-054 | NE 175<sup>th</sup> Road: 440 feet North of Warrensburg Senior Housing Development; open cut NE 175<sup>th</sup> Road to lay new pipeline (Pavement has been repaired and in good conditions)
- 2022-055 | NE 51<sup>st</sup> Road: 500 feet North of intersection with NE 175<sup>th</sup> Road, tie into existing pipeline in road right of way – excavation will not enter road surface (no damage to road after work completed)

Having considered Bell’s recommendation, Commissioner Matthews and Commissioner Marr approved the aforementioned Right of Way Applications and Permits to be complete and authorized the County Clerk to release the bond if no longer required for other applications.

Commissioner Matthews and Commissioner Marr reviewed right of way application 2023-023 from Fastwyre Broadband for SW 95<sup>th</sup> Road to bore 3,762 feet starting at SW 101 Road proceeding 3,762' to cul-de-sac and upon inspection of the description, the road SW 95<sup>th</sup> Road is not a county-maintained road so the Commissioners denied the aforementioned project.

Commissioner Matthews and Commissioner Marr reviewed and approved the following Right of Ways for Fastwyre Broadband with Open Country LLC contracting and work to begin Nov. 17 and end December 31, 2022 with work to include boring underground fiber optic cable for high-speed internet services:

- 2023-022 | SW 101<sup>st</sup> Road, bore 2,531 feet, from SW 50<sup>th</sup> Road proceeding 2531 feet to SW 95<sup>th</sup> Road

Commissioner Matthews and Commissioner Marr met with Diane Thompson, County Clerk and Lisa Treece, Human Resources Director to discuss the processing of short-term disability claims. Commissioner Marr reviewed receiving a complaint from an employee regarding the delay of a short-term disability claim. Treece reviewed that a claim is submitted after the employee misses work, in the specific instance, the timing of the missed work and large quantity of work required for end of quarter and end of year reports delayed Treece’s reporting. Treece reviewed Aflac further delayed the check due to the doctor’s note not being specific. Commissioner Marr noted his appreciation for the meeting and again clarified that his intent was to understand both sides of the story, not to cast blame.

Commissioner Matthews and Commissioner Marr signed the Updated No Planning and Zoning Letter.

Troy A. Matthews attended the Johnson County Economic Development Corporation orientation in the third-floor conference room.

Commissioner Marr motioned and Commissioner Matthews seconded to approve Johnson County’s participation in 2023 Green Sales Tax Holiday. Motion carried.

ORDER: 20230126 - 01

WHEREAS, 144.526 RSMo created a Show Me Green Sales Tax Holiday, which exempts state sales tax on retail sales of any energy star certified new appliance up to one thousand five hundred dollars per appliance; and, WHEREAS, pursuant to 114.526.3 RSMo the sales tax holiday will begin at 12:01 a.m. on April 19, 2023 and end at midnight on April 25, 2023; and, WHEREAS, a political subdivision may allow the sales tax holiday under 144.526.4 RSMo to apply to its local sales tax by enacting an ordinance to that affect; and, NOW, THEREFORE, the Johnson County Commission hereby authorizes the participation of the Show Me Green Sales Tax Holiday and exempts the 3.3750% county sales tax on qualifying purchases during the authorized time period.

Commissioner Matthews attended the Johnson County Economic Development Corporation – Board of Directors Meeting in the Third Floor Conference Room.

Adjournment was at 4:00 p.m. The next meeting will convene on January 30, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
**ABSENT**  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**11<sup>th</sup> Day's Proceedings, 30<sup>th</sup> Day of January 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access is made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Mitch Marquess, Maintenance Supervisor, who reported the Justice Center has two heating ventilation air conditioners (HVAC) out of service in the Prosecuting Attorney's office, Marquess will flush the system to see if that corrects the issue and APEX has been contacted. Marquess noted the Justice Center revolving door was not locking properly and the bearings may have shifted; dormakaba has been contacted but until repaired, the revolving door will remain locked. Marquess requested Mary Lutjen be instructed not to participate in maintenance's removal of snow or ice and focus on the interior of buildings during inclement winter weather. Marquess noted the Maintenance Department has sufficient equipment and staffing to maintain the sidewalks. Marquess also noted additional safety concern of Lutjen having had two hip replacements traveling on slick surfaces.

The Commissioners reviewed correspondence from the State Tax Commission of Missouri, that pursuant to Section 137.073.4(1), RSMo, the certified increase in the Certified Price Index for All Urban Consumers for the United States, as determined by the U. S. Department of Labor, on the latest twelve-month basis available February 1, 2023, is 6.5% for the December 2021 to December 2022 period.

The Commissioners met with Cassidy Burwick for the Emergency Management Agency Update. Burwick reviewed the prepared report including the upcoming events including the rodeo in Columbia, Integrated Public Alert & Warning System (IPAWS) renewal, and Community Organization Active in Disaster (COAD).

The Commissioners met with Mary Lutjen for the Custodial Update. Lutjen asked questions regarding her position and the Commissioners directed the following:

- Work Schedule: Lutjen is allowed to work overtime hours if necessary (emergencies or training). In the event of a mess after Lutjen's scheduled work day, Lutjen may return to work to clean up the incident unless the event could be handled by maintenance or it could be dealt with by staff coming in later. Lutjen should sign her own timecard as the supervisor. Lutjen should report to all three (3) Commissioners if she will be absent and contact her employees to make sure all vital duties are completed.
- Work Policies: Lutjen requested an employee handbook from Human Resources but was told it would not be ready until April 2023. Commissioner Marr gave Lutjen a 2017 employee handbook which addresses employees days off, bereavement, disciplinary actions.
- Supplies and Equipment: Lutjen was directed to order supplies as needed, in the event of unexpected or high-cost expenses, those items should be addressed with the Commission to be requested prior to purchasing. Lutjen requested to change some of the cleaning products; Commissioner Kavanaugh noted that all Safety Data Sheets (SDSs) (formerly MSDSs or Material Safety Data Sheets) should be printed and placed in the book located on the first floor. Lutjen noted receiving a printer but it has not been used at this time. Lutjen reported circulating her contact information to all offices. Lutjen requested a key to the Commission's office and master keys for the Justice Center and Courthouse for evening staff so that they could help each other if there was need; the Commissioner stated copies can be made or requested from Marquess.
- Employees: Lutjen reviewed that she will be retraining an employee and noted the updating the list of duties.

Commissioner Kavanaugh contacted Tony Lerda, O and M Plumbing, regarding the Sheriff's Detention wastewater system, which upon inspection of the exterior drainage system, located a grate which is lower than the surrounding soil and may be contributing to the excess wastewater issues.

The Commissioners individually reviewed and approved previous minutes.

Adjournment was at 4:00 p.m. The next meeting will convene on January 31, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT  
12<sup>th</sup> Day's Proceedings, 31<sup>st</sup> Day of January 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access is made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Kavanaugh requested, per the January 19, 2023 discussion, Mitch Marquess, Maintenance Supervisor, secure the electric cabinets on the exterior of the Courthouse with locking devices.

The Commissioners reviewed and approved the following Right of Way for Brightspeed with Killion Communications Consultants contracting and work to begin February 2, 2023 and end March 31, 2023 with work to include boring underground fiber optic cable for high-speed internet services:

- 2023-024 | NE 201<sup>st</sup> Road, starting approximately 150 feet North of the NE 201<sup>st</sup> Road and Highway 50 intersection, Brightspeed will plow approximately 1,000 feet North to where Park Avenue will intersect NE 2021<sup>st</sup> Road in the future.

The Commissioners received correspondence from Tonya Seal, Sunrise Telecom, Inc. Area Production Coordinator that the following permits are cleared and ready for Road and Bridge’s inspection:

- 2022-017 | S31/6 T47 R25 Plow / Bore 6101 Feet NE 151. Nearest intersecting road Hwy V
- 2022-154 | plow / bore 811' NW 1051st Rd. intersecting street: NW 365th Rd.
- 2022-155 | plow / bore 4368' NW 1071st Rd. intersecting street: NW 425th Rd.
- 2022-156 | plow / bore 3340' NW 1101st Rd. intersecting street: NW 425th Rd.
- 2022-157 | plow / bore 3683' NW 425th Rd. intersecting street: NW 1101st Rd.
- 2022-158 | plow / bore 1270' NW 1201st Rd. intersecting street: NW 400th Rd.
- 2022-159 | plow / bore 4049' NW 400th Rd. intersecting street: NW 1221st Rd.
- 2022-161 | plow / bore 1635' NW 475th Rd. intersecting street: NW 1121st Rd.
- 2022-164 | plow / bore 982' NW 500th Rd. intersecting street: US Hwy 50
- 2022-166 | plow / bore 182' NW 611th Rd. intersecting street: NW 105th Rd.
- 2022-167 | plow / bore 837' NW 601st Rd. intersecting street: NW 105th Rd.
- 2022-168 | plow / bore 6910' NW 501st Rd. intersecting street: NW 105th Rd.
- 2022-170 | plow / bore 4105' NW 601st Rd. intersecting street: NW 200th Rd.

Commissioner Matthews and Commissioner Marr met with Mary Winters, who filed a claim against the County due to vehicle damage from utilizing the south parking lot at the Johnson County South Annex. Winters stated her opposition to the Intact Insurance correspondence form Lydia Carver dated January 20, 2023 stating: “Atlantic Specialty Company provides the General Liability insurance coverage for the Johnson County, Missouri. In that capacity, this is in response to your claim for vehicle damages. Our investigation of this failed to reveal any negligence on behalf of our insured for this incident and resulting damages. The County hired a third party to clean the parking lot and a claim will need to be submitted to the third party for review. Therefore, we must respectfully deny your claim. While we are sympathetic, the Johnson County can only respond to claims in which they are legally liable. If you have additional evidence of negligence to support your allegations against the Johnson County, please provide it to me for further consideration.”

Adjournment was at 4:00 p.m. The next meeting will convene on February 2, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner



**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**13<sup>th</sup> Day's Proceedings, 2<sup>nd</sup> Day of February 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Jennifer Powers, County Clerk Chief Deputy. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The monthly report of monies received in January 2023 by Diane Thompson, County Clerk was approved. Deposited with the Treasurer was \$11,945.54.

Fees received in January 2023 from Stormy Taylor, Recorder of Deeds were approved. Fees deposited with the Treasurer were \$24,275.00.

The Commissioners reviewed and approved accounts payable in the amount of \$284,191.48.

The Commissioners reviewed and approved wage continuation for one employee of the County Clerk Office.

The Commissioners met with Kim Hall, Emma Boyle, and Allison Bolt for University of Missouri Extension Monthly Update. Hall presented the January 2023 Program Summary and the 2022 Annual Report. Hall reviewed open positions: workforce development and agriculture engineering specialists (posted), and nutrition program associate (not posted yet but will be hiring). Hall noted this time of the year staff are closing up the fiscal year and preparing end of year reports. Hall invited the Commissioners to attend the next Extension Council Meeting where awards will be presented on February 28, 2023 at 6 p.m. at Knob Noster Veterans of Foreign Wars (VFW). Hall reviewed the shooting sports are still occurring (although they are always looking for instructors. Hall noted working with the archery range in Leeton and shooting ranges at the Sheriff's Detention Center and University of Central Missouri Farm.

At 10:31 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Revised Missouri Statutes 610.021 (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record; Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried. Other individuals in the closed session: Heather Reynolds, Treasurer; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. Travis Elliott, Ellis, Ellis, Hammons & Johnson, P.C. (County Legal Counsel) joined the meeting at 10:37 a.m. Heather Reynolds left the meeting at 11:03 a.m. Tracy Brantner, left the meeting at 12:05 p.m. Diane Thompson, County Clerk attended the meeting from 11:58 a.m. until 12:36 p.m. At 1:16 P.M. in the Commissioners' Chambers, located on the 2nd Floor of the Johnson County Courthouse, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners received correspondence from Robert McLaughlin, Sunrise Telecommunications Director of Operations, regarding the locations for right of way crews installing fiber for Spectrum Mid-America (Charter), the correspondence was also sent to the Road and Bridge Department for confirmation of compliance from the January 23, 2023 meeting.

The Commissioners received the January 2023 Summary Settlement from Treasurer Heather Reynolds.

Adjournment was at 4:00 p.m. The next meeting will convene on February 6, 2023.

ATTEST: \_\_\_\_\_  
Jennifer L. Powers, Chief Deputy County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**14<sup>th</sup> Day's Proceedings, 6<sup>th</sup> Day of February 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Not Present: Troy Matthews, Presiding Commissioner. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

In the absence of Presiding Commissioner Troy A. Matthews, County Clerk Diane Thompson hereby appoints Western Commissioner Charles Kavanaugh as acting Presiding Commissioner pursuant to Missouri Revised Statutes 49.070 "...when the presiding commissioner is absent and the other two commissioners are present the commission clerk shall designate one of the commissioners present as presiding commissioner during the absence of the regular presiding commissioner, and he shall, during the absence of the regular presiding commissioner, have all of the powers of the regular presiding commissioner."

Commissioner Marr and Commissioner Kavanaugh reviewed reports from Gary Bell, Road and Bridge Supervisor, that the following Missouri Network Alliance (doing business as Bluebird Network) Right of Way Permit with a start date of July 12, 2021 and completion date of July 30, 2021 are completed according to county specifications and recommended the surety bond be released:

- 2021-002 | NW 375<sup>th</sup> Road, just south of NW 425<sup>th</sup> Road; place approximately 1,500 feet of 1.25 inch High-density polyethylene (HDPE) conduit and 24 fiber cable on the north side of NW 375<sup>th</sup> road, starting at NW 425<sup>th</sup> Road and heading southeast

Having considered Bell's recommendation, Commissioner Kavanaugh and Commissioner Marr approved the aforementioned Right of Way Application and Permit to be complete and authorized the County Clerk to release the bond if no longer required for other applications.

Commissioner Marr and Commissioner Kavanaugh met with Mitch Marquess for the Maintenance Update. Discussion included:

- Courthouse Sump Pump – Marquess replumbed the pump because it was leaking. Commissioner Marr suggested expanded metal in lieu of a plastic one. Commissioner Kavanaugh expressed concerns about the closeness of open water to the main electrical panel, as discussed January 19, 2023. Marquess expressed concerns about the boiling water that comes out of the boiler, Marquess will investigate options for a cover.
- Courthouse Exterior Meter Cabinet and Electrical Boxes – Marquess stated the cabinet and boxes have been secured, and the Commissioners have been provided with keys for the electrical boxes.
- Building Assessment and On-Call Engineer – Marquess reviewed what he hoped the process would look like.
- Utility Task Vehicle (UTV) Spreader – Marquess reviewed discussions with Rick Swisher on getting the larger sized box and a \$600 credit for the smaller one with the motor that did not work; Swisher's has ordered the part.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to appoint Stephanie Truex as the 2023 County Health Officer, pursuant to Missouri Revised Statutes 205.100. Motion approved.

WHEREAS, the County Commission shall annually at their February meeting, appoint the director of the public health center as County Health Officer; and, WHEREAS, the Johnson County Community Health Services Board appointed Ms. Stephanie Truex as Administrator of Johnson County Community Health Services; and, NOW, THEREFORE, the Johnson County Commission hereby appoints Ms. Stephanie Truex as the Johnson County Health Officer as per Chapter 205.100 RSMo; and FURTHERMORE, as the Johnson County Health Officer, Ms. Truex shall exercise all of the rights and perform all of the duties pertaining to that office as set forward under the health laws of the state and rules and regulations of the Department of Health and Senior Services. The appointment shall be effective immediately.

Tax Distribution Summary with total distribution of \$1,141.307.00 for January 2023 was received and approved as submitted by Laura Neth Smith, Collector.

Commissioner Marr and Commissioner Kavanaugh met with Jill Purvis for the Warrensburg Main Street (WMS) Update. Discussion included:

- T-Mobile Hometown Grant – Purvis noted WMS applied for the grant to add things to the Farmer's Market such as a small outbuilding and additional picnic tables. Purvis stated if the grant was awarded, they would request use of county property for those items.
- Fencing Storage – Purvis requested the County storage space the white plastic fencing used during Burg Fest; no decision was made.
- American Rescue Plan Act (ARPA) Entertainment Industry Grant – Purvis stated they would review qualifications when the grant applications to see if it would benefit any downtown businesses.
- Farmer's Market – Purvis stated WMS is taking applications for the upcoming season.
- Upcoming Events: Prom Parade (April 15<sup>th</sup>), Wine Walk (April 22<sup>nd</sup>), Piccadilly (March 24<sup>th</sup>), Burg Fest (Oct 6-7<sup>th</sup>).
- Burg Fest – Purvis stated 2023 is the 10<sup>th</sup> anniversary and the Committee is looking to refresh the layout.
- Warrensburg Downtown Marijuana Dispensary – Purvis stated the City of Warrensburg ordinances prevent a dispensary from being located within 100 feet of any church, school, daycare or bar and it is unlikely there is a location for one that would meet the setback criteria.

Commissioner Marr and Commissioner Kavanaugh met with Mitch Marquess, Maintenance Supervisor, met with the Commissioners to revisit the cover for the sump pump. Marquess recommended a galvanized bucket turned upside down vs the plastic cover that would have to have cutouts for the lines that run into the sump. Commissioner Kavanaugh and Commissioner Marr recommended Marquess check with plumbing suppliers in town to see if they had additional options. Commissioner Marr noted that he did not want to create a trip hazard. Marquess also noted that Swisher has the spreader in and will coordinate with Marquess on when to bring the UTV out to exchange it with the old one.

(CONTINUED FROM PAGE 24) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**14<sup>th</sup> Day's Proceedings, 6<sup>th</sup> Day of February 2023**

Commissioner Kavanaugh and Commissioner Marr reviewed and approved the following Right of Ways for Spectrum Mid-America, LLC with Sunrise Telecom contracting and work to begin January 30, 2023 and end April 30, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services:

- 2023-003 | SW 700<sup>th</sup> Road; Plow/Bore 4489 feet, nearest intersecting road Missouri Hwy O
- 2023-004 | SW 725<sup>th</sup> Road; Plow/Bore 1382 feet, nearest intersecting road: Missouri Hwy O
- 2023-005 | SW 600<sup>th</sup> Road; Plow/Bore 3065 feet, nearest intersecting road: Missouri Hwy O
- 2023-006 | SW 500<sup>th</sup> Road; Plow/Bore 283 feet, nearest intersecting road: Missouri Hwy O
- 2023-007 | SW 831<sup>st</sup> Road; Plow/Bore 3819 feet, nearest intersecting road: SW 500th Road
- 2023-008 | SW 500<sup>th</sup> Road, Plow/Bore 2694 feet, nearest intersecting road: SW 801st Road
- 2023-009 | SW 801<sup>st</sup> Road, Plow/Bore 2047 feet, nearest intersecting road: SW 500th Road
- 2023-010 | SW 801<sup>st</sup> Road, Plow/Bore 5056 feet, nearest intersecting road: SW 575th road
- 2023-011 | SW 575<sup>th</sup> Road, Plow/Bore 4208 feet, nearest intersecting road: SW 701st Road
- 2023-012 | SW 701<sup>st</sup> Road, Plow/Bore 7608 feet, nearest intersecting road: SW 500th road
- 2023-013 | SW 500<sup>th</sup> Road, Plow/Bore 2294 feet, nearest intersecting road: SW 701st Road
- 2023-014 | SW 701<sup>st</sup> Road, Plow/Bore 7093 feet, nearest intersecting road: SW 700th road
- 2023-015 | SW 701<sup>st</sup> Road, Plow/Bore 2495 feet, nearest intersecting Road: SW 700th Road
- 2023-016 | SW 700<sup>th</sup> Road, Plow/Bore 12427 feet, nearest intersecting Road: SW 701st Road
- 2023-017 | SW 601<sup>st</sup> Road, Plow/Bore 2539 feet, nearest intersecting road: SW 700th Road
- 2023-018 | SW 601<sup>st</sup> Road, Plow/Bore 4749 feet, nearest intersecting road: SW 700th Road
- 2023-019 | SW 601<sup>st</sup> Road, Plow/Bore 9456 feet, nearest intersecting road: Address 454 SW 601<sup>st</sup> Rd
- 2023-020 | SW 831<sup>st</sup> Road, Plow/Bore 3115 feet, nearest intersecting road: SW 700th Road
- 2023-021 | SW 725<sup>th</sup> Road, Plow/Bore 3030 feet, nearest intersecting road: SW 831st Road

The Commissioners received correspondence from Gary Bell, Road and Bridge Supervisor, regarding Spectrum Mid-America right of ways that were determined as complete on January 31, 2023 by Spectrum but when checked the following additional repairs are needed:

- 2022-017 | NE 151<sup>st</sup> Road – South of V Highway: Clean up dirt left in road, move box out of ditch. Crew and company were told to move box when cable was moved. Ditch needs to have dirt removed and cleaned out to first curve. Pick up rock on East side of road that came from the West side of road, south of address 398 SE 151<sup>st</sup> Road.
- 2022-154 | NW 1051<sup>st</sup> Road – South of NW 365<sup>th</sup>: Rocks need to be picked up and removed, and level out the ground in work area.
- 2022-155 | NW 1071<sup>st</sup> Road – NW 425<sup>th</sup> Road: Plow rip need to be fixed. Road cross pipe needs to be repaired, should have been repaired before crew left area. Crew plowed cable into edge of road when there was room on the road bank.
- 2022-156 | NW 1101<sup>st</sup> Road – NW 425<sup>th</sup> Road: Plow rips need to be leveled out and cleaned up in work area.
- 2022-157 | NW 425<sup>th</sup> Road – NW 1101<sup>st</sup> Road: Plow rips need to be leveled out and cleaned up in work area.
- 2022-158 | NW 1201<sup>st</sup> Road – NW 400<sup>th</sup> Road: Plow rips need to be leveled out and cleaned up in work area.
- 2022-159 | NW 400<sup>th</sup> – NW 1221<sup>st</sup> Road: Plow rips need to be leveled out, rocks need to be picked up and work area cleaned up.
- 2022-164 | NW 500<sup>th</sup> – US 50 Highway: Plow rips need to be leveled out, rocks picked up and work area cleaned up so property owners can mow.
- 2022-166 | NW 611<sup>th</sup> – NW 105<sup>th</sup> Road: Brown sign road, this road is not County maintained.
- 2022-167 | NW 501<sup>st</sup> – NW 105<sup>th</sup> Road: Plow rips need to be leveled out, rocks picked up and work area cleaned up.
- 2022-168 | NW 501<sup>st</sup> – NW 105<sup>th</sup> Road: Plow rips need to be leveled out, dirt and rock removed from ditch and cleaned up.
- 2022-170 | NW 601<sup>st</sup> Road – NW 200<sup>th</sup> Road: Plow rips need to be leveled out, and work area cleaned up.
- 2022-267 | NW 1000<sup>th</sup> Road – NW 131<sup>st</sup> Road: Work is still being done in this area.

Commissioner Marr motioned to authorize Commissioner Kavanaugh as Acting Presiding Commissioner for the purpose of signing a settlement agreement with DB Protective, LLC in the amount of \$4,883.90 for protective gear for use by the Sheriff Department. Commissioner Kavanaugh seconded the motion. DB Protective, LLC is dissolving their company. Previous payments sent to them had not been cashed and were being held in Unclaimed Property by the Johnson County Treasurer. Prosecuting Attorney Rob Russell and Sheriff Scott Munsterman were also present for the meeting. Russell will return the executed agreement and payment to the attorney handling the dissolution.

Adjournment was at 4:00 p.m. The next meeting will convene on February 7, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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ABSENT  
Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

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**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**

**15<sup>th</sup> Day's Proceedings, 7<sup>th</sup> Day of February 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Not Present: Troy Matthews, Presiding Commissioner. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

In the absence of Presiding Commissioner Troy A. Matthews, County Clerk Diane Thompson appointed Western Commissioner Charles Kavanaugh as acting Presiding Commissioner on February 6, 2023.

The transfer of funds for payroll of County Officials and employees for the period January 21, 2023 through February 3, 2023 was approved from County funds in the following amounts: County Revenue: \$66,666.92; Road and Bridge Department: \$44,888.07; Assessment: \$16,596.03; Bridge Construction: \$25,029.84; Juvenile Officers: \$5,091.38; Prosecuting Attorney: \$28,108.78; MoSMART Sal Supplement: \$323.05; Recovery Court – SAMHSA Grant: \$6,158.47; Commission Administrative: \$0.00; Sheriff: \$73,195.38; Jail: \$78,797.45; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$348,950.34.

The paperwork for the Request for Bids: Aluminum Spiral Culverts was not prepared; tabled to February 9, 2023.

The Commission received correspondence from Missouri Association of Counties regarding the Department of Revenue’s states of counties to submit to the voters a tax of up to three percent on the sale of recreational marijuana; it was noted that additional correspondence is expected in the upcoming weeks.

Commissioner Marr and Commissioner Kavanaugh met with Stephanie Truex and Darlene Buckstead for the Johnson County Community Health Services Monthly Update. Truex noted the ending of their physical therapy agreement effective June 2023; Truex stated all positions have been hired now and they are fully staffed. Truex stated their audit went well. Truex reviewed that influenza (flu) cases are decreasing only 18 cases in the county now, and there are 37 cases COVID in the county as of February 1, 2023. Truex noted that a low-cost health clinic is being offered on Thursdays by Katy Trail Mobile Unit on Culton Street in Warrensburg, their attendance has been low with nine (9) people one week followed by five (5) people the following week. Truex noted entities are working to assemble lists of uninsured and underinsured individuals to reach out to them with marketing efforts.

Commissioner Kavanaugh signed the following documents regarding insurance policy: zlp-31n58007-23-pb:

- Employee-Related Practices and Liability – Defense Expenses Within Limits of Insurance and Deductible
- Law Enforcement Liability – Defense Expenses within Deductible
- Public Entity Management Liability – Defense Expenses within Deductible

Adjournment was at 4:00 p.m. The next meeting will convene on February 9, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
**ABSENT**  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**16<sup>th</sup> Day's Proceedings, 9<sup>th</sup> Day of February 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Not Present: Troy Matthews, Presiding Commissioner. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

In the absence of Presiding Commissioner Troy A. Matthews, County Clerk Diane Thompson appointed Western Commissioner Charles Kavanaugh as acting Presiding Commissioner on February 6, 2023.

Commissioner Marr and Commissioner Kavanaugh reviewed and approved accounts payable in the amount of \$247,405.17. Commissioner Kavanaugh noted that Dennis Boling has reached the maximum spending within a 90-day period. Commissioner Marr noted the needed conversation with the Sheriff's Office and Maintenance Department to let them know that other vendors should be contacted for electrical and heating ventilation air conditioning (HVAC) needs. Commissioner Kavanaugh discussed the matter with Major Aaron Brown stated the D Dorm HVAC unit got too hot due to the high propane gas pressure so a steel plate was cracked, which needed to be replaced.

Commissioner Marr and Commissioner Kavanaugh met with Gary Bell, Road and Bridge Supervisor.

- State Street/Old 23 Highway/ NE 1001<sup>st</sup> Road – Bell presented document showing that Missouri Department of Transportation (MoDOT) gave the old 23 Highway to Johnson County. Bell stated he was unaware of 23 Highway ever being given to the County but in 1998, the County did not have snowplows so City of Knob Noster must have been taking care of it since then. It was noted that MoDOT and Google show the city limits to include the roadway. Commissioner Marr noted speaking with Bart Amsbaugh who stated that NE 1001<sup>st</sup> is inside the City of Knob Noster and is being maintained by the city's street department.

Also discussed were NE 55<sup>th</sup> Road which is said to be in the Knob Noster city limits (Rainbow Acres Subdivision) in the Knob Noster city limits but roads are maintained by the County and SE 951<sup>st</sup> Road and SE 981<sup>st</sup> Road off of Division Road are county roads but inside the Knob Noster City limits. It was noted that the City of Knob Noster may not have always followed required procedures for annexations.

Commissioner Marr and Commissioner Kavanaugh reviewed correspondence from Michael Daniel, Spectrum Construction Manager which provided a list of forecasted correction dates for the right of ways addressed February 6, 2023 by Gary Bell, Road and Bridge Supervisor:

PERMIT #	ADDRESS	FORECASTED CORRECTION DATE
2022-017	NE 151 - South of V Highway	2/9/2023
2022-154	NW 1051- South of NW 365	2/10/2023
2022-155	NW 1071 - NW 425	2/14/2023
2022-156	NW 1101 – NW 425	2/15/2023
2022-157	NW 1101 – NW 425	2/16/2023
2022-158	NW 1201 – NW 400	2/17/2023
2022-159	NW 400 – NW 1221	2/20/2023
2022-164	NW 500 – US 50 Highway	2/21/2023
2022-166	NW 611 – NW 105	2/21/2023
2022-167	NW 501 – NW 105	2/22/2023
2022-168	NW 501 – NW 105	2/23/2023
2022-170	NW 601- NW 200	2/24/2023
2022-267	NW 1000 – NW 131	TBD

Commissioner Marr and Commissioner Kavanaugh reviewed correspondence from Robert McLaughlin, Sunrise Telecom Director of Operations (subcontractor for Spectrum Mid-America) stating the Right of Way 2022-156 boring 3,340 feet on NW 1101<sup>st</sup> Road (nearest intersecting street NW 425<sup>th</sup> Road) stating the site has been visited and is restored, images were also provided. Correspondence was sent to the Road and Bridge Department as well.

Commissioner Marr and Commissioner Kavanaugh reviewed the quote from dormakaba to remove and replace existing door seals (32 inch Horton Vertical Weather Seal, 16 inch Horton Horizontal-top Weather seal, four door sweeps-bottom) on the Justice Center (101 W. Market Street, Warrensburg) Main Entrance Revolving Door Repairs for \$3,870.32. Commissioner Kavanaugh contacted Michael Honeyman, dormakaba, who stated labor is estimated at 16 hours and approximately \$2200. Honeyman stated the steel and sweeps need to be replaced and two installers will be required because the doors will have to be removed to install the top seal. Commissioner Kavanaugh asked for an updated quote to include that information and that the installers verify there are no issues with the axil. Honeyman stated he would send the updated quote, including the check of the axil and estimated work to be completed within two (2) to four (4) weeks.

Commissioner Marr and Commissioner Kavanaugh reviewed the Request for Bids: Corrugated Aluminum Culverts documents including the bid notification list, legal notice, and request for bids. Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the Request for Bids: Corrugated Aluminum Culverts bid documents.

Heather Reynolds, Treasurer submitted documentation from the state for January 2023 sales tax funds which have been received and distributed as follows: General Revenue: \$270,673.80; Jail: \$135,335.11; County Law Enforcement: \$247,358.87; Animal Services: \$61,714.35; Road and Bridge: \$270,673.99; Law Enforcement: \$270,669.23; and Road Use Tax: \$306,496.78.

The Commissioners were notified by an email from Trinity ET Plus Settlement:

“You submitted a claim for the Common Fund for ET Plus Location under the Settlement reached in Jackson County, Missouri v. Trinity Industries, Inc., and Trinity Highway Products, LLC, in the Circuit Court of Jackson County, Missouri, Case No. 1516-CV23684. On your Claim Form, you claimed \$20,000.00 for the Common Fund for ET Plus Location. This email is to confirm that your claim has been approved for up to \$20,000.00 for the Common Fund for ET Plus Location, which is the maximum amount of available funds towards to your claim. Pursuant to Section 7 of the Settlement Agreement, payment for any location work performed by a third-party contractor is to be paid directly to the third-party contractor by the Settlement Fund as the work is invoiced. Accordingly, please forward your contractor’s invoices to the following address or arrange to have your contractor submit invoices to the following address: Trinity ET Plus Settlement, P.O. Box 2002, Chanhassen, MN 55317-2002, Upon receipt of your contactor’s invoice(s), payment will be issued to them from the Settlement Fund, up to the amount approved in your Claim for the Common Fund for ET Plus Location under the Settlement. Sincerely, Office of the Claims Administrator”

Johnson County, Missouri, requested qualifications for the Johnson County Building Assessment, Maintenance Plans and On-Call Engineering Services. Statements of Qualifications were opened at 1:30 p.m. on this date as advertised. The following qualifications were received:

Date Received	Bid #	Bidding Company	Address
02/08/2023 at 10:00 a.m.	1	Bureau Veritas	10461 Mill Run Circle, Suite 1100, Owings Mills MD 21117
02/08/2023 at 10:00 a.m.	2	McClure Engineering	1700 Swift Street, North Kansas City MO 64116
02/08/2023 at 1:50 p.m.	3	IMEG	1600 Baltimore, Suite 300, Kansas City MO 64108
02/08/2023 at 1:50 p.m.	4	Professional Engineering Consultant	1100 Main Street, Suite 1800 Kansas City MO 64105
02/08/2023 at 1:50 p.m.	5	Henderson Engineers	8345 Lenexa Drive, Suite 300, Lenexa KS 66214
02/09/2023 at 10:15 a.m.	6	GBA (George Butler Associates, Inc.)	9801 Renner Boulevard, Suite 300, Lenexa KS 66219
02/09/2023 at 12:40 p.m.	7	Allstate Consultants	3312 LeMone Industrial Blvd., Columbia MO 65201

Commissioner Kavanaugh motioned and Commissioner Marr seconded to assign the Statement of Qualifications: Building Assessment, Maintenance Plans and On-Call Engineering Services Review Team as Presiding Commissioner Troy A. Matthews, Eastern Commissioner John L. Marr, and Western Commissioner Charles Kavanaugh and to take the qualifications under advisement. Motion passed.

The Commission will not be in session on February 13, 2023 in observance of Lincoln’s Birthday.

Adjournment was at 4:00 p.m. The next meeting will convene on February 14, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**17<sup>th</sup> Day's Proceedings, 14<sup>th</sup> Day of February 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Marr attended the Military Airport Zoning Commission meeting at Knob Noster City Hall.

Commissioner Matthews and Commissioner Kavanaugh met with Cassidy Poteet for the Emergency Management Agency Update. Poteet reviewed the biweekly report and stated the new Deputy Director will start at the end of the month.

Commissioner Matthews and Commissioner Kavanaugh met with Sheriff Scott Munsterman. Munsterman reviewed the November 29, 2022 state bid approved purchase of two reach-in freezers for \$12,548.19 procurement process to purchase commercial freezers and refrigerators off of the state bid and correspondence

The Commissioners attended the KOKO Radio Broadcast: Johnson County Today.

The Commissioners met with Tracy Brantner for the Johnson County Economic Development Corporation Monthly Update.

1. East / West Courthouse Entryways – Brantner reported that Trudy Faulkner, STRATA Architecture and Preservation will have scope of work and bid documents to the Commission by February 24, 2023 for consideration.
2. Courthouse Heating Ventilation Air Conditioning (HVAC) – Final assessment document review is scheduled for March 7, 2023. Faulkner has masonry contractors (MTS Contracting) that may be on site February 13-17, 2023 to review masonry concerns.
3. Justice Center Security and Lighting – Drawings and scope of work received, Commission need to review documents and request any changes or move forward with bidding the projects.
4. Detention Center – Security Control System – Construction underway.
5. Detention Center Fencing – Commission overseeing this bidding and/or work.
6. Detention Center Wastewater Maintenance Contract Renewal – Brantner reviewed this will need to be bid.
7. County Building Systems Assessment, Maintenance Plans and On-Call Engineering RFQ – Brantner noted seven qualifications were opened February 9, 2023. Brantner noted the next steps are for the Commission to identify the scoring team. Brantner stated her desire to assist with any needed qualifications training but not be on the scoring team.
8. On-Call HVAC and Ancillary RFB – Brantner noted this is the first bid done with the new format, as recommended by legal counsel. Brantner stated bidder questions are due today with the bid opening on February 23, 2023. Brantner noted a contract will need to be created for the bidder(s) and county to sign.
9. County-wide Broadband Assessment and Workplan – Brantner noted this is on hold until all companies' complete fiber installation from Rural Digital Opportunity Fund (RDOF).
10. Shamrock Business Park Blanket Easement Release – County Legal Counsel working on this.
11. American Rescue Plan Act (ARPA) Policies and Procedures Discussions – Brantner noted that all five (5) amended Water Resource Match Exhibit B's are to be returned to the Treasurer by February 22, 2023. Brantner stated the City of Knob Noster will be requesting an amendment to their application.
12. Update Right of Way Procedures and Policies – Legal Counsel to provide draft by March 2023.
13. 122 Hout Street – Brantner noted the differences between a pre-bid meeting and site visit. Brantner stated willingness to post the information about the property sale on the JCEDC website. Commissioner Kavanaugh and Commissioner Matthews discussed putting a sign on the building to make the sale known and direct interested parties to the website for bid documents. Brantner noted since the Commission is not offering to pay a percentage to a "buyer's realtor" there is not a real "bidder's list" to receive direct notification. Powers noted her intent to send the information to the City of Warrensburg, Warrensburg Main Street and Warrensburg Chamber of Commerce, since they have requested information from the Commission regarding the property.

Brantner reviewed the 2022 JCEDC Annual Report.

The Law Enforcement Tax City Distribution for December 2022 on January 13, 2023 was short \$1.00 and the distribution was divided with \$0.50 being added to January 2023's city distribution and \$0.50 being added to the January 2023's county distribution. The Law Enforcement Tax City Distribution for January 2023 (\$270,670.23 instead of \$270,669.23) was made by Auditor Chad Davis on February 10, 2023 as follows: Centerview: \$1,332.51; Chilhowee: \$1,760.03; Holden: \$13,428.63; Kingsville: \$1,375.14; Knob Noster: \$13,171.63; Leeton: \$3,311.79; Warrensburg: \$87,421.92. The total distribution was \$121,801.65. The county portion was \$148,869.58.

*RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT 17<sup>th</sup> Day's Proceedings, 14<sup>th</sup> Day of February 2023 is continued on page 30*



The Commissioners met with Gary Bell, Road and Bridge Supervisor, regarding a individual’s request to access the north property in Section 13 of Township 46 North, Range 28 West where NW 1121<sup>st</sup> Road and NW 1111<sup>th</sup> Road meet. Bell reviewed the roads appear to be inside Scenic Acres Subdivision but the property to be accessed is not. Bell stated it was not clear if the individual had already purchased the property, or if the sale was not complete. Bell reviewed the road(s) are private roads and not developed through to the property. Bell noted the individuals request to bring NW 1111<sup>th</sup> Road up to county specifications and then for that road to be accepted by the County. Bell reviewed the option for a cul-de-sac to be added to 1111<sup>th</sup> Road so equipment could turnaround. Bell expressed his desire to require both roads to be brought up to county specifications to prevent unnecessary complications of why only a portion of the connected roads are being maintained. The Commissioners agreed with Bell’s recommendation and requested Bell complete the appropriate correspondence with the individual.

The Commissioner reviewed drafted bid documents as prepared by legal counsel for the Sale of Property (122 Hout Street, Warrensburg); discussion tabled.

Having received further information on the pricing from February 9, 2023 Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the Justice Center Main Entrance Revolving Door Repairs to be completed by dormakaba at the total cost of \$3,870.32. Motion approved unanimously.

The Commissioners individually reviewed and approved previous minutes.

At 2:05 p.m. in the Commissioners’ Chambers, located on the 2nd Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to 610.021 of the Revised Statutes of Missouri Section (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;. Roll was called on the motion and the members voted as follows: “YEA” Matthews, Marr, Kavanaugh. “ABSTAIN” None. “NAY” None. Motion carried. Other individuals in the closed session: Jennifer Powers, County Clerk Chief Deputy. Travis Elliott, Ellis, Ellis, Hammons & Johnson, P.C. (County Legal Counsel) joined the meeting from 2:08 p.m. until 2:15 p.m.

At 2:50 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: “YEA” Matthews, Marr, Kavanaugh. “ABSTAIN” None. “NAY” None. Motion carried.

Commissioner Kavanaugh informed Commissioner Marr of the discussion held previously this day with Sheriff Munsterman.

Adjournment was at 4:00 p.m. The next meeting will convene on February 16, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**18<sup>th</sup> Day's Proceedings, 16<sup>th</sup> Day of February 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Johnson County received check #20024980 from Republic Services, Inc c/o Awin Management c/o Allied Waste Services in the amount of \$12,516.39 which represents the host fee for January 2023 (8,940.28 tons at a rate of \$1.40 per ton) was received on February 15, 2023 from the Show Me Regional Landfill.

The Commissioners reviewed and approved accounts payable in the amount of \$65,356.24.

The Commissioners received monthly fees collected report from Prosecuting Attorney, Robert Russell for January 2023 totaling \$4,675.00 which was deposited with the Treasurer.

(CONTINUED FROM PAGE 30) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**18<sup>th</sup> Day's Proceedings, 16<sup>th</sup> Day of February 2023**

The Commissioners hosted the American Rescue Plan Act (ARPA) Public Session with the Recovery Advisory Team Members: Heather Reynolds, Treasurer; Diane Thompson, County Clerk; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. Others present: David Pearce, University of Central Missouri (UCM) Executive Director for Governmental Relations and Marinda Burke, Pearce’s Intern. Pearce was invited to speak and Pearce reviewed the February 16, 2023 letter addressed to the Commission listing UCM opportunities for Johnson County ARPA funds (documents in Court Records):

- Agriculture Workforce Certifications and UCM Farms Capacity Building – UCM received a \$2 million grant with a \$2 million matching requirement from the Missouri Department of Higher Education and Workforce Development; the project could include an indoor rodeo arena, and host an indoor farmer’s market. UCM is actively seeking matching funds from ARPA grants as well as other sources.
- Max B. Skyhaven Airport Runway Expansion – UCM requesting \$705,000 of Johnson County ARPA funds to cover excavation costs toward the expansion of the runways to allow for larger aircraft to and off and land. The new facility (terminal and flight school) should be completed in April 2023.
- Hendricks Hall Revitalization – UCM requesting \$500,000 of Johnson County ARPA funds to support the project as the hall was used for a classroom almost daily during the COVID pandemic to allow for required social distancing.

Brantner reviewed the five (5) Water Resource Match applicants picked up the amended Exhibit B by the February 7, 2023 deadline, which are to be returned to the Treasurer’s Office by February 22, 2023 for consideration by the Commission.

Applicant Name	Original Category	Not-to-exceed Award Amount	Amended Exhibit B Update
City of Centerview	Drinking Water	\$ 31,500.00	Signed originals received
City of Holden	Drinking Water	\$ 150,000.00	Amendments picked up, considering which project(s) will move forward
City of Holden	Stormwater	\$ 105,000.00	
City of Holden	Wastewater	\$ 150,000.00	
City of Knob Noster	Wastewater	\$ 150,000.00	Amendment picked up, considering requesting an amended project
City of Leeton	Drinking Water	\$ 137,500.00	Amendment picked up
Public Water Supply District #3	Drinking Water	\$ 387,500.00	Signed originals received

Brantner reviewed the prepared agenda noting:

- ARPA Flex – Brantner noted a new provision issued by Congress known as ARPA Flex adds flexibility to the Final Rule (issued by the U.S. Department of the Treasury in February 2022) but no new ruling has been issued by the U.S. Department of the Treasury as of February 16, 2023.
- State of Missouri Grants and Programs – Brantner reviewed current programs as issued by the Department of Economic Development, Department of Public Safety and Childcare Grant Programs.

The Commissioners met with Melissa Massar, Great Rivers Engineering, regarding engineering services for Bridge 1740004 over Branch of Walnut Creek on NE 500<sup>th</sup> Road. Massar presented a copy of the engineering services contract between the County and Great Rivers contract for review. The dates of the contract line up with the date of the agreement between Johnson County and Missouri Department of Transportation (MoDOT). Massar noted the design process takes approximately twelve months. Massar recommended the Commission wait to execute the contract until after MoDOT has given approval for the project. Discussion included the Off-System Bridge Replacement Program (BRO), soft match funding available to Johnson County and how this project would be funded alongside the other two (2) bridge projects currently in the design phase.

The Commissioners met Monica Mitcheltree, Farmers' Market Manager and Jill Purvis, Warrensburg Main Street Executive Director to review Warrensburg Main Street Request to place a Farmers' Market shed or trailer in 135 W. Market, Warrensburg parking lot. Mitcheltree will be applying for a T-Mobile Hometown Grant for the Farmers Market. She would like to add storage to the application in the form of a shed (similar to what is available for purchase at Lowe’s) or a large, enclosed trailer. Main Street would like to get preliminary permission to place one of these on county property prior to applying for the grant. Mitcheltree provided examples of the size and type of structures that she would be including into the grant application. The Commissioners agreed they would support the grant application and allow a shed or trailer to be parked in the former prisoner yard and give Warrensburg Main Street access to the locked yard. Mitcheltree noted the grant application is due at the end of March and is awarded about 3 months after the application deadline.

The Commission will not be in session on February 20, 2023 in observance of Washington’s Birthday.

Adjournment was at 4:00 p.m. The next meeting will convene on February 21, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

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**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**19<sup>th</sup> Day's Proceedings, 21<sup>st</sup> Day of February 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Enrico Villegas, Assistant City Manager, for the monthly City of Warrensburg and Johnson County meeting. Villegas reported on the following:

- **Cooper Blvd Extension** – where Cooper Blvd currently dead ends at Thompson St. The City plans to extend Cooper Blvd east and connect to Hawthorne Blvd. This will allow for additional development opportunities and efficiency of traffic flow. Marr asked if the one-cent sales tax that is on the April ballot would be paying for that. Villegas noted that this is part of the Transportation Development District (TDD) and the additional TDD half-cent sales tax will cover the engineering and construction of this project. Thompson asked if the TDD sales tax is indefinite or if it has a sunset. Villegas noted that the TDD tax sunsets in 2025.
- **West Market Street project** – this project has advanced to the next phase of the grant application process. The City should know something by April, 2023.
- **Maguire Street Improvement** – the City has a selection committee of staff and stake holders to select the engineer for this project. The RFQ closes March 3, 2023 and the committee will narrow the list down to three engineers to interview.
- **ARPA funds** – The majority of the City’s ARPA funds were used to purchase MOSWIN radios for the Warrensburg Police Department. Some funds have been used on the Warrensburg Convention and Visitors Bureau visitor’s center remodel project.
- **Solid Waste Feasibility Survey** – Burns and McDonnell is conducting the survey. Several solid waste carriers have been contacted. Two questions being asked is can they serve this area and can they handle yard waste and recycling. Staff will provide feedback on other questions that should be asked. In addition to the survey, the City is required by statute to give the current hauler one year notice. Nothing will likely be implemented until 2025. The City is looking at pay structure and possibly creating a solid waste division. Burns and McDonnell is going through all the options. The City would like the services to include a complete package of waste, yard waste and recycling.
- **Right of Way projects** – the City, like the County, has seen a tremendous increase in Right of Way projects due to the installation of telecom fiber optic and cable. Blind boring has caused other utility lines to be hit in several areas.
- **Streetlights on Holden St** – Everygy’s challenge is reusing the existing light poles. The current bulb is an acorn-style that causes too much light to go up and doesn’t illuminate the sidewalks or store fronts well. Everygy may be able to switch out the bulb style but they are still looking into that. Discussion on possible alternative bulbs and/or fixtures.

Commissioner Kavanaugh noted that the County will be selling 122 Hout Street through the sealed bid process.

Commissioner Marr asked Villegas if he knew he had been appointed Vice Chair of the Transportation Advisory Committee (TAC). Villegas indicated he was not aware of the appointment. Commissioner Marr noted that Villegas will serve as Chairman next year.

The Commissioners met with Scott Peterson, City Administrator, for the City of Knob Noster and Johnson County monthly meeting. Peterson reported the following:

- The City continues to have ongoing repair of water lines due to the broadband installation throughout the city limits.
- The City has an RFP out for an asphalt overlay for Washington St.

County Clerk Diane Thompson presented a quote from Nightwatch Security and Telephone for the replacement of three cameras on the existing security system: East lobby, West lobby and the Drop Box cameras. Thompson noted that this expense had been anticipated during budget preparation with \$7,500 budgeted for security camera maintenance. The proposed cost is \$1,156.97. The Commission approved the proposal. Thompson will notify Nightwatch to proceed.

The transfer of funds for payroll of County Officials and employees for the period February 4, 2023 through February 17, 2023 was approved from County funds in the following amounts: County Revenue: \$66,829.70; Road and Bridge Department: \$47,099.86; Assessment: \$16,941.94; Bridge Construction: \$25,088.72; Juvenile Officers: \$5,070.97; Prosecuting Attorney: \$28,229.36; MoSMART Sal Supplement: \$323.05; Recovery Court – SAMHSA Grant: \$0.00; Commission Administrative: \$0.00; Sheriff: \$73,627.89; Jail: \$78,804.89; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$346,111.35.

Commissioners approved wage continuation for an employee at the County Road and Bridge Department.

The Commission was made aware of Republic not emptying a dumpster at the jail due to human feces being dumped in it. Marr contacted the Sheriff Department and Tony Lerda, O&M Enterprises. The Sheriff Department wasn’t aware of any reports of human feces in the dumpster, but noted that it hadn’t been picked up for several weeks. Lerda noted that it wasn’t human feces, but waste from the screener (i.e. plastic and other items that had gone through the system). Marr contacted Republic and requested that the dumpster be emptied.

(CONTINUED FROM PAGE 32) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**19<sup>th</sup> Day's Proceedings, 21<sup>st</sup> Day of February 2023**

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Commissioner Matthews shared that a generator was tested at the jail on Monday, February 20<sup>th</sup>. During the test, a breaker tripped and burned out a transformer. Matthews noted that Dennis Boling, Boling Heating, Cooling and Electric, had found a replacement in Florida. Matthews relayed that Boling had talked to All Pro Electric and they came to the same conclusion. Discussion on who would make the repairs. Kavanaugh noted that Boling is over the \$12,000 in any 90-day period per 50.660 RSMo. Thompson noted that if attempts are made to solicit other companies and none can do the work, the Commission can employ 50.780(2): *“The county commission may waive the requirement of competitive bids or proposals for supplies when the county commission has determined that there exists a threat to life, property, public health, or public safety or when immediate expenditure is necessary for repairs to county property in order to protect against further loss of, or damage to, county property, to prevent or minimize serious disruption in county services or to ensure the integrity of county records. **Emergency** procurements shall be made with as much competition as is practicable under the circumstances. After an **emergency** procurement is made by the county commission, the nature of the **emergency** and the vote approving the procurement shall be noted in the minutes of the next regularly scheduled meeting”* and utilize Boling. Matthews contacted Boling to discuss the issue with him. Marr contacted All Pro regarding the matter. They indicated they could look at it tomorrow. Marr obtained an “in case of emergency number” in case something happens overnight. Marr also contacted Sheriff Munsterman and made him aware that Boling had exceeded the \$12,000 threshold for 90 days and instructed them to contact Air Design for future immediate needs to ensure that the County stays in compliance with 50.660 RSMo.

Commissioner Kavanaugh and Marr met with Mitch Marquess, Maintenance Supervisor, regarding ongoing projects and maintenance needs to include: the boiler at the Justice Center, the new spreader for the UTV, The Commissioners apprised Marquess of the County exceeding the \$12,000 threshold in any 90-day period with two vendors: Boling Heating, Cooling and Electrical and Lowe’s, and asked him to refrain from using those vendors until the 90-day window has passed.

The Commissioners met with Knob Noster City Administrator Scott Peterson, Johnson County Economic Development Executive Director Tracy Brantner, Treasurer Heather Reynolds and County Clerk Diane Thompson regarding the City of Knob Noster’s American Rescue Plan Act – Water Resource Match (ARPA-WRM-005), which was originally submitted and approved as a wastewater project with a maximum not-to-exceed award amount of \$150,000.00. With consideration of the Missouri Department of Natural Resources (DNR) decision to not approve the City of Knob Noster’s project and the County’s removal of required DNR funding, as noted in the Notice of Amended Contingent Decision issued February 3, 2023, the City of Knob Noster requested to amend the project from a wastewater project to an Infiltration and Inflow (I & I) Reduction Project (sanitary sewer main and manhole lining). The City of Knob Noster provided an estimated probable I & I project cost range of \$300,000 to \$350,000. Commissioners Kavanaugh moved to approve the City of Knob Noster’s request to change the American Rescue Plan Act – Water Resource Match project from a wastewater project to an infiltration and inflow project with the maximum match not-to-exceed \$150,000. Commissioner Marr seconded the motion. The motion passed unanimously.

Adjournment was at 4:00 p.m. The next meeting will convene on February 23, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

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**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**

**20<sup>th</sup> Day's Proceedings, 23<sup>rd</sup> Day of February 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Aaron McVicker, McClure Engineer regarding Bridge BRO-R051042 over South Fork of Blackwater. McVicker is working through the BRO process to get their application together for the bridge funding. He requested the Commission letterhead electronically for the cover letter and the name of a title company to do title search. The Commission provided contact information for Truman Title. Thompson will email the letterhead for the cover letter. McVicker noted that the contract they will enter into is for design only. The construction phase will be a separate contract and if the cost exceeds \$100,000 there is an RFQ process that has to be done. McVicker noted that they are about a month out from receiving a notice to proceed.

The Commissioners executed the following proclamation recognizing Missouri Farm Bureau Thank A Farmer Week - MARCH 6-10, 2023

WHEREAS, America’s farmers and ranchers continue to be the most productive in the world, providing food that satisfies the tastes and preferences of today’s consumers; and, WHEREAS, One farmer produces food and fiber for 166 people in the United States and abroad; and, WHEREAS, U.S. consumers spend less than 10 percent of their disposable income on food each year, less than any country in the world; and, WHEREAS, America’s farmers and ranchers not only provide the food we eat but also help sustain rural communities, preserve open space and wildlife habitat and protect the environment; and, WHEREAS, farming and ranching play a vital role in the economy of the country and each county in the state; and, WHEREAS, farmers are professionals in their career of providing food and fiber and work behind the scenes to provide a food supply that is abundant, affordable overall, and among the world’s safest; then Be it therefore resolved that in recognition of the efforts of farmers on behalf of consumers around the world, the Johnson County Commission join the County Farm Bureau in honoring the agriculture producer by declaring March 6-10, Missouri Farm Bureau Thank A Farmer Week.

Sheriff Munsterman and Lt Hanes met with the Commissioners regarding the following issues at the jail:

- Transformer replacement – the new transformer has arrived at the jail. All Pro will install it early next week.
- Dumpster at the jail – Munsterman noted that there has been a change in drivers which may have contributed to the issue of not getting the second dumpster emptied.

The Commissioners met with Bryan Jacobs, WAR Board Chair and Bobbie Yeo, Old Drum Animal Shelter Director regarding the monthly update of animal shelter services. Also in attendance was Sandra Streit and Taylor Hupe, WAR Board members. Yeo reported on the following:

- No bylaws changes were made at the last meeting.
- No changes in board members since John Edmiston and Liz Houtsma were appointed to the board.
- Financial reports – low cash balances due to the last animal shelter tax distribution being received in February and therefore not reflected on the January financial report.
- 

Commissioner Matthews and Commissioner Marr reviewed and approved the following Right of Way for Spectrum Mid-America, LLC with Sunrise Telecom contracting and work to begin March 1, 2023 and end June 30, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services:

- 2023-025 | NW 100<sup>th</sup> Road; Plow/Bore 2643 feet, Nearest intersecting road: NW State Highway AA
- 2023-026 | W Division Road: Plow/Bore 2998 feet, Nearest intersecting Road: NW State Hwy AA
- 2023-027 | SW 1971<sup>st</sup> Road; Plow/Bore 5315 feet, Nearest intersecting Road: SW 50<sup>th</sup> Road
- 2023-028 | SW 50<sup>th</sup> Road; Plow/Bore 2186 feet, Nearest intersecting Road: SW 1971<sup>st</sup> Road

Adjournment was at 4:00 p.m. The next meeting will convene on February 27, 2023.

ATTEST: \_\_\_\_\_

Diane Thompson, County Clerk

\_\_\_\_\_

Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_

John L. Marr, Eastern Commissioner

\_\_\_\_\_

Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**21<sup>st</sup> Day's Proceedings, 27<sup>th</sup> Day of February 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

- The Commissioners met with Cassidy Burwick, Emergency Management Agency (EMA) Director regarding the monthly EMA update; discussion included:
- Trainings and meetings attended by Burwick and Deputy Director Darrin Tobias
  - RAVE announcement cost increase – cellphone carriers are going to start charging for text messages that exceed 10,000 recipients per month. Burwick estimates that they have approximately 40,000 recipients per month so the cost would increase to \$1,000/annually.
  - Volunteer hours – 308.45 hours year to date
  - Upcoming events for the month of March

The Commissioners received a custodial report Mary Lutjen:

- List of supplies needed
- Employee falsifying time on their timecard and not conducting cleaning tasks outlined

- The Commissioners received a request from the Sheriff for participation in Missouri's Highway Safety Program with two traffic enforcement applications through Missouri Department of Transportation:
- Impaired Driving Enforcement (targeted population: impaired drivers) – Requested Amount \$5,000.00
  - Hazardous Moving Violation (HMV) Overtime Traffic Saturation (targeted population: all drivers) – Requested Amount: \$11,700.00
- Having considered the requests, Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize the Johnson County Sheriff's traffic enforcement applications for Impaired Driving Enforcement (targeted population: impaired drivers, requested amount: \$5,000.00) and Hazardous Moving Violation (HMV) Overtime Traffic Saturation (targeted population: all drivers, requested amount: \$11,700.00). Motion approved unanimously.

- The Commissioners met with the Johnson County Recovery Team which includes: Tracy Brantner, Johnson County Economic Development Corporation Executive Director; Heather Reynolds, Treasurer and Diane Thompson, County Clerk. Brantner reviewed the decision made by the Commission for the City of Knob Noster amended American Rescue Plan Act (ARPA) – Water Resource Match application on February 21, 2023. Brantner reviewed there are four American Rescue Plan Act (ARPA) – Water Resource Match (WRM) Exhibit B Amendments for the Commission's consideration. The following contingent decisions were made regarding the Johnson County, Missouri American Rescue Plan Act of 2021 (ARPA) – WRM Preapproval:
- Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the City of Leeton ARPA-WRM-004 Amended Exhibit B Distribution of County ARPA Act funds Notice of Amened Contingent Decision for drinking water (replacement of water meters and fire hydrants) anticipated local cost share amount of \$137,500.00 with fifty percent (50%) county funded not to exceed \$137,500.00 for a total project cost of \$275,000. Motion approved unanimously.
  - Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the City of Centerview ARPA-WRM-003 Amended Exhibit B Distribution of County ARPA Act funds Notice of Amened Contingent Decision for drinking water (internal and external painting of water tower) anticipated local cost share amount of \$31,500.00 with fifty percent (50%) county funded not to exceed \$31,500.00 for a total project cost of \$63,000. Motion approved unanimously.
  - Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the City of Holden ARPA-WRM-006 (drinking water), ARPA-WRM-007a (drinking water), and ARPA-WRM-007b (wastewater) previously allocated funds to now be used for wastewater and approve the City of Holden Amended Exhibit B Distribution of County ARPA Act funds Notice of Amened Contingent Decision for waste water (wastewater treatment plan rehabilitation) anticipated local cost share amount of \$405,000.00 with fifty percent (50%) county funded not to exceed \$405,000.00 for a total project cost of \$810,000. Motion approved unanimously.
  - Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the Public Water Supply District #3 ARPA-WRM-001 Amended Exhibit B Distribution of County ARPA Act funds Notice of Amened Contingent Decision for drinking water (mandated occupational safety and health administration water tower rehabilitation) anticipated local cost share amount of \$387,500.00 with fifty percent (50%) county funded not to exceed \$387,500.00 for a total project cost of \$775,000. Motion approved unanimously.

Laura Neth Smith, Johnson County Collector of Revenue, presented the distribution of railroad and utility and private car tax collections. The 2022 RR/Utility taxes collected was \$6,747,311.32 and Private Car tax collected was \$38,578.88.

The Commissioners were informed from the Road and Bridge Department that right of way (ROW) 2022-154 inspection is not clear. The South end of the road is a muddy mess as they tried to finish the banks when it was muddy. The road pipe/culvert is still bent up, it was not repaired. Powers forwarded the correspondence to Spectrum and Sunrise contacts for remediation.

Adjournment was at 4:00 p.m. The next meeting will convene on February 28, 2023.

ATTEST: _____	_____
Diane Thompson, County Clerk	Troy A. Matthews, Presiding Commissioner
	_____
	John L. Marr, Eastern Commissioner
	_____
	Charles Kavanaugh, Western Commissioner

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**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**

**22<sup>nd</sup> Day's Proceedings, 28<sup>th</sup> Day of February 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$97,935.88.

The meeting with Republic Services representatives at the Johnson County Sheriff's Detention Center was postponed until March 6, 2023.

The Commissioners met with Gary Bell, Road and Bridge Supervisor. Bell noted the Commission's request to add gravel to the surrounding areas of the wastewater treatment pond, Bell asked if the gravel cost should be paid by the Commission or the Sheriff. Commissioner Kavanaugh stated the wastewater gravel should be paid by the Commission since it was maintenance of the building. Bell noted the Sheriff's request to enlarge the gravel parking by the facilities and asked if that was acceptable and which department the gravel should be charged to. Commissioner Kavanaugh stated the parking lot gravel should be charged to the Commission. Commissioner Marr stated the parking lot gravel should be charged to the Sheriff and paid from funds designated for the Sheriff. The Commissioners did not come to a resolution regarding the gravel expenses. Bell stated he would proceed with the work and submit the invoices to be paid as further decided by the Commission; Bell noted the gravel is not being used for the Road and Bridge Department and therefore should not come out of that budget. Discussion also included the cleanout of the old prisoner yard at 135 E. Market, Warrensburg; Bell will work with Mitch Marquess to get the yard cleaned out. Commissioner Kavanaugh noted that Warrensburg Mainstreet has requested to place a trailer in the yard which would hold supplies.

The Commissioners hosting the bid opening for Corrugated Aluminumized Culverts also in attendance was Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Greg Brauner, Metal Culverts; and Randy Dillon, Viebrock Sales And Service LLC.

Powers reviewed the Request for Bids: Corrugated Aluminumized Culverts was published in the February 14, 2023 Warrensburg Star Journal, emailed to known potential bidders, and made available on the County's website. Powers reviewed Addendum 1 was released on the County's website and to known potential bidders addressing the correction from "Corrugated Aluminum Culverts" to "Corrugated Aluminumized Culverts" on February 10, 2023; no additional addendum were released. Powers reviewed the bid submission deadline was 1:30 p.m. on this Tuesday, February 28, 2023. Thompson opened the bids in the order they were received from Veibrock Brothers and Metal Culverts. Commissioner Kavanaugh motioned and Commissioner Marr seconded to take the bids under advisement until March 6, 2023. Motion approved unanimously.

The Commissioners were notified that Gary Bell, Road and Bridge Supervisor, was informed today that right of way (ROW) 2022-154 was not damaged by Spectrum or Sunrise (as discussed February 27, 2023); a landowner made the mess at the south end of the road.

Commissioner Kavanaugh, Commissioner Matthews and Diane Thompson attended the University of Missouri Extension Council Meeting with Awards at the Knob Noster Veterans of Foreign Wars of the U.S. (VFW) building.

Adjournment was at 4:00 p.m. The next meeting will convene on March 2, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner



**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**23<sup>rd</sup> Day's Proceedings, 2<sup>nd</sup> Day of March 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners attended the County Commissioners Association of Missouri required training in Osage Beach, Missouri March 1<sup>st</sup> – 3<sup>rd</sup>, 2023.

Adjournment was at 4:00 p.m. The next meeting will convene on March 6, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**24<sup>th</sup> Day's Proceedings, 6<sup>th</sup> Day of March 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The monthly report of monies received in February 2023 by Diane Thompson, County Clerk was approved. Deposited with the Treasurer was \$12,759.39.

Fees received in February 2023 from Stormy Taylor, Recorder of Deeds were approved. Fees deposited with the Treasurer were \$24,275.00.

The Commissioners reviewed bid documents for Request for Bids - Sale of Property (122 Hout Street, Warrensburg) and Request for Bids – Road Oils.

The Commissioners received monthly fees collected report from Prosecuting Attorney, Robert Russell for February 2023 totaling \$3,580.00 which was deposited with the Treasurer.

- The Commissioners met with Mitch Marquess for the Maintenance Update; discussion included:
- 135 W. Market Street – Marquess stated the Road and Bridge Department will be working on cleaning out the yard but noted the space is limited so the trailer will have to be put next to the current trailer.
  - Courthouse Water Leak – Marquess stated there was a water leak behind the drinking fountain on third floor. Water fountain removed and replaced the shut off valve; needs to be painted.
  - Utility Task Vehicle (UTV) – Marquess noted Swisher's will be doing some warranty work and checking compression since the oil light keeps coming on.
  - Justice Center Courtrooms heating, ventilation, and air conditioning (HVAC) – Marquess recommended changing the thermostats to the digital thermostats; Commissioner Matthews hold off
  - Lowe's – due to unprocured purchases by the Sheriff's Office, there should be no purchases made at Lowe's until after the accrued purchases is under \$12,000 in a 90-day period.
  - Dennis Boling (electric and HVAC) – due to unprocured purchases, there should be no service requests of Boling until after the accrued purchases is under \$12,000 in a 90 day period unless procurement procedures is followed, spending of up to \$2,573.00 could be made after May 1, 2023, an additional 5,766.00 after May 7, 2023, and an addition \$3,361.00 after May 25, 2023.
  - Courthouse Lawn – Marquess stated plugging and seeding went well and with the sporadic rain scheduled, grass should be growing well this spring.
  - 122 Hout Street – Marquess reported attempting to access the building but, in his efforts, to go to the basement, Marquess encountered eight (8) feet of standing water in the basement. Marquess noted there was a water meter under the street that froze. Marquess stated the water company is pumping the water out and will remove the meter after the electric company; Auditor will call to cancel the water service to the building.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to execute the notice to proceed to Great Rivers Engineering for BRO-R051(41), Bridge #1740004 over Branch of Walnut Creek on NE 500th Road. Motion approved unanimously.

The Commissioners received, discussed and approved the 2022 the Collector's Annual Settlement, (including distributions to county entities such as: hospital, schools, fire protection districts, sheltered workshop, ambulance district, etc.) as required by RSMo 139.160 as submitted by Laura Smith, Collector. Smith reviewed the Commission's March 2022 decision to write off the back property tax and remove the lot (located northwest of Lowes used for storm water drainage) from the tax rolls. Smith submitted surtax distribution, interest year to date and abatements per recommendation of the State Auditor's Office (SAO). SAO also recommended Smith disburse collections to minimize the appointed Collector disbursing taxes from the previous Collector. Smith presented the back-tax book for the 1313. Tax Distribution Summary with total distribution of \$760,090.06 for February 2023 was received and approved as submitted by Laura Smith, Collector. Smith noted she is going to the Collector's Conference in Old Kinderhook March 6-7, 2023.

The Commissioners met with Jill Purvis for the Warrensburg Main Street Monthly Update. Purvis noted the Piccadilly (fundraiser) is sold out. Purvis stated the Farmer's Market has 20 vendors identified at this point. Purvis stated movie nights are being scheduled with the help of Sterling Elementary students. Purvis noted T-Mobile Grant (potential funding for a trailer or shed to hold fencing and farmer's market materials in the old prisoner yard at 135 W. Market Street, Warrensburg) is expected to be awarded Fall 2023.

Commissioners received correspondence from Tim West, Betram Graf, attorney for opioid lawsuit(s), regarding settlements with Teva, Allergan, CVS, Walgreens and Walmart to be signed to confirm Johnson County wants to participate in those settlements. West recommended participation as the five (5) settlements collectively almost double the amount of settlement funds that were previously available through the Janssen and Distributors settlements.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to execute the National Prescription Opiate Litigation settlement documents to participate in the relevant Teva, Allergan, CVS, Walmart, and Walgreens Opioid Settlements. Motion approved unanimously.

The Commissioners met with Tracy Brantner, Johnson County Economic Development Executive Director who stated the draft Courthouse Entrances documents have been printed for Commission's review, next meeting scheduled March 14, 2023.

At 10:00 a.m. in the Commissioners' Chambers, located on the 2nd Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to Section (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried. Other individuals in the closed session: Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director.

At 10:40 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners met with Stephanie Truex and Darlene Buckstead for the Johnson County Community Health Services Monthly Update; also present: Cassidy Poteet, Emergency Management Agency Director.

- Influenza and COVID-19 cases in Johnson County, Missouri are decreasing.
- Community Resource List – updating the website with resources for abuse, food, medical services, mental services,
- Active Shooter – Sheriff Deputy O'Conner
- CPR (not basic life support (BSL))

The Commissioners met with Hunter Kelley, based out of Kansas City in the Federal Courthouse, from US Senator Josh Hawley's office. Discussion included challenges with 13 Highway development. Commissioner Marr expressed concern that 65 Highway is a four-lane north-south federal highway but it closed with high water but Highway 13 does not have to close with high water but it is only two (2) lane highway.

The Commissioners received the February 2023 Summary Settlement from Treasurer Heather Reynolds.

The Commissioners met with representatives from Republic Services and Tony Lerda, O&M Enterprises, regarding the dumpster that services the sanitation system at the Sheriff's Detention Center. The Commissioners expressed frustration with the inconsistent emptying of the dumpster by Republic was emptied approximately ten days prior to this meeting but prior the dumpster had not been emptied since May 2022. Mark Starr, Division Sales Manager for Republic Services reviewed the proposed (prior to this meeting) a ten-yard roll-off dumpster with a lining that would be dumped using a separate truck due to the special handling requirements for human waste.

Lerda explained the waste stream comes through a bar screen where items such as food wrappers, t-shirts, towels, and other items flushed down the toilets by inmates get caught in the bar screen and are manually removed and put into the dumpster daily. Lerda also noted that in reviewing the cleaning process with the Jail Maintenance personnel, it was determined jail staff would more thoroughly separate the biodegradable materials from the items that cannot go through the septic system. Lerda noted that there is currently ten days of debris in the dumpster and it was not quite half full. Lerda stated the improved debris separation would reduce the debris deposit in the dumpster. The Commission noted the dumpster is supposed to be emptied three times a week, similar to the one at the front of the property, and much of the current waste in the dumpster was collected from the ground and after the dumpster was most recently emptied.

(CONTINUED FROM PAGE 38) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**24<sup>th</sup> Day's Proceedings, 6<sup>th</sup> Day of March 2023**

Republic Services Representatives agreed that a ten yard roll off would be overkill for the situation. Republic Service Representatives agreed to provide a new dumpster with a lid and remove the plug so liquids would drain properly and committed to emptying the dumpster three (3) times per week as is practice with the other dumpster.

The group also briefly discussed the current condition of SE 401<sup>st</sup> Road and SE 421<sup>st</sup> Road adjacent to the Landfill. It was noted that the Road and Bridge Department has tried several ways to keep that roadway passable but due to the high volume of trash trucks and their combined weight, the chip and seal overlay did not last long. Republic expressed their appreciation for having a better understanding of the history of the road conditions and efforts the County has made.

Bids for Corrugated Aluminumized Culverts were opened at 1:30 p.m. on February 28, 2023 as advertised. The Commissioners considered the bids:

Bands (Hugger) with Bolts	Corrugated Aluminum Culverts					Viebrock Sales and Service, LLC		Metal Culverts, Inc.		
	Item	Diameter (inches)	Gauge	Length (feet)	Quantity	Price/LF or BAND	Total	Price/LF or BAND	Total	
	2.4a	15	16	34	36	\$14.76	\$18,066.24	\$15.12	\$18,506.88	
	2.4b	18	16	34	30	\$18.44	\$18,808.80	\$17.96	\$18,319.20	
	2.4c	24	16	34	20	\$23.36	\$15,884.80	\$24.03	\$16,340.40	
	2.4d	36	14	34	6	\$44.27	\$9,031.08	\$43.95	\$8,965.80	
	2.4e	36	14	40	6	\$44.27	\$10,624.80	\$43.95	\$10,548.00	
	2.4f	48	14	40	8	\$58.99	\$18,876.80	\$58.69	\$18,780.80	
	2.4g	15				10	\$22.14	\$221.40	\$31.80	\$318.00
	2.4h	18				10	\$27.66	\$276.60	\$37.80	\$378.00
2.4i	24				24	\$35.04	\$840.96	\$44.20	\$1,060.80	
2.4j	48				10	\$66.41	\$664.10	\$98.00	\$980.00	
						GRAND TOTAL	\$93,295.58	GRAND TOTAL	\$94,197.88	
2.4k - Response Time/Delivery						2-3 weeks		3-4 Weeks ARO		

Commissioner Kavanaugh motioned and Commissioner Marr seconded to award the Corrugated Aluminumized Culverts as follows:

	Item	Diameter (inches)	Gauge	Length (feet)	Quantity	Viebrock Sales and Service, LLC		Metal Culverts, Inc.	
						Price/LF	Total	Price/LF	Total
Corrugated Aluminum Culverts	2.4a	15	16	34	36	\$14.76	\$18,066.24	NOT AWARDED	
	2.4b	18	16	34	30	NOT AWARDED		\$17.96	\$18,319.20
	2.4c	24	16	34	20	\$23.36	\$15,884.80	NOT AWARDED	
	2.4d	36	14	34	6	NOT AWARDED		\$43.95	\$8,965.80
	2.4e	36	14	40	6	NOT AWARDED		\$43.95	\$10,548.00
	2.4f	48	14	40	8	NOT AWARDED		\$58.69	\$18,780.80
Bands (Hugger) with Bolts	2.4g	15			10	\$22.14 per band	\$221.40	NOT AWARDED	
	2.4h	18			10	\$27.66 per band	\$276.60	NOT AWARDED	
	2.4i	24			24	\$35.04 per band	\$840.96	NOT AWARDED	
	2.4j	48			10	\$66.41 per band	\$664.10	NOT AWARDED	
							Viebrock Sales and Service, LLC		Metal Culverts, Inc.
						GRAND TOTAL	\$35,954.10	GRAND TOTAL	\$56,613.80

Motion approved unanimously.

Adjournment was at 4:00 p.m. The next meeting will convene on March 7, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

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RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT

25<sup>th</sup> Day’s Proceedings, 7<sup>th</sup> Day of March 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners tabled the Request for Bids - Sale of Property (122 Hout Street, Warrensburg) until further notice.

The Commissioners met with Sheriff Scott Munsterman. Munsterman noted that Jackson County intends to use the three percent (3%) sales tax collected on recreational marijuana sales for development of a new Sheriff’s department. Commissioner Matthews noted the County has the recreational marijuana sales tax question on the ballot but has not designated funds for specific use. Munsterman also noted the road and bridge department estimated 300 tons of gravel (\$3,351.00) would be needed to re-gravel and expand the parking lot. Munsterman asked if the Commission wanted road and bridge to proceed with the parking lot work. The Commissioners stated Road and Bridge should proceed with the parking lot work; it was not discussed where the \$3,351.00 would be paid from.

The Commissioners discussed the November 7, 2022 approved the 2023 Gravel Reimbursement rate of \$1,500.00 per mile and determined to keep the rate as previously approved.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the 2023 Annual Payment to Subdivisions with Accepted Hard Surface Roads. Motion approved unanimously.

The Johnson County Commission authorizes the payment of road maintenance fees for the following subdivisions from Road and Bridge (002-120-57410):

Burnwood	\$1,200.00
City of Kingsville	\$660.00
Crabtree Country	\$900.00
Forest Ridge	\$811.80
Green Acres	\$1,350.00
Hickory Hills	\$3,150.00
Idle Wild	\$750.00
Oak Creek	\$1,200.00
Oakshire	\$5,100.00
Quarry Branch	\$555.00
Rainbow Acres	\$600.00
Seneca Hills	\$750.00
South Fork	\$1,125.00
South Heights	\$1,650.00
Southern Hills	\$750.00
Southern Hills -North	\$225.00
The Preserves	\$1,198.50
Villages of Whiteman	\$1,770.00
Woodland Trails Subdivision	\$600.00
<b>TOTAL</b>	<b>\$24,345.30</b>

Furthermore, a transfer in the amount of \$11,785.50 shall be made by the Auditor’s office from Road and Bridge (002-120-57410) to Subdivision Road Maintenance Escrow Revenue (045-000-45800). The expense line for each subdivision has been budgeted accordingly for available road improvement costs.

The transfer of funds for payroll of County Officials and employees for the period February 18, 2023 through March 3, 2023 was approved from County funds in the following amounts: County Revenue: \$67,245.63; Road and Bridge Department: \$46,867.86; Assessment: \$17,025.73; Bridge Construction: \$25,126.84; Juvenile Officers: \$5,552.75; Prosecuting Attorney: \$28,258.03; MoSMART Sal Supplement: \$323.05; Recovery Court – SAMHSA Grant: \$6,158.47; Commission Administrative: \$0.00; Sheriff: \$74,627.20; Jail: \$80,602.16; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$355,882.69.

The Commissioners met with Phillip Parra, IMEG Client Executive; Stuart Braden, IMEG Principal / Senior Engineering Specialist and Trudy Faulkner, STRATA Architecture to review the Courthouse Heating Ventilation Air Conditioning (HVAC) final assessment.

**Option One (1)** – Parra reviewed the plan with chilled water system in the building, removal of window air conditioning units, addition of fan coil air handling units on each floor and dedicated outdoor system. Faulkner expressed concern with a large louver impacting the historical image of the courthouse and potentially compromising State Historic Preservation Office’s (SHPO) approval of the plan. Braden stated the louver(s) would not be large. Parra reviewed the commercial air handling unit (currently shown on the second floor in Human Resources main office and is six feet by 15 feet) with temperature control boxes that would provide both heat and cool. Faulkner noted this would require moving current workstations and offices. Parra stated this option has a longer life and is more robust but the equipment is larger and will require larger duct work to be distributed on the main floor (through the main corridor). Braden stated if the County gets a good commercial unit, it will not put off a great deal of heat or noise. Braden reviewed the air handling units would be placed in major spaces on the third and fourth floors and would be individually adjusted for comfort. Parra reviewed that installing the second-floor units on the fourth floor may be possible if structural reinforcements were added to account for the additional weight.

(CONTINUED FROM PAGE 40) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**25<sup>th</sup> Day's Proceedings, 7<sup>th</sup> Day of March 2023**

**Option Two (2)** – Parra reviewed the plan is similar to option 1 (with air handling units and air handling system) but using refrigerant piping and dedicated condensing units outside the building for all floors. There would be a dedicated outdoor air system (DOAS) system and an outdoor heat pump on the north side of the building. Braden stated there might be only two to three pipes in Option 2 versus four pipes in Option 1.

**Option Three (3)** – Parra reviewed the first floor would have a hydronic fan coil unit with chilled and heated water, second, third and fourth floors would have fan coil units with shorter runs of smaller duct work. Parra noted one dedicated outdoor system (required for ventilation air recovery), one unit would be placed on the fourth floor (HVAC for first, second, and third floors and use restroom fans for return air). Braden stated if units were installed vertically, maintenance would have to be done from a ladder. Braden stated units could be set in vaults on second and third floors since the fan coils by themselves are not as robust Braden stated the advantage to this option is the duct work is less invasive. Commissioner Kavanaugh noted potential challenges with multiple moving parts.

**Ongoing Maintenance** – Braden noted options 1 and 2 would require preventive maintenance once a year but option 3 requires monthly maintenance.

**HVAC Option Comparison** – Braden stated fan coil units are the same size in both option 1 and 2. Refrigerant piping would mean less and smaller penetration for option 2. Parra stated the hydronic system (option 3) is tried and true that usually has very little long-term problems. Kavanaugh noted that the Commission didn't get to tour the Saline County courthouse as because their meeting was at a different location. Braden stated if the courthouse was not a historic building, he would recommend option 1 but there are some cons (larger units and duct work).

Braden reviewed the economic and energy analysis as well as Life-Cycle Cost Analysis (LCCA) from the packet. Braden noted that more efficient does not necessarily mean least cost energy-wise.

If Option 1 is the baseline and there is an addition of new windows there is an energy savings of nine percent (9%). Option 3, in comparison with Option 1, has an overall energy use savings of twenty-two percent (22%) and appears to be the most energy efficient. Option 2 had savings over Option 1 for gas and electricity but has more ongoing Lifecycle costs.

Braden stated he does not prefer using fan coil units with Option 3 but that system that would be less destructive to the historical nature of the building and the system would be easier to install.

Braden stated option 1 and 2 are similar (chilled water versus refrigerant based), but would go with Option 1, noting if the decision was based on the mechanics alone, option 1 is the better choice, but if based on installation alone, option 3 would be the better choice.

Faulkner stated that Option 1 would significantly impact the spaces (offices, storage and public spaces) so it is important to consider how the mechanical system will impact the space and account for additionally needed changes to make sure the spaces still function. Faulkner noted it would be poor planning to install the electric and HVAC upgrades and then move back in to realize it does not function (code improvements, enough restrooms, etc.) like it needs to. Commissioner Kavanaugh stated he is leaning toward HVAC Option 1, but would want to know how much structurally would have to change. Braden stated they will need to look at structural reinforcement of the fourth floor and how units could get up to the fourth floor.

Faulkner stated that more information is needed to understand cost implications.

**Costs** – Commissioner Marr noted that five (5) years ago when the county, was originally planning for HVAC, the estimated costs were two million dollars (\$2,000,000). Faulkner noted the arched ceilings that will require structural work but it could be estimated that costs would be around three million dollars (\$3,000,000) however it is just a guess due to the massive swings in bids from contractors from on project to the next. Commissioner Marr stated the costs involved may limit the project to HVAC (even if that means oversizing the units account for the poor window quality and window units not being removed) with windows and window air conditioning units being replaced later. Faulkner noted finish work is not included in the pricing (clean up from cutting holes for duct work). Marr asked if it was reasonable that the County set back five million dollars (\$5,000,000) for the project, not including the windows. Faulkner felt \$5,000,000 was a fair value for the HVAC and electrical upgrades depending on how much additional work is needed to be done (repainting, new carpet, and other finishings that might need to be done while things are torn up anyway).

**Windows** – Faulkner noted the estimated cost of \$560,000 for windows and \$350,000 for repairing masonry openings around the windows (needed to ensure air-tight and water-tight enclosures), with a total window project estimated cost of one million dollar (\$1,000,000). Faulkner noted if windows are not done at the same time as HVAC, additional incremental HVAC operation cost will be incurred and there is a likeliness of staff being displaced a second time. Faulkner reviewed two (2) window options:

1. Marvin Wood with Exterior Metal Clad Ultimate Single Hung (Double-hung simulated) windows and round top units to incorporate the arches.
2. WinVent All Aluminum Single Hung 2000HSH (Historic Single Hung). All metal solution with no potential for wood rot or decay from water infiltration. Most low maintenance option but may have challenges getting the windows approved by SHPO.

**Timing** – Faulkner noted some products and work have long lead times (some are six months to a year out). Parra stated the project is estimated to take nine to twelve months if all staff are relocated and construction has exclusive access to the courthouse, or eighteen to twenty-four months if staff remains in the building during construction; staff would have to be shifted so construction work could be done and the courthouse would be a construction site with dust, noise, loss of power or water, etc. Faulkner suggested the Commission have a conversation with office holders about the building being a construction site and the need to shift people around during the estimated two-year construction period.

**Courthouse Vacation** – Commissioner Matthews stated it is not feasible for offices to be removed from the building for one year. Thompson noted the need for public to enter the building for absentee voting, particularly for November 2024 Presidential Election.

(CONTINUED FROM PAGE 41) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**25<sup>th</sup> Day's Proceedings, 7<sup>th</sup> Day of March 2023**

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**Next Steps** – Faulkner stated a fee proposal for one design development is estimated to take 3-4 months and STRATA is booked up until June 2023.

1. Additional Options: IMEG would assemble information about additional options to be considered as part of the project (mechanical, electric, plumbing, fire suppression, information technology [not to include pulling cable]) and STRATA would assemble architectural coordination, structural engineering needs, and cost estimations.
2. Option Decisions – Commission would determine which options to include in the project.
3. Schematic Designs and Costs – Schematic design and costs to make a final decision.
4. Construction Document Creation.

Commissioner Kavanaugh requested IMEG to move to next step at looking at what those extra costs would be (structural, electrical, placement of units). Commission was in unanimous agreement to move forward to next step. Parra stated he anticipates that work to prepared within the next week and once the Commission approves that work, IMEG will move forward with design and development of construction documents. Commissioner Kavanaugh noted the hope to use American Rescue Plan Act (ARPA) funds for the project but funds have to be obligated by December 2024 and spent by December 2026 and asked if those deadlines could be met. Brantner noted that federal procurement guidelines could be followed in the event the project can use ARPA funds.

Heather Reynolds, Treasurer submitted documentation from the state for February 2023 sales tax funds which have been received and distributed as follows: General Revenue: \$285,598.34; Jail: \$142,799.59; County Law Enforcement: \$258,718.97; Animal Services: \$64,575.91; Road and Bridge: \$285,598.72; Law Enforcement: \$285,598.61; and Road Use Tax: \$180,611.45.

The Commissioners individually reviewed and approved previous minutes.

Adjournment was at 4:00 p.m. The next meeting will convene on March 9, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**26<sup>th</sup> Day's Proceedings, 9<sup>th</sup> Day of March 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Marr attended the Solid Waste Region F Meeting in Sedalia, Missouri on March 8, 2023. Commissioner Marr reported a countywide cleanup and recycling event will be held Saturday, June 17, 2023 at 326 E. North Street, Warrensburg.

The Commissioners met with Mitch Marquess, Maintenance Supervisor. Marquess stated American Water finished pumping out the standing water in 122 Hout Street, Warrensburg on March 8, 2023 and reported the building (sheetrock, wood, carpet, etc.) is saturated with water. Marquess reported walking in the building and it is noticeable by the air quality that moisture growing since the building is closed, with no electricity to run fans, air cleaners or HVAC the growth is not going to decrease. Commissioner Kavanaugh stated no county staff should enter the building until the building has been determined to be not hazardous for entry. Commissioner Kavanaugh stated he will contact SteaMagic for a quote for remediation. Marquess noted the Justice Center staff entry door is not unlocking and the electric panel to access the door controls is not easily accessible. Marquess stated they have temporarily fixed the door in an unlocked state, while staff arrive to work, but after a few hours, all staff will have to enter the front doors. Commissioner Kavanaugh requested Marquess discuss options with the deputies to verify the best procedures for the security of staff and patrons. Marquess stated that was his intention following his meeting with the Commission. Marquess requested permission to have dormakaba review the problems, since the troubleshooting efforts he knew were unsuccessful. The Commissioners requested Marquess contact dormakaba for an estimate to repair the door.

The Commissioners reviewed and approved accounts payable in the amount of \$328,252.82.

**Retail Liquor by the Drink Temporary Liquor License**

**Schroeder, Jason R. and Schroeder William O** d/b/a Olde Town South, 109 West McPherson, Knob Noster, MO requested and was granted license to sell liquor by the drink weekdays. The license shall expire May 29, 2023.

**Sunday by Drink License**

**Schroeder, Jason R. and Schroeder William O** d/b/a Olde Town South, 109 West McPherson, Knob Noster, MO and was granted license to sell liquor by the drink prorated Sundays license shall expire June 30, 2023.

Bids for Corrugated Aluminumized Culverts were opened at 1:30 p.m. on February 28, 2023 as advertised. The following bids were received:

Commissioner Matthews attended the Whiteman Area Leadership Council meeting.

(CONTINUED FROM PAGE 43) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**26<sup>th</sup> Day's Proceedings, 9<sup>th</sup> Day of March 2023**

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At 10:32 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Revised Missouri Statutes 610.021 (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record; Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Travis Elliott, Ellis, Ellis, Hammons & Johnson, P.C. (County Legal Counsel).

Tracy Brantner, Johnson County Economic Development Corporation Executive Director joined the meeting at 11:02 a.m.

At 12:59 P.M. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Commissioner Matthews and Commissioner Kavanaugh met with Mary Sisk, Sisk Construction, with concern regarding what looks like rust on the northeast corner of the Courthouse roof. Sisk offered to look at the roof but stated it may be under warranty. Sisk showed historic images of the courthouse. Commissioner Kavanaugh asked if Sisk had any images of the corner statues that used to be on the courthouse.

Commissioner Kavanaugh motioned and Commissioner Marr to approve the Request for Bids: Road Oil documents with the legal notice to be in the Warrensburg Star Journal on March 14, 2023. Motion approved unanimously.

Commissioner Marr and Commissioner Kavanaugh met with Laura Smith, Collector, who submitted Annual Surtax Distribution Summary for collections January 1, 2022 to December 31, 2022 and distributed March 9, 2022.

The Commissioners met with David Carr and Ken Harding regarding Village Lake South and SE 1181<sup>st</sup> Road off of SE 185<sup>th</sup> Road; also present: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Gary Bell, Road and Bridge Supervisor; Jimmy Tye, Road and Bridge Assistant.

Subdivision(s), Homeowners Associations (HOA) and Road Payments

Carr stated that the County has not been paying Village Lake South for all roads in Village Lake South HOA. Thompson reviewed the County Commission's March 20, 2007 acceptance of asphalted roads in Village Lake South (SE 185<sup>th</sup> Road beginning at D Highway and proceeding east to SE 1181<sup>st</sup> Road and SE 1181<sup>st</sup> Road proceeding south from SE 185<sup>th</sup> Road to where it cul-de-sac in Village Lake Subdivision) and the county has been paying a gravel reimbursement into an escrow account based on 0.31 miles since 2007 (current balance \$6,897. Carr stated in 2010 Village Lake South Homeowners Association and Village Lake North Homeowners Association filed paperwork to merge the HOA together as Village Lake South Homeowners Association. Carr stated that at that time, the County should have updated the road measurements so that all hard surface road funds for Village Lake North and South should have been distributed to Village Lake South HOA. Powers noted that the Village Lake South survey was recorded on March 4, 2004 and included the aforementioned roads (covenants and restrictions were recorded October 26, 2004). Thompson stated there is no record of the County accepting road(s) in Village Lake North. Powers stated the survey for Village Lake South was recorded March 11, 2005 (covenants and restrictions were recorded March 11, 2005). Powers noted that no documents combining the Village Lake North and Village Lake South were located in the Johnson County Recorder of Deeds and to be considered a single subdivision, it would likely require a new survey to be completed and then recorded. Powers noted the Secretary of State (SOS) has responsibilities for maintaining Missouri businesses, non-profits, for-profits, etc. which is not the same as surveys establishing a subdivision and HOA restrictions and covenants being recorded. Powers noted Village Lake South Homeowners Association, as of December 26, 2018, appears to be in a state of Administrative Dissolution or Revocation for a Non-Profit Corporation with the SOS due to a failure to file a registration report. Carr stated the road sign for SE 1181<sup>st</sup> Road is a green and the County removes snow from the north and south portion of the road, so how are both portions of the road not the county's and therefore included in the distribution? Carr asked if the County would reimburse the lack of payments for the northern portion of NW 1185<sup>th</sup> Road. Commissioner Kavanaugh stated the County would not back pay the gravel reimbursement as Village Lake North was not ever taken over by the County. Carr requested the Road and Bridge Department measure roads and the Commission consider accepting the northern portion of SE 1181<sup>st</sup> Road. Tye stated he will measure the roads and submit the measurements to the Commission and Carr.



(CONTINUED FROM PAGE 44) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**26<sup>th</sup> Day's Proceedings, 9<sup>th</sup> Day of March 2023**

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Road Quality and Storm Water Drainage

Carr reviewed stormwater challenges throughout the subdivision. Bell stated he would not have recommended a subdivision to have ever been developed there because the land was too flat and there is not any place for water to fall. Bell stated the roads were developed too low, where they should have been raised up to allow for drainage but it was all developed so flat that drainage is always going to be a problem. Carr stated there are three (3) major low spots and asked how that could be fixed. Bell stated the Road and Bridge Department can shoot the elevations to give the homeowners an idea of what would need to happen to get the water moving. Bell noted a flat bottom ditch could be created to replace the french drain but it is unknown how well it would drain because the ground is so flat and the road were built at ground level instead of being built up. Carr asked about a catch basin on the south of SE 185<sup>th</sup> Road; Bell felt the pipeline could be impacted by the catch basin. Carr asked if the Road and Bridge Department could do the work. Commissioner Marr stated the County is not going to work on private property, only on road right of ways and the work that is needed is not limited to the road right of ways. Carr asked what the County was going to do to fix the drainage issues, since the roads are the County's to maintain. Commissioner Kavanaugh stated the County will not be addressing the drainage issues, as they were created by the subdivision developer, not the County. Harding asked how the HOA can get the roads built up to allow for appropriate drainage? Bell stated the roads would probably need to have the curbs removed and the roads built at a higher elevation but the water is going to have to go somewhere. Bell stated that with the pipelines in the area (along east side of D Highway and SE 185<sup>th</sup> Road), the pipeline will not allow any dirt to be removed from within their right of way. Powers asked for clarification, if the County would be repairing the road and stormwater drainage issues or if that would be done by contractor. Bell clarified, that the County would not be involved in correcting the drainage issues and guesstimated it would cost at least \$75,000 for an outside contractor to raise SE 185<sup>th</sup> Road but the other roads would need to be considered and consideration would need to be had regarding where the water would then go (basements, flooded yards, etc.). Bell noted any solution is going to be expensive and he is not an engineer but an engineer should be consulted to develop a plan. Thompson reviewed that Neighborhood Improvement District (NID) are created per RSMo. 67.453-67.475 and the HOA would need to hire an engineer draw up a plan, cost estimate, maintenance plan for the length of the bond, and bid documents. Thompson reviewed that once the engineer's plan was created, the HOA would need to identify length of bonds, boundary of NID, method of assessments and then all of that information would be shared with the County Clerk's Office, if desired, and they would create the petition. Thompson noted that once the petition was created, it would be circulated by petition carrier(s) to acquire at least two thirds (2/3) real property owners' signatures. Thompson stated that once all notarized petitions were submitted to the County Clerk's Office, the decision would go to the Commission to establish the NID and once the NID is created, the decisions regarding the project become the Commissions, not the property owners (although Johnson County Commission has typically involved property owners as much as possible). Powers noted she will forward contact information for three (3) engineers with which Johnson County has been recently working and an overview of the NID process for their information.

Adjournment was at 4:00 p.m. The next meeting will convene on March 13, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**27<sup>th</sup> Day's Proceedings, 13<sup>th</sup> Day of March 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed an invoice from All Pro Electric Technology, Inc. for transformer and breaker change out at the Sheriff's Office and Detention Center in the amount of \$26,990.00.

The Commissioners met with Darrin Tobias for the Emergency Management Agency (EMA) Update; Tobias reviewed the prepared report noting Deputy Director Mac Floyd has completed onboarding and the chainsaw training will be rescheduled. Tobias also noted the recent presentation to Reese School to explain EMA and their request to potentially develop a teen CERT training for students. Tobias reviewed the events of the Evac-Chair training for Courthouse staff. Commissioner Marr stated that the Solid Waste Region F District has scheduled Johnson County's community wide clean up on Saturday, June 17<sup>th</sup> and Sunday, June 18<sup>th</sup>. Tobias stated he will be out of the country during the month of June and will be sad to miss the event but will have volunteers arranged for the event.

The Commissioners reviewed and approved payment of \$26,990.00 to All Pro Electrical Technology for the transformer and breaker change out completed at the Johnson County Sheriff's Office and Detention Center.

The Commissioners met with Diane Thompson, County Clerk, who presented a request from Kiowa Hills and Cherokee Hills homeowners to use \$2,588 escrow account funds toward the 2023 chip and seal project. Thompson reviewed that in November 2001 NW 1891<sup>st</sup> Road in Kiowa Hills was accepted as a county maintained hard surface road with an annual gravel reimbursement beginning 2002, but no reimbursement was issued so a credit of \$1,440.00 was figured in 2005 for the 2002-2005 reimbursements. Thompson reviewed that in 2005 the county made repairs to the hard surface road with any additional funds to be held in the Kiowa Hills Escrow Account Funds and in starting in 2006 the hard surface road gravel reimbursement payments were issued annually. Thompson reviewed that in 2019, property owners asked for the County to put the road back to gravel due to the poor surface road and the county did as requested at no cost in 2019. Kiowa Hills and Cherokee Hills has submitted and the application has been approved for the road to be chip and sealed by County Road and Bridge Department in 2023 (pending all monies are submitted to the County). Thompson presented the Kiowa Hills and Cherokee Hills property owners request to use the escrow funds for the chip and seal project. Commissioner Kavanaugh motioned and Commissioner Marr seconded to allow Kiowa Hills and Cherokee Hills to use county escrow funds following the application process as is standard practice. Motion approved unanimously.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to execute the notice to proceed for BRO-R051(42) with McClure Engineering, Bridge No. 2870004 on NW 1771<sup>st</sup> Road over South Fork of Blackwater. Motion approved unanimously.

The Commissioners met with Thompson to discuss 122 Hout Street, Warrensburg. Commissioner Kavanaugh reported contacting the following on Friday, March 10, 2023:

- Dennis Boling to prepare an estimate of the cost to install temporary power to 122 Hout Street.
- ServePro of Lee's Summit (Lacy 816-490-0096) and the price for them to come and prepare an estimate is \$160.00.
- Randy Russell, AssuredPartners (insurance company), about the challenges with 122 Hout Street and Randy is planning to get American Water and County's insurance companies talking together.

Commissioner Kavanaugh noted ServePro of Lee's Summit will be on site March 15, 2023 to prepare an estimate. Thompson reviewed quotes included with the commercial appraisal. Commissioner Kavanaugh noted the work is likely to have been increased due to the excessive water damage from the flooding. Dennis Boling's electrical recommendations and estimates are as follows:

1. Service Replacement Only – \$34,835.00
2. HVAC Replacement – \$23,675.00
3. Rewiring Electrical – \$88,150.00

Commissioner Matthews stated we need to get the cost information to share with the insurance company so we know what it will cost to bring the building back to the way it was before the water meter burst and flooded the basement. Commissioner Kavanaugh stated that the Commission is gathering information at this point until information is received from the insurance company to find out who is paying for what repairs.

The Commissioners were contacted by Sheriff Scott Munsterman, to approve an out of cycle check for the purchase of three (3) freezers at the price of \$3,300.00 each from Lowe's. Munsterman explained that the February 10, 2023 purchase of three (3) refrigerators from Lowe's for a total amount of \$1,331.28 (on the county credit card) by the Sheriff's Office, was for the wrong item and rejected upon delivery. It was noted that the dates of unprocured purchases will now be shifted to account for the correction:

- after April 4, 2023 up to \$774.24 may be spent
- after April 30, 2023 an additional \$1,325.76 may be spent
- after June 11, 2023 an additional \$9,900.00 may be spent

The Commissioners verbally approved accounts payable in the amount of \$9,900.00 for the requested out of cycle check.

(CONTINUED FROM PAGE 46) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**27<sup>th</sup> Day's Proceedings, 13<sup>th</sup> Day of March 2023**

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The Commissioners met with Rick Frye and Leo Kostas representing Fryeko, Inc., regarding Copper Ridge Subdivision Request to use of American Rescue Plan Act (ARPA) funds for a wastewater project; also present: Diane Thompson, County Clerk; Heather Reynolds, Treasurer; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. Copper Ridge Subdivision is located in Section 30, Township 46 North, Range 25 West on E. Hale Lake Rd. south of Maple Grove Elementary School and adjacent to the Brookside Place Subdivision. The preliminary plat consists of approximately 48.52 acres, which is being subdivided into 150 buildable lots, three tracts, and 10 new streets. Tracts A and B are designated for storm water detention, and Tract C is designated for a subdivision sign. The intent of the proposed development is affordable single-family residential homes. Frye expressed the extensive costs involved with wastewater due to having to run sewer from Ridgeview Drive behind the old Casey's Store, car wash and one residential property. Plat 1 consists of 29 lots and Plat 2 consists of 31 lots, but sewer has to be run to the whole subdivision prior to building. Frye and Kostas anticipate a cost of \$60,000 per lot to the builders with homes with an average sale price of \$275,000 to \$320,000. Frye and Kostas requested the meeting with the Commissioners to discuss possibly applying for County ARPA funds to offset the anticipated cost of \$850,000-\$900,000 for asphalt, curb and gutter and stormwater/sewer infrastructure. That amount may or may not include prevailing wage. Frye noted that Missouri American Water would provide water service at a cost of \$12,000 per lot. Brantner noted the City of Warrensburg would be responsible for calculating the prevailing wage rate since it is their utility. Commissioner Kavanaugh explained that to date, the ARPA wastewater and storm water projects have been a 50/50 split between the entity and the County and asked if they had talked to the City about possible funding since the project is inside the city limits. Frye noted they have met with the City and they are interested in affordable housing. Fryeko has a follow-up meeting with the City Manager this week, they have also met with builders and realtors with a good amount of interest. Frye stated they cannot go above \$60,000 per lot to make the project work. Frye anticipated that all homes would be three-bedroom, two-car garage, some would have walkout basements with the others being slab on grade or crawlspace and all would be in the range of 1,200 to 1,700 square feet. Frye estimates approximately \$550,000 in added residential tax when the subdivision is fully built. Frye noted that if running the sewer lines proves to be cost prohibitive, the project will not move forward. The Commission agreed to meet with Frye and Kostas following their meeting with the City of Warrensburg to determine what the County might be able to contribute.

The Commissioners individually reviewed and approved previous minutes.

Adjournment was at 4:30 p.m. The next meeting will convene on March 14, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**28<sup>th</sup> Day's Proceedings, 14<sup>th</sup> Day of March 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners attended the KOKO Radio Broadcast: Johnson County Today; discussion included: sales tax, Courthouse heating ventilation air conditioning, Courthouse entrances, gravel road maintenance, County Commissioner's Association of Missouri training.

The Commissioners met with Jim Schuessler, McClure Engineering, regarding the Justice Center Exterior Lighting, Cameras, Bollards, Secured Doors. Schuessler reviewed the project change from a fencing project to security needs including exterior lighting, cameras, bollards and secured doors based on the Commissions direction due to the retiring of Judge Collins. Schuessler reviewed prepared documents:

- Cameras: Schuessler utilized the County's established relationship with Nightwatch Security for expansion of the existing system to include working cameras that would be directed to the Prosecutor's closet for the recording device. The Commissioners requested Schuessler eliminate the lower northwest camera since it duplicates the images (except the direct area in front of the door) as the upper northwest camera.
- Secured Exterior Doors: Schuessler utilized the County's established relationship with Nightwatch Security for the secured door entry. Schuessler reviewed one door (northwest main level) has an existing system with an outdated key code entry system which requires the code to be changed each time an employee leaves. Schuessler stated a second door (northwest lower level) has outdated hardware with a proximity devise reader. Schuessler stated that both of those doors currently have power to them to operate the equipment, it just needs to be updated to the same system. Schuessler stated the door on the southwest side will require additional work (building a wall, replacing the door, running electrical) before the proximity device reader can bee installed. The Commissioners requested Schuessler to separate the project so that the construction of the wall / door and electrical wiring would be separate from the proximity device since they are aware that Nightwatch has no desire to do construction. Schuessler will update the drawings and send them next week.
- Exterior Lighting: Schuessler reviewed the plan to remove the inefficient existing four (4) lighting fixtures, install seven (7) new efficient lighting fixtures. Schuessler reviewed difference of the directional light emitting diode (LED) options based on how each type throws the light differently and ideally the parking lot would be reading at a minimum of one (1) candle foot throughout the space. Schuessler explained candle foot measurements. Commissioner Marr stated he was able to see at Burg Fest (October 2022 7:30-9:00 p.m.) without any complications and did not know additional lighting was needed. Schuessler explained the Commissions previous direction was to increase lighting of the walkways and the parking lot on the northwest side of the building. Schueessler offered to bring a light meter in an evening and measure the parking lots current light reading, which the Commission could attend if so desired.
- Bollards: Scheussler reviewed the bollards layout and explained the bollards would be stainless steel and should last for 25 years; this project is ready to be bid when the Commission desire to proceed.

The Commissioners reviewed and approved the legal notice for Request for Bids: Micro Surface Road Treatment to be posted in the Warrensburg Star Journal on March 17, 2023. Jennifer Powers, County Clerk Deputy, will prepare bid documents for the Commissions review and approval on March 16, 2023.

The Commissioners were informed Cassidy Burwick and Darrin Tobias to discuss the Johnson County Community Cleanup (recycling and waste collection event) would not be feasible Saturday, June 17<sup>th</sup> and Sunday, June 18<sup>th</sup>. Burwick stated resources would be available for the event in September.

Commissioner Kavanaugh reported from the Traveler's Insurance adjustor, Conner Kidd, that American Water may try to call the event an act of God due to the water freezing.

The Commissioners reviewed road measurements from Jimmy Tye, Road and Bridge Assistant:

- Village Lake South – SE 185<sup>th</sup> Road starting at D Highway and proceeding west and then south on SE 1181<sup>st</sup> Road for a total of 1,659 feet or 0.314 of a mile to where it cul-de-sacs.
- Village Lake North – SE 1181<sup>st</sup> Road starting at SE 185<sup>th</sup> Road and proceeding north for a total of 1,215 feet or 0.230 of a mile to where it cul-de-sacs.

The Commissioners noted that if or when the Village Lake North road and drainage was fixed, and the Road and Bridge Department provided a recommendation to the Commission for acceptance, the road would be considered by the Commission to become a county-maintained road but because the road is a hard surface subdivision road, the road would be paid a gravel reimbursement since the county does not maintain hard surface subdivision roads.

(CONTINUED FROM PAGE 48) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**28<sup>th</sup> Day's Proceedings, 14<sup>th</sup> Day of March 2023**

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The Commissioners met with Trudy Faulkner, STRATA Architecture and Preservation, to review Scope of Work for the Johnson County Courthouse Entrances; also present: Diane Thompson, County Clerk; Tracy Brantner, Johnson County Economic Development Corporation Executive Director; Jennifer Powers, County Clerk Chief Deputy. Faulkner reviewed the prepared drawings and plans for demolition and construction on the east two entrances and the west entrance. Faulkner reviewed the following:

**East Entrance:**

- demolition of the east stairs will include the removal of three treads to see if there are any damages to the structure or treads.
- demolition on the east stairway includes the removal of construction debris below so the maintenance staff are not tasked to complete the work and inspection can be done to verify the structure is not failing.
- the bell would be temporarily relocated by the contractor, and suggested the Commission identify a place in the courthouse or on county property where the bell could be secured.
- the interior handrails could be moved to a future project if the Commission so desired.

**Handicap Entrance:**

- potential water drainage issues for the handicapped accessible door due to the lowering of the threshold but when the time comes, STRATA and the Contractor will work together to find a good solution.
- All carpet and wood paneling would come off the walls, handrails would come down, landing and ramp would be concrete instead of wood, baseboard heater would be removed and reinstalled rather than replaced, ceiling would be pushed back eight feet for maximum ceiling height at the entrance and top of ramp.
- A push button and card swipe system would be installed on the interior to allow for true handicap accessibility as well as entry after hours.

**West Entrance:**

- Glass store front, landing and exterior stairs would be removed with decorative side walls remaining in place and protected.
- Salvage original historical tile on the west entrance for replacement repairs to the main east entrance. West entrance will receive new tile that mimics the original.
- Masonry and metal handrail replacement on both east and west entrances with wood handrail on west staircase staying in place.

**Additional general comments:**

Faulkner recommended a mandatory onsite walk through for all potential bidders due to the complexity of the project. Faulkner stated the space under the entry stairs should never be used for storage as it is against fire code. Faulkner recommended the space should not be filled in with gravel to provide access for future inspections and potential repairs. The Commissioners stated they would determine a “laydown area,” with the contractor at a later time due to the unknown requested area size and the unknown impact of county offices. Faulkner confirmed that cost estimates and construction oversight were included in this project agreement with STRATA.

Faulkner noted the entryway project started in fall 2019 and her appreciation of the Commission’s patience for the requested work. Faulkner stated final drawings and cost estimates will be sent next week. Faulkner stated the drawings (based on SHPO approved outlined plans) could be sent to State Historic Preservation Office (SHPO), although not required, for their consideration as an interim step to hopefully smooth out any unexpected issues prior to the work being bid. Brantner noted the benefit to receiving SHPO’s blessing prior to work being done. County staff were tasked to review and verify the project description.

Adjournment was at 4:00 p.m. The next meeting will convene on March 16, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

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RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT

29<sup>th</sup> Day's Proceedings, 16<sup>th</sup> Day of March 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Johnson County received check #20027300 from Republic Services, Inc c/o Awin Management c/o Allied Waste Services in the amount of \$11,223.84 which represents the host fee for February 2023 (8,017.03 tons at a rate of \$1.40 per ton) was received on March 13, 2023 from the Show Me Regional Landfill.

The Law Enforcement Tax City Distribution for February 2023 was made by Auditor Chad Davis on March 10, 2023 as follows: Centerview: \$1,406.00; Chilhowee: \$1,857.10; Holden: \$14,169.26; Kingsville: \$1,450.98; Knob Noster: \$13,898.08; Leeton: \$3,494.46; Warrensburg: \$92,243.49. The total distribution was \$128,519.37. The county portion was \$157,079.24.

The Commissioners reviewed and approved accounts payable in the amount of \$372,610.75.

The Commissioners met with Gary Bell, Road and Bridge Supervisor. Bell stated that Delbert Corny purchased an old Capital Materials quarry and has an excess of large 4-inch by 9-inch rock and is willing to sell it for \$8.00 per ton. The Commissioners approved Bell to purchase the rock from Corny.

Commissioner Marr received a phone call from Tom Rodmacher with AA Quarry who stated they are 700 feet down and would like to go further to reach the Burlington Ledge. Rodmacher would like to meet with the Commission to discuss a reduced price on the currently available rock.

The Commissioners met with Melissa Frey, Johnson County Board of Services Director, who stated they are in the process of finishing up their audit and annual report, which will be shared with the Commission. Commissioner Kavanaugh motioned and Commissioner Marr seconded to appoint Amanda Bliss, Sid Tiller, Logan Miller to the Johnson County Board of Services. Motion approved unanimously.

WHEREAS, the Johnson County Board of Services terms for Amanda Bliss expired on December 31, 2022; and, WHEREAS, Amanda Bliss, 36 SE 240th Road, Warrensburg, Missouri, has expressed a desire to serve another three-year term on the Johnson County Board of Services, and, meets the necessary requirements, and, NOW, THEREFORE, the Johnson County Commission hereby reappoints Amanda Bliss to fill another three-year term. The term will be retroactively effective January 1, 2023 and expire on December 31, 2025.

WHEREAS, the Johnson County Board of Services terms for Sid Tiller expired on December 31, 2022; and, WHEREAS, Sid Tiller, 320 Goodrich Drive, Warrensburg, Missouri, has expressed a desire to serve another three-year term on the Johnson County Board of Services, and, meets the necessary requirements, and, NOW, THEREFORE, the Johnson County Commission hereby reappoints Sid Tiller to fill another three-year term. The term will be retroactively effective January 1, 2023 and expire on December 31, 2025.

WHEREAS Larry Ficken's term on the Johnson County Board of Services expired December 31, 2022; and, WHEREAS Larry Ficken notified the Johnson County Board of Services on December 31, 2022 that he did not want to serve another term; and, WHEREAS Logan Miller, 578 NW 400th Rd, Centerview, Missouri, has expressed a desire to serve on the Board of Services, and, WHEREAS the Johnson County Commission received notification on February 21, 2023 from the Johnson County Board of Services that Logan Miller, 578 NW 400th Rd, Centerview, Missouri, has expressed a desire to serve on the Board of Services; and, WHEREAS the Johnson County Board of Services stated that Logan Miller meets the necessary requirements, and, NOW, THEREFORE, the Johnson County Commission hereby appoints Logan Miller to a three-year term. The term will be retroactively effective January 1, 2023 and expire on December 31, 2025.

Commissioner Kavanaugh noted talking with Scotty Walker, Trails Regional Library Board President, that the Trails Regional Library Board currently has two Johnson County vacancies with two Johnson County additional members second terms expiring June 30, 2023, and one Lafayette County member's second term expiring June 30, 2023 so the board has reached out to legal counsel about extending or eliminating the term limits to allow for knowledge retention.

Commissioner Marr discussed with Ray Briscoe that the June 17-18, 2023 countywide cleanup, which was arranged with the Region F Solid Waste, is now to be rescheduled at the Emergency Management Agency Director's request to the fall.

The Commissioners hosted the American Rescue Plan Act (ARPA) Public Session with the Recovery Advisory Team Members: Heather Reynolds, Treasurer; Diane Thompson, County Clerk; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. Others present: Ray Briscoe, City of Holden Mayor.

**Reporting** – Brantner noted there are new county reporting procedures, to which Brantner and Reynolds will be meeting to review changes. Brantner stated there are no known reporting changes to Non-entitlement Units of Local Government (NEU) (cities, applicants, etc.) at this time.

**State Opportunities** – Brantner reviewed open available opportunities through the

- Department of Economic Development: Cell Towers, Digital Literacy, Entertainment Industry, Local Tourism Development, Nonprofit, Small Business, Operators of Residential Care / Assisted Living Facilities, Innovative projects to promote Agriculture in Urban/Suburban Communities
- Department of Public Safety: Local Law Enforcement and Public Prosecutors, County Jail Maintenance and Improvement Grant, County Prosecutor and Law Enforcement Sex Crimes against Children
- Child Care Grant Programs: Workforce Innovation Grant, Sustain Child Care Subsidy Operations, Start-up and Expansion

(CONTINUED FROM PAGE 50) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**29<sup>th</sup> Day's Proceedings, 16<sup>th</sup> Day of March 2023**

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Brantner stated next month's meeting will include an update from the awarded pre-approved Water Resource Match applications. Brantner reviewed the SAMS number profile reissuing was completed. Commissioner Kavanaugh asked if there was an update from the Copper Ridge Subdivision meeting with Warrensburg. Brantner noted the project is really a city-led project and she is not aware of an update. Brantner noted various challenges (decreased ability to acquire loans, high construction costs, little profit after development) developing affordable housing when discussing the matter with a Kansas City Developer. Reynolds reviewed the opioid lawsuits settlement information is still being sent and forwarded to the county's legal counsel.

The Commissioners met with Diane Thompson, County Clerk and Lisa Treece, Human Resources Director regarding the Workers Compensation Insurance (WCI) Renewal. Treece received the Missouri Rural Services WCI renewal. Treece contacted Missouri Employers Mutual (MEM) and Missouri Association of Counties (MAC) Trust to see if their rates will be lower.

**2023 WCI Renewal** – Treece reviewed the renewal is based on the previous three (3) years and for 2023 the renewal was based on three (3) "high claims years." Treece noted that claims in 2023 (which will impact the 2024 renewal rate) is also a "high claims year."

**2022 WCI Claims** – Treece presented the 2022 claims, noting the "open" claims are designated by highlighting, and some claims end up not being a claim on WCI. Treece noted two workforce areas hold the most claims: Sheriff's Office and Road and Bridge Department.

**2023 WCI Costs** – Thompson noted all budget funds that pay a portion of the WCI premium will need to be amended, with the Sheriff Department, Road, and Bridge Construction funds having the highest increases. Involved office holders should be contacted once we have final numbers.

**Safety Education** – Treece noted the County lost their deviant factor discount of twenty-five percent and that the "mod rate" has increased from 1.07 to 1.41. Treece noted that MO Rural Services was willing to allow a 5% deviant factor if the County created safety committees and began doing training to minimize some of the avoidable accidents going forward. MO Rural Services is willing to provide onsite safety education/trainings to assist the employee committees. Treece stated she is not able to force mandatory attendance at the trainings. Commissioner Kavanaugh stated the Commission could reach out to the Elected Officials and Department Heads to explain the need for safety education.

The Commissioners reviewed and approved the Request for Bids (RFB: Micro Surfacing documents. Powers will send the RFB to known bidders on March 20, 2023.

The Commissioners reviewed and approved interview questions for Building Assessment, Maintenance Plans and On-Call Engineering Services.

The consideration for Request for Bids: On-call Heating, Ventilation, and Air Conditioning (HVAC) System Repair and Maintenance was tabled.

Adjournment was at 4:00 p.m. The next meeting will convene on March 20, 2023.

ATTEST: \_\_\_\_\_

Diane Thompson, County Clerk	_____ Troy A. Matthews, Presiding Commissioner
	_____ John L. Marr, Eastern Commissioner
	_____ Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**30<sup>th</sup> Day's Proceedings, 20<sup>th</sup> Day of March 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Gary Bell, Road and Bridge Supervisor, also present Jennifer Powers, County Clerk Chief Deputy. Discussion included Bell's retirement and the Commission's expressed intent to promote Jimmy Tye to position of Supervisor. Bell noted Tye's request for the Supervisor's job to be posted to minimize the question of if Tye was the most qualified for the role. Powers suggested Bell review the current job description on file to make sure it is up-to-date, if the job was going to be posted. The Commissioners approved the Road and Bridge Supervisor job to be posted for one (1) week at the road and bridge department for in-house applicants only.

**Retail Liquor by Drink - Picnic License: Warrensburg Main Street, Teena Simon d/b/a** Warrensburg Main Street at 125 N. Holden Apt C, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary stand at the Johnson County Fairgrounds, 386 NW 145<sup>th</sup> Road, Warrensburg, MO. The license shall be valid for seven (7) days effective: March 22, 2023 and expire March 28, 2023.

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT 30<sup>th</sup> Day's Proceedings, 20<sup>th</sup> Day of March 2023 is continued on page 52

(CONTINUED FROM PAGE 51) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**30<sup>th</sup> Day's Proceedings, 20<sup>th</sup> Day of March 2023**

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The Commissioners met with Mitch Marquess, for the Maintenance Update; also present: Jennifer Powers, County Clerk Chief Deputy. Discussion included:

- Justice Center Thermostats – Teichman's courtroom thermostat has to be reset twice a day. Marquess requested to bring in an HVAC technician from APEX to look at the issue. The Commissioners stated there has not been any progress on the on-call HVAC. Marquess will request the estimated price for digital thermostat installation and submit those costs to the Commission.
- Courthouse Trees – Iron plugs were installed last week around the pin oak and cedar trees. Commissioner Kavanaugh requested additional iron plugs be purchased and installed around the crabapple and dogwood trees. Soil testing was discussed to verify the corrective action is effective.
- Utility Terrain Vehicles (UTV) – Marquess stated that work is needed on the UTV, so it will go to Swisher's to complete the work under warranty.
- Out of Town – Marquess stated he will be out of town for vacation April 25 – May 5, 2023.

Commission Kavanaugh motioned and Commissioner Marr seconded to execute request for notice to proceed for BRO-R051(43) Bridge No. 5970003 on SW 1621<sup>st</sup> Road over Scaly Bark Creek with Anderson Engineering. Motion approved unanimously.

The Commissioners met with Diane Thompson, County Clerk who presented the animal shelter reports and invoice from Warrensburg Animal Rescue. Thompson reviewed the email correspondence regarding the increased invoiced request of \$76,557.50 for February 2023's invoice. The Commissioners, having not made an agreement to increase the monthly allocation, amended the invoice payment to \$40,071.30 and submitted the invoice to the Auditor's office for processing.

The Commissioners met with Aaron Brown, Sheriff Chief Deputy, discussion included the recently installed freezers at the detention center. Also discussed was the recent issue with a detainee who brought Fentanyl into the detention center which was taken by four (4) detainees who overdosed and Sheriff Deputies administered NARCAN (naloxone HCl) Nasal Spray and Cardiopulmonary Resuscitation (CPR). Brown noted that all Sheriff staff are trained on CPR when they are hired and thanks to the quick response of the Sheriff's deputies, opioid overdoses were reversed. Brown noted this was not the first incident with Fentanyl in the detention center. Brown stated the individual that brought the Fentanyl was still receiving medical attention at a hospital. Brown noted Fentanyl's dangerous impact, noting that an overdose still occurred when Fentanyl was in a plastic bag, inside a pocket.

At 9:31 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to Section (11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Aaron Brown, Sheriff Chief Deputy; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. At 10:04 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners individually reviewed and approved previous minutes.

Commissioner Kavanaugh stated ServePro will charge \$2,500.00 to test the building for lead paint, asbestos and mold, but that assessment will be needed to determine the cost to do any work (demolition or repairs) on 122 Hout Street, Warrensburg. The Commissioners agreed to proceed with ServePro testing the building with the understanding the County will pay for the testing with the hopes that insurance will reimburse the County.

The Commissioners met with Gary Bell, Road and Bridge Supervisor, discussion included:

- Road Request – Bell reviewed Troy Martin's request that the County accept a road (recorded as an ingress/egress easement along with a subdivision of six tracts on May 18, 2022) between NW 1251<sup>st</sup> Road and 131 Highway (Section 11, Township 47 North, Range 28 West). Bell noted the dirt roadway is ditched but does not have the gravel base or surface needed to meet county specifications. Bell noted the roadway also is not identified as a road by the Assessor's office. The Commissioners state that if the Assessor's office assigned a road number to the easement, the road sign should be brown in color as the roadway is not to be maintained by the County because it does not meet specifications to be accepted by the Commission.
- NW 800<sup>th</sup> Road and H Highway Property Owner Fence Issue – (previously discussed March 9, 2023) Tony Shackelford has reported the fence is still up and was informed by the Commission that, per legal counsel's direction, the County is going to follow Missouri Department of Transportation's (MoDOT) lead regarding the issue since their expectations are more stringent. Commissioner Matthews has contacted Ben McCabe, MoDOT's Kansas City District Area Engineer, to review and address the matter.

The Commissioners approved wage continuation for a Road and Bridge Department employee.

The Commissioners received correspondence from Gene and Robert Dyer regarding the condition of Bridge M130008 over Post Oak Creek on NW 21<sup>st</sup> Road in Section 11, Township 46 North, Range 26 West which provides access to Dyer's and Smarr's fields. Commissioner Matthews responded that at this time and in the foreseeable future there are no plans to do anything to that bridge as far as maintenance or improvements and Missouri Department of Transportation (MoDOT) set the weight limit for the bridge at three (3) tons.



(CONTINUED FROM PAGE 52) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**30<sup>th</sup> Day's Proceedings, 20<sup>th</sup> Day of March 2023**

Commissioner Kavanaugh contacted Andrew White, White Construction and Welding to request an estimate for a fence around the existing lagoon at the Sheriff's Office and Detention Center. Commissioner Kavanaugh noted the six (6) foot fence would need to be wide enough for a vehicle to drive around the lagoon and include a double gate entrance and an employee walk through entrance.

Adjournment was at 4:00 p.m. The next meeting will convene on March 21, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**31<sup>st</sup> Day's Proceedings, 21<sup>st</sup> Day of March 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Danielle Dulin, City Manager, and Enrico Villegas, Assistant City Manager, for the City of Warrensburg and Johnson County Monthly Meeting; also present: Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation.

- Copper Ridge Subdivision Request for ARPA Funds – Commissioner Kavanaugh stated that the City of Warrensburg did not request funds from Johnson County with the American Rescue Plan Act – Water Resource Match. Commissioner Kavanaugh stated the county and probably Warrensburg needs better housing at a cost less than \$500,000. Commissioner Marr stated \$270,000 is not the “low-income housing” for Warrensburg but understands the challenge for developers to build a subdivision for low-income households since the profit is not as high. Commissioner Matthews stated it is challenging to warrant the need to give funds to one contractor without offering it to all. Dulin stated she does not speak for the City Council, but her understanding is that work force housing / middle income housing was originally presented \$52,300 median so it could be estimated that a \$160,000 mortgage may be feasible. Dulin was told Copper Ridge homes would likely be around \$300,000, and the developers requested that to be subsidized by the City of Warrensburg. Dulin noted the housing market has not significantly increased since 2020. Dulin stated \$225,000-\$250,000 would be the highest she could consider to be workforce housing and proposed to the developer to have a certain percentage marketing (maybe 50%) that would be marketed to the \$225,000 homeowner. Dulin noted the developer’s phase 1 and 2 are the larger lots that could be \$500,000 houses and noted the benefits of having the mixture of values in the same neighborhood. Brantner stated most workforce housing projects are not feasible for the developer because the return on investment (ROI) is so low. Brantner stated that 20% of people in Warrensburg are below the poverty level. Brantner noted the area has likely not been developed due to the long sewer run required. Dulin noted there may be more success if the developers could do the project in phases starting on the east side of the subdivision. Dulin noted the City has 1.57 million in ARPA funds and if the City was going to allocate funds to this (or any) wastewater project then the City would bid and manage that project with an agreement between the developer, City and potentially County. Dulin noted an additional challenge is having 150 lots but only have one (1) route into the subdivision. Dulin noted an optional establishment of a permanent emergency access easement route (would need road upgrades to carry an 80,000-pound fire truck) which could provide access for more than 30-50 homes to be developed. Dulin noted the City’s costs to the improvements, specifically along DD Highway. Dulin noted the developers desire to have lots to be ready to be sold (with infrastructure like sewer in place by Fall 2023) in February 2024.

- Animal Shelter – Commissioner Kavanaugh stated everything is still happening in closed session until a contract is signed.
- Maguire Street Corridor Upgrade Project – Dulin stated that engineer qualifications are being reviewed this week and this project will be designed and built at the same time. Dulin stated that the City has partnered with Missouri Department of Transportation (MoDOT) Kansas City Area Engineer, Ben McCabe, who will be sitting in on the project to hopefully improve grant opportunities. Villegas stated the discovery will likely take the remainder of this year with construction starting the start of 2024.
- Cooper Boulevard Extension – Dulin stated the City will be extending Cooper Boulevard eastward to intersect with Hawthorne Boulevard, using Transportation Development District (TDD) funds this summer. Dulin stated the TDD does not expire until 2025 but the hope is to complete the project before the expiration.
- General Revenue One Percent (1%) Sales Tax, April 4, 2023 Election – Dulin noted the ballot language identifies that one-half (1/2) is designated to public safety (such as fire and law enforcement) and one-half (1/2) designated for general purposes (capital improvements additional staffing, increased compensation and benefits for employees, and infrastructure and capital improvements for the City).
- Marijuana Sales Tax, April 4, 2023 Election – Dulin stated there was an estimate that the dispensary in Warrensburg may generate up to \$154,000 sales tax each year but it is unknown what will actually occur.
- Sedalia City – Dulin noted the recent publication of City of Sedalia's consideration to withdraw payment to Pioneer Trails Regional Planning Commission (PTRPC) because Sedalia felt that many of their requests were being ignored and the City was not getting it's money's worth. Dulin noted that a withdrawal from PTRPC could minimize the opportunity to submit projects to MoDOT, or lost opportunity to submit for federal grants.
- Sales Tax Revenues – Dulin stated the city has not seen increases that some communities have seen. Dulin stated that some of the bills for sales tax exemptions at the State level this legislative session will significantly impact the City of Warrensburg's tax income in a negative manner and would likely negate the one cent sales tax increase, if it was approved by voters on April 4, 2023. Dulin stated the City would likely be looking at significant layoffs if tax revenue does not increase.

The transfer of funds for payroll of County Officials and employees for the period March 4, 2023 through March 17, 2023 was approved from County funds in the following amounts: County Revenue: \$67,840.57; Road and Bridge Department: \$47,029.78; Assessment: \$16,819.82; Bridge Construction: \$25,820.80; Juvenile Officers: \$5,465.97; Prosecuting Attorney: \$28,152.57; MoSMART Sal Supplement: \$323.05; Recovery Court – SAMHSA Grant: \$0.00; Commission Administrative: \$0.00; Sheriff: \$75,760.29; Jail: \$79,449.11; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$350,756.93.

The Commissioners met with Scott Peterson, City Administrator, for the City of Knob Noster and Johnson County Monthly Update. Peterson stated they are working on marketing and recently changed legal counsel to Harris, Harris, and Sommer.

- Washington Street Bridge – Commissioner Marr stated he would talk with Road and Bridge Supervisor, Gary Bell, regarding ownership of Washington Street bridge because the City is going to grind and overlay the street.
- Asphalt Crack Filler – Commissioner Marr stated he has also not discuss Knob Noster's request to borrow the asphalt crack filler machine with Bell.
- American Rescue Plan Act (ARPA) – Water Resource Match Project – Peterson stated they are struggling with the right project for the approved wastewater Sewer project County ARPA funds, CC TV the sewer lines \$2.00/foot with estimated 90,000 feet. They don't know where to start. Engineer estimates 90% of the sewer lines (not including the newer subdivisions). The Commissioners did not see any reason to hold up the needed project but will need to be approved after
- Right of way – Peterson stated right of way crews in Knob Noster have been working after the requested time which causes challenges when lines are hit after hours and staff are required to come in after hours to fix the lines. The Commissioners noted the
- Hoping to have a transient occupancy tax (hotel, motel, air b and b's) but it requires the house of Representatives and senate to pass a bill first.
- Road Transfers – Commissioner Marr stated the county's legal counsel is tasked to work on the agreement. Powers noted the legal counsel is waiting for some clarification to ownership of the roads and if the roads are within Knob Noster city limits. Peterson stated that previous decisions for areas to be accepted into the city limits has not been consistent, nor were the procedures to have all annexations recorded at the Johnson County Recorder of Deeds office. Peterson noted that the annexation process is something he has worked to improve but past actions will require significant research to confirm or complete.

The Commissioners met with Gary Bell, Road and Bridge Supervisor. Bell stated the Road and Bridge Department did not have a pull behind crack sealer but the county did let Knob Noster borrow an air compressor last year. Bell stated the City of Knob Noster rented the pull behind crack sealer last year.

(CONTINUED FROM PAGE 54) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**31<sup>st</sup> Day's Proceedings, 21<sup>st</sup> Day of March 2023**

The Commissioners met at RISE Center for Growth, 501 N Ridgeview Dr, Warrensburg to share the Proclamation by the Johnson County Commission of the State of Missouri establishing March 21, 2023 as Down Syndrome Day; also present: Diane Thompson, County Clerk.

WHEREAS, Down syndrome is a genetic disorder which alters the course of development and causes characteristic physical traits; and, WHEREAS, Down syndrome occurs when abnormal cell division results in extra genetic material, such as a full or partial extra copy of chromosome twenty-one; and, WHEREAS, approximately 1 in every 800 children are born with Down syndrome, representing an estimated 6,000 births per year in the United States; and, WHEREAS, there are over 400,000 individuals living with Down syndrome in the United States; and, WHEREAS, it is estimated that 19 people live with Down syndrome in Johnson County, Missouri ranging in different levels of severity; and, WHEREAS, approximately 9 people live with Down syndrome in Warrensburg, Missouri; and, WHEREAS, while research and early intervention have resulted in dramatic improvements to the life span and potential of those who are affected, more investigation is needed into the causes and treatment of Down syndrome; and, WHEREAS, possessing a wide range of abilities, people with Down syndrome are active participants in educational, occupational, social and recreational circles of our community; and, WHEREAS, on December 19, 2011, the United Nations General Assembly declared March 21<sup>st</sup> as World Down Syndrome Day; and, WHEREAS, Down Syndrome Day is an opportunity to enhance public education and awareness about Down syndrome; NOW, THEREFORE, the Johnson County Commission, does hereby recognize March 21, 2023, as WORLD DOWN SYNDROME DAY and encourages our citizens to work together to promote respect and inclusion of individuals with Down syndrome and to celebrate their accomplishments and contributions. The theme for 2023 is “With Us Not For Us”.

Adjournment was at 4:00 p.m. The next meeting will convene on March 23, 2023.

ATTEST: \_\_\_\_\_

_____	_____
Diane Thompson, County Clerk	Troy A. Matthews, Presiding Commissioner
	_____
	John L. Marr, Eastern Commissioner
	_____
	Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**32<sup>nd</sup> Day's Proceedings, 23<sup>rd</sup> Day of March 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$278,142.06.

The Commissioners met with Diane Thompson, County Clerk; and Lisa Treece, Human Resources Director regarding Worker's Compensation Insurance (WCI) Premium Update. Treece noted that, after comparing the cost savings of \$6,000 to switch to MAC Trust Work Comp doesn't justify leaving Missouri Rural Services. Johnson County is a charter member of MO Rural Services. If we lost our coverage through MAC Trust we would have to wait two years to be accepted back into MO Rural Services. Our only other option would be a high claims pool that would cost considerably more. Thompson noted that an elected officials meeting is scheduled for March 28<sup>th</sup> to provide information to all departments.

At 10:31 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to Section (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: “YEA” Matthews, Marr, Kavanaugh. “ABSTAIN” None. “NAY” None. Motion carried. Other individuals in the closed session: Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director.

County Clerk Diane Thompson joined the meeting at 11:36 a.m. and left the meeting at 11:45 a.m.

At 12:03 p.m. having not finished the discussion and due to a scheduled meeting off site, Commissioner Kavanaugh motioned to suspend the closed session until 1:30 p.m. when the group will reconvene. The motion was seconded by Commissioner Marr. Roll was called on the motion and the members voted as follows: “YEA” Matthews, Marr, Kavanaugh. “ABSTAIN” None. “NAY” None. Motion carried.

At 1:33 p.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to reconvene the close meeting pursuant to the Pursuant to Section 610.021 of the Revised Statutes of Missouri relating to Section (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: “YEA” Matthews, Marr, Kavanaugh. “ABSTAIN” None. “NAY” None. Motion carried.

Other individuals in the closed session: Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director.

At 2:29 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Marr and seconded by Kavanaugh to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: “YEA” Matthews, Marr, Kavanaugh. “ABSTAIN” None. “NAY” None. Motion carried.

The Commissioners met with Capital Materials representatives at Rib Crib; the meeting was for discussion purposes only and no decisions were made.

Commissioner Matthews attended the Johnson County Economic Development Corporation Board of Directors meeting in the third-floor conference room.

Adjournment was at 4:00 p.m. The next meeting will convene on March 27, 2023.

ATTEST:

Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT

33<sup>rd</sup> Day's Proceedings, 27<sup>th</sup> Day of March 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Gary Bell, who presented two applications for Road and Bridge Supervisor.

**Retail Liquor by Drink Caterer Liquor Temporary License**  
C.R. Tobacco d/b/a Weston Tobacco, 357 Main Street, Weston, MO requested and was granted license to sell temporary retail liquor by drink caterer for a period of ten (10) days from March 25, 2023 at a temporary concession stand and designated concession area at MKI Pavilion at 107 Ming Street, Warrensburg, MO. The license shall expire April 3, 2023.

The Commissioners met with Cassidy Burwick for the Emergency Management Agency Update. Burwick reviewed that the teen CERT is coming to a close and they are gearing up for a disaster exercise (tornado) to utilize the skills they have learned.

The Commissioners met with Mary Lutjen for the Custodial Update. Lutjen thanked the Commissioners for allowing her to order new cleaning supplies. Lutjen reported the new hire completed a week of training and is working well. Lutjen requested an employee handbook and stated that Human Resources has refused to provide a handbook because they do not have an updated version. Commissioner Kavanaugh stated that every employee should be given a handbook when they are hired. Lutjen requested Thursday off due to appointments. Commissioner Marr said that Lutjen could notify Jennifer Powers that she will be out of the office to update the Commissioners calendar.

Commissioner Kavanaugh took a phone call from Travelers Insurance regarding 122 Hout Street.

At 9:29 a.m. in the Commissioners' Chambers, located on the 2nd Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to Section (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried. Other individuals in this portion of the closed session: Jennifer Powers, County Clerk Chief Deputy; Jim Schuessler and Paul Osborne, McClure Engineering; Mike Raaf PKMR Engineers; Douglas Boe, WSKF Architects.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to suspend the closed session at 10:35 a.m. until 11:00 a.m. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

At 10:56 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to commence the closed the meeting pursuant to the section above. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in this portion of the closed session: Jennifer Powers, County Clerk Chief Deputy; Phillip Parra and Stuart Braden, IMEG; Trudy Faulkner, STRATA Architecture and Preservation.

At 12:01 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

(CONTINUED FROM PAGE 56) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**33<sup>rd</sup> Day's Proceedings, 27<sup>th</sup> Day of March 2023**

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Thompson reported receiving a call and email correspondence from Peter Muzik Travelers Insurance's Representative for Missouri American Water. Thompson stated MO American Water's insurance won't cover the damage to 122 Hout St as the frozen water main is considered an Act of God. Thompson also noted that Connor Kidd, Traveler's Claims Adjuster for the County's insurance also reached out via phone to inform her that the County's insurance policy won't cover the damages because the building has been uninhabited for more than 60 days. Thompson stated she would forward all information to the Randy Russell, Assured Partners, for follow-up on how to proceed with the damage to the Hout St building.

The Commissioners reviewed and approved the following Right of Way for Public Water Supply District #3 with the district doing the work begin on March 28, 2023 and end March 28, 2023 with work to include plowing or boring underground to install new water meter:

- 2023-029 | SE 600<sup>th</sup> Road; approx. 1,512 feet east of SE 321<sup>st</sup> Road; SE 600<sup>th</sup> Road will be closed between SE 251 and SE 321 Roads

The Commissioners individually reviewed and approved previous minutes.

Adjournment was at 4:00 p.m. The next meeting will convene on March 28, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk  
Troy A. Matthews, Presiding Commissioner  
John L. Marr, Eastern Commissioner  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**34<sup>th</sup> Day's Proceedings, 28<sup>th</sup> Day of March 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

At 8:29 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to Section (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried. Other individuals in the closed session: Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director.

At 8.46 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Marr and seconded by Kavanaugh to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners met with Bryan Jacobs, WAR President; and Bobbie Yeo, Old Drum Animal Shelter (ODAS) Executive Director for the Warrensburg Animal Rescue (WAR) Monthly Update. Also present: Jennifer Powers, Chief Deputy County Clerk. Sandra Streit and Taylor Hupe, WAR Board Members, attended the meeting by zoom. Yeo reviewed the prepared reports noting animal transport to Wayside Waiffs has increased. Yeo reviewed high reaction animals are often sent to Wayside Waiffs, as their staff are trained and have a program to help the animals. Yeo noted a volunteer, who is working to obtain a dog training license, is working with shelter animals to gain experience. Yeo noted smaller dogs are likely to be adopted sooner at ODAS, but noted that most of the dogs surrendered is due to training or personality challenges experienced by the previous owner. Jacobs stated before WAR took over the shelter operations, business' used to sponsor advertisement in the newspaper featuring available animals. Jacobs stated most of the adoption responses are coming through petfinder.com or social media. Yeo stated ODAS is at occupancy. Yeo noted working through a situation where two (2) dogs had gotten into a chicken coop, which could have been a volatile situation. Yeo noted the dogs were pets and the owners, when notified, were very apologetic stating their willingness to pay for the lost animals and damage. Yeo noted a separate situation where a dog was shot in the head and ODAS is holding the animal until law enforcement order changes. Yeo noted that ODAS was notified that Warrensburg Police Department is no longer willing to put animals in their police vehicle. Yeo noted potential challenges in the event of a seized since WAR cannot enter someone's property to obtain an animal. Yeo noted current procedure is to consider stray animals the priority over owner surrenders, which is challenging to explain to someone who feels the need to surrender their animal. Yeo stated ODAS tries to provide resources or guidance, as time allows. Yeo stated ODAS receives frequent requests for donated food, so WAR is looking at requesting another Chewy.com donation when a storage location is identified to store approximately 26 pallets for up to two (2) months. Jacobs stated the shipment could be various types of dog/cat/rabbit/lizard foods, animal steps/toys, etc. but when the shipment is received it takes a great deal of time and effort to organize, inventory and distribute the supplies.

Yeo noted working towards a Wayside Waiffs transport on Sunday, but Wayside Waiffs seem to be particular about the dogs they take. Yeo stated the shelter is now taking cats with limited space due to needed upgrade to the kennels. Yeo noted two (2) ODAS staff recently left. Yeo stated ODAS is still having a challenge with mice, noting efforts to capture the mice without using chemicals that could impact shelter animals. Streit asked the Commission if they were going to pay the invoiced amount or if they were going to have the shelter close ODAS effective April 1, 2023. The Commissioners noted those conversations are taking place within the Commission’s closed sessions and considered confidential, until such time a contract is signed.

Commissioner Marr attended the Hazardous Mitigation Planning Committee - Worksheet Scoring at the Emergency Management Agency at 263 SE 13 Highway, Warrensburg.

The Commissioners, Diane Thompson, County Clerk and Lisa Treece, Human Resources Director, hosted a Workers Compensation Insurance (WCI) Claims and Premiums discussion with elected officials and department heads. Also present: Scott Munsterman, Sheriff; Stormy Taylor, Recorder; Gary Bell, Road and Bridge Supervisor; Jimmy Tye, Road and Bridge Assistant Supervisor; Mary Lutjen, Custodian Supervisor; Cassidy Burwick, Emergency Management Agency Director; Rob Russell, Prosecuting Attorney joined the meeting at 1:46 PM. Thompson presented those in attendance with a copy of the WCI premium increases broken out by fund. Thompson explained that an additional bill will be received in May or June based on the actual increase in payroll from the fiscal year (FY) 2021/22 to FY 2022/23. Thompson noted that Treece had reached out to other WCI providers to see if there was an opportunity to lower costs by changing insurance companies, but the minimal cost savings did not warrant the effort to move. Thompson noted the current provider, Missouri Rural Services, offered to provide training materials and assist with any efforts the county undertakes to reduce claims going forward. Munsterman noted that the Sheriff’s Department has a manual they use, but it might not contain the right information in this situation. Commissioner Kavanaugh stated the County will provide any safety equipment that is not currently available or is broken. Bell noted the Road and Bridge Department has gloves, goggles and ear plugs. Commissioner Marr asked if it was possible to cut down on the claims. It was noted that some could not be avoided but others could, such as the slip and falls or trip and falls could be prevented by employees paying more attention to their surroundings. Treece will work with the different departments to set up safety committees and Russ Vanness, Vice President of Safety and Loss Prevention, will be available to assist with any training needs.

The Closed Session: Pursuant to RSMo. 610.021 (11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid; did not occur and has been tabled to a later date.

Bids for Johnson County Road Oils were opened at 2:30 p.m. on March 28, 2023 as advertised. The following bids were received:

Company Name		Asphalt and Fuel Supply, LLC	Costal Energy Corp. Willow Springs	Vance Brothers, Inc.	APAC - Central, Inc.
Company Location		Tulsa OK	MO	Kansas City MO	Springfield MO
2.6 A	MC 30 (per gallon)	\$3.75 delivered based on 5,500 gallon truckload	\$3.54	\$3.83	\$3.49 Freight to Johnson County included
2.6 B	EA 300 (per gallon)	-	\$3.03	\$2.78	No Bid
2.6 C	CRS-2 (per gallon)	-	\$2.24	\$2.38	No Bid
2.6 D	Asphalt Emulsified Prime (per gallon)	-	\$2.15	\$2.73	No Bid
2.6 E	Pump-off Charge	-	\$125.00	\$75.00	\$75.00
2.6 F	Hourly Unload Rate	-	\$100.00 per hour after two hours	\$70.00	\$75.00 after the first 2.0 hours
2.6 G	Restocking Fee**	-	N/A	\$0.00	\$0.50 / gallon
2.6 H	Freight Charge	-	\$1,065.00 for loads returned in route	\$0.08 included in above pricing	\$0.00 included in cost per gallon
2.6 I	Short Freight Load (number of gallons)	-	5,500 \$800.00 charge for loads less than 5,500	5,500 gallons, loads less than 5500 gallons will be charged freight at \$440.00	5,500

Those present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; Jennifer Powers, County Clerk Chief Deputy. Commissioner Marr motioned to take the Road Oils bids under advisement. Commissioner Kavanaugh seconded. Motion approved unanimously.

(CONTINUED FROM PAGE 58) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**34<sup>th</sup> Day's Proceedings, 28<sup>th</sup> Day of March 2023**

The Commissioners met with Tracy Brantner, Executive Director, for the Johnson County Economic Development Corporation (JCEDC) Monthly Update. Brantner noted JCEDC's efforts to make Brady Commerce Park a "certified site" (signifying the site has been pre-qualified through a standardization process to meet the requirements of industry) to be considered by future businesses to come to Johnson County MO. Brantner reviewed Weldon Brady's request for Brady Commerce Park to be overseen by Randy Russell and Vicki McDonald and their involvement in the development of site plans recently prepared by McClure Engineering. Brantner reviewed the two (2) concepts prepared noting the preference of concept two since less costs are involvement for the roadway. Brantner reviewed the importance of planned items: Open Space: Wetland and water conveyance through wetlands to Bear Creek (water management is especially important since some of the park is in a floodplain), conservation area, trail, trail head, shared-use path. Land Use: flex light-industrial/industrial development, multi-family residential (desired to have workforce housing near the industry), commercial and retail. Brantner reviewed the next steps for Brady Commerce Park: remove the lake and compact the land; complete the environmental assessment and geotechnical survey in the northern section. Commissioner Matthews expressed concern with the limited parking for the new buildings, especially in consideration of existing parking for Dollar Tree Distribution Center. Brantner stated JCEDC will start advertising for a small business coordinator soon. Brantner noted she was given the Sheriff's American Rescue Plan Act (ARPA) grant with the request for review. Commissioner Kavanaugh asked Brantner had any thoughts about gaining Commercial Driver License (CDL) drivers. Brantner noted that State Fair Community College, Amy Jackson, received a grant and has a mobile simulator; and may be willing to present the information.

Commissioner Kavanaugh attended the University of Missouri Extension Council Meeting.

Adjournment was at 4:00 p.m. The next meeting will convene on March 30, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**35<sup>th</sup> Day's Proceedings, 30<sup>th</sup> Day of March 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed accounts payable and held out the Warrensburg Animal Rescue (WAR) invoice in the amount of \$36,743.24 for discussion. The Commissioners approved accounts payable in the amount of \$587,079.49.

The Commissioners met with Randy Russell, AssuredPartners (County's property and liability insurance broker), regarding 122 Hout Street, Warrensburg MO. Russell reviewed his understanding of Missouri American Water's (MAW) insurance current stance: that the flooding in 122 Hout Street, Warrensburg was due to poor building management by the County with below freezing temperatures. Commissioner Kavanaugh noted the MAW's admittance of multiple water meter installation problems and multiple water meters failing. Russell advised the Commission to attempt to dry the building, which will require the Commission to install temporary power to the building. Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve Dennis Boling to install temporary power with six (6) ground fault interrupters (GFI) plugs at 122 Hout Street, Warrensburg for the purpose of drying out the building from the water meter failure, for the amount of \$2,900.00. Motion approved unanimously. The Commissioners notified Mitch Marquess, Maintenance Supervisor, of the approved work and requested quotes be obtained to rent the needed fans and dehumidifier (rental and purchase) to help dry the area. Commissioner Kavanaugh stated Marquess needed to keep track of funds spent on drying out 122 Hout Street, so reimbursement can be made by the insurance company.

At 8:29 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to Section (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director.

Commissioner Marr motioned and Commissioner Kavanaugh seconded to decline the Warrensburg Animal Rescue invoice in the amount of \$36,743.24 and pay Warrensburg Animal Rescue a one-time advance of \$30,000 to be subtracted from the contracted amount in the 2023 Animal Shelter Operations Agreement.

Roll Call Vote: Matthews: YEA; Marr: YEA; Kavanaugh: YEA. Motion approved unanimously.

COMMISSION ORDER: 2023 Warrensburg Animal Rescue Advance Payment

WHEREAS, Johnson County Commission received some shelter reports from Warrensburg Animal Rescue on March 13, 2023 for February 2023 and financial reports with an invoice in the amount of \$76,557.50 on March 17, 2023; and WHEREAS, the current agreement between Johnson County Commission and Warrensburg Animal Rescue is for a monthly fee of \$40,071.30; and WHEREAS, Johnson County Commission paid Warrensburg Animal Rescue \$40,071.30 on March 23, 2023; and WHEREAS, Johnson County Commission received a request for advance payment to Warrensburg Animal Rescue in the amount of \$36,743.24 on March 29, 2023; and WHEREAS, Johnson County Commission requested Warrensburg Animal Rescue provide Cash Flow Statement (to identify the operational funding gap) through the end of April 2023 with all Unrestricted Fundraising monies transferred to your Business Checking (operating) account on March 28, 2023; and NOW, THEREFORE, having reviewed and carefully considered all information received, the Johnson County Commission hereby approves an advance payment of \$30,000.00 to Warrensburg Animal Rescue and authorizes the Auditor to make the payment accordingly.

Brantner left the meeting at 8:46 a.m.

At 8:46 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to suspend the meeting until 9:00 a.m. pursuant to the section above. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

At 9:13 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to the sections above.

Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried. Other individuals in this portion of the closed session:

Jennifer Powers.

At 9:19 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to suspend the closed meeting until 9:30 a.m. pursuant to the section above. Roll was called on the motion and the members voted as follows: "YEA"

Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

At 9:38 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to the sections above.

Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried. Other individuals in this portion of the closed session:

Jennifer Powers and Tracy Brantner.

At 10:08 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Marr and seconded by Kavanaugh to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.



(CONTINUED FROM PAGE 60) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**  
**35<sup>th</sup> Day's Proceedings, 30<sup>th</sup> Day of March 2023**

The Commissioners met to consider the bids received for Road Oils; also present: Jennifer Powers, County Clerk Chief Deputy; Gary Bell, Road and Bridge Supervisor; Jimmy Tye, Road and Bridge Assistant Supervisor. Bids for Road Oils were opened at 2:30 p.m. on March 28, 2023 as advertised. Bids were received from: Asphalt and Fuel Supply, LLC, Tulsa OK; Costal Energy Corp., Willow Springs MO; Vance Brothers, Inc., Kansas City MO; and APAC - Central, Inc., Springfield MO. The Commissioners took the bids under advisement on March 28, 2023. The Commissioners reviewed the Bid Tabulation.

		Asphalt and Fuel Supply, LLC	Costal Energy Corp. Willow Springs MO	Vance Brothers, Inc. Kansas City MO	APAC - Central, Inc. Springfield MO
Company Name Company Location		Tulsa OK			
2.6 A	MC 30 (per gallon)	\$3.75 delivered based on 5,500 gallon truckload	\$3.54	\$3.83	\$3.49 Freight to Johnson County included
2.6 B	EA 300 (per gallon)	-	\$3.03	\$2.78	No Bid
2.6 C	CRS-2 (per gallon)	-	\$2.24	\$2.38	No Bid
2.6 D	Asphalt Emulsified Prime (per gallon)	-	\$2.15	\$2.73	No Bid
2.6 E	Pump-off Charge	-	\$125.00	\$75.00	\$75.00
2.6 F	Hourly Unload Rate	-	\$100.00 per hour after two hours	\$70.00	\$75.00 after the first 2.0 hours
2.6 G	Restocking Fee**	-	N/A	\$0.00	\$0.50 /gallon
2.6 H	Freight Charge	-	\$1,065.00 for loads returned in route	\$0.08 included in above pricing	\$0.00 included in cost per gallon
2.6 I	Short Freight Load (number of gallons)	-	5,500 \$800.00 charge for loads less than 5,500	5,500 gallons, loads less than 5500 gallons will be charged freight at \$440.00	5,500

Commissioner Marr noted that Asphalt and Fuel Supply, LLC and APAC – Central Inc. did not bid on all items. Tye stated there is no current plan to use EA 3000 this year. The Commissioners asked for the Road and Bridge Department’s recommendation. Bell stated consideration should include the cost of the material and potential additional charges if the vendor sends their loads the night before which could mean additional costs for return loads. Tye stated there is a convenience of being able to drive to a local vendor to get a short load that would allow the project to be completed. Having considered the bids and the Road and Bridge Department’s recommendation, Commissioner Kavanaugh motioned and Commissioner Marr seconded to award the road oils bid to Vance Brothers, Inc., Kansas City MO with the following prices:

MC 30	\$3.83 per gallon
EA 300	\$2.78 per gallon
CRS-2	\$2.38 per gallon
Asphalt Emulsified Prime	\$2.73 per gallon
Pump-off Charge	\$75.00
Hourly Unload Rate	\$70.00
Restocking Fee**	\$0.00
Freight Charge	\$0.08 included in above pricing
Short Freight Load	5,500 gallons, loads less than 5500 gallons will be charged freight at \$440.00

\*\* In the event of a rainout or a cancellation while enroute due to a rainout, equipment breakdown, etc. Motion approved unanimously. The Commissioners signed the Agreement for Road Oils with Vance Brothers Inc., Kansas City, Missouri. Tye stated he would send updated hard surface road projects costs to Powers so property owners can be notified to make plans for payments to be made by April 30, 2023:

- NW 451<sup>st</sup> Road (Oak Creek) – From Division Road to cul-de-sac
- SE 900<sup>th</sup> Road – From SE 201<sup>st</sup> Road to SE 251<sup>st</sup> Road
- NW 1891<sup>st</sup> Road (Kiowa and Cherokee Hills) – From NW 550<sup>th</sup> Road to cul-de-sac

Commissioner Matthews and Commissioner Marr approved a wage continuation extension for one road and bridge employee and a new wage continuation for a road and bridge employee.

Adjournment was at 4:30 p.m. The next meeting will convene on April 3, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

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## RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT

### 1<sup>st</sup> Day's Proceedings, 3<sup>rd</sup> Day of April 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Mitch Marquess for the maintenance update.

- 122 Hout Street – Marquess stated that Dennis Boling is installing temporary electrical power to the building, per the Commission's March 30, 2023 instruction. Marquess stated no overhead lights will be operational so temporary (plug in) lighting has been purchased. Marquess noted the electrical outlets will be outside and will be locked. Marquess noted venting options (utilizing the old boiler chimney flue and air vents) and recommended the rental or purchase of three commercial fans to move and direct the air out of the building. Commissioner Kavanaugh noted having spoken with Mike Ortmeier, SteaMagic Carpet Care LLC, who had a used commercial dehumidifier that the County could purchase for \$1,200; after having reviewed the equipment, the Commissioners approved the purchase of the dehumidifier. The Commissioners agreed to proceed with the purchase of three (3) fans from Amazon and dehumidifier from SteaMagic.
- Justice Center – Marquess noted APEX, heating ventilation air conditioning (HVAC) technician, was on site March 31, 2023 and reported the west courtroom HVAC unit needs a new board. Marquess noted that Judge Roach was able to move proceedings to the larger courtroom last week but is not able to this week and the room is very warm (even though the fan is running). Marquess noted the west courtroom HVAC is running sometimes but likely needs the board replaced as well. The Commissioners agreed for Marquess to proceed with the purchase of two (2) HVAC boards through APEX with overnight shipping, if available.
- Courthouse Roof – Marquess noted significant wind on March 31, 2023 caused some shingles to blow off the roof deck. Commissioner Matthews and Marquess reviewed the roof from the roof walkway but were not able to see where the shingle had fallen from. Emergency Management Agency was contacted to take drone images of the courthouse roof when the weather/wind was appropriate.

Commissioner Marr motioned and Commissioner Kavanaugh seconded to approve and authorize Presiding Commissioner to sign the Aluminized Culverts Agreement.

The Commissioners reviewed and approved the following Right of Ways for Spectrum Mid-America with SCC, LLC Underground contracting and work to begin April 3, 2023 and end April 30, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services.

- 2023-030 | 166 NW 361<sup>st</sup> Road, Centerview (job going from east to west, 100' total footage); Drop bore will need to cross the road for one address, 166 NW 361<sup>st</sup> Road; install dropped on the west side of the road, install 2" conduits so drops can be pulled.

The Commissioners met with Jill Purvis for the Warrensburg Main Street for the monthly update.

- Martin Warren students – Purvis noted a program today with students from Martin Warren elementary school, that includes students visiting downtown stores to learn about small businesses.
- Conference – Purvis noted attending Main Street Now in Boston Massachusetts last month for a national conference connecting over 1,900 Main Streeters.
- Fundraising – Purvis reviewed that the main fundraiser, Piccadilly, was well attended by 275 people and 30 volunteers.
- Farmer's Market – Purvis noted the first market will start April 29, 2023 in the evening, May 6, 2023 starts the market for Saturday mornings that will continue through September 2023. Purvis thanked the Commissioners for the support of Main Street's grant for a Farmers' Market shed.
- Prom Parade – Purvis noted the prom parade will be April 15, 2023 on West Pine Street.
- Art Walks – Purvis stated downtown Warrensburg hosts art walks on the third Wednesday of each month April through September.
- Burg Fest – Purvis reviewed that Burg Fest will occur October 6-7, 2023 and booth spaces will likely sell out, if vendors or non-profit organizations would like to set up a booth, they should sign up early.
- 122 Hout Street – Purvis stated she is aware of people interested in purchasing property downtown, so when/if the Commission decides to sell, she would like to be informed. Purvis noted that most purchasing property downtown Warrensburg are aware of the challenges involved with old construction.
- Right of way – Purvis asked if the County had been in contact with the City of Warrensburg about fiber installation downtown (including around the courthouse). Purvis stated they were informed the installation was not to impact sidewalks or any business and should only take one day to complete. Commissioner Matthews stated the fiber might be being placed in the stormwater drainage system.
- Storm Damage – Purvis noted the March 31, 2023 high wind incident and noted the impact on the First United Methodist Church roof. The Commissioners noted a courthouse shingle was located on the ground but it is unknown, at this time, from where on the roof the shingle came.

The Commissioners met with Tracy Brantner about William (Bill) Payne's request to find a way to extend the payment period of the chip and seal road project for SE 900<sup>th</sup> Road to multiple years. The cooperative road program has a required payment by April 30 of the project work year; discussion include the option of a Neighborhood Improvement District (NID). Powers noted that NIDs are created through a petition process as directed by statute and NID projects for a road require an engineer and a long-term surface (to outlast the life of the bonds), such as asphalt or concrete.

The Commissioners individually reviewed and approved previous minutes.

Fees received in March 2023 from Stormy Taylor, Recorder of Deeds were approved. Fees deposited with the Treasurer were \$31,634.70.

Adjournment was at 4:00 p.m. The next meeting will convene on April 4, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner  
  
John L. Marr, Eastern Commissioner  
  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**2<sup>nd</sup> Day's Proceedings, 4<sup>th</sup> Day of April 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The transfer of funds for payroll of County Officials and employees for the period March 18, 2023 through March 31, 2023 was approved from County funds in the following amounts: County Revenue: \$68,325.04; Road and Bridge Department: \$47,285.70; Assessment: \$16,796.82; Bridge Construction: \$25,063.32; Juvenile Officers: \$5,488.16; Prosecuting Attorney: \$28,035.04; MoSMART Sal Supplement: \$323.05; Recovery Court – SAMHSA Grant: \$6,158.47; Commission Administrative: \$0.00; Sheriff: \$78,418.62; Jail: \$79,521.54; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$359,510.73.

The monthly report of monies received in March 2023 by Diane Thompson, County Clerk was approved. Deposited with the Treasurer was \$11,696.61.

The Commissioners met with Stephanie Truex Johnson County Community Health Services (JCCHS) Monthly Update. Truex noted that this is National Public Health Week and each day there is a different focus: Community (Monday), Violence Prevention (Tuesday), Reproductive and Sexual Health (Wednesday), Mental Health (Thursday), Rural Health (Friday), Accessibility (Saturday), and Food and Nutrition (Sunday). Truex stated JCCHS is offering cardiopulmonary resuscitation (CPR) training with two (2) trainings recently completed for Johnson County staff. Truex noted JCCHS is offering community training once a month for community members. Truex stated they would be working on renovating (with electricity and signage) a trailer they use for events monthly. Truex noted JCCHS is offering LSVT BIG Therapy to those homebound individuals suffering from Parkinson’s Disease. Truex stated the therapy is vastly different from other therapies with the goal to allow people to remain in their home longer.

Commissioner Marr and Commissioner Matthews approved the wage continuation extension from the Road and Bridge Department.

- The Commissioners met with Jimmy Tye, Road and Bridge Supervisor; discussion included:
- Promotion – The Commissioners presented Tye with the promotion letter as had been notified on March 30, 2023. Tye thanked the Commission for the opportunity.
  - Communication – Tye asked if the Commission would prefer to meet with him on a bi-weekly basis or weekly basis. Commissioner Marr stated that Tye could come in when he had an issue to discuss.
  - Work Schedule – Tye requested the Commission’s permission to instate a four (4) day, ten (10) hour work week (6:00 a.m. – 4:30 p.m.) and for the Road and Bridge Department effective May 1, 2023 until the end of construction schedule; notifying employees upon the Commission’s approval. Commissioner Marr stated the challenge of starting at 6:00 a.m. this early in the year is having to wait until there is daylight to go out to work. The Commissioners agreed that Tye could instate a four (4) day, ten (10) hour work week (6:00 a.m. – 4:30 p.m.) and for the Road and Bridge Department effective May 1, 2023.
  - Sheriff Detention Center Gravel / Fence Project – Tye noted gravel had been laid around the wastewater evaporation pond. Tye reviewed the next steps of the project are to have utilities located around the parking lot extension and dumpster, then remove the top layer of vegetation to allow for a four (4) inch layer of gravel to matching up with the existing driveway elevation. Tye noted the lower elevation of the southeast corner that may need to be built up. Commissioner Kavanaugh requested that the Road and Bridge Department remove the fence, in preparation for a new fence installation (allowing for a service vehicle to drive around the pond). Commissioner Kavanaugh also requested the area proceeding to, and including the dumpster be refreshed with gravel.
  - Workplace Safety – Tye noted his willingness to assist with an incentive plan for workplace safety.

**(CONTINUED FROM PAGE 64) RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT  
2<sup>nd</sup> Day's Proceedings, 4<sup>th</sup> Day of April 2023**

The Commissioners received the March 2023 Summary Settlement from Treasurer Heather Reynolds.

Commissioner Marr and Commissioner Matthews met with Mitch Marquess and discussed challenges with the secured entry on the northwest corner, main floor of the Justice Center, 135 West Market, Warrensburg.

Adjournment was at 4:00 p.m. The next meeting will convene on April 6, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT  
3<sup>rd</sup> Day's Proceedings, 6<sup>th</sup> Day of April 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$127,640.24. The Commissioners discussed Ulrich software, which will be used by the Assessor, Collector and possibly the County Clerk Office; Commissioner Kavanaugh stated that Assessor Mark Reynolds took care of bidding for the software.

- The Commissioners met with Mitch Marquess, Maintenance Supervisor, regarding the Justice Center:
- Northwest Exterior Entrance – Marquess reported the staff secured entrance has failed again (previous time was March 9, 2023)
  - Roof – Marquess reported there was water flooding in the Prosecuting Attorney and Associate Judge offices from April 4-5, 2023 rains. Marquess has temporarily patched a portion of the southwest corner of the old portion of the building with tar but there is likely a problem with the drain trough in the wall.

Commissioner Matthews attended a Whiteman Area Leadership Council meeting.

The Commissioners met with Emma Boyle, Elaine Anderson, Allison Bolt and Leo Watson for the University of Missouri Extension Monthly Update. Boyle presented and reviewed the budget and program summary. Also discussed was the Heroes to Hives program where students participate in a 9-month comprehensive education program that couples online lectures with hands-on learning. Students receive 2-6 hours of lecture content every month from March-November that is pre-recorded so that they can learn at their own pace. On-ground training takes place April-October at the Heroes to Hives apiary located on the University of Central Missouri Mitchell Street Farm and MU Southwest Research Center. Hands-on training includes hive handling, hive inspections, pest and pathogen management, and beekeeping ergonomics.

The Commissioners met with Andrew White regarding the Sheriff's Detention Center Wastewater Stabilization Pond Fencing. White presented a quote for a total of \$11,750.00 to install the fence and two gates. White noted it will take a day to set up posts then a couple of days to stretch the fence and depending on the availability of the gates. Commissioner Kavanaugh noted the importance of there being enough room between the fence and the pond to drive repair type of equipment around the pond. Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve White Construction and Welding, Warrensburg MO to install a six (6) foot commercial grade chain link fence around the lagoon at the Sheriff's Office and Detention Center with posts in concrete and one drive gate (double five foot) and one walk gate (four foot) with a total price of \$11,750.00 for labor and materials with \$7,840.00 to be paid upfront for materials and remaining balance to be paid at completion.

The Commissioners met with Jeff Crocker, Heartland Area Land Owners, for legislative research for potential 1,000 acre utility solar project in Johnson County, Missouri. Location has to be near a high transmission switch site but typically the ground would be untillable to be affordable. The Commissioners stated there are currently no county ordinances in place to restrict the installation of solar panels but a 1,000 acre solar farm is not likely to be well received in Johnson County by property owners. Commissioner Matthews noted the already existing challenges with flooding, specifically Blackwater, and the reduction of tillable land would likely only increase flooding issues.

(CONTINUED FROM PAGE 65) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**3<sup>rd</sup> Day's Proceedings, 6<sup>th</sup> Day of April 2023**

The Commissioners approved the Request for Bids (RFB): Johnson County Courthouse – East / West Entrances and Accessible Entrance Repairs to be advertised in the Warrensburg Star Journal, which meets the federal requirements of 500 newspaper subscriptions, should the Commission desire to use American Rescue Plan Act (ARPA) funds. The legal notice is to be placed in the April 11, 2023 paper and read as follows:

**REQUEST FOR BIDS Johnson County Courthouse East / West Entrances and Accessible Entrance Repairs**

**NOTICE IS HEREBY GIVEN** that Johnson County, Missouri is issuing a Request for Bids (RFB): Courthouse East / West Entrances and Accessible Entrance Repairs. A complete copy of this RFB will be posted on the County’s website at <https://jococourthouse.com/bids.html> All questions concerning this Request for Bids shall be submitted by email or in written form to [trudy@strata-arch.com](mailto:trudy@strata-arch.com). Sealed bids will be opened at **1:30 p.m. (CST) on Thursday, May 11, 2023**, in the County Commission’s Office. Qualified Bidders must submit their bids before this deadline to Johnson County Clerk, 300 N. Holden St., Ste. 201, Warrensburg MO.

It was additionally noted that most of the County’s procurement procedures align with the federal requirements for project is over \$250,000 but it should be verified that minority business owners are be notified of the project.

The Commissioners met with Doug and Linda Anderson, homeowners in Cherokee Hills regarding the Cherokee Hills and Kiowa Hills (NW 1891<sup>st</sup> Road) Escrow Account. Doug Anderson stated the road was originally chip and sealed by the developer. Linda Anderson stated there is not a homeowner’s association (HOA) for either subdivision, but they have created a road association now and registered with the Secretary of State. Anderson stated the association had not been recorded with the Johnson County Recorder of Deeds. The timeline was reviewed and discussed:

- 8/27/1999 – Kiowa Hills Subdivision plat was recorded at the Johnson County Recorder’s Office
- 6/7/2000 – Cherokee Hills Subdivision plat was recorded at the Johnson County Recorder’s Office
- Unknown date – the cul-de-sac at the end of Kiowa Hills was removed upon extension of NW 1891<sup>st</sup> Rd and the development of Cherokee Hills.
- 11/1/2001 – NW 1891<sup>st</sup> Road, from NW 550<sup>th</sup> Road to where the road ended in a cul-de-sac in Kiowa Hills was accepted as a county-maintained road.
- 2002 – Cherokee Hills homes mostly constructed
- 10/18/2005 – Per the Commission order: “The County Road and Bridge Department to make repairs to NW 1891 from NW 550 south to where it cul-de-sacs at the county’s cost in lieu of the credit, with any remaining funds placed into an escrow account. Furthermore, beginning in 2006, Kiowa Hills will be placed on the annual subdivision list and Johnson County will place funds in an escrow account pro-rata per mile, currently \$1,200.00 per mile, each year as other homeowner associations. Johnson County will only be responsible for snow removal and any culverts under the roadbed that need to be replaced; the county will not be responsible for any maintenance on the asphalt surface of the road.”
- 7/8/2019 – The Commissioners received a petition to return NW 1891<sup>st</sup> Road to a gravel road at no cost to the property owners from the residents and / or landowners of property on NW 1891<sup>st</sup> Road beginning at NW 550<sup>th</sup> Road and proceeding to south approximately 2,133 feet to the cul-de-sac in Kiowa Hills and Cherokee Hills subdivisions located in Section 26, Township 47, Range 29 all in Johnson County, Missouri. A copy of the paperwork was given to Road and Bridge Supervisor, Gary Bell. Removed from gravel reimbursement list for 2019.
- 10/3/2022 – The Commissioners received a Dead-End Road / Subdivision Hard Surface Road Application from Property Owners in Kiowa Hills and Cherokee Hills with an estimated cost of \$34,536.37; NW 1891<sup>st</sup> Road measured as 0.437 miles.
- 2023 – Application to Use Hard Surface Road Escrow Account Funds was created for use of the \$2,588.00 currently in the Kiowa Hills escrow account.

The Commissioners noted that when the road was originally measured, the measurement was taken with current available equipment (vehicle odometer) which was not as sophisticated as current technology (distance measuring instrument) which is designed to accurately measure distances to the feet of a road and the order accepting the road should have included both subdivision names.

The Commissioners reviewed the gravel reimbursement rates of 2006 through 2018 and mileage difference.

Year	Per Mile Rate	0.137 Mileage Difference
2006	\$1,200	\$164.40
2007	\$1,200	\$164.40
2008	\$1,200	\$164.40
2009	\$1,200	\$164.40
2010	\$1,200	\$164.40
2011	\$1,200	\$164.40
2012	\$1,200	\$164.40
2013	\$1,200	\$164.40
2014	\$1,200	\$164.40
2015	\$1,200	\$164.40
2016	\$1,400	\$191.80
2017	\$1,400	\$191.80
2018	\$1,400	\$191.80

**TOTAL \$2,219.40**

Commissioner Marr motioned and Commissioner Kavanaugh seconded to approved Order 20230406 Amending Acceptance of NW 1891<sup>st</sup> Road (Kiowa Hills and Cherokee Hills Subdivisions). Motion approved unanimously.

**(CONTINUED FROM PAGE 66) RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT  
3<sup>rd</sup> Day's Proceedings, 6<sup>th</sup> Day of April 2023**

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Order 20230406 Amending Acceptance of NW 1891<sup>st</sup> Road (Kiowa Hills and Cherokee Hills Subdivisions) WHEREAS the Kiowa Hills Subdivision plat was recorded at the Johnson County Recorder's Office on August 27, 1999; and WHEREAS the Cherokee Hills Subdivision plat was recorded at the Johnson County Recorder's Office on June 7, 2000; and WHEREAS the cul-de-sac at the end of Kiowa Hills was removed upon extension of NW 1891<sup>st</sup> Rd and the development of Cherokee Hills at an unknown date; and WHEREAS the NW 1891<sup>st</sup> Road, from NW 550<sup>th</sup> Road to where the road ended in a cul-de-sac in Kiowa Hills was accepted as a county-maintained road with a measurement on the road of 0.3 miles; and WHEREAS the County Commission signed an order on October 18, 2005 stating "The County Road and Bridge Department to make repairs to NW 1891 from NW 550 south to where it cul-de-sacs at the county's cost in lieu of the credit, with any remaining funds placed into an escrow account. Furthermore, beginning in 2006, Kiowa Hills will be placed on the annual subdivision list and Johnson County will place funds in an escrow account pro-rata per mile, currently \$1,200.00 per mile, each year as other homeowner associations. Johnson County will only be responsible for snow removal and any culverts under the roadbed that need to be replaced; the county will not be responsible for any maintenance on the asphalt surface of the road."; and WHEREAS the Commissioners received a petition on July 8, 2019 to return NW 1891<sup>st</sup> Road to a gravel road at no cost to the property owners from the residents and / or landowners of property on NW 1891<sup>st</sup> Road beginning at NW 550<sup>th</sup> Road and proceeding to south approximately 2,133 feet to the cul-de-sac in Kiowa Hills and Cherokee Hills subdivisions located in Section 26, Township 47, Range 29 all in Johnson County, Missouri; and WHEREAS the Road and Bridge Department turned NW 1891<sup>st</sup> Road to gravel at no direct cost to the property owners and NW 1891<sup>st</sup> Road was removed from gravel reimbursement list for 2019 and years following until such time the road becomes hard surfaced; and WHEREAS the County-maintained Kiowa Hills escrow account has a balance of \$2,588.00; and WHEREAS the Commissioners on October 3, 2022 received a Dead-End Road / Subdivision Hard Surface Road Application from Property Owners in Kiowa Hills and Cherokee Hills with an estimated cost of \$34,536.37; NW 1891<sup>st</sup> Road measured as 0.437 miles; and WHEREAS the property owners requested the Commission's consider updating the order accepting 0.3 miles of NW 1891<sup>st</sup> Road in Kiowa Hills Subdivision to include the additional 0.137 miles of NW 1891<sup>st</sup> Road in Cherokee Hills Subdivision and funds be distributed to the newly formed Kiowa-Cherokee Hills Road Association; and WHEREAS the Road and Bridge Department stated that NW 1891<sup>st</sup> Road beginning at NW 550<sup>th</sup> Road and proceeding 0.437 miles South to where the road dead ends at a cul-de-sac in the platted subdivisions of Kiowa Hills and Cherokee Hills in Section 26, Township 47 North, Range 29 West, in Johnson County, Missouri meets the requirements set by the County Commission for roads to be accepted as a county-maintained road; and THEREFORE Johnson County Commission assumes maintenance of said road roadway and the Road and Bridge Department will be responsible for the following:

1. Right of Way / Ditches: Johnson County will maintain ditches in the county's right of way. Property Owners may purchase a driveway or a field entrance culvert and request Johnson County Road and Bridge Department to install the culvert. It should be noted the moving or addition of a driveway or field entrance must be approved by the County Road and Bridge Department.
2. Road Surface: Johnson County will be responsible for providing gravel, grading and maintaining the road surface. Johnson County will be responsible for snow removal and any culverts under the roadbed that need to be replaced as is done with other county-maintained roads.

FURTHERMORE, upon notification of Kiowa-Cherokee Hills Road Association establishment documents being recorded with the Johnson County Recorder of Deeds, the Commissioners approve and authorize the Auditor to transfer \$2,219.40 from Road and Bridge (002-120-57410) to Road Paving program Patron Aid (078-000-44752) in lieu of back pay for the mileage discrepancy; and, FURTHERMORE, the Commissioners approve and authorize the Auditor to transfer \$2,588 from Kiowa Hills Disbursement (045-000-56932) to Road Paving program Patron Aid (078-000-44752) to paydown the Kiowa Hills Escrow Fund; and, FURTHERMORE, the amount due to Johnson County by the Kiowa-Cherokee Hills property owners for the chip and seal project will be reduced by \$4,807.40 with the Kiowa-Cherokee Hills Road Maintenance Association paying the difference of \$25,518.48; and, FURTHERMORE, upon completion of the hard surfacing, the County Commission will consider and act upon accepting the road as a hard surfaced road, with payment in lieu of gravel expenses being made to the Kiowa-Cherokee Hills Road Maintenance Association.

*RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT 3<sup>rd</sup> Day's Proceedings, 6<sup>th</sup> Day of April 2023 is continued on page 68*

(CONTINUED FROM PAGE 67) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**3<sup>rd</sup> Day's Proceedings, 6<sup>th</sup> Day of April 2023**

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Tax Distribution Summary with total distribution of \$372,661.22 for March 2023 was received and approved as submitted by Laura Smith, Collector.

At 11:02 a.m. in the Commissioners' Chambers, located on the 2nd Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to Section (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record; (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected; Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in this portion of the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director; Travis Elliott, Ellis, Ellis, Hammons & Johnson, P.C. (County Legal Counsel).

Commissioner Kavanaugh motioned and Commissioner Marr seconded to suspend the closed session at 12:50 p.m. until 1:00 p.m. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

At 1:04 p.m. Commissioner Marr motioned and Commissioner Kavanaugh seconded to commence the closed session. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in this portion of the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director; Travis Elliott, Ellis, Ellis, Hammons & Johnson, P.C. (County Legal Counsel); Katie Barnett, Warrensburg Animal Rescue Legal Counsel; Bobbie Yeo, Old Drum Animal Shelter Executive Director; Bryan Jacobs, Warrensburg Animal Rescue President.

At 2:58 p.m. Yeo, Barnett and Jacobs left the meeting.

At 3:23 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Adjournment was at 4:00 p.m. The next meeting will convene on April 10, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner



**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**4<sup>th</sup> Day's Proceedings, 10<sup>th</sup> Day of April 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Heather Reynolds, Treasurer submitted documentation from the state for March 2023 sales tax funds which have been received and distributed as follows: General Revenue: \$301,162.98; Jail: \$150,507.92; County Law Enforcement: \$276,774.86; Animal Services: \$69,240.11; Road and Bridge: \$301,162.89; Law Enforcement: \$301,163.16; and Road Use Tax: \$263,827.92.

The Law Enforcement Tax City Distribution for March 2023 was made by Auditor Chad Davis on February 10, 2023 as follows: Centerview: \$1,482.63; Chilhowee: \$1,958.31; Holden: \$14,941.46; Kingsville: \$1,530.06; Knob Noster: \$14,655.50; Leeton: \$3,684.88; Warrensburg: \$97,270.58. The total distribution was \$135,523.42. The county portion was \$165,639.74.

The Commissioners met with Cassidy Burwick for the Emergency Management Agency Update.

- Trainings – Burwick stated they did three (3) different exercises for the 30 students that completed the teen Community Emergency Response Team (CERT) training. Burwick noted completing interviews with two (2) potential interns over the summer.
- Household Hazardous Waste (HHW) – Burwick noted the first HHW Collection for this year is Saturday, April 15<sup>th</sup>. Burwick noted the change to the collection procedures with separate containers for gas and oil due previous collection’s identification of jet fuel. Commissioner Marr noted the separation of gas and oil raises the flammability, with a lower flash point, for the collected gas. Burwick noted the new collection procedure will require attaching a ground cable between the barrels and a ground rod.
- Outdoor Warning Sirens – Commissioner Kavanaugh asked about the potential need to expand the outdoor sirens in Johnson County, considering the extensive development. Burwick noted that gaps could be identified by Blue Valley Public Safety, but it is important to note that the outdoor warning sirens are intended to warn individuals outside so they can seek shelter indoors and gain information from radio or television.

The Commissioners met with Brandon Miller regarding roads in Lake Michael. Miller stated there are problems with the roads and the school bus company is not willing to travel some of the roadways due to the poor structure of the road:

- SE 125<sup>th</sup> Road between 605 SE 125<sup>th</sup> Road and 607 SE 125<sup>th</sup> Road is failing because the water is not draining through the culvert.
- SE 611<sup>th</sup> Road has a significant pothole that is not exclusive to the road surface and the structure or base of the road is failing.

Miller stated the roads are hard surface and have been accepted by the County but should not be identified as a subdivision road since the roads are used as a through road to reach other subdivisions. Miller noted some of the roads were initially established as emergency access to the Knob Noster State Park. Commissioner Marr stated the roads were not established or developed by Johnson County; a contractor created the roads. Commissioner Marr noted that gravel reimbursement is allocated for county accepted hard surface roads and those monies are sent to the Homeowners Association or Road Maintenance Association if applicable. For subdivisions with no HOA or RMA, funds are held in an escrow account with the County. Commissioner Marr noted that the County has never accepted a section of roadway that requires a crossing of a dam, and likely never will. Thompson provided excerpts of minutes from 2000, 2001 and 2003 stating that the Commission will not accept any portion of a road built over a dam. Commissioner Marr contacted and requested the Road and Bridge Department ditch along SE 125<sup>th</sup> Road off of SE 611<sup>th</sup> Road in Lake Michael Subdivision. Miller asked about the roadway repair, if the road surface was impacted by culvert maintenance. Commissioner Marr stated the Road and Bridge department would repair the road with a cold mix, if the surface of the road was impacted by correcting the water drainage. Thompson provided Miller with a GIS map of the subdivision highlighting the roads that were accepted by the Commission in 2003 as well as the process for property owners to utilize funds in their subdivision escrow account to make necessary road repairs.

Johnson County received check #20028885 from Republic Services, Inc c/o Awin Management c/o Allied Waste Services in the amount of \$12,633.77 which represents the host fee for March 2023 (9,024.12 tons at a rate of \$1.40 per ton) was received on April 10, 2023 from the Show Me Regional Landfill.

The Commissioners met with Diane Thompson, County Clerk and Local Election Authority, who presented the official Certificate of Election results of the April 4, 2023 General Municipal Election held in Johnson County, Missouri. And having compared the record of the Precinct Returns and Tally Sheets made by the Election Judges and having corrected any discrepancies, do hereby certify the following Abstract of Votes Cast.

“Shall Johnson County, Missouri impose a countywide sales tax of three percent (3%) on all tangible personal property retail sales of adult use marijuana sold in Johnson County, Missouri?”	
YES	2312
NO	910

The Commissioners individually reviewed and approved previous minutes.

Commissioners Matthews and Commissioner Marr met with Brandon Miller, resident in Lake Michael Subdivision, regarding the maintenance issues he had spoken about with them earlier in the day. Miller stated that there are a lot of hard feelings about the maintenance of roads in the two subdivisions and that they were at a stalemate over the pothole as it exists at the edge of Lake Tawnya/Lake Michael. Miller stated that technically Lake Tawnya should pay for the repairs but no one in that subdivision is impacted by it so they are refusing. Miller indicated he had suggested all of the potholes be combined into one project and one petition would be circulated with half of the cost coming from the Lake Michael escrow account and half coming from the Lake Tawnya escrow account. The Commissioners were in favor of that idea. Thompson noted that the scope of work and cost would need to be determined before her office could prepare a petition for circulation.

Adjournment was at 4:00 p.m. The next meeting will convene on April 11, 2023.

ATTEST:

Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT

5<sup>th</sup> Day's Proceedings, 11<sup>th</sup> Day of April 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

- The Commissioners attended the KOKO Radio Broadcast: Johnson County Today. Discussion included:
- Johnson County Courthouse process to alter the building for needed repairs at the East / West Entrances and Accessible Entrance: historical architect/engineers, State Historical Preservation Office (SHPO), bidding, construction with SHPO involvement,
  - Bids: culverts, road oils, micro surface road treatment, courthouse entryways
  - Workers Compensation Insurance increased 30%, so the County will be reimplementing safety education.
  - Sales Tax is up seven and a quarter percent (7.25%) from last year at this time.
  - Household Hazardous Waste Collection is Saturday, April 15<sup>th</sup> 9:00 a.m. – 1:00 p.m. at 326 E. North Street with a County-wide clean up scheduled for fall.
  - Maintenance is keeping the courthouse grounds looking good, and just in time for the Farmer's Market Moonlight Market on April 29, 2023.
  - If Road Maintenance is needed, residents should contact the Road and Bridge Department.
  - Marijuana County Sales Tax passed at the General Municipal Election, with the implementation effective October 2023.
  - Evacuation Chair installed at the Courthouse to assist in the event of an emergency evacuation when the elevator would not be available.
  - Road and Bridge Supervisor, Gary Bell's retirement after 30 years of service to the County.

The Commissioners met with Diane Thompson, County Clerk, who has been contacted about concerns regarding the Trail Regional Library Board of Trustees. Thompson noted the two (2) recent resignations from the board by Jana Brookshier and Georgia Jarman and it was expressed to her, that part of the reason for the resignation may be due to a current trustee. Thompson noted Scotty Walker and Judy Wolter requested the board to remove term limits for the positions in the bylaws. Thompson was told that Walker is trying to handpick who will be applying and nominated to the position(s). Thompson noted that as of June 30, 2023, two trustees (Walker and Wolter) positions will be vacant, and both have reached the expiration of their terms. Thompson noted reaching out to legal counsel regarding the matter, and his understanding is that regardless of the bylaws; the County Commission determines who will be a Johnson County Trail Regional Library Board of Trustee. Thompson noted she had been informed that staff may attend the next appointments. Thompson noted there could be some confusion, but no trustee represents a "district" of Johnson County; all trustees represent their county.

The Commissioners approved the Request for Bids: Johnson County Courthouse – East / West Entrances and Accessible Entrance Repairs documents.

Adjournment was at 4:00 p.m. The next meeting will convene on April 13, 2023.

ATTEST:

Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**6<sup>th</sup> Day's Proceedings, 13<sup>th</sup> Day of April 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$153,582.58.

The Commissioners discussed the Justice Center Security Enhancements noting the estimated cost for all five (5) bollards was \$12,500 plus shipping, installation and concrete work with a total estimated cost of \$39,623. Commissioner Kavanaugh reported having contacted Blackwater Anvil LLC who provided an estimated cost of \$450.00 per four (4) foot long, eight (8) inch diameter grade five (5) stainless steel pipe (unknown polished finish). Commissioner Kavanaugh stated the pipe would not have a cap like the bollard would. Commissioner Matthews stated the bollard could be filled with concrete, with the concrete formed into a rounded top, if a cap was not obtainable. Commissioner Marr noted the Road and Bridge Department could do the concrete work and install the bollards, rebar stirrups per the specifications.

Commissioner Kavanaugh reported having spoken with Randy Russell, AssuredPartners, regarding the water damage at 122 Hout Street, Warrensburg. Commissioner Kavanaugh stated Russell's recommendation, if the County wants to proceed with recouping expenses from the water meter breaking, is to seek legal counsel. The Commissioners requested the meeting be set as soon as possible.

The Commissioners reviewed two (2) quotes to replace the door access keypad on the staff entrance door at the northwest corner of the Justice Center:

- Dormakaba: \$2,112.23 includes 2 amp power supply, battery backup, freight, installation, Rosslare Keypad
- Nightwatch Security and Telephone: \$909.00 includes door access pin pad and reader, mullion, program new master code and train on-site personnel to add/remove/change codes

Having considered the quotes, Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve proceeding with Nightwatch Security and Telephone to replace the door access keypad at the northwest corner of the Justice Center. Motion approved unanimously.

The Commissioners met with Scott Munsterman, Sheriff; Mike Hanes, Captain; Jason Shackles, Lieutenant. Discussion included various projects needed at the Sheriff's Detention Center. Munsterman stated a needed welding project (wall trim) in the day room. Munsterman noted that Hanes and Shackles will be attending the mandatory training for County Jail Maintenance and Improvement (CJMI) Award and Compliance Workshop and asked if anyone else planned to attend. The Commissioners were not aware of anyone planning to attend. Munsterman noted they will be working with the contractor to plan the work in each of the dorms, limiting intake and moving detainees to allow for construction. Commissioner Kavanaugh asked if there are any budgeted projects that could be completed during the installation of the insulation. Shackles stated the buildings all have plumbing issues, so they try to work on those as they arise. Shackles noted the bed frames are all rusty, so even though mattresses are new, the rust is staining them. Shackles stated they could purchase new or try to power wash and paint the frames. Munsterman stated he was not aware of any needed HVAC repairs but they do not necessarily need repairs on a schedule. Munsterman stated the floor surface has not been updated to minimize the slipperiness. Hanes reviewed they are selling multiple vehicles and will provide a list to the County Clerk's office so titles can be located. Munsterman noted the mower has been repairs but will likely need to be replaced in the upcoming year(s). Munsterman asked about the Commission's intent to continue the one fourth of one cent (¼¢) tax for the jail. Munsterman stated the funds would be needed to continue repairing the current jail or to build a new one. Munsterman invited the Commission to attend a site visit at the Callaway County new detention center.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve Order 20230413 to Authorize the Presiding Commissioner to sign State Fiscal Year (SFY) 2023 American Rescue Plan Act (ARPA) State and Local Fiscal Recovery Funds (SLFRF) County Jail Maintenance and Improvements Grant (CJMI) Award #SLFRP4542-CJMI022

WHEREAS, the Federal Department of Treasury awarded American Rescue Plan Act (ARPA) funds to the State of Missouri on May 10, 2021; and WHEREAS, the State of Missouri identified the Office of Administration / Department of Public Safety as the pass through entity; and WHEREAS, The State of Missouri Department of Public Safety, Office of Homeland Security Division of Grants created a grant program titled State Fiscal Year (SFY) 2023 American Rescue Plan Act (ARPA) State and Local Fiscal Recovery Funds (SLFRF) County Jail Maintenance and Improvements Grant (CJMI) for maintenance and improvements for county jails, provided that any grant awards disbursed from this appropriation shall be matched on a 50/50 basis provided that such funds shall be matched by the recipient or local entity with a project period of January 1, 2023 through June 30, 2026; and WHEREAS, the Johnson County, Missouri Sheriff's Office applied as a County Jail Administrative Agency eligible entity to ensure facilities are safe and secure for inmates, staff, and the citizens of Missouri with a project to remove and replace the insulation in each of the four (4) inmate housing dorms at 278 SW 871st Road, Centerview, Missouri; and WHEREAS, the aforementioned project was awarded a subaward agreement for a total federal award of \$239,000.00 with federal funds obligated to Johnson County, Missouri in the amount of \$119,500.00 with a cost sharing or matching \$119,500.00; and WHEREAS, the Commission recognizes that the Sheriff's Office will be responsible for following all compliance measures required by the procurement, reporting, and record retention for the project as identified by the Federal Department of Treasury and the State of Missouri Office of Administration / Department of Public Safety; and NOW, THEREFORE, the Johnson County Commission hereby authorizes the Johnson County Presiding Commissioner to enter into the subaward agreement providing funds for the project from Jail Sales Tax Fund, Building and Grounds Maintenance (016-060-57210) and reimbursements of up to \$119,500.00 to be deposited in Jail Sales Tax Fund Miscellaneous Revenue (016-000-44745).

**(CONTINUED FROM PAGE 71) RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT  
6<sup>th</sup> Day's Proceedings, 13<sup>th</sup> Day of April 2023**

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Commissioner Matthews attended the Whiteman Area Leadership Council – Board of Directors Meeting.

At 11:30 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director.

At 12:20 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Request for Bids: Micro Surface Road Treatment was advertised on March 17, 2023 in the Warrensburg Star Journal. Bid specifications were posted on the Johnson County website and emailed to the following potential bidders: Calvert's Paving Inc., Clever Stone Company Inc., Kansas City Asphalt, Platinum Paving & Concrete Kansas City, Vance Brothers, Inc. The project includes all work incidental to the supply and placement of micro surface treatment on NW 501<sup>st</sup> Road starting where the 50 Highway concrete apron (state right of way) ends and proceeding north to where the road meets NW 500th Road and continues westward to where the road intersects with NW 521<sup>st</sup> Road and proceeding north to where the OO Highway asphalt apron (state right of way) ends. The deadline for receipt of bids was 1:30 p.m. on Tuesday, April 13, 2023. The County received one question prior to the April 4, 2023 questions deadline and an addendum was released with the response on the County website and to the aforementioned potential bidders.

Bids for Micro Surface Road Treatment were opened at 1:30 p.m. on this date, as advertised. In attendance: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; Jennifer Powers, County Clerk Chief Deputy; Alek Vance, Vance Brothers, Inc.

A single bid was received, from Vance Brothers, Inc.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to award the Micro Surface Road Treatment to Vance Brothers, Inc. with Micro Surface Treatment Total Cost of \$3.25 per square yard, for a total of \$289,110.25, using ISSA Type II Microsurfacing, with estimated dates of work being five (5) days an expected start date of June 1, 2023.

The Commissioners and Alek Vance, Vance Brothers, Inc. signed the Agreement for Micro Surface Road Treatment.

The Commissioners reviewed and approved the following Right of Ways for Bright Speed with Schatz Underground contracting and work to begin April 13, 2023 with an unknown end date with work to include plowing or boring underground fiber optic cable for high-speed internet services.

- 2023-031| Business 13 Highway starting at SE 135<sup>th</sup> Road headed South for 680 feet; then West 85 feet crossing Business 13 Hwy; boring and placing 1.25 inch conduit then pulling fiber

The Commissioners reviewed the nominations of Bekki Currier and Bill Wayne for Trails Regional Library Board of Trustees (TRLBOT) appointments to fill two board vacancies. Also present: Barbara Seitter, Jae Steinkuhler, Karen Churn from Trails Regional Library Staff; and Raymond James, Emily Constant, Barbara Curtis as Johnson County Residents; Holli Burge joined by zoom. The Commissioners opened the meeting to individuals in attendance.

Steinkuhler expressed concern that TRLBOT is micromanaging the library's operations, with specific focus on the Director and that overreach has run off the last two (2) Directors. Staff is concerned the current director will leave as a result of the board's actions as well. She noted that she should be more concerned with funding changes being made by the Secretary of State effective April 30, 2023 than the drama the board is causing. Steinkuhler stated TRL staff want to do their job but with TRLBOT causing strife with the Director, the work environment is often tense. Steinkuhler presented a statement, with TRL staff signatures attached, expressing concerns of continued dysfunctional and micromanaging by TRLBOT if the bylaws are amended to remove the term limits. Steinkuhler also noted examples of TRLBOT being difficult to work with regarding staff parking, branch hours during the pandemic, threatening termination of a director over craft programs, only advocating for the branch closed to where they live and not advocating for the district as a whole, which were notated in the TRLBOT meetings minutes presented (documents held in TRL folder).

Churn, who has worked with the library for 27 years, noted expertise on the board isn't a concern. Anyone that wants to serve should be given an opportunity. She believes the Commission should review all of the applications submitted. If the Commission accepts the recommendation of the board knowing all of the options, that is fine.

James stated there is no transparency between the board and the public. James noted that additional information should be pushed out regularly from the board to express what is going on. James stated that librarians know what their procedures are and there is no reason to be managed in detail. James stated that even this meeting was not posted on the Commissioner's agenda on the County's website. Thompson noted that the meeting was on the amended agenda and posted at least 24 hours in advance. Director Hawes was also made aware of the agenda item. It was discovered that the updated agenda had not been posted on the website.

*RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT 6<sup>th</sup> Day's Proceedings, 13<sup>th</sup> Day of April 2023 is continued on page 73*

(CONTINUED FROM PAGE 72) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**6<sup>th</sup> Day's Proceedings, 13<sup>th</sup> Day of April 2023**

Constant reviewed a prepared statement (in TRL folder) stating that TRLBOT members Scotty Walker, Ron McMullin, and Judy Wolter make irresponsible decisions based solely on their own agenda. Constant stated during Walker's TRLBOT leadership, TRL has had a turnover of four directors in the past five (5) years and at least eight (8) other employees in leadership positions have left due to repeated harassment and intimidation tactics. Constant stated that additionally, during the same five-year period, eight (8) board members have resigned or not sought reelection due to the toxic environment created by Walker, McMullin and Wolter. Constant shared that a former trustee (wishing to remain anonymous) stated Walker held meetings and coordinated votes outside of the posted public meeting, then when voting on new trustees, Walker would dominate the conversation. Constant stated Walker would bring applications of candidates from his own community that he, McMullin and Wolter would back aggressively, despite the fact that the appointment meant disproportionate representation for Johnson County. Constant stated, "the library board should not be allowed so much say over who is chosen to serve on the board. By law, that authority lies with the County Commission. Allowing board member influence has opened the door to cronyism. Quality applicants are passed over in favor of acquaintances, creating lopsided representation where the largest town has no board members and a smaller one may have three."

Churn stated that the Commission has a lot of say on how TRL will progress with who they choose to serve on the board. It was noted that Bill Wayne and his late wife Sandra were loyal library users for many years. Commissioner Marr noted that he had read all the applications and is in favor of tabling the motion to read through them again as the board's recommendation may not carry as much weight as it did in the past. Commissioner Kavanaugh motioned and Commissioner Marr seconded to table the Trails Regional Library Board of Trustees Appointments to Unexpired Terms until April 18, 2023. Motion approved unanimously.

Adjournment was at 4:00 p.m. The next meeting will convene on April 17, 2023.

ATTEST: \_\_\_\_\_

Diane Thompson, County Clerk	Troy A. Matthews, Presiding Commissioner
	_____ John L. Marr, Eastern Commissioner
	_____ Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**7<sup>th</sup> Day's Proceedings, 17<sup>th</sup> Day of April 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Mitch Marquess for the Maintenance Update; also present: Jennifer Powers, County Clerk Chief Deputy.

- 335 E. North, Warrensburg (Road and Bridge Department) – Marquess stated the Road and Bridge Department staff is replacing tile in their breakroom. Marquess supplied some chemicals to help with the removal process.
- Hout Street – Marquess stated the fans, venting and humidifier seems to be helping to improve the air quality in the building.
- Justice Center Northwest Staff Door – Marquess noted the Commission's March 14, 2023 decision for Nightwatch to repair the secured staff entrance.
- Utility Task Vehicles (UTV) – Marquess noted that Swisher's looked at the compression and that is not a problem. Marquess noted that an oil pressure gauge was installed at no additional cost.
- Justice Center Heating Ventilation and Air Conditioning (HVAC) – Marquess noted the pump for one of the large HVAC solid loop systems has been shutting down and the pump is losing water (which is not normal). Marquess stated APEX is going to look at the unit and see what it will cost to repair or rebuild the unit. Marquess noted there are two (2) large units in the building and both were installed at the same time so there is likely to be a similar problem for the second unit. Marquess noted these HVAC units are likely to be expensive to repair.

The Closed Session pursuant to RSMo. 610.021 (11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid; was tabled to April 18, 2023.

The Commissioners reviewed and approved the Indigent Affidavit request made by Clark Holdren doing business as Sweeney Phillips and Holdren Funeral Home for Richard Lewis Coffman at \$600.00 and \$400.00 for refrigeration for the indigent burial for each for a total of \$1,000.00.

(CONTINUED FROM PAGE 73) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**7<sup>th</sup> Day's Proceedings, 17<sup>th</sup> Day of April 2023**

The Commissioners discussed appointing a Surveyor for Johnson County. No determination was made regarding remonumentation of section corners or appointing a surveyor.

**Retail Liquor by Drink - Picnic License**

**Warrensburg Main Street** d/b/a Warrensburg Main Street at 125C North Holden, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary concession stand and designated concession area at 107 Ming St, Warrensburg, MO. The license shall be valid for seven (7) days and expire April 26, 2023.

**Warrensburg Main Street** d/b/a Warrensburg Main Street at 125C North Holden, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary concession stand and designated concession area at 220 Maynard St, Warrensburg, MO. The license shall be valid for seven (7) days and expire April 26, 2023.

**Warrensburg Main Street** d/b/a Warrensburg Main Street at 125C North Holden, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary concession stand and designated concession area at 111 E Culton St, Warrensburg, MO. The license shall be valid for seven (7) days and expire April 26, 2023.

**Warrensburg Main Street** d/b/a Warrensburg Main Street at 125C North Holden, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary concession stand and designated concession area at 105 E Pine St, Warrensburg, MO. The license shall be valid for seven (7) days and expire April 26, 2023.

**Warrensburg Main Street** d/b/a Warrensburg Main Street at 125C North Holden, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary concession stand and designated concession area at 105A S. Holden St, Warrensburg, MO. The license shall be valid for seven (7) days and expire April 26, 2023.

**Warrensburg Main Street** d/b/a Warrensburg Main Street at 125C North Holden, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary concession stand and designated concession area at the 211 N Holden St, Warrensburg, MO. The license shall be valid for seven (7) days and expire April 26, 2023.

**Warrensburg Main Street** d/b/a Warrensburg Main Street at 125C North Holden, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary concession stand and designated concession area at 212 N Holden St, Warrensburg, MO. The license shall be valid for seven (7) days and expire April 26, 2023.

**Warrensburg Main Street** d/b/a Warrensburg Main Street at 125C North Holden, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary concession stand and designated concession area at the 213 N Holden, Warrensburg, MO. The license shall be valid for seven (7) days and expire April 26, 2023.

Adjournment was at 4:00 p.m. The next meeting will convene on April 18, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**8<sup>th</sup> Day's Proceedings, 18<sup>th</sup> Day of April 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners individually reviewed and approved previous minutes.

Carlin Dillon came in to speak to the Commissioners about the library board situation  
Dillon: (had been speaking when I walked in the room)... We'll have that choice to do what we feel is best at that time. Partly the board's fault for not being able to get experience as an officer. Dillon noted she hasn't seen Scott or Judy do anything out of the ordinary. Dillon stated that the board is lucky to get maybe get two applicants in the past. This time we had 9 and two dropped out. Dillon noted that the board interviewed the applicants. She stated that a lot were ex librarians, worked in the library or connected to the library. Dillon asked the Commission if they wanted to stack the board with library people?  
The Commission noted they are not stacking them with anything.  
Dillon noted that the library district has buildings that need repair. We need someone with business experience. We've had a big turnover in staff in the last couple of years.  
Marr stated he would like to have someone from each community where the library has a branch have representation on the board.

(CONTINUED FROM PAGE 74) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**8<sup>th</sup> Day's Proceedings, 18<sup>th</sup> Day of April 2023**

Dillon noted that the board tries to be impartial and look at it as a whole. Are all libraries treated equally?

No. Some don't have patrons that come in enough to warrant being open as many hours.

Marr stated that the Commission also looked at all the applications.

Dillon stated it's hard to get people to apply. For a while everyone was from Warrensburg. Then we had three from Holden. Dillon noted that she tries to be impartial where others aren't. She doesn't agree with the board members going off. She also noted that the library has had trouble with the homeless. Some are upset with the way the board is trying to handle the situation.

Matthews stated that the Commission doesn't hear complaints from the library; they hear it from the public not wanting to go to the library. What do you want us to do?

Representatives from the City of Warrensburg arrived for their 8:30 meeting scheduled on the agenda.

Conversation on the TRL issue was tabled. Commission moved on to the City meeting that's on the agenda

The Commissioners met with Danielle Dulin, City Manager and Enrico Villegas, Assistant City Manager for the City of Warrensburg and Johnson County Monthly Meeting; discussion included:

- Sewer Plant Upgrades – Dulin stated they are currently in the design phase and both sewer plants are at, or near capacity. Dulin stated at this point the plan is an additional large holding tank (SVR) at each plant and the City is taking measures to be proactive preventing storm water into the sewage pipes. Dulin noted U.S. Environmental Protection Agency (EPA) Regulations could alter opportunities for future development until the issue(s) are resolved.
- State Revolving Fund (SRF) Bond Question – Dulin stated City Council is considering a Special November 2023 Election noting sewer users are already paying for the bonds in their sewer rates; if the bond fails, the City will issue a certificate of participation and which will be a higher interest rate.
- 122 Hout Street – Commissioner Kavanaugh noted the County is working on a solution to the broken water meter.
- Maguire Street Corridor Rehabilitation (from Russell Street to Broad Street) – Dulin stated the City is in negotiations with an engineer with a project timeline of two (2) years using a Construction Manager at Risk (CMAR). Dulin stated the intent is to resolve the congestion issues so drivers do not stop avoiding Maguire Street. Villegas stated the roadway would not be widened but there are other methods to move traffic off of Maguire Street and stay within the same footprint. Villegas noted the design of the corridor will determine the design of the interchange. Dulin stated that phase one in 2016 was going to be the interchange and that is the bottleneck. Dulin noted the bridge is Missouri Department of Transportation's (MoDOT) property and the City's desire is to only spend city monies on Warrensburg property.
- Community Development Block Grant (CDBG) Program for Market Street – Villegas stated the City should hear grant results next week.
- Cooper Boulevard extension from Thompson to Hawthorne – Villegas stated the street project will include sidewalk, curb and gutter to increase interest in development of the area. Villegas stated the area is zoned as a mixture of multi-family residential and commercial.
- Courthouse Construction – Commissioner Kavanaugh stated the entrances project should be starting soon and the heating ventilation and air conditioning (HVAC) project is moving forward. Commissioner Kavanaugh noted the HVAC construction timeline could be one (1) year if the building is evacuated, or two (2) years if staff remain in the building but the Commission has not received cost estimates for the options to determine which HVAC system to bid. Dulin stated the City Council Chamber space could be used for Commission meetings if needed but would need to work around Tuesdays court.
- Warrensburg Convention and Visitor's Bureau Center – Dulin stated it is exciting news to have received the state grant with a \$250,000 match.
- Animal Shelter – Commissioner Kavanaugh stated the County is still in the negotiation process.
- City Budget – Dulin noted the City's efforts to increase community engagement getting the City's message out by meeting people where they are versus expecting the public to attend meetings or forums. Dulin stated the City needs to start helping build some of the infrastructure, noting "if you build it, they will come."

The Commissioners met with Scott Peterson, City Administrator, for the City of Knob Noster and Johnson County Monthly Update; also present: Diane Thompson.

- Right of Way Work – Peterson noted fiber installation project is complete in the city but the company struck one last water main on their way out. Commissioner Kavanaugh stated someone is looking for a warehouse to store fiber conduit (2-6,000 sq ft). Peterson stated he would make others aware but he is not aware of Knob Noster having anything that size available.
- Old Town South – Peterson noted the new restaurant is still trying to work out the kinks but was approved for a liquor license even though Miller and Sons was not at the same location.
- Asphalt Bid Project – Peterson noted they are working to get Washington Street milled and overlaid and although he was told to wait until April when the asphalt plants open, he is not having any luck getting the work scheduled.
- Staffing – Peterson stated the City is hiring a marketing and branding firm to promote local businesses to hopefully bring more visitors into the city; public works is fully staffed. Police Officers are a revolving door with eight (8) officers budgeted. Peterson stated the police department has new cars. Commissioner Kavanaugh noted workers compensation claims from academy accidents for Sheriff's Office.
- April 2023 Election – Peterson stated the newly elected officers will take office today: Mayor Garret Carter (owner of B&G Scoops), Ward I Alderman Jennifer Palmer, Ward II Alderman Edward Thering, Ward III Alderman Tom Charrette. Peterson stated voters also passed the recreational marijuana sales tax and the Board has a zoning ordinance ready to go but the City has not received any inquiries about a dispensary wanting to come into Knob Noster.
- Knob Noster State Park – Peterson noted an upcoming meeting with park representatives to discuss a bike/pedestrian lane down 23 Highway to connect to Spirit Trail. Peterson stated they are working

- toward annexing part of Hwy 23 and DD for law enforcement purposes. Peterson noted the state park has a lot of construction projects going on.
- Knob Noster Fair – Peterson stated the fair and carnival is June 8-10, 2023 with parade on the 8<sup>th</sup>. Peterson stated a non-profit fair board sets up the event. Commissioner Kavanaugh stated the Johnson County Fair Association was interested in bringing a carnival back.
  - Courthouse Entrances – The Commissioners noted the courthouse will be in renovation soon to repair the east and west entrances.
  - Wastewater Project – Peterson stated the City is finishing up the sewer project, currently locating manholes. Peterson noted the next step using a pipe inspection camera to locate sewer pipes and know the status of the pipe structure. Peterson stated the Board of Aldermen is divided on what to do: some want to pick one area to inspect and locate with the camera then fix any issues in that area; while others want to get the camera work completed so the worst issues are known.

The Commission took up the appointment of two vacancies on the Trails Regional Library Board of Trustees (TRLBOT) that was tabled from April 13, 2023. Present: Commissioners, Thompson, Jae Steinkuhler, TRL Warrensburg branch manager; Sandy Henke and Carlin Dillon, TRL Board members; Barbara Erickson, Mary Solomon, Barb Rhodes, patrons.

Dillon stated that she believes someone from TRL is trying to overthrow the board. She also stated she does believe the board should have term limits. Dillon has concerns about the lack of training of the other board members, which are all relatively new.

Matthews noted that the Commission can't tell TRLBOT not to change their bylaws, but the commission doesn't have to honor unlimited terms.

Dillon noted that they TRLBOT hasn't voted on the bylaws change yet, but wondered why it wouldn't be acceptable for Walker, Wolter and McMullin to stay on another year or two. Kavanaugh noted that wasn't what was proposed to the Commission.

Carlin shared that, per the bylaws, when a motion is made and seconded it has to receive unanimous approval. If it does not, it will be revisited at the following meeting and only needs a majority vote to be approved. Carlin noted that the removal of term limits wasn't passed unanimously in the previous meeting and the director provided four alternatives that would be presented at the upcoming meeting. Kavanaugh noted that an outgoing board member can act in an advisory capacity without having a vote. Carlin stated that the terms were set up so there wouldn't be a big turnover but with several board members resigning, that is how it will be.

Erickson noted that she is interested in the library board from a taxpayer and patron standpoint. She noted that there are five board members in Johnson County but no representation from Warrensburg. Dillon stated Warrensburg has had representation in the past. Erickson noted that she has been invited to apply but didn't because she didn't want the headache. Dillon stated, per the bylaws, no person represents a certain part of the county, that the board members represent the county as a whole.

Commissioner Marr asked how the public knows where there is an opening on the board. Dillon stated that it is advertised in the newspaper and on the radio, posted on the door of each branch of the library and all applications are sent to the Commission with the board's recommendation. Marr asked if Walker was going off the board because he's termed out. Dillon noted he is. Marr asked if all three of the outgoing board members want to remain on the board, with the reply being "for a short time". Dillon and Henke noted they don't want an inexperienced board. They expressed concern that there are library employees "in board business" and that they've come to override the Commission's decision on who to appoint to fill the vacancies. Commissioner Kavanaugh stated that was incorrect. Dillon stated that in the board packet, the board members were "threatened if they didn't vote a certain way, the Commission would override us" and showed the Commissioners a document from the packet.

Kavanaugh noted that the three outgoing members can't serve another term by the board's own bylaws as they are term limited out. Henke noted that she wasn't aware of the agenda item for library board appointments on the Commissioners' April 13th meeting and felt the library employees should follow protocol with the chain of command.

Dillon asked Steinkuhler if she was here as an employee. Steinkuhler stated that she was on her own time. Dillon stated that, looking at the names of who was at the last meeting, they should have followed the chain of command. Marr asked if any employees would suffer repercussions for attending Commission meetings. Dillon stated "there could be" and noted that employees have been warned not to talk to board members. Dillon stated that the bylaws have a grievance process to protect whistleblowers. Kavanagh noted that the employees didn't ask the Commission to do anything, that they came to address their opinions about board term limits, as taxpayers and on their own time.

Henke noted that the employees feel threatened and are too scared to come to the board with concerns about what is going on behind the scenes. Dillon stated that the director says the board can't approach employees to even ask how things are going and employees can't approach the board.

It was stated that the library board has a reputation of being hard to deal with. Past directors have also been hard to deal with and acted behind and around the board.

Commissioner Marr moved and Commissioner Matthews seconded to appoint Bekki Currier and Goldie A. Edwards. The motion passed unanimously.

Appointment: Trails Regional Library Board of Trustees, Goldie Edwards – WHEREAS, the Johnson County Commission appointed Georgia Jarman to the Trails Regional Library Board of Trustees, the term was effective July 1, 2020 and to expire June 30, 2024; and, WHEREAS Ms. Jarman submitted her Trustee resignation on February 28, 2023 to Jackie Hawes, Trails Regional Library Director; and, WHEREAS, the Trails Regional Library requested applicants to complete and submit an application to the Trails Regional Library Board of Trustees, and WHEREAS, the Trails Regional Library Board of Trustees received seven (7) applications, and WHEREAS, having reviewed the applications, the Trails Regional Library Board of Trustees nominated Bill Wayne of 431 SE Y Highway, Warrensburg, Missouri 64093 at the March 22, 2023 Trails Regional Library Board of Trustees meeting; and,



(CONTINUED FROM PAGE 76) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**8<sup>th</sup> Day's Proceedings, 18<sup>th</sup> Day of April 2023**

WHEREAS, after careful consideration of the applications received and the recommendation of the Trails Regional Library Board of Trustees, the Johnson County Commission, pursuant to 182.640.2 RSMo has opted to select Goldie A. Edwards, 607 Oakmont Dr, Warrensburg, MO to fill the vacancy of Georgia Jarman; and, NOW, THEREFORE, the County Commission hereby appoints Ms. Goldie A. Edwards to serve Georgia Jarman's unexpired term on the Trails Regional Library Board of Trustees. The term shall become effective April 13, 2023 and expire June 30, 2024. FURTHERMORE, Ms. Edwards will be eligible to serve as a Trustee two (2) additional terms as stated in the Trail Regional Library Board of Trustees Bylaws if so desired and if approved by the Johnson County Commission.

Appointment: Trails Regional Library Board of Trustees, Bekki Currier – WHEREAS, the Johnson County Commission appointed Jana Brookshier to the Trails Regional Library Board of Trustees, the term was effective July 1, 2022 and to expire June 30, 2025; and, WHEREAS, Ms. Brookshier submitted her Trustee resignation on January 6, 2023 to Jackie Hawes, Trails Regional Library Director; and, WHEREAS, the Trails Regional Library requested applicants to complete and submit an application to the Trails Regional Library Board of Trustees, and WHEREAS, the Trails Regional Library Board of Trustees received seven (7) applications, and WHEREAS, having reviewed the applications, the Trails Regional Library Board of Trustees nominated Bekki Currier of 810 South Lexington, Holden, Missouri 64040 at the March 22, 2023 Trails Regional Library Board of Trustees meeting; and, NOW, THEREFORE, after careful consideration of the recommendation and actions of the Trails Regional Library Board of Trustees, the Johnson County Commission hereby appoints Ms. Bekki Currier of 810 South Lexington, Holden, Missouri to serve Jana Brookshier's unexpired term on the Trails Regional Library Board of Trustees. The term shall become effective April 13, 2023 and expire June 30, 2025. FURTHERMORE, Ms. Currier will be eligible to serve as a Trustee two (2) additional terms as stated in the Trail Regional Library Board of Trustees Bylaws if so desired and if approved by the Johnson County Commission.

Henke asked why not choose both recommendations of the board. Marr noted that the Commission reviewed all of the applications and felt that these two were the best people to fill the positions. Rhodes noted that one concern she has is that not only does Warrensburg have no representation, but also that the board is hostile to the interests of the Warrensburg branch. Dillon stated that the board doesn't withhold applications. Rhodes countered that they used to and the board needs to make sure the county as a whole is represented. Dillon and Henke stated that they have no problem working with Edwards; she was an excellent candidate. Dillon stated she feels the applicants are handpicked. She is one of ten votes and doesn't always agree with the rest of the board.

It was asked if there would be an opportunity for additional applications to be received for the two upcoming positions. The Commission noted that some of the previous applicants asked to be considered for future seats. Solomon asked if executive session minutes were available to the public. Thompson noted that only certain portions of the closed session minutes are available pursuant to 610 RSMo. Henke asked if the library board could have "any other issues as presented" like the Commission has on theirs. Thompson noted that they would need to consult their legal counsel on that. Because the Commission meets all day and their agenda is laid out with items happening at specific times, the "any other issues" notation allows elected officials to present monthly fee reports and other ministerial matters that don't require action by the Commission. If a matter that required a vote was presented to the Commission under the "other issues" clause, no action can be taken until the issue is formally on the agenda.

At 11:03 a.m. in the Commissioners' Chambers, located on the 2nd Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Travis Elliott, Ellis, Ellis, Hammons & Johnson, P.C. (County Legal Counsel); Randy Russell, AssuredPartners President Central States (County Insurance Representative).

At 11:25 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Marr and seconded by Kavanaugh to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Commissioner Matthews attended the Johnson County Trails (Spirit Trail) Coalition in the third-floor conference room.

At 2:31 p.m. in the Commissioners' Chambers, located on the 2nd Floor of the Johnson County Courthouse, a motion was made by Kavanaugh and seconded by Matthews to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to Closed Session: Pursuant to RSMo. 610.021 (11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid; Roll was called on the motion and the members voted as follows: "YEA" Matthews, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried. Other individuals in the closed session: Diane Thompson, County Clerk; Tracy Brantner, Johnson County Economic Development Corporation Executive Director.

At 3:11 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Matthews to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Adjournment was at 4:00 p.m. The next meeting will convene on April 20, 2023.

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**

**9<sup>th</sup> Day's Proceedings, 20<sup>th</sup> Day of April 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Not Present: John Marr, Eastern Commissioner. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The transfer of funds for payroll of County Officials and employees for the period April 1, 2023 through April 14, 2023 was approved from County funds in the following amounts: County Revenue: \$69,715.79; Road and Bridge Department: \$46,106.33; Assessment: \$16,111.95; Bridge Construction: \$24,739.54; Juvenile Officers: \$5,488.16; Prosecuting Attorney: \$28,120.72; MoSMART Sal Supplement: \$415.35; Recovery Court – SAMHSA Grant: \$0.00; Commission Administrative: \$0.00; Sheriff: \$76,242.21; Jail: \$78,023.65; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$349,058.67.

Commissioner Matthews and Commissioner Kavanaugh approved a wage continuation extension for an employee at the Road and Bridge Department.

Commissioner Kavanaugh reported attending the Trails Regional Library Board of Trustees (TRLBOT) meeting. Emily Constant, Johnson County Resident; thanked Commissioner Kavanaugh for attending the meeting. Commissioner Matthews received a phone call from Carlin Dillon regarding the TRLBOT.

Commissioner Matthews and Commissioner Kavanaugh reviewed and approved accounts payable in the amount of \$125,121.21.

Commissioner Kavanaugh spoke with Sheriff Scott Munsterman regarding heating, ventilation, air conditioning issues in the administrative office area, Commissioner Kavanaugh stated the work should be under warranty and instructed Munsterman to call Air Design first and if no response, to call Dennis Boling.

The Commissioners hosted a Johnson County American Rescue Plan Act (ARPA) Public Session with Diane Thompson, County Clerk; Tracy Brantner, Johnson County Economic Development Corporation (JCEDC) Executive Director. Also present: Jennifer Powers, County Clerk Chief Deputy; Ray Briscoe, Holden Mayor; David Streeter, Public Water Supply District #3. Brantner stated the County completed its reporting for obligated or spent ARPA monies April 1, 2022 and March 31, 2023 and noted the reporting changed in one year prior. Brantner stated JCEDC's willingness to provide ARPA reporting support to Johnson County communities. Brantner reviewed the County received a State Community Policing grant for a match of \$119,000 (detention center insulation replacement), and Warrensburg Convention and Visitor's Bureau received a grant from the state for \$250,000. Brantner reviewed that an Entertainment Grant is available for loss of income during COVID (also available to non-profit).

Water Resource Match Project Updates – Brantner stated the County is willing to do intermittent draws for this match with documents being submitted to Brantner.

- City of Holden – Briscoe stated the board of public works meeting scheduled for April 26, 2023 and reviewed challenges with the variety of projects needed and funding.
- Public Water Supply District #3 – Streeter reviewed the various efforts to continue moving forward on the water projects. Streeter reviewed the District received \$400,000 in bonds and the April 4, 2023 passing of \$5,000,000 in sewage system revenue bonds. Streeter stated the project will be public for bid within 14 days with the anticipated August 15, 2023 start date and completed work by the end of October. Streeter noted the all the efforts to allow the district to continue to grow with the current residential and business development within the district. Streeter stated the water well source and pump station will take the district to the next level; 62,000 gallons is the current capacity, with 150,000 to be added for phase 2. Streeter stated he is now investigating what phase 3 would be for the district. Streeter noted that developers pay for the infrastructure and to hook up to the district lines and new customers will pay the same rate as other customers. Streeter noted the user rates were likely to have needed to increase, since the cost of living has increased significantly in recent years, and now with the growth and anticipated revenue, the growth will help to maintain the low or no change rates. It was discussed that wastewater costs more than drinking water because the treatment of wastewater requires more expertise.

Briscoe updated the City of Holden received a T-Mobile Grant for sidewalk improvements. Briscoe discussed a potential income survey for City of Holden in comparison to just using the census data.

Commissioner Matthews and Commissioner Kavanaugh met with Jimmy Tye, Road and Bridge Supervisor. Tye stated the Road and Bridge Department, upon request and agreement with property owners or a homeowners association (HOA) if the road surface was chip and sealed by the county, the Department will apply a layer of chip and seal on the road with all costs (labor and product) to be charged, by the Department to the property owners or HOA, to which the payment is received and tracked by the Department. Tye noted that Seneca Hills Subdivision (NW 530<sup>th</sup> Road off of AA Highway) is patching their road and have requested the Department apply a chip and seal coat. Tye reviewed various projects: 335 E North St, Warrensburg breakroom floor project is expected to be completed by April 28, 2023; SE 300<sup>th</sup> Road hill was full of shale, so staff spent weeks to repair the road base; 3-6 inch rock hauling from an old quarry with the price less than half of normal costs; box culvert at SW 1001<sup>st</sup> Road, North of 600<sup>th</sup> Road, is to be replaced; Sheriff's Detention Center parking lot and around the dumpster has had gravel placed; brush moved from Sid Mifflin's; bulk fuel station had a malfunction but seems to be working; road signs by Holden are being vandalized but will be repaired; fence row being removed at NW 100<sup>th</sup> Road, West of AA Highway to the county line. Tye noted having approved Spectrum Communications to install fiber closer to the road on NW 471<sup>st</sup> Road (off of NW 800<sup>th</sup> Road in Section 18, Township 47 North, Range 26 West). Tye stated Spectrum fiber was installed in the culvert instead of going under the pipe at NW 1351<sup>st</sup> Road; the crew was told to correct the installation.

(CONTINUED FROM PAGE 78) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**9<sup>th</sup> Day's Proceedings, 20<sup>th</sup> Day of April 2023**

Tye noted that David Guinn with Missouri American Water, will be installing a watermain along Business 13 Highway starting at Marr Drive and proceeding south. Tye noted they plan to cut through the roads except SE 180<sup>th</sup> Road and will concrete the roads when work is complete.

Tye noted the standing agreement with Public Water Supply District #3 where the Department will move the water district's track hoe and in return gets to use water for county projects.

Commissioner Kavanaugh stated NW 391<sup>st</sup> Road needs to be ground up to gravel, and culverts are in poor condition due to asphalt millings being transported and stored at the fairgrounds. Matthews stated that if NW 391<sup>st</sup> Road is a county road, the road needs to be maintained. Powers noted NW 391<sup>st</sup> Road is not identified in the Assessor's GIS program and contacted the Assessor's Office regarding the discrepancy.

Commissioner Kavanaugh asked what was going to be done about the dust on NW 215<sup>th</sup> Road (south of Dan Houx property). Tye noted the Commission had the Department apply base one stabilization to the road, which reduced the dust but if there is still an issue, sodium chloride (used for dust control) could be added to the gravel but the County only provides dust control on the road to the landfill.

Adjournment was at 4:00 p.m. The next meeting will convene on April 24, 2023.

ATTEST: \_\_\_\_\_

Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

Not Present

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**10<sup>th</sup> Day's Proceedings, 24<sup>th</sup> Day of April 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved previous minutes.

The Commissioners met with Mary Lutjen for the Custodial Update. Lutjen noted having challenges with an employee who was not completing the tasks as outlined, specifically the floors. Lutjen noted retraining the employee, providing a more detailed checklist and giving a verbal warning but Lutjen is still having to complete tasks the next morning. Lutjen noted, when asked why tasks were not being completed, the employee has stated being often distracted by her cellular phone and taking longer than normal breaks. Lutjen stated an option to remove floors from the job and reduce the employee's working hours to reflect only removing trash and cleaning the bathrooms with Lutjen increasing her hours to complete the floors.

Commissioner Kavanaugh stated if the employee is not doing the job, Lutjen should work with the Human Resources Office (HR) to follow proper procedures to release the employee, since the employee is unwilling or unable to complete the tasks of the job. Lutjen requested to amend the job description to be more reflective of the current expectations. Commissioner Kavanaugh stated the job description should be updated with HR.

The Commissioners met with Bill Wayne regarding his application to the Trails Regional Library Board of Trustees. Wayne noted having requested the meeting with the Commission to understand why the recommended appointment from the Board was not given but having seen the article from the Warrensburg Star Journal, the meeting may not have been necessary. Commissioner Matthews stated the decision was made because it was needed to establish that the County Commission has authority over the board appointments. Commissioner Matthews noted the Trails Regional Library posted Wayne and Bekki Currier as Trustees on their website before the Commission made any appointments. Commissioner Matthews stated if Wayne was still interested in receiving an appointment to the board, the Commission would consider the application with the June 30, 2023 appointments. Wayne noted having 60 people reporting to him in the military and his experience with business management. Wayne noted having discussed the board with Scotty Walker, Trails Regional Library Board of Trustees President and having met with Walker.

The Commissioners reviewed correspondence from Dean Willie, Gator Graphics, requesting to make an offer to purchase a lot in Shamrock Farm Business District on 50 Hwy within 60 days. The letter references the easements on the entire property and requests to be informed of the process resolving the easements so the property can be built upon.

The Commissioners; Trudy Faulkner, STRATA Architecture; and Philip Steed, Structure Engineering Associates (SEA) hosted the pre-bid meeting for the Johnson County Courthouse – East / West Entrances and Accessible Entrance Repairs. Also in attendance: John Carrier, MCR; Ronnie Roustio, Pullman; Dylan Walters, CiM Restoration. The Commissioners turned the meeting over to Faulkner and Steed. Faulkner reviewed the bid specifications and walked through the areas for construction. Faulkner stated an addendum will be issued addressing all questions.

Adjournment was at 4:00 p.m. The next meeting will convene on April 25, 2023.

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner    John L. Marr, Eastern Commissioner    Charles Kavanaugh, Western Commissioner

ATTEST: \_\_\_\_\_ Diane Thompson, County Clerk

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**11<sup>th</sup> Day's Proceedings, 25<sup>th</sup> Day of April 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Tracy Brantner, Executive Director, for the Johnson County Economic Development Corporation (JCEDC) Monthly Update; also present: Jennifer Powers, Chief Deputy County Clerk.

1. East / West Courthouse Entryways: Brantner noted yesterday's pre-bid meeting and bids due May 11, 2023.
2. Courthouse Heating, Ventilation and Air Conditioning (HVAC): Commissioner Matthews thought IMEG was going to present cost estimates and recommended this project needs a follow up.
3. Justice Center Security and Lighting: Commissioner Matthews noted the Commission is evaluating the individual projects for completion.
4. Detention Center – Insulation: Brantner noted the Sheriff's award of Missouri ARPA funds. Powers noted the Commission were informed that two (2) Sheriff's officers attended a training April 18, 2023 regarding use (procurement/reporting) of the ARPA funds.
5. Detention Center – Security Control Systems: Brantner was not aware of the project being complete.
6. Detention Center – Fencing: Commissioner Kavanaugh noted a quote was received and an initial invoice has been paid so product could be ordered, but installation would likely wait until the planting season was slowed.
7. Detention Center – Wastewater Maintenance Contract Renewal: Brantner noted this project will need an engineer to put for procurement.
8. Building Assessment, Maintenance Plans, and On-Call Engineering – Powers noted being contacted regarding the project and informed the representative that a meeting will soon be scheduled regarding negotiations.
9. On-Call HVAC – Bid specifications were approved by the Commissioners on April 18, 2023; Powers noted the Commissioners approved the bidder list on April 20, 2023. Brantner requested Service Plus Mechanical Contractors, LLC be added to the list.
10. Broadband – Brantner noted no state ARPA funds were designated for use in Johnson County.
11. Shamrock Business Park – Brantner noted the procurement process to sell any tax dollars and suggested a closed session to review situations. Commissioner Kavanaugh noted the process has gone too long and Shamrock needs to be made a higher priority. Powers will note it for the next closed session agenda.
12. American Rescue Plan Act (ARPA) Policies and Procedures – Brantner noted JCEDC is working to help the smaller communities submit their ARPA reporting.
13. Right of Way Procedures and Policies – Powers noted the importance of these revisions as it relates to the County's ability to work within the right of way.

Brantner noted the lack of opportunity to distribute print media. Brantner reviewed that JCEDC is reaching out to find a combination of firms to assist with talent recruitment and moving residents into Johnson County with measurable results. Brantner noted the shift in today's work environment to remote working, which allows for individuals to live where they choose and keep their current employment. Brantner noted this is making rural areas less desirable to some if the needed access to technology and services is not available.

Brantner reviewed the first quarter's invoices: \$6,250 for Contract Services and \$11,382.56 for Support Staff. Commissioner Kavanaugh thanked Brantner and the JCEDC staff for their dedicated efforts to the County, businesses, and local communities.

Brantner requested the Commissioners assist with the replacement of ten (10) chairs for the third-floor conference room; with an estimated cost of \$2,000. The Commissioners agreed the chairs needed to be replaced and stated they would pay 50% of the replacement chairs.

At 9:31 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director.

At 10:21 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Marr and seconded by Kavanaugh to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Commissioner Kavanaugh attended the Missouri Association of Counties Transportation Committee Meeting.

The Commissioners met with Gloria Brandenburg, State Emergency Management Agency, Statewide Regional Coordinators, Region A Coordinator; also present Cassidy Burwick, Emergency Management Agency Director; Jennifer Powers, County Clerk Chief Deputy. Brandenburg reviewed the responsibilities of the Presiding Commissioner for emergency management in Johnson County.

The Commissioners met with Heather Reynolds, Treasurer, who updated the Commissioners about receiving additional correspondence regarding opioid settlement(s).

*RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT 11<sup>th</sup> Day's Proceedings, 25<sup>th</sup> Day of April 2023 is continued on page 81*

(CONTINUED FROM PAGE 80) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**11<sup>th</sup> Day's Proceedings, 25<sup>th</sup> Day of April 2023**

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Commissioner Matthews and Commissioner Marr met with Bryan Jacobs, WAR President and Bobbie Yeo, Old Drum Animal Shelter (ODAS) Executive Director for the Warrensburg Animal Rescue (WAR) Monthly Update. Yeo asked if there were any questions about the submitted reports. Commissioner Matthews asked for clarification regarding the credit. Commissioner Matthews asked about the Balance Sheet Accounts Receivable \$70,071.30; Yeo stated those monies are the outstanding county invoices. Commissioner Marr asked about the Auto Insurance for the van and truck (received from the City of Warrensburg). Yeo noted the van is used often to transport animals. Jacobs noted the truck is not used often but since it was given to WAR, getting rid of the truck now may not be best, in the event animal control is later required in a contract. Yeo noted using population data to compare percentages of intakes; Warrensburg being the highest percentage. Yeo noted ODAS is often fully occupied but she has been working with the individuals' finding animals and they have been willing to keep the animal in their backyard until the owner can be found; Yeo noted those numbers are not reflected in the reports. Yeo noted ODAS is perpetually full of dogs but currently accepting cats. Yeo stated staff are evaluating animals in foster care monthly. Yeo noted having three (3) officer intakes during March and so far seven (7) officer intakes in April. Yeo noted ODAS recently euthanized three animals (feral cat, medical cat, and dog behavioral). Yeo reviewed the process for considering euthanasia and involvement of volunteers or staff if a decision has been made to euthanize so people who have worked with the animal can be there when they are euthanized. Yeo reviewed the veterinarian visits each week but has already visited for this week so the recently acquired dog potentially with canine parvovirus; that dog has been taken to Lifetime Animal Center. Yeo stated some thanks to Ester Stevens (training to be a professional dog trainer) all current staff completed training for kennel entrance and exits, bite prevention, dog fight breakup, kennel calming routine, etc. Yeo noted the importance of all staff using the same procedures and the need to have onboard training for staff. Yeo noted the hope to make dogs more appealing to potential owners by eventually training dogs with simple commands (sit, lay down, come, etc.). Yeo stated potential owners are not typically interested in adopting an animal who is body slamming themselves against the gate. Yeo stated the next step is to establish a training program for the volunteers and arrange an onboarding process for the volunteers; when the program is established, all volunteers will be reevaluated and onboarded for the position. Yeo noted training is needed for the person and the animal. Yeo stated her greatest challenge is the need for another office person; Yeo noted doing the office manager job two days each week which leaves other tasks not being completed. Yeo noted an adoption event at Swisher's on April 29, 2023, and de-stress event at the University of Central Missouri with the shelter bringing April 28, 2023. Jacobs stated the last WAR meeting had more public comments that rehashed issues from the past.

The Commissioners reviewed and approved the following Right of Ways for Spectrum Mid-America with Sunrise Telecom contracting and work to begin May 1, 2023 and end August 1, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services.

- 2023-045 | E Division Rd: Plow/Bore 8473 feet, Nearest intersecting Road: SE 501st Rd
- 2023-046 | SE 501<sup>st</sup> Road: Plow/Bore 5150 feet, Nearest intersecting Road: E Division Rd
- 2023-047 | NE 115<sup>th</sup> Road: Plow/Bore 6733 feet, Nearest intersecting Road: NE 651 rd
- 2023-048 | NE 631<sup>st</sup> Road: Plow/Bore 731 feet, Nearest intersecting Road: NE 115th Rd
- 2023-049 | NE 651<sup>st</sup> Road: Plow/Bore 1085 feet, Nearest intersecting Road: NE 115th Rd
- 2023-050 | NE 661<sup>st</sup> Road: Plow/Bore 275 feet, Nearest intersecting Road: NE 115 Rd
- 2023-051 | NE 110<sup>th</sup> Road: Plow/Bore 569 feet, Nearest intersecting Road: NE 651<sup>st</sup> Rd
- 2023-052 | NE 641<sup>st</sup> Road: Plow/Bore 6902 feet, Nearest intersecting Road: NE 65<sup>th</sup> Rd
- 2023-053 | NE 65<sup>th</sup> Road: Plow/Bore 1161 feet, Nearest intersecting Road: NE 641st Rd
- 2023-054 | NE 175<sup>th</sup> Road: Plow/Bore 3354 feet, Nearest intersecting Road: NE US Hwy 50
- 2023-055 | NE 200<sup>th</sup> Road: Plow/Bore 1989 feet, Nearest intersecting Road: NE State Hwy P
- 2023-056 | NE 200<sup>th</sup> Road: Plow/Bore 4630 feet, Nearest intersecting Road: NE 521st Rd
- 2023-057 | NE 521<sup>st</sup> Road: Plow/Bore 7937 feet, Nearest intersecting Road: NE 200th Rd
- 2023-058 | NE 350<sup>th</sup> Road: Plow/Bore 2674 feet, Nearest intersecting Road: NE 521st Rd
- 2023-059 | NE 250<sup>th</sup> Road: Plow/Bore 4735 feet, Nearest intersecting Road: NE State Hwy P
- 2023-060 | NE 400<sup>th</sup> Road: Plow/Bore 6224 feet, Nearest intersecting Road: NE 601 Rd
- 2023-061 | NE 601<sup>st</sup> Road: Plow/Bore 6499 feet, Nearest intersecting Road: NE 621st Rd
- 2023-062 | NE 621<sup>st</sup> Road: Plow/Bore 5164 feet, Nearest intersecting Road: NE 601st Rd
- 2023-063 | NE 621<sup>st</sup> Road: Plow/Bore 393 feet, Nearest intersecting Road: NE 400th Rd

The Commissioners reviewed a request from Dennis Bowers, Windsor Fire District Assistant Chief, for the Johnson County Commission, along with the other involved counties (Pettis, Benton, Henry) to sign the Local Government Certification for the Districts' application to the Neighborhood Assistance Program (NAP). It was reviewed that RSMo. 32.110 requires a local government certification for all projects submitted to the Department of Economic Development, Neighborhood Assistance Program (NAP). All applicants, as part of their proposal, must submit this completed form. Applications submitted without a completed Local Government Certification form will be denied.

NAP applicants must complete Sections I, II, III, and IV of this form before forwarding to the appropriate government authority. Local governments must complete section V, and may, at their discretion, require supporting documentation and/or a copy of the actual NAP proposal as a condition for their endorsement. This form does not signify approval of a proposed NAP project by the local unit of government. This form serves only to certify that the proposed NAP project is not in conflict with the existing plans and ordinances approved, enacted, or enforced by the local unit of government.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the Windsor Fire District Missouri Department of Economic Development Fiscal Year 2024 Neighborhood Assistance Program (NAP) Round 1 Application upon Windsor Fire District submittal of the completed application. Motion approved unanimously.

(CONTINUED FROM PAGE 81) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**11<sup>th</sup> Day's Proceedings, 25<sup>th</sup> Day of April 2023**

The Commissioners reviewed and approved the following Right of Ways for Brightspeed Communications with Squan contracting and work to begin April 20, 2023 and end August 1, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services.

- 2023-032 | SE 150<sup>th</sup> Rd, beginning at 159 SE 125<sup>th</sup> Rd boring 678 feet and ending at 173 SE 125<sup>th</sup> Rd
- 2023-033 | SE 125<sup>th</sup> Rd, beginning at 140 SE 150<sup>th</sup> Rd boring 1,308 feet east crossing SE 150<sup>th</sup> Rd and ending behind 163 SE 125<sup>th</sup> Rd
- 2023-034 | SE 190<sup>th</sup> Rd, beginning at 1 SE 190<sup>th</sup> Rd boring 1,133 feet east and ending behind 25 SE 190<sup>th</sup> Rd
- 2023-035 | SE 51<sup>st</sup> Rd, beginning at 1 SE 190<sup>th</sup> Rd boring 1, 184 feet east crossing SE 51<sup>st</sup> Rd and ending at 214 SE 51<sup>st</sup> Rd
- 2023-036 | SE 150 Rd, beginning at 146 SE Missouri 13 Business boring 1,395 feet east crossing SE 150 Rd and ending behind 18 SE 150 Rd
- 2023-037 | SE 245<sup>th</sup> Rd, beginning at 225 Hilltop Dr boring 879 feet south crossing SE 245<sup>th</sup> Rd and ending behind 106 SE 245<sup>th</sup> Rd
- 2023-038 | SE 240<sup>th</sup> Rd, beginning at 324 SE 250<sup>th</sup> Rd boring 1,960 feet north under SE 240<sup>th</sup> Rd, continuing north and ending behind 125 SE 215 Rd
- 2023-039 | SE 225<sup>th</sup> Rd, beginning at 144 SE 225<sup>th</sup> Rd boring 998 feet east ending at 158 SE 225<sup>th</sup> Rd
- 2023-040 | SE 245<sup>th</sup> Rd, beginning at 227 SE 121<sup>st</sup> Rd boring 1,601 feet south crossing SE 245<sup>th</sup> Rd and ending at 149 Valley View Rd
- 2023-041 | SE 121<sup>st</sup> Rd, beginning behind 229 Hilltop Dr boring 726 feet east crossing SE 121<sup>st</sup> Rd and ending behind 130 SE 235<sup>th</sup> Rd
- 2023-042 | SE 141<sup>st</sup> Rd, beginning 200 SE 131<sup>st</sup> Rd boring 967 feet east crossing SE 141<sup>st</sup> Rd and ending behind 151 SE 225<sup>th</sup> Rd
- 2023-043 | SE 240<sup>th</sup> Rd, beginning at 324 SE 250<sup>th</sup> Rd boring 1,960 feet north under SE 240<sup>th</sup> Rd, continuing north and ending behind 125 SE 215 Rd

Commissioner Kavanaugh attended the University of Missouri Extension Council at 135 W. Market, Warrensburg.

Adjournment was at 4:00 p.m. The next meeting will convene on April 27, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**12<sup>th</sup> Day's Proceedings, 27<sup>th</sup> Day of April 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners approved a wage continuation extension for a Road and Bridge Employee.

The Commissioners reviewed and approved accounts payable in the amount of \$310,460.70.

The Commissioners met with Junior and Mary Sisk, Sisk Construction, regarding the courthouse. Mr. Sisk noted Commissioner Kavanaugh's request to have any documents regarding the corner statues that previously were placed on the East and West of the courthouse. Mr. Sisk stated when the roof was replaced, the old gutter system was not removed and so it is likely depositing rust on the roof. Mr. Sisk requested the opportunity to put the pedestal, statue, and crest on the courthouse. Mr. Sisk reviewed the way to install the statue. Mr. Sisk asked if the termite damage has been remediated on the south side of the courthouse.

The Commissioners discussed the April 17<sup>th</sup> indigent burial and having considered the December 16, 2021 memorandum of understanding for the purchase of a cooler for the Coroner's use, the Commissioners agreed the \$1,000 payment for Richard Coffman should be reduced by the amount charged for refrigeration (\$400.00) with the amended amount to be paid of \$600.00 to Sweeney - Phillips and Holdren. Commissioner Marr contacted Coroner Clark Holdren, regarding the indigent refrigeration fee; Holdren was in agreement to the reduced indigent burial fee.

*RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT 12<sup>th</sup> Day's Proceedings, 27<sup>th</sup> Day of April 2023 is continued on page 83*



(CONTINUED FROM PAGE 82) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**12<sup>th</sup> Day's Proceedings, 27<sup>th</sup> Day of April 2023**

At 8:45 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Jimmy Tye, Road and Bridge Supervisor.

At 9:16 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners met with Jimmy Tye, Road and Bridge Supervisor, for the Road and Bridge Update. The Commission prepared a memorandum recommending that all employees check their federal and state withholdings. If they feel a correction needs to be made, they can complete a new W4 with Human Resources.

The Commissioners met with Butch Stockton, 823 NW 775<sup>th</sup> Road, Centerview, regarding requested Right of Way Repairs; also present: Jennifer Powers, County Clerk Chief Deputy; Kyle Nichols, Spectrum Communications; Dave Porter, Sunrise Communications; Cody Worley, Sunrise Communications.

**Right of Way Repairs** – Stockton stated repairs have not been made to his property from the damage done by Sunrise Communication's right of way work (contracted by Spectrum Communications) and equipment storage. Stockton stated there is still no grass and the top fence panel has not been fixed. Commissioner Matthews noted reviewing the site yesterday with Stockton's property looking better than most.

Commissioner Matthews stated there is not much that can be done in regard to growing grass since the county is experiencing a sight drought this spring, unless Stockton wanted to water the grass seed.

Nichols noted the attempts made by Sunrise and Spectrum to resolve the matter and asked what it will take to resolve the issue, noting a settlement was even offered but denied by Stockton. Stockton stated he was willing to consider a cash settlement at this time. Nichols stated a willingness to pay Stockton to fix the fence, and for the price for sod if Stockton will sign a Release of Liability Waiver. Stockton stated he wants money for the sod company (east side of the driveway about halfway to M Hwy) and fence one panel (Straight Line Fence). Nichols will contact Straight Line Fence and a sod company for pricing. Payment to Stockton and release of liability scheduled to be signed by both parties on June 1, 2023 at the Commissioners Chambers.

**NW 775<sup>th</sup> Road and M Highway Release of southeast corner of property** – Stockton stated the NW 775<sup>th</sup> Road and M Highway intersection was moved by the County and in doing so, a small corner of his land was separated by the road. Stockton requested documents showing the move of NW 775<sup>th</sup> Road or how it impacted his property. Stockton stated he has been maintaining the land but it is only used by people trying to sell vehicles so he would like to be released from the liability of the property. Stockton requested he be released from the ownership of this land, and therefore no longer owning, maintaining, or paying taxes that piece of property he cannot use.



The Commissioners met with Scott Munsterman, Sheriff, also present was Jennifer Powers, County Clerk Chief Deputy. Munsterman stated Electronic Contracting Company (ECC) has been onsite for two weeks installing door locks. Munsterman stated one door was left off that needs wires run to it and the cost for ECC to do the work \$2,266.50. Munsterman asked if he could have an electrician run the wires, but ECC would require engineer stamped drawings if they did not do the work. Powers noted this change order is not on the agenda and would not likely be considered an emergency. Commissioner Kavanaugh stated the County did not want additional fees because action was not taken by the Commission immediately. Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign quotation 44485 for Electronic Contracting Company to make modifications to the access control system by providing an additional Mag-Loc, card reader and wiring to support control to the door "BD-1" in the Johnson County Jail Facility for \$2,266.50. Motion approved unanimously. Commissioner Matthews signed the document. Munsterman stated he would send a copy to County Clerk's Office for records.

Munsterman stated it was unknown if the Sheriff's Administration heating, ventilation, and air conditioning (HVAC) unit repairs were going to be under warranty or not.

The Commissioners reviewed correspondence from Nightwatch Security and Telephone regarding the Justice Center Northwest Employee Entrance Keypad.

*RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT 12<sup>th</sup> Day's Proceedings, 27<sup>th</sup> Day of April 2023 is continued on page 84*

The Commissioners met with Jackie Langston, Johnson County Fair Association President, regarding needed road repairs at NW 391<sup>st</sup> Road off of 50 Highway; also present: Jimmy Tye, Road and Bridge Supervisor; Jennifer Powers, County Clerk Chief Deputy. Langston presented the Commissioners with copies of a letter signed by the Johnson County Fair Association Board Members requesting the Commission turn NW 145<sup>th</sup> Road (road should have been listed as NW 391<sup>st</sup> Road) into a gravel road before the July 10-15, 2023 fair. The letter also noted the intent for the road to eventually be chip and sealed. Langston reviewed the significant damage to the road and culverts in 2022 was due to the traffic from Emery Sapp and Sons, Inc. (ESS) transporting millings from the Missouri Department of Transportation (MoDOT) project (Contract ID:211119-C01, Rt 50 Johnson County, J3P3064) to be temporarily stored on fairground property as referenced in the Material Storage Agreement and Release between Johnson County Fair Association and ESS (a copy of the agreement is in the general court papers). Langston asked if the County was aware of the agreement between Benjamin Denney signed with ESS. Tye stated former Road and Bridge Supervisor, Gary Bell, was aware and advised Denney not to accept the storage agreement. Langston noted ESS has removed all of the millings they are going to remove and ESS stated a willingness to pay for damages so they can be done with this project. Langston stated the four piles of millings remaining are property of the fair association and can be used but ideally one would be available for future parking lot repairs. Tye reviewed work will start at the end of MoDOT's right of way for 50 Highway and stop at the north entrance of the youth building (signified by the red marks on the map). Tye reviewed options:

1. Grind the bad chip and seal spots, then fill holes with millings and base one stabilizer; less dusty option
2. Grind the full road surface, replace or repair road culverts, have a gravel road with base one stabilization; dusty option. Tye stated purchase and replacement of parking lot culverts would be the responsibility of the Owner. Commissioner Marr stated the Owner could hire for dust control to be sprayed on the road.

Langston stated they would like to proceed with option 2, a gravel road surface, and will provide a list of event dates for the Road and Bridge Department to try to avoid in road work. Commissioner Marr will provide Langston with dust control contact information. Commissioner Kavanaugh stated the county is willing to remove the milling piles but will not reshape the parking lots. Commissioner Marr stated Road and Bridge could level out the millings into the parking lot since the equipment will be there; Commissioner Matthews agreed. Tye will prepare a cost estimate for a 2024 chip and seal and an estimated cost for the road to be put back to gravel. The Commissioners also recommended Langston include dust control cost in the request to ESS.



The Commissioners met with Jimmy Tye, Road and Bridge Supervisor, who reported Road and Bridge Staff recently encountered a fiber line not marked by the utility locator because the fiber company is not telling the locators and installation is only 16-21 inches deep on NW 850<sup>th</sup> Road west of NW 1501<sup>st</sup> Road. Tye noted the conduit was broken but fiber was intact. Tye noted this is likely to be an ongoing problem because installers are not following the depth requirements as discussed and approved by the Commission on August 9, 2021. Commissioner Marr noted the potential contacts from JNR Adjustments regarding the County paying for the repairs. Tye noted former Road and Bridge Supervisor, Gary Bell, was very familiar and involved with the right of way projects; so Tye's involvement has been very limited until now.

At 1:34 p.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. At 2:54 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Adjournment was at 4:00 p.m. The next meeting will convene on May 1, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner



**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**13<sup>th</sup> Day's Proceedings, 1<sup>st</sup> Day of May 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

- The Commissioners met with Steve Tague for a maintenance update; discussion included:
- Grounds: Tague noted a raccoon hanging around building entrances. Commissioner Kavanaugh stated he had told Mary Lutgen to contact the animal shelter about getting a cage to trap and relocate it. Tague noted a little bit of clean up was required after the April 29<sup>th</sup> farmer's market. Tague noted that due to the lack of spring rain, it is time to start watering the grass.
  - 122 Hout Street – Tague reported the drainage pit water level has not gone up or down. Tague reported that Mike Ortmeier with SteaMagic instructed him not to prop the door open as it compounds the dampness issue rather than eliminating it.
  - Justice Center Northwest Secured Employee –Tague stated the control panel is not accessible in its current location and therefore needs to be moved about five (5) feet to the janitor's closet. Dormakaba's \$2,112.23 quote included the move of the panel but no work on the high voltage power box. Nightwatch's initial quote of \$909.00 was only for installing a new keypad because they did not know about moving the control panel. Nightwatch updated their quote to \$1,399.00 which includes panel move, but no work on the high voltage power. Commissioner Matthews suggested Tague contact Nightwatch to verify work needed and then contact an electrician to complete the work.
  - Justice Center Heating Ventilation and Air Conditioning (HVAC) – Tague stated Apex took pictures of the water cooler and will investigate the issue before a price for repairs is sent.

The Commissioners reviewed the NW 1891<sup>st</sup> Road (Kiowa Hills and Cherokee Hills) Escrow Account Application with 19 signatures; the signatures were compared to signatures on file with the Election office noting three (3) individuals not registered to vote and one (1) signature not matching the signature on file. Having considered the application, Commissioner Kavanaugh moved, and Commissioner Marr seconded to accept the application from the residents of Kiowa and Cherokee Hills for use of escrow funds in the amount of \$4,807 toward the cost of their hard surface road project. Motion passed unanimously.

The Commissioners met with Jaime DeBacker, Assistant Director, for the Warrensburg Main Street update. DeBacker noted having submitted the 2023 first quarter report to Missouri Main Street with \$225,000 in improvements made to downtown Warrensburg during the first quarter. DeBacker reported Retrograde Arcade moved into the old Central Band and Piano store on Market St. Gunzel and Bowser Children's Bookstore moved into the house Retrograde Arcade formerly occupied. DeBacker stated three (3) businesses closed recently: Taqueria Habana, Cigawatt, and Black Compass Tattoo. DeBacker stated that Stacey Fitterer notified them that three (3) businesses are interested in leasing the space where Taqueria Habana and he already has it filled with a new Mexican restaurant – Margaritas. DeBacker stated Muddy Creek (115 N Holden) is still for sale and the Granary building (146 W Pine) will be converted upstairs to three (3) condos with the first floor completed as a white box build-out for potential commercial rental. DeBacker stated the Opera House Apartments (145 W Pine) are being renovated as well. DeBacker stated the Saturday morning Farmer's Market opens this weekend and reviewed upcoming events: Coffee and Cars Club – second Tuesday each month, Art Walk on May 17<sup>th</sup> at 6 PM, Movie on the Lawn May 19<sup>th</sup>. DeBacker stated the Movie on the Lawn was planned with one of the fifth-grade classes at Sterling. DeBacker reported that May is historical preservation month and the plan is to have a permanent walking tour of downtown historic buildings with plaques and quick response (QR) codes that tell the history of each building. The tour will kick off at the May 17<sup>th</sup> Art Walk and be up year around. DeBacker reported that Warrensburg Main Street, Inc. is interviewing for an event/marketing coordinator position.

2022 Interest on Deposit Distribution Summary with total distribution of \$2,825.99 was received and approved as submitted by Laura Smith, Collector.

Adjournment was at 4:00 p.m. The next meeting will convene on May 2, 2023.

ATTEST: \_\_\_\_\_

Diane Thompson, County Clerk	Troy A. Matthews, Presiding Commissioner
	John L. Marr, Eastern Commissioner
	Charles Kavanaugh, Western Commissioner

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**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**

**14<sup>th</sup> Day's Proceedings, 2<sup>nd</sup> Day of May 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Kavanaugh motioned and Commissioner Marr seconded to appoint James Tye, Road and Bridge Supervisor, to the Military Airport Zoning Commission. Motion approved unanimously. ORDER NUMBER: 20230502 Appointment: Military Airport Zoning Commission, James Tye WHEREAS the Missouri Revised Statutes 41.655.(2) states The governing body of any county of the second classification with more than forty-eight thousand two hundred but fewer than forty-eight thousand three hundred inhabitants may adopt, administer, and enforce airport hazard area zoning regulations that are substantially similar to the airport hazard area zoning regulations in sections 67.1200 to 67.1222, subject to any exceptions listed in this section; and, WHEREAS, the county shall employ any existing airport planning commission or airport zoning commission as created in section 67.1210, or shall form such commission, WHEREAS, the commission shall consist of five members as follows:

- a. Three residents of the county, with at least two of such county residents residing in the township containing the military base;
  - b. The presiding county commissioner or such commissioner's designee; and
  - c. The county road commissioner; and
- WHEREAS, the commission may appoint an ex officio military liaison from the Armed Forces of the United States who is stationed at the military base; WHEREAS, the terms of office of each member under this section shall be identical to the terms of office in section 67.1210, with the member chosen to serve as chair serving for an initial term of two years. The commission shall elect its chairman; WHEREAS, Mr. Gary Bell, through his employment as the Johnson County Road and Bridge Supervisor, was appointed to serve on the Military Airport Zoning Commission as the county road commissioner, and, WHEREAS, the terms of the county road commissioner member of the airport zoning commission is based on dates of employment; and, WHEREAS, Mr. Bell has retired as the Johnson County Road and Bridge Supervisor and resigned his position with the Military Airport Zoning effective April 28, 2023; and, WHEREAS, pursuant to 67.1210 RSMo, vacancies shall be filled of any member whose office becomes vacant in the same manner in which such member was selected; and, WHEREAS, Mr. James Tye has been appointed as the Johnson County Road and Bridge Supervisor; and, WHEREAS, Mr. Tye has agreed to serve as the Military Airport Zoning Commission County Road Commissioner Member; and, NOW, THEREFORE, the Johnson County Commission hereby appoints Mr. James Tye, 179 NE 825<sup>th</sup> Road, Warrensburg, Missouri 64093, effective May 2, 2023 and expiring upon separation as the County Road and Bridge Supervisor.

The monthly report of monies received in April 2023 by Diane Thompson, County Clerk was approved. Deposited with the Treasurer was \$99,727.42.

The transfer of funds for payroll of County Officials and employees for the period April 15, 2023 through April 28, 2023 was approved from County funds in the following amounts: County Revenue: \$66,508.85; Road and Bridge Department: \$48,576.48; Assessment: \$15,366.59; Bridge Construction: \$26,090.22; Juvenile Officers: \$5,971.00; Prosecuting Attorney: \$28,079.64; MoSMART Sal Supplement: \$415.35; Recovery Court – SAMHSA Grant: \$6,158.47; Commission Administrative: \$0.00; Sheriff: \$77,445.18; Jail: \$75,505.79; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$354,212.54.

Commissioner Kavanaugh reviewed Johnson County Commission expectations and applications for the County Commission appointed Warrensburg Animal Rescue Board Member

The Commissioners met with Stephanie Truex, Administrator; and Noah Harness, Trustee; for the Johnson County Community Health Services (JCCHS) Monthly Update. Truex noted Partnering with Care Connections to provide vaccinations in September through the Senior Center. Truex noted 3 cases of influenza and 18 cases of coronavirus (COVID). Truex reviewed overall health outcomes (how long people live and how healthy they feel), noting the numbers seen in 2023 is from 2020 data, Johnson County ranked 4<sup>th</sup> out of 114<sup>th</sup> Counties and are better rated than all neighboring counties. Truex noted receiving grants (requiring monthly use for COVID vaccinations or testing) to purchase a vehicle. Harness reported the new board member, Rachel Gifford, was sworn in at the last meeting. Truex stated a change was made in the home healthcare pay and noted JCCHS provides skilled home healthcare (physical therapy, vacuum - assisted closure of a wound, bandage change and training a care provider to change the bandage, etc.) but does not provide cleaning, cooking, shopping, etc.

Fees received in April 2023 from Stormy Taylor, Recorder of Deeds were approved. Fees deposited with the Treasurer were \$28,090.70.

The Commissioners received monthly fees collected report from Prosecuting Attorney, Robert Russell for March 2023 totaling \$2,555.00 which was deposited with the Treasurer.

*RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT 14<sup>th</sup> Day's Proceedings, 2<sup>nd</sup> Day of May 2023 is continued on page 87*

(CONTINUED FROM PAGE 86) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**14<sup>th</sup> Day's Proceedings, 2<sup>nd</sup> Day of May 2023**

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**Original Package Liquor and Sunday Original Package Liquor Licenses**

**Hy-Vee Inc** d/b/a Hy Vee, 410 E. Young, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Triple J's LLC** d/b/a The Corner Store, 424 SE DD Hwy, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Wal-Mart Stores East, LP** d/b/a Wal-Mart Supercenter Store #61, 301 E. Cooper Avenue, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Original Package Liquor License**

**Dogencorp LLC** d/b/a Dollar General Store #4864, 1101 E. 10<sup>th</sup> Street, Holden, MO requested and was granted a license to sell liquor in the original package weekdays. The license shall expire June 30, 2024.

**Dogencorp LLC** d/b/a Dollar General Store #17601, 575 NW 1601<sup>st</sup> Road, Kingsville, MO requested and was granted a license to sell liquor in the original package weekdays. The license shall expire June 30, 2024.

**Dogencorp LLC** d/b/a Dollar General Store #21327, 302 West Pacific., Kingsville, MO requested and was granted a license to sell liquor in the original package weekdays. The license shall expire June 30, 2024.

**Dogencorp LLC** d/b/a Dollar General Store #2885, 607 N 23 Highway, Knob Noster, MO requested and was granted a license to sell liquor in the original package weekdays. The license shall expire June 30, 2024.

**5% by Drink Beer and Wine Liquor License**

**Walnut Bed and Breakfast, LLC** d/b/a Walnut Waters Bed and Breakfast, 928 NW 1971<sup>st</sup> Road, Lone Jack, MO requested and granted a license to sell 5% by drink wine liquor weekdays. The license shall expire June 30, 2024.

**Walnut Bed and Breakfast, LLC** d/b/a Walnut Waters Bed and Breakfast, 914NW 1971<sup>st</sup> Road, Lone Jack, MO requested and granted a license to sell 5% by drink wine liquor weekdays. The license shall expire June 30, 2024.

**Retail Liquor by Drink Resort and Sunday by Drink Resort Liquor Licenses**

**All Climate Investments LLC** d/b/a Lake Paradise Resort, 985 NW 1901<sup>st</sup> Road, Lone Jack, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**C635 LLC** d/b/a Colton's Steakhouse & Grill #635, 85 NE 501<sup>st</sup> Road, Suite B, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**The Heartland Lodge LLC** d/b/a The Heartland Lodge, 16 SW 1971<sup>st</sup> Road, Kingsville MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Hidden Pines, LLC** d/b/a Hidden Pines Country Club, 77 NW Division Road, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Sodexo Management, Inc** d/b/a Traditions, 5 Par Drive, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Zorba's Steakhouse, Inc.** d/b/a Players Restaurant Lounge, 627 E. Russell, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Retail Liquor by Drink Resort, Sunday by Drink Resort, and Caterer Retail by Drink 50 events maximum Liquor Licenses**

**Sodexo Management, Inc** d/b/a UCM Elliot University Union, 517 S. Holden, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays, Sundays and cater retail by the drink for 50 events. The licenses shall expire June 30, 2024.

**Retail Liquor by Drink, Liquor Manufacturer Solicitor, Liquor Wholesale Solicitor Liquor License**

**Phantom V Distilling Company LLC** d/b/a Phantom 5 Distilling Company, 85 NE 501<sup>st</sup> Road Ste A, Warrensburg, MO requested and was granted licenses to sell Retail Liquor by Drink, Liquor Manufacturer Solicitor, and Liquor Wholesale Solicitor Liquor License. The licenses shall expire June 30, 2024.

**Retail Liquor by Drink Resort Temporary License**

**Mule Kicker BBQ of Warrensburg LLC** d/b/a Mulekicker BBQ, 630 E Young Ave, Warrensburg MO requested and was granted license to sell retail liquor by drink resort on weekdays effective April 19, 2023. The license shall expire July 17, 2023.

**Sunday by Drink Liquor License**

**Mule Kicker BBQ of Warrensburg LLC** d/b/a Mulekicker BBQ, 630 E Young Ave, Warrensburg MO requested and was granted license to sell retail liquor by drink on Sundays effective April 19, 2023. The license shall expire June 30, 2023.

**Retail by Drink Caterer**

**Embrace the Grape LLC** d/b/a Embrace the Grape, 435 Nichols Road, Ste 200, Kansas City MO at Milestones Barn, 380 MO- 13 Business, Warrensburg MO has been granted a one-day retail by drink caterer license. The license is effective May 13, 2023.

Adjournment was at 4:00 p.m. The next meeting will convene on May 4, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**

**15<sup>th</sup> Day's Proceedings, 4<sup>th</sup> Day of May 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; and Diane Thompson, County Clerk. Not Present: Charles Kavanaugh, Western Commissioner; Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Matthews and Commissioner Marr reviewed and approved accounts payable in the amount of \$997,210.61. It was noted that an invoice from Murphy Tractor and Equipment Co., INC. for the purchase of two (2) John Deere 770G Antler, 14R24, LG motor graders with PIN 1DW770GXTPF717443 and 1DW770GXTPF717562 for \$343,101.00 each and a total of \$686,202.00 was paid from Road Construction and Maintenance Sales Tax – Equipment (018-000-56810). Powers noted the Commission approved the purchase of two (2) motor grader(s) from Ag Power on July 26, 2022 but not Murphy.

Commissioner Matthews and Commissioner Marr met with Kim Hall, Emma Boyle and Allison Bolt for the University of Missouri Extension Monthly Update. Boyle presented the April 2023 Impact Update. Hall reviewed the upcoming 4-H Youth camp with registration closed, camp counselor training completed, and camp planning still occurring. Boyle reviewed programs such as soccer for success, chicken hatching, recently completed and upcoming events.

At 9:05 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Matthews to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to Section (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record; Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in this portion of the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director; Travis Elliott, Ellis, Ellis, Hammons & Johnson, P.C. (County Legal Counsel). Brantner left the meeting at 9:47 a.m.

At 11:06 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Marr and seconded by Commissioner Matthews to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr. "ABSTAIN" None. "NAY" None. Motion carried.

Commissioner Matthews attended the Johnson County Economic Development Corporation, Board of Directors Meeting.

The Commissioners received the April 2023 Summary Settlement from Treasurer Heather Reynolds.

Tax Distribution Summary with total distribution of \$411,215.53 for April 2023 was received and approved as submitted by Laura Smith, Collector.

At 3:17 p.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Matthews to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Rob Russell, Prosecuting Attorney; Scott Munsterman, Sheriff; Jason Shackles, Mike Hanes, Andy Gobber, and Jeff Parsons, Sheriff Deputies; Lisa Shore, Human Resource Director.

At 3:54 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Marr and seconded by Matthews to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr. "ABSTAIN" None. "NAY" None. Motion carried.

Commissioner Matthews and Commissioner Marr reviewed a Dust Control Company Acknowledgement Agreement from William Austin to self-apply Bare Ground Calcium Chloride Dust Control in front of 630 and 634 NW 1251<sup>st</sup> Road, Holden Missouri (it was noted the required signage was already installed). The application was reviewed and the product was considered acceptable by Jimmy Tye, Road and Bridge Supervisor; the Commissioners approved the product and agreement.

Johnson County received check #20031614 from Republic Services, Inc c/o Awin Management c/o Allied Waste Services in the amount of \$11,625.78 which represents the host fee for April 2023 (8,304.13 tons at a rate of \$1.40 per ton) was received on May 4, 2023 from the Show Me Regional Landfill.

*RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT 15<sup>th</sup> Day's Proceedings, 4<sup>th</sup> Day of May 2023 is continued on page 89*

(CONTINUED FROM PAGE 88) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**15<sup>th</sup> Day's Proceedings, 4<sup>th</sup> Day of May 2023**

Commissioner Matthews and Commissioner Marr met with Jimmy Tye, Road and Bridge Supervisor, discussion included:

- Chilhowee Work Request – Tye stated Jimmy Tawzer, City of Chilhowee Alderman, requested the county Road and Bridge Department do work (ditching and replace a culvert) inside the city limits. Commissioner Matthews and Commissioner Marr approved the Road and Bridge Department complete the aforementioned work at no cost (City will pay for supplies and County will do the work) to the City of Chilhowee at a time that works best for the Department in 2023.
- 175<sup>th</sup> Road and Business 13 Highway Intersection – Tye noted the original plan to asphalt the intersection due to the weight of vehicles (transporting heavy loads of equipment and wastewater) and distance between curves. Discussion was had regarding the preferred subbase layer depth and asphalt surface layer depth. Tye stated they would use base rock to smooth the two (2) driveway transitions, since the road surface will be raised. Tye expressed concern that the East side of Business 13 Highway seems to be weak so the asphalt will go into part of the former shoulder.
- NW 1821<sup>st</sup> Road North of NW 100<sup>th</sup> Road – Tye noted Evergy is building a new electrical substation and Ron Brockhaus, Public Water Supply District #2 of Johnson County, in turn will need to move a waterline. Tye noted the previous Road and Bridge Supervisor, Gary Bell, had discussed plans with Brockhaus but since that time Brockhaus's plans changed which left Evergy changing the ditch elevation with the ditch depth dropping three (3) feet. Tye stated Evergy is now going to move the ditch east approximately 5-10 feet east, Brockhaus is going to move the waterline further east, and Evergy was going to pay PSWD#2 to move their waterline and the ditch elevation will be repaired. It was noted there is no Right of Way Application on file and the Commissioners determined is not needed for this work.
- Spectrum Communications – Tye noted ongoing concern with fiber companies not placing low enough. Tye noted January 18, 2023 invoice to Spectrum for \$4,313.92 for the County's repairs due to Sunrise's various damages has not been paid. The invoice was for the following:
  1. NW 361<sup>st</sup> Road – South of E Highway (fixed open trench left open on road bank that ended at a cross pipe, replaced rock for drainage and erosion control) Total \$550.44 (\$225.00 1.5 hours labor, 4-9 inch clean rock \$275.44)
  2. NE 151<sup>st</sup> Road – North of NE 150<sup>th</sup> Road (fixed damage from trenching on East end of cross pipe, rock was placed to repair settling and erosion) Total \$646.22 (\$375.00 2.5 hours labor, 4-9 inch clean rock \$271.22)
  3. NE 700<sup>th</sup> Road – East of 13 Highway, contractor bored into and ran conduit through cross pipe, unacceptable repair by contractor using plastic sheeting and an unopened bag of quikrete (replaced 24 inch by 40 feet cross pipe, 1 inch base rock, one load of road rock) Total \$2,410.76 (\$900.00 6 hours labor, rock \$491.10, pipe and band \$1,019.66)
  4. NW 750<sup>th</sup> Road – West of NW 871<sup>st</sup> Road, contractor bored into and ran conduit through cross pipe (replaced 15 inch by 34 feet cross pipe) Total \$756.50 (\$600.00 4 hours labor, pipe [only charged for 10 feet of pipe due to pipe's age] \$156.50)
- Motor Graders – Tye stated two (2) John Deer motor graders were delivered today from Murphy Tractor.
- West Central Electric (WCE) Easement Documentation – Tye noted having received a request from Tiger Fiene regarding needed easement at approximately 450 NW 621<sup>st</sup> Road. Commissioner Marr noted the County's current expectation is 60 feet right of way (30 feet on each side of the center line) with at least a 22 foot but not larger than a 24 foot road surface. Commissioner Matthews noted having met with legal counsel regarding road and easement; and according to RSMo. 229.010 All public roads in this state which hereafter (August 28, 1939) may be established shall not be less than thirty feet in width; so that is only 15 feet on each side of the center line. Tye noted Fiene seems to expect the County to provide documentation on the easement but through research with the Recorder of Deeds and the County Clerk, there is no such documentation available. Powers noted WCE could hire a title company since they sometimes have more resources than the County.
- Dyed Diesel Fuel – Tye noted the recommendation from Daleah Wyne, Auditor Deputy, to pay for all fuel out of the Fuel Fund (025), instead of dividing the payment between multiple funds. Tye also noted the Sheriff's Office has been using dyed diesel fuel for their generator (approximately 150 gallons each transport) and those charges have not included the \$0.05/gallon charge to maintain the fuel station or administrative charges. Tye asked if the Commission would approve the Road and Bridge Department charging the fee to the Sheriff's Office for dyed diesel and paying for all fuel through Fuel Fund (025). Commissioner Matthews and Commissioner Marr stated their approval of all fuel payments being paid out of Fuel Fund (025) and of the Road and Bridge Department charging the Sheriff's Office an additional fee of \$0.05 per gallon of dyed diesel contingent upon approval of the amended processes by Auditor Chad Davis.
- Personnel – Commissioner Marr noted if Tye was not wanting to establish an "Assistant Supervisor," he could have foremen to specific areas. Tye stated that is his current plan with a foreman overseeing hard surface roads, a foreman overseeing drainage (ditches and culverts), and a foreman overseeing bridges.

County administrative offices will be closed Monday, May 8, 2023 in observance of Truman's Birthday.

Adjournment was at 4:00 p.m. The next meeting will convene on May 9, 2023.

ATTEST: \_\_\_\_\_  
 Diane Thompson, County Clerk

\_\_\_\_\_  
 Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
 NOT PRESENT  
 Charles Kavanaugh, Western Commissioner

\_\_\_\_\_  
 John L. Marr, Eastern Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**

**16<sup>th</sup> Day's Proceedings, 9<sup>th</sup> Day of May 2023**

---

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Marr attended the Military Airport Zoning Commission Meeting at Knob Noster City Hall.

Commissioner Matthews and Commissioner Kavanaugh met with Cassidy Burwick for the Emergency Management Agency (EMA) Update. Burwick noted the current focus on storm preparedness and helping keep the public informed of potential emergencies.

Commissioner Matthews and Commissioner Kavanaugh attended the KOKO Radio Broadcast: Johnson County Today; discussion included recent and upcoming events, meetings and projects.

The Commissioners individually reviewed and approved previous minutes.

Commissioner Kavanaugh attended the Missouri Association of Counties, Transportation Steering Committee Meeting by Zoom.

The Commissioners discussed the benefit of including application(s) and background information for each board appointed by the Commission on the county website. Jennifer Powers, County Clerk Chief Deputy, noted the needed work to gather a complete list of appointments, research/assemble the requirements or expectations for each appointment, create application(s) for each position and then the information could be determined by the Commission to be added to the county website.

The Commissioners were not able to review and approve accounts payable because the accounting computer software has been inoperable this week; tabled to May 11, 2023.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve Order: 20230509 A Resolution and Order Approving Special Warranty Deed; Bill Of Sale; And Termination And Authorizing Execution Of Same. Motion approved unanimously.

WHEREAS, Johnson County, Missouri ("County"), is a county of the fourth classification; and WHEREAS, the County has heretofore issued its Taxable Industrial Revenue Bonds (Associated Electric Cooperative, Inc.), Series 2000, in the aggregate principal amount of \$150,000,000 (the "Series 2000 Bonds"), under a Trust Indenture dated as of September 28, 2000 (the "Indenture"), between the County and the UMB Bank, NA (the "Successor Trustee"), as successor trustee to Commerce Bank, N.A. (the "Original Trustee" and together the Successor Trustee and Original Trustee being the "Trustee"); and WHEREAS, in connection with the issuance of the Series 2000 Bonds, the County, as Lessor, and Associated Electric Cooperative, Inc. a Missouri cooperative, nonprofit membership corporation, as Lessee, entered into a Lease Agreement dated as of September 28, 2000 (the "Lease Agreement"); and WHEREAS, the Lessee has paid in full, all sums of money due or to become due according to the Lease Agreement, including payment of all outstanding Bonds and all fees, taxes, penalties, if any, costs and expenses of the Trustee and the County, and the County desires to sell the Project (as defined in the Indenture) to the Lessee pursuant to the terms of the Lease; and NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE COUNTY COMMISSION OF JOHNSON COUNTY, MISSOURI, AS FOLLOWS:

Section 1. Approval. The County Commission of Johnson County, Missouri ("County"), hereby approves the following:

- (a) Special Warranty Deed attached hereto and incorporated herein as Exhibit 1; and
- (b) Bill of Sale attached hereto and incorporated herein as Exhibit 2; and
- (c) Termination attached hereto and incorporated herein as Exhibit 3;

in substantially the form submitted to and reviewed by the County Commission, on the date hereof, with such changes therein as are approved by the Presiding Commissioner, said official's execution thereof to be conclusive evidence of the approval thereof.

Section 2. Execution. The County Commission hereby authorized and directs the Presiding Commissioner, and such other officials and agents of the County, to execute and deliver Exhibit 1, Special Warranty Deed; Exhibit 2, Bill of Sale; and Exhibit 3, Termination, on behalf of and as the act and deed of the County, and to execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution and Order, and to carry out, comply with and perform the duties of the County with respect to the provisions set forth in Exhibits 1, 2, and 3.

Section 3. Effectiveness. This Resolution and Order shall be in full force and effect from and after the date of its passage and approval by the County Commission.

The Commissioners met with Jimmy Tye, Road and Bridge Supervisor, regarding Adam Vance, Vance Brothers, willingness to complete the 2022 Micro Surface Contracted Work in the amount of \$203,457.25 for: SW 200<sup>th</sup> Road from 131 Highway to SW 1451<sup>st</sup> Road, NW 430<sup>th</sup> Road from 131 Highway to NW 1501<sup>st</sup> Road, NW 601<sup>st</sup> Road from 50 Highway to NW 100<sup>th</sup> Road, and NW 100<sup>th</sup> Road from NW 601<sup>st</sup> Road to NW 701<sup>st</sup> Road. Tye stated the oil from the chip and seal was coming to the surface on NW 430<sup>th</sup> Road which impacted the roadbed significantly due to excessively heavy loads of corn being transported on the road, so that road was not ready to be micro surfaced. Thompson noted the Road Construction and Maintenance Sales Tax Fund budgeted \$850,000 for Hard Surface Road Materials, with an estimated surplus of \$418,311. Thompson noted the 2023 Contracted work with Vance Brothers, Inc in the amount of \$289,111.25 for NW 501<sup>st</sup> Road starting where the 50 Highway concrete apron (state right of way) ends and proceeding north to where the road meets NW 500<sup>th</sup> Road and continues westward to where the road intersects with NW 521<sup>st</sup> Road and proceeding north to where the OO Highway asphalt apron. Tye noted the hot asphalt work could require more funds than budgeted and recommended the Commission cancel the 2022 Micro Surface Contracted Work with Vance Brothers, Inc. since the work was not completed in the 2022 construction season. The Commissioners agreed with Tye to cancel Vance Brothers' 2022 contract.

(CONTINUED FROM PAGE 90) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**16<sup>th</sup> Day's Proceedings, 9<sup>th</sup> Day of May 2023**

The Commissioners met with Diane Thompson, County Clerk and Local Election Authority, who presented the Inspection of Precinct Report. In accordance with 51.121 RSMo, I have inspected each precinct, reviewed the described boundary lines, and surveyed the number of voters in each. Careful consideration has also been given to voter convenience, safety, parking availability, handicap accessibility, and other statutory requirements. Currently, the breakout of voters by polling location is as follows:

Polling Place Name	Precincts in Polling Place	Number of registered voters
Elks Lodge #673*	Wbg SE-1/Montserrat	4435
Grover Park Baptist Church	Wbg SE-2/ Wbg NE	5558
1 <sup>st</sup> United Methodist Church	Wbg NW/ Wbg SW	4325
Haller Building	Holden/Rose Hill/Kingsville	4193
Knob Noster HS Gymnasium	Knob Noster/Lowland	3968
Johnson Co Fairgrounds	Centerview/Columbus	2030
Chilhowee Baptist Church	Chilhowee	802
Leeton City Hall	Post Oak/Jefferson	1749
Elm Springs Baptist Church	Pittsville	3978
Liberty Baptist Church	Hazel Hill/Simpson	1793

I am considering a change to the Centerview/Columbus polling location. I was notified in early February that the Johnson County Fair Board had voted to terminate our existing contract and adopt a new contract that would include an hourly rate for use of the facility. This will be a considerable cost increase to the entities that use this facility as a polling location.

As County Clerk and Election Authority, it is my job to ensure that the elections are not only conducted with security, integrity, and transparency but also with fiduciary responsibility to the taxing entities and ultimately the taxpayers. Having calculated the cost for polling rent based on the new contract I feel it is my obligation to seek more cost-effective options. No changes have been made at the time of this report but will likely occur in the next two to three months. The impacted voters will be notified through regular U.S. Mail, news releases to media and social media and signage at the Fairgrounds notifying voters of the new polling location. With no elections scheduled at this polling location prior to the mailing of the 2024-2025 Voter Identification Cards, I don't expect any impact or inconvenience to voters.

All other polling places remain in good condition and continue to adequately serve the voters of Johnson County for the purpose of voting.

I appreciate your continued input and cooperation with the election process.

Thompson noted the inspection report will also be addressed to the Central Committee Chairs.

The Commissioners reviewed and approved the following Right of Ways for Spectrum Mid-America with SCC, LLC Underground contracting and work to begin May 18, 2023 and end August 18, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services.

- 2023-097 | SW 200<sup>th</sup> Rd: Plow/Bore 2520 feet, Nearest intersecting Road: Missouri Hwy 131
- 2023-098 | SW 125<sup>th</sup> Rd: Plow/Bore 717 feet, Nearest intersecting Road: Missouri Hwy 131
- 2023-099 | SW 250<sup>th</sup> ROAD: Plow/Bore 1908 feet, Nearest intersecting Road: SW State Hwy U
- 2023-100 | SW 225<sup>th</sup> Rd: Plow/Bore 12582 feet, Nearest intersecting Road: SW 180th Rd.
- 2023-101 | SW 180<sup>th</sup> Rd: Plow/Bore 3793 feet, Nearest intersecting Road: SW 225th Rd.
- 2023-102 | SW 180<sup>th</sup> Rd: Plow/Bore 1640 feet, Nearest intersecting Road: SW State Hwy U
- 2023-103 | SW 1101<sup>st</sup> Rd: Plow/Bore 5460 feet, Nearest intersecting Road: SW 180th Rd.
- 2023-104 | SW 75<sup>th</sup> Rd: Plow/Bore 4644 feet, Nearest intersecting Road: SW 1101st Rd
- 2023-105 | SW 100<sup>th</sup> Rd: Plow/Bore 1276 feet, Nearest intersecting Road: SW State Hwy U
- 2023-106 | SW 1251<sup>st</sup> Rd: Plow/Bore 10578 feet, Nearest intersecting Road: SW 225th Rd
- 2023-107 | SW 1201<sup>st</sup> Rd: Plow/Bore 3179 feet, Nearest intersecting Road: SW 1251st Rd.
- 2023-108 | SW 75<sup>th</sup> Rd: Plow/Bore 748 feet, Nearest intersecting Road: SW 1201st Rd.
- 2023-109 | SW 75<sup>th</sup> Rd: Plow/Bore 2760 feet, Nearest intersecting Road: Missouri Hwy 131
- 2023-110 | SW 125<sup>th</sup> Rd: Plow/Bore 717 feet, Nearest intersecting Road: Missouri Hwy 131

Adjournment was at 4:00 p.m. The next meeting will convene on May 11, 2023.

ATTEST: \_\_\_\_\_

Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

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**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**17<sup>th</sup> Day's Proceedings, 11<sup>th</sup> Day of May 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners attended the West Central County Commissioners Association of Missouri Meeting at 3845 Old 13 Highway in Osceola, Missouri.

The Commissioners met with Diane Thompson, County Clerk, who reviewed the railroad and utility property process. The Johnson County Commission, having reviewed the Schedule 13 forms for Railroad and Utility Companies, find no changes necessary to be made at this time. The Schedule 13 forms are a true and accurate description for the taxing jurisdiction of Johnson County.

Adjournment was at 4:00 p.m. The next meeting will convene on May 15, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**18<sup>th</sup> Day's Proceedings, 15<sup>th</sup> Day of May 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

- The Commissioners met with Mitch Marquess for the Maintenance Update.
- Justice Center Northwest Staff Entrance – Marquess reported that Dennis Boling checked the power supply and transformer, which both seem to be working well. Marquess stated Nightwatch is replacing the keypad today and the reset button on the new keypad is on the keypad (versus in the ceiling) so maintenance will not need to access the ceiling electric panel. Commissioner Kavanaugh recommended Marquess to let Justice Center requests come to the Commission instead of through Marquess.
  - 122 Hout Street – Commissioner Matthews reported that last week, two large holes were drilled in the sidewalk by Open Country, (contracted to install underground fiber for Fastwyre Broadband). Marquess noted having discussed the matter with the individuals doing the work and noted their filling the holes with gravel. It was noted that yesterday’s rain may have penetrated the basement through the holes. Marquess his weekly visit to the building to see how things were drying out from the water main break, and will inspect to see if water was an issue over the weekend. Commissioner Kavanaugh requested Marquess take pictures of any damage or any changes to the interior of the building from the holes.
  - Courthouse Window Air Conditioning Units – Marquess noted reports of new units needed in Suites 104a and 301; stating typically three or four units have to be replaced each year.
  - Courthouse Suite 305 Door Jam – Marquess stated there are some challenges with the Recorder’s Office door jam and he has done what he can do to repair it but it will likely need to be rekeyed.
  - 1310 South Annex – Marquess stated the Collector’s door would automatically unlock when it was opened, which it should not, so Randy White was contacted to repair the door.

The Commissioners received correspondence from Sheriff Scott Munsterman regarding a power outage reported at the Detention Center on Sunday, May 14, 2023, due to a snake shorting the power line. The generator did not start due to a starter failure, but staff were able to get electric power restored although it flickered. Joe Epps, Sheriff Maintenance, contacted West Central Electric (WCE), who pinged the meter and WCE sent someone to investigate. Dennis Boling, electrician, checked the voltage which was “good,” and recommended the transfer switch be checked, which Boling can do. Epps stated he can replace the starter, if it needs to be replaced but is not able to check the transfer switch. Commissioner Matthews requested Munsterman contact Boling to provide a cost estimate to check or replace the transfer switch to the Commission before proceeding.

Commissioner Matthews and Commissioner Marr reviewed a Dust Control Company Acknowledgement Agreement from J & C Excavating, LLC, Bates City, Missouri, to apply magnesium chloride and calcium chloride as dust control products in Johnson County, Missouri. The agreement was reviewed, and the product was considered acceptable by Jimmy Tye, Road and Bridge Supervisor; the Commissioners approved the product and agreement.

**Auctioneer Licenses**  
James Bell, Chad Davis, and Densil Allen d/b/a Davis & Bell Auction Service LLC, 61 NW OO Highway, Warrensburg, MO, requested and was granted auctioneer licenses for the period of one year starting June 9, 2023 and to expire June 8, 2024.



(CONTINUED FROM PAGE 92) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**18<sup>th</sup> Day's Proceedings, 15<sup>th</sup> Day of May 2023**

At 9:03 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. At 10:02 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Consideration: Administrative Pay for Road and Bridge Department Employees – the Commissioners met with Jimmy Tye, Road and Bridge Supervisor; Diane Thompson, County Clerk and Lisa Treece, Human Resources Director. Tye requested the meeting to discuss holiday pay for the Road and Bridge Employees during the "summer hours" schedule. Tye noted that the Commission had paid ten hours of leave in previous years and he was asking for clarification for this year. Thompson stated that the reason for that was in 2022 the County offices were closed for a weather-related event and those county employees were paid eight hours of administrative pay while the Road and Bridge employees had to work. Gary Bell, former Road and Bridge Supervisor, approached the Commission about paying the R&B employees an additional two hours of admin pay for the four holidays to offset what the other employees had received. The Commission agreed to the additional pay for that year, but did not make a policy change. Thompson noted that we've also added Juneteenth as an observed holiday and R&B has expanded their ten-hour day schedule by three to four weeks, which means there are now six holidays during the time period instead of four. Treece noted the concern of paying one group of employees more for holiday pay than others. She noted that the Sheriff Department has employees that work ten- and twelve-hour shifts but only receive eight hours of holiday pay because that is the policy the Commission agreed to. Tye believes that the holiday pay should be paid out a the number of hours employees are currently working. The Commission decided unanimously to pay eight hours of holiday pay and two hours of administrative pay for any holidays that fall within the "summer hours" schedule for Road and Bridge. The combined hours worked, holiday pay and administrative pay will not exceed 40 hours.

The Commissioners individually reviewed and approved previous minutes.

The Commissioners considered execution of a letter, per the Commission's May 9, 2023 decision, to cancel 2022 Micro Surface Agreement with Vance Brothers, Inc. for the 2022 Micro Surface contracted work:  
*The County Commission was informed by Jimmy Tye, Road and Bridge Supervisor, that Vance Brothers has offered to complete the 2022 Micro Surface Contracted Work in the amount of \$203,457.25 for: SW 200<sup>th</sup> Road from 131 Highway to SW 1451<sup>st</sup> Road, NW 430<sup>th</sup> Road from 131 Highway to NW 1501<sup>st</sup> Road, NW 601<sup>st</sup> Road from 50 Highway to NW 100<sup>th</sup> Road, and NW 100<sup>th</sup> Road from NW 601<sup>st</sup> Road to NW 701<sup>st</sup> Road. Mr. Tye has indicated that the oil from the chip and seal was coming to the surface on NW 430<sup>th</sup> Road which impacted the roadbed significantly due to excessively heavy loads of corn being transported on the road, so that road was not ready to be micro surfaced. Additionally, Mr. Tye has shared his concerns with us regarding the hot asphalt work the Road and Bridge Department has planned for this year could require more funds than budgeted. Based upon the recommendation of the Road and Bridge Supervisor the Commission has determined to cancel the 2022 Micro Surface Contracted Work with Vance Brothers, Inc. since the work was not completed in the 2022 construction season. The County does wish to proceed with the projects identified for the 2023 construction season. We will revisit the 2022 projects in a future budget year.*  
 After signing the letter, the Commission discussed the matter further and determined they wanted to hold off on this decision until further into the construction year to see if funding would allow for 2022 projects to be completed this year. While the letter was signed, it was not sent to Vance Brothers.

The Commissioners met with Mitch Marquess, Maintenance Supervisor, who noted the Courthouse Second Floor Staff Women's Restroom water heater leaked and needs to be replaced; until such time that repairs are made, the sink will be inoperable. Marquess noted the Justice Center Northwest staff entrance keypad had been replace and is operational. Marquess reported the flooring in 122 Hout Street's basement was wet due to the holes dug by Open Country in the ceiling of the basement.

The Commissioners met with Diane Thompson, County Clerk, regarding the accounting and payroll software (Computer Information Concepts aka CIC) being inoperative for a second week. Thompson reviewed the options moving forward and recommended the County proceed with payroll by printing paper checks (no direct deposits will be available) based on the previous check issued, then when CIC is operational, the data would be entered, and any changes would be made on the next paycheck. Thompson will email county office holders so they can notify their staff of the situation.

Adjournment was at 4:00 p.m. The next meeting will convene on May 16, 2023.

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Troy A. Matthews, Presiding Commissioner      John L. Marr, Eastern Commissioner      Charles Kavanaugh, Western Commissioner

ATTEST: \_\_\_\_\_ Diane Thompson, County Clerk

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**19<sup>th</sup> Day's Proceedings, 16<sup>th</sup> Day of May 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Danielle Dulin, City Manager, and Enrico Villegas, Assistant City Manager, for the City of Warrensburg and Johnson County Monthly Meeting; also present: Jennifer Powers, County Clerk Chief Deputy. Discussion included:

- 122 Hout Street Fiber Installation – Commissioner Kavanaugh noted right of way work to install fiber, permitted by the City, lead to the installing company drilling two holes in 122 Hout Street's sidewalk with half of the holes exposing the basement to daylight. The installing company filled the hole with gravel, and then it rained, bringing moisture and mud into the basement.
- Cooper Boulevard Extension – Dulin stated KAT Excavation was the apparent low bidder with work likely to start in early summer and finished in fall 2023.
- 2023 Sidewalk Improvement Program – Dulin stated Richter Excavating and Plumbing was contracted for the program.
- Community Development Block Grant (CDBG) – Dulin stated no response (award or denial) regarding the Market Street CDBG Project at this time.
- Maguire Street – Dulin noted they are negotiating the scope of work and will be working with a communication team for community engagement of the plan, detours, etc.
- Animal Shelter – Commissioner Kavanaugh noted the 2023 agreement is not signed. Dulin stated the lease agreement would be available after the agreement is signed.
- Courthouse East and West Entrances – Commissioner Kavanaugh noted the bids came in significantly higher than anticipated, so no action is being taken at this time for the entrances.
- Missouri Department of Transportation 50 Highway (from 58 Highway to Maguire Street) Safety Improvements Public Hearing – Dulin noted the June 6, 2023 hearing is at the Municipal Center.
- State Revolving Fund (SRF) Sewer Plant Expansion – Dulin reviewed that the City will have a special election August 8, 2023 election to ask voters for approval to use SRF bonds will allow to have a low interest rate for the expansion versus getting market rates. Dulin noted the systems have been at capacity a few times over a few years so this will help reduce those concerns and to allow for future development. Dulin reviewed that the State Revolving Fund (SRF) loan program offers affordable financing options to cities, towns, and public water utilities to improve water supply infrastructure and drinking water safety.
- Staffing – Dulin stated the police department is short 11 police officers and that has led to significant overtime, of which the officers are now burnt out; we have reduced community engagement and some overtime is required. Villegas stated public works is down four (4) street maintenance workers. Villegas stated parks and recreation is down maintenance three (3) part time and two (2) full time staff.
- People Experiencing Homelessness – Dulin noted people are not congregating downtown as was done previously. Dulin noted the new Parks and Recreation Director, Chris Deal, has been clearer of expectations in the Community Center.
- Marijuana – Dulin stated there has not been a known increase of law enforcement needs in the city since the passing of medical or recreational marijuana. Dulin stated the City still operates as a drug free workplace to be eligible for federal funds. Discussion was had regarding potential saliva testing.

The Commissioners met with Scott Peterson, City Administrator, for the City of Knob Noster and Johnson County Monthly Update; also present: Tracy Brantner, Johnson County Economic Development Corporation Executive Director; Jennifer Powers, County Clerk Chief Deputy. Discussion included:

- Fastwyre Broadband Fiber Installation – Peterson noted the city is finalizing the bill for damages due to incorrect work in the City.
- Sidewalk Project – Peterson stated Corbett Construction completed the sidewalk project in one day.
- Street Project – Peterson stated Higgins Asphalt is doing the work, it may be better to hold the project until after school is over.
- American Rescue Plan Act (ARPA) Match – Peterson reviewed the Board of Alderman voted to pick a section of the City to do the camera work and make the correction to any defaults. Allstate Engineering will be working on preparing a plan, and an updated project plan will be presented for the Commission's consideration of the updated project for the ARPA match.
- Digital Marketing Firm – Peterson stated the Board will likely hire a firm at tonight's meeting.
- Internship – Peterson stated he will be working with an intern through the summer and may invite them to attend a meeting with the Commissioners.
- Olde Town South – Peterson stated the restaurant seems to be doing well.
- Wine Stroll – Peterson stated the May 6, 2023 Chamber of Commerce event went well with samples available for tasting but alcohol sales were not permitted; a fall wine stroll is anticipated.
- Knob Noster Fair – Peterson stated the Fair Board prepares the event; scheduled June 8-10, 2023.
- Washington Street Bridge – Peterson stated the bridge was given to the City and bridge work is needed so a study will be budgeted next year.
- State Street and SE 25<sup>th</sup> Road Duplex Complex – Peterson noted a potential residential development by Chad Copper Phase One with 40 duplexes potential 100 additional duplexes. Commissioner Marr noted he had been contacted regarding the development of roads to the site.
- Comprehensive Plan Update – Peterson stated Pioneer Trails Regional Planning Commission is assisting with the plan update.
- Stray Dog – Peterson noted the City took their first dog (in two years) to the county animal shelter, and noted the city was not charged for the animal (previously charged when the shelter was run by the City of Warrensburg).

(CONTINUED FROM PAGE 94) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**19<sup>th</sup> Day's Proceedings, 16<sup>th</sup> Day of May 2023**

Heather Reynolds, Treasurer submitted documentation from the state for April 2023 sales tax funds which have been received and distributed as follows: General Revenue: \$260,150.78; Jail: \$130,074.88; County Law Enforcement: \$233,018.72; Animal Services: \$58,153.57; Road and Bridge: \$260,150.96; Law Enforcement: \$260,150.58; and Road Use Tax: \$164,273.82.

The Commissioners met with Phillip Parra, IMEG Principal / Client Executive; and Stuart Braden, IMEG Principal/Sr. Engineering Specialist to discuss the Courthouse Heating, Ventilation, Air Conditioning; also present: Tracy Brantner, Johnson County Economic Development Corporation Executive Director; Jennifer Powers, County Clerk Chief Deputy. Parra reviewed the steps in the assessment phase leading to the development of the Courthouse Mechanical, Electrical and Plumbing (MEP) and Windows Renovation Proposal as prepared by IMEG. It was determined that the proposal sent on March 26, 2023 was missing multiple pages and Braden emailed the complete version during the meeting to discuss.

Scope of Work Braden stated air handling units could not be in the basement due to limited ceiling height. Braden stated the development of a schematic design to ensure the structure is capable of handling the additional weight on various floors before developing the MEP design for the HVAC system of choice. Discussion was had regarding the ease of maintaining a vertical fan coil unit in the corner of a room instead of in a ceiling. Commissioner Kavanaugh stated it was his understanding that the scope of work was to exclude the windows, especially considering the higher costs received in recent bids. Parra stated there was no mark up by IMEG for STRATA's work to prepare the window proposal but STRATA's work includes the required code and cost estimator consultants; Parra will forward STRATA's scope of work. Braden noted STRATA will also be involved in considering the current and future uses of the space. Parra stated IMEG does not have a cost estimator for this project and noted the value in utilizing a professional estimator instead of estimating based on old data and experiences. Braden stated the \$5,000,000.00 estimated cost includes the HVAC, structural design, electrical, or plumbing needed to work HVAC or displaced due to the HVAC (the estimate does not include cost of windows). Braden stated his notes indicated the Commission preferred options 1 and 3 air handling units systems (chilled air handlers). Commissioner Marr stated he thought option 1 and 2 were being considered and not option 3. Brantner stated the proposal would need to be updated listing the two options, with brief descriptions, for the work. Discussion was held regarding noise levels for each HVAC type. Braden noted the plumbing included with MEP is not to update the restroom facilities, or other plumbing in the building, unless a bathroom is impacted by HVAC. Braden stated the electrical is similar to the plumbing work in the MEP but noted the significant electrical impact in the building. Parra stated that the electrical system would be adequately sized for future installation of smoke alarm system. Commissioner Kavanaugh stated concern about the deadline to use American Rescue Plan Act (ARPA) funds is a complete spend by December 31, 2026 and coming sooner than realized. Brantner noted that an extension may be issued by Federal Government but is not expected until the end of 2025. Braden stated if purchasing HVAC units early, an extended warranty may be available. Parra reviewed that when the construction is complete, prior to move in, that all paint, flooring, etc. will be done prior to move in and those types of items will be addressed with contractors through all bid documents and meetings. No direction was given by the Commission to determine which two plans to proceed with for the MEP work. Next Steps: Brantner requested the proposed MEP scope of work clearly identify the two (2) HVAC options to be designed, include a timeline and a construction timeline or Gantt chart (a project management tool that illustrates work completed over a period of time in relation to the time planned for the work) be prepared in the design (phase two) scope of work. Braden will update the proposal with the aforementioned requests. Parra will verify with STRATA that the final assessment phase printed reports was or will be sent.

Adjournment was at 4:00 p.m. The next meeting will convene on May 18, 2023.

ATTEST: \_\_\_\_\_  
 Diane Thompson, County Clerk

\_\_\_\_\_  
 Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
 John L. Marr, Eastern Commissioner

\_\_\_\_\_  
 Charles Kavanaugh, Western Commissioner

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RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT

20<sup>th</sup> Day's Proceedings, 18<sup>th</sup> Day of May 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Jennifer Powers, County Clerk Chief Deputy. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Becky Johnson, Human Resources Clerk, the Commissioners reviewed the payroll reports. Johnson noted that printed checks will be processed for all employees during this pay period due to the direct deposit file not available in time for employees getting paid today; no direct deposits or additional distributions such as health savings account deposits were processed for this pay period. The transfer of funds for payroll of County Officials and employees for the period April 29, 2023 through May 12, 2023 was approved from County funds in the following amounts: County Revenue: \$66,996.33; Road and Bridge Department: \$45,658.85; Assessment: \$15,712.08; Bridge Construction: \$24,552.10; Juvenile Officers: \$4,073.55; Prosecuting Attorney: \$27,997.68; MoSMART Sal Supplement: \$415.35; Recovery Court – SAMHSA Grant: \$0.00; Commission Administrative: \$0.00; Sheriff: \$77,963.13; Jail: \$79,177.63; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$346,642.67.

Commissioner Marr stated Jerry Underwood contacted him regarding asphalt sealing of SE 951<sup>st</sup> Road in Wooded Hills Subdivision. Commissioner Marr stated SE 951<sup>st</sup> Road was asphalted by the County because the road was too often torn up from the heavy traffic to the asphalt plant. The Commissioners agreed for Commissioner Marr to communicate with Underwood that the County would not seal Division Road or SE 951<sup>st</sup> Road but if the property owners wanted to seal either road, they were welcomed to do so.

Commissioner Kavanaugh stated he talked with Dennis Boling regarding the generator power at the Sheriff's Detention Center. Boling told Kavanaugh that Sheriff Maintenance Staff, Joe Epps, will be testing the generator today to see if there are any outages, if there are outages and the switch panel is determined to be the problem there are no new switch panels available, so the panels would have to be removed and sent to be rebuilt.

Commissioner Kavanaugh noted the air conditioner installed last year in the Recorder's Office is undersized (8000 BTU instead of 24000 BTU) for the space, so a larger unit is going to be purchased and installed in the main office; the smaller unit will replace the unit in the Recorder's private office.

Commissioner Matthews and Commissioner Marr reviewed and approved accounts payable in the amount of \$301,655.05.

The Commissioners reviewed and discussed the Missouri Department Agriculture, Division of Animal Health Inspection Report as was prepared by Jessica Farmer, Animal Health Officer and dated May 15, 2023 for the Old Drum Animal Shelter operated by Warrensburg Animal Rescue.

The Commissioners held a bid opening for Johnson County Courthouse – East / West Entrances and Accessible Entrance Repairs at 3:10 p.m. on this day as advertised, also present: Jennifer Powers, County Clerk Chief Deputy; Trudy Faulkner, STRATA Architecture and Preservation; Melanie Gard, Pullman SST, Inc. Powers reported that two (2) bids were received prior to the 3:00 p.m. deadline on this day. Powers read the following information from the bids.

	Company Name Location	C & M RESTORATION CO, INC Kansas City, Missouri	Pullman SST, Inc. Kansas City, Missouri
4.1. Base Bid, Single-Prime (All Trades) Contract		\$1,343,832.00	\$743,340.00
4.2. Bid Guarantee		5%	\$37,017.00
4.3. Subcontractors and Suppliers			
4.3.1. Masonry Scope:		C&M RESTORATION CO., INC.	Pullman SST, Inc.
4.3.2. Concrete Scope:		CITY CEMENT COMPANY	Pullman SST, Inc.
4.3.3. Aluminum Storefront Scope:		MAC GLASS	Kennedy Glass
4.3.4. Electrical Scope:		ELECTRICAL CORPORATION OF AMERICA	Staco Electric Construction Co.
4.3.5. Metal Fabrication Scope:		BUILDERS STEEL COMPANY	CC Steel Fabrication
5.1. Unit-Price No. 1 (Masonry Repair, Scaling and Spalling)		\$205.00 per 100 S.F.	\$90.00 per S.F.
5.2. Unit-Price No. 2 (Masonry Repair, Patch of Existing Stones)		\$262.00 per 50 S.F.	\$90.00 per S.F.
5.3. Unit-Price No. 3 (Mortar Repair, Misc. Repointing)		\$20.00 per 400 L.F.	\$30.00 per L.F.
6.1 Bid Bond Guarantee from each bidder equivalent to five (5) percent of the bid price.		COMPLY	COMPLY
6.2 Performance Bond on the part of the contractor for 100 percent of the contract price.		COMPLY	COMPLY
6.3 Payment Bond on the part of the contractor for 100 percent of the contract price, IF CONTRACT PRICE EXCEEDS \$50,000.		COMPLY	COMPLY
7.A Alternate No. 1: Stone Veneer at West Entrance to match historic stone in provide, color and texture in lieu of concrete topping at the upper landing and exterior stair treads and risers:		N/A	Add \$5,500.00
		No Change	Add 1 Calendar Days
7.B Alternate No. 2: Wood Ramp at East Accessible Entrance (Note – landing is to be concrete):		N/A	Deduct \$3,000.00
		No Change	Deduct 2 Calendar Days
7. C Alternate No. 3: Wood Stair at East Accessible Entrance (Note – landing is to be concrete):		N/A	No Change \$0.00
		No Change	Deduct 1 Calendar Days
7.D Alternate No. 4: Salvage and Reuse existing East Accessible Entrance Acoustical Ceiling Tile and Grid with modifications:		N/A	No Change \$0.00
		No Change	Deduct 1 Calendar Days
Addendum No. 1, dated April 28, 2023		Acknowledged	Acknowledged
Addendum No. 2, dated May 11, 2023		Acknowledged	Acknowledged

Commissioner Kavanaugh motioned, and Commissioner Marr seconded to take the bids under advisement. Motion carried unanimously.

RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT 20<sup>th</sup> Day's Proceedings, 18<sup>th</sup> Day of May 2023 is continued on page 97

(CONTINUED FROM PAGE 96) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**20<sup>th</sup> Day's Proceedings, 18<sup>th</sup> Day of May 2023**

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At 3:00 p.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Jennifer Powers, County Clerk Chief Deputy.

At 3:03 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Adjournment was at 4:00 p.m. The next meeting will convene on May 22, 2023.

ATTEST: \_\_\_\_\_  
Jennifer L. Powers, County Clerk Chief Deputy

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

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**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**21<sup>st</sup> Day's Proceedings, 22<sup>nd</sup> Day of May 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Law Enforcement Tax City Distribution for April 2023 was made by Auditor Chad Davis on May 19, 2023 as follows: Centerview: \$1,280.72; Chilhowee: \$1,691.63; Holden: \$12,906.72; Kingsville: \$1,321.70; Knob Noster: \$12,659.71; Leeton: \$3,183.07; Warrensburg: \$84,024.21. The total distribution was \$117,067.76. The county portion was \$143,082.82.

Commissioner Kavanaugh presented the quote received from Dennis Boling regarding the Sheriff's Detention Center generator to order the breakers (unconfirmed issue) are \$41,000 (new) with 35 weeks lead time and \$13,500 (reconditioned) 10-12 weeks lead time, and \$6,000 to Boling (which does not include installation). The price There is a manual override to make the breakers work. Commissioner Matthews noted that generator technology may have changed since the generator was installed and an alternative option may be worth considering. Powers noted the Commission's procurement process for building assessment where the Sheriff's facilities will be considered for needed upgrades to electrical, mechanical, and plumbing services. The Commissioners talked with Sheriff Scott Munsterman to discuss the urgency of replacing the breaker. Munsterman noted the importance of having electricity to maintain adequate security, communications, and services needed to provide care to inmates. Munsterman noted additional information will be available after the generator is tested again this week. Munsterman stated the work around requires Joe Epps, Sheriff Maintenance, to come to the facility and flip the switch at whatever time the electricity goes out. Commissioner Marr stated concern to continually invest in an outdated generator system and wondered if a new unit would be more efficient and effective. The Commissioners talked with Dennis Boling, stating the May 14, 2023 issue was not a transfer issue, when the breaker recognizes the power is restored it waits three (3) minutes to make sure the power stays in place. Boling noted that both breakers are required. Boling stated if the generator fails again, he is unsure how it will need to be fixed.

The Commissioners met with Cassidy Burwick for the Emergency Management Agency (EMA) Update; also present: Mac Floyd, Deputy Director; Jennifer Powers, County Clerk Chief Deputy. Burwick reviewed the recently completed and upcoming training and events. Commissioner Kavanaugh noted EMA's lack of presence at the Western Missouri Medical Center Employee Vendor Fair on May 12, 2023; Burwick stated EMA was not invited to attend. Burwick stated EMA picked up and delivered personal protective equipment (PPE) from the State's stockpile established for coronavirus (COVID-19) for multiple Johnson County entities (including the Sheriff's Office). Burwick stated the Household Hazardous Waste went well with a large quantity of electronic waste (e-waste) collected; also discussed was collection of various chemicals.

Commissioner Kavanaugh stated he talked with Dennis Boling about the on-call heating ventilation, air conditioning (HVAC) request for bids. Commissioner Kavanaugh stated APEX Mechanical does work at the Justice Center but has not sought to bid to continue to do the work and there are a group of vendors we call when we need work done, that do not seem to be interested in the bidding process. Commissioner Kavanaugh stated the system we have been using, to call the vendors they know has been working so why is there a need to change it. Powers noted the Commission's previous decision to bid on-call HVAC because of the statute requirement when spending more than \$12,000 within a 90-day period. Powers noted the Commission's requirement in the most recent RFB was for bidders to attend a pre-bid meeting, to which two (2) companies attended: Service Plus Mechanical Contractors and Hometown Heating and Air Conditioning.

The Commissioners attended the Missouri Association of Counties Leadership Meeting - Legislative Session Recap by zoom.

(CONTINUED FROM PAGE 97) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**21<sup>st</sup> Day's Proceedings, 22<sup>nd</sup> Day of May 2023**

Jimmy Tye, Road and Bridge Supervisor, updated the Commissioners that with Sunrise Telecom \$4,313.92 payment today, (January 18, 2023 invoice to Spectrum discussed May 18, 2023), he thought it would be acceptable to proceed with signing additional right of ways for Spectrum Communications. Tye also noted Vance Brothers will start the Micro Surface Project on May 23, 2023.

The Commissioners, having considered the right of way application from Spectrum Mid-America with Sunrise Telecom contracting work to begin on May 25, 2023 and end August 31, 2023 on SE 121<sup>st</sup> Road starting at SE 500<sup>th</sup> Road and plowing/boring 3,998 feet, rejected the application because SE 121<sup>st</sup> Road is not a county-maintained roadway.

The Commissioners reviewed and approved the following Right of Ways for Spectrum Mid-America with Sunrise Telecom contracting and work to begin May 25, 2023 and end August 31, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services.

- 2023-112 | SE 500<sup>th</sup> Road: Plow/Bore 10658 feet, Nearest intersecting Road: SE 201<sup>st</sup> Rd
- 2023-113 | SE 201<sup>st</sup> ROAD: Plow/Bore 3254 feet, Nearest intersecting Road: SE 500<sup>th</sup> Rd
- 2023-114 | SE 321<sup>st</sup> ROAD: Plow/Bore 3874 feet, Nearest intersecting Road: SE 500<sup>th</sup> Rd.
- 2023-115 | SE 500<sup>th</sup> ROAD: Plow/Bore 3928 feet, Nearest intersecting Road: SE 401<sup>st</sup> Rd.
- 2023-116 | SE 401<sup>st</sup> ROAD: Plow/Bore 3676 feet, Nearest intersecting Road: SE 525<sup>th</sup> Rd.
- 2023-117 | SE 525<sup>th</sup> ROAD: Plow/Bore 5356 feet, Nearest intersecting Road: SE 501<sup>st</sup> Rd.
- 2023-118 | SE 501<sup>st</sup> ROAD: Plow/Bore 2987 feet, Nearest intersecting Road: SE 525<sup>th</sup> Rd.
- 2023-119 | SE 251<sup>st</sup> ROAD: Plow/Bore 1310 feet, Nearest intersecting Road: SE State Rte Y
- 2023-120 | SE 301<sup>st</sup> ROAD: Plow/Bore 1375 feet, Nearest intersecting Road: SE State Rte Y
- 2023-121 | SE 381<sup>st</sup> ROAD: Plow/Bore 1616 feet, Nearest intersecting Road: SE State Rte Y
- 2023-122 | SE 301<sup>st</sup> ROAD: Plow/Bore 1293 feet, Nearest intersecting Road: SE 350<sup>th</sup> Rd.
- 2023-123 | SE 350<sup>th</sup> ROAD: Plow/Bore 228 feet, Nearest intersecting Road: SE 301<sup>st</sup> Rd.
- 2023-124 | SE 350<sup>th</sup> ROAD: Plow/Bore 8635 feet, Nearest intersecting Road: SE 251<sup>st</sup> Rd.
- 2023-125 | SE 251<sup>st</sup> ROAD: Plow/Bore 2414 feet, Nearest intersecting Road: SE 350<sup>th</sup> Rd.
- 2023-126 | SE 171<sup>st</sup> ROAD: Plow/Bore 2226 feet, Nearest intersecting Road: SE 350<sup>th</sup> Rd.
- 2023-127 | SE 350<sup>th</sup> ROAD: Plow/Bore 3227 feet, Nearest intersecting Road: SE 671<sup>st</sup> Rd.
- 2023-128 | SE 350<sup>th</sup> ROAD: Plow/Bore 2985 feet, Nearest intersecting Road: SE 671<sup>st</sup> Rd.
- 2023-129 | SE 671<sup>st</sup> ROAD: Plow/Bore 7439 feet, Nearest intersecting Road: SE 350<sup>th</sup> Rd.
- 2023-130 | SE 601<sup>st</sup> ROAD: Plow/Bore 3848 feet, Nearest intersecting Road: SE 400<sup>th</sup> Rd.
- 2023-131 | SE 400<sup>th</sup> ROAD: Plow/Bore 3986 feet, Nearest intersecting Road: SE 521<sup>st</sup> Rd.
- 2023-132 | SE 521<sup>st</sup> ROAD: Plow/Bore 5089 feet, Nearest intersecting Road: SE 400<sup>th</sup> Rd.
- 2023-133 | SE 471<sup>st</sup> ROAD: Plow/Bore 5000 feet, Nearest intersecting Road: SE 350 Rd.
- 2023-134 | SE 275<sup>th</sup> ROAD: Plow/Bore 3377 feet, Nearest intersecting Road: SE 471<sup>st</sup> Rd.
- 2023-135 | SE 421<sup>st</sup> ROAD: Plow/Bore 1460 feet, Nearest intersecting Road: SE 300<sup>th</sup> Rd.
- 2023-136 | SE 300<sup>th</sup> ROAD: Plow/Bore 9400 feet, Nearest intersecting Road: SE 301<sup>st</sup> Rd.
- 2023-137 | SE 251<sup>st</sup> ROAD: Plow/Bore 1740 feet, Nearest intersecting Road: SE 300<sup>th</sup> Rd.
- 2023-138 | SE 301<sup>st</sup> ROAD: Plow/Bore 6832 feet, Nearest intersecting Road: SE 200<sup>th</sup> Rd.
- 2023-139 | SE 200<sup>th</sup> ROAD: Plow/Bore 4459 feet, Nearest intersecting Road: Missouri Hwy 13
- 2023-140 | SE 200<sup>th</sup> ROAD: Plow/Bore 2408 feet, Nearest intersecting Road: SE 341 Rd.
- 2023-141 | SE 341<sup>st</sup> ROAD: Plow/Bore 6155 feet, Nearest intersecting Road: SE 200<sup>th</sup> Rd.
- 2023-142 | SE 341<sup>st</sup> ROAD: Plow/Bore 5217 feet, Nearest intersecting Road: NE Division Rd.
- 2023-143 | NE Division ROAD: Plow/Bore 1381 feet, Nearest intersecting Road: SE 341 Rd.
- 2023-144 | NE Division ROAD: Plow/Bore 1692 feet, Nearest intersecting Road: Missouri Hwy 13

The Commissioners reviewed and approved the following Right of Ways for Spectrum Mid-America with Sunrise Telecom contracting and work to begin June 1, 2023 and end September 1, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services.

- 2023-145 | SE 101<sup>st</sup> ROAD: Plow/Bore 988 feet, Nearest intersecting Road: State Route Y
- 2023-146 | SW 400<sup>th</sup> ROAD: Plow/Bore 9436 feet, Nearest intersecting Road: State Route 13
- 2023-147 | SW 400<sup>th</sup> ROAD: Plow/Bore 8410 feet, Nearest intersecting Road: SW 101<sup>st</sup> Rd.
- 2023-148 | SW 101<sup>st</sup> ROAD: Plow/Bore 10902 feet, Nearest intersecting Road: SW 325<sup>th</sup> Rd.
- 2023-149 | SW 101<sup>st</sup> ROAD: Plow/Bore 826 feet, Nearest intersecting Road: SW County Rd BB
- 2023-150 | SW 325<sup>th</sup> ROAD: Plow/Bore 6358 feet, Nearest intersecting Road: SW 101<sup>st</sup> Rd.
- 2023-151 | SW 21<sup>st</sup> ROAD: Plow/Bore 5438 feet, Nearest intersecting Road: SW 325<sup>th</sup> Rd.
- 2023-152 | SW 300<sup>th</sup> ROAD: Plow/Bore 1478 feet, Nearest intersecting Road: SW 101<sup>st</sup> Rd.

The Commissioners individually reviewed and approved previous minutes.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the Indigent Burial Reimbursement Request to Greater Kansas City Community Foundation. Motion approved unanimously.

*Pursuant to the terms of the Greater Kansas City Community Foundation, we hereby request that you make grants to Johnson County office in the amount of \$400.00 for each of the following indigent cremations that have been conducted for Richard Lewis Coffman \$400.00 date of death September 30, 2022. Included are:*

- *An invoice from the funeral home for the services provided for each indigent burial*
  - *Copy of the death certificate for each indigent individual cremated per indigent burial statutes.*
  - *Copy of the check(s) for payment of above-mentioned invoice(s)*
- We certify that no one has come forward to assume financial responsibility for the decedent and therefore the coroner believes, to the best of his knowledge, that the decedent was indigent.*

Adjournment was at 4:00 p.m. The next meeting will convene on May 23, 2023.

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**22<sup>nd</sup> Day's Proceedings, 23<sup>rd</sup> Day of May 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Tracy Brantner for the Johnson County Economic Development Corporation (JCEDC) Monthly Update. Brantner reviewed projects the Commission requested be tracked by JCEDC:

1. Courthouse East and West Entrances – The Commissioners noted two (2) bids were received and additional discussion will be in closed session.
2. Courthouse Heating Ventilation, Air Conditioning (HVAC)– Phase 2 proposal received and discussion is scheduled for May 25, 2023.
3. Justice Center Security and Lighting – Brantner noted if the Commission does not want to proceed with these projects, then McClure just needs to be notified.
4. Detention Center, Insulation – Received Missouri Department of Public Safety Grant (end date of project by June 30, 2026), on the list for on-call engineering for this project to write a scope of work to be bid. Joe Epps, Sheriff Maintenance, stated the roof(s) were leaking and the insulation is leaking. Powers stated the Detention Center Roofs were replaced 2020-2021.
5. Detention Center, Security Control Systems – Commissioner Matthews reported most of the door locks were installed but the project is not complete yet.
6. Detention Center Fencing – Commissioners overseeing this project and have an agreement with White Construction and Welding (April 6, 2023 minutes) to install the fence and gates around the wastewater evaporation pond.
7. Detention Center Wastewater Maintenance Contract Renewal – Brantner noted this project needs to be engineered and then procured.
8. Building System Assessment, Maintenance Plans, and On-Call HVAC – Brantner reported negotiations are close and a recommendation for consideration is likely to occur soon.
9. On-Call HVAC – Brantner reviewed only two (2) attended the mandatory pre-bid meeting and therefore they are the only eligible bidders, bid opening is May 25, 2023.
10. County-wide Broadband Assessment and Workplan – Brantner noted Pioneer Trails Regional Planning Commission's plan to complete an assessment; Lafayette County completed their plan.
11. Shamrock Business Park Easement Release – Discussion pending until guidance from legal counsel.
12. American Rescue Plan Act (ARPA) Policies and Procedures – Brantner stated no official language from the federal government has been issued to retract unspent or unallocated ARPA funds at this time.
13. Right of Way – Legal counsel to provide structure for updating procedures and policies.

Brantner reviewed the Centerview property purchased by Fairview Mills & KC Treats in 2016 was the first project to use the Enhanced Enterprise Zone (EEZ) for tax abatement, that property was recently sold to Jim B (pet food feeder mill and leasing space unneeded). Brantner stated the property is not automatically enrolled in the EEZ so it will be back on the tax rolls (approximately \$14,000).

Brantner will be working with Collector Laura Smith to complete the 2022 Government Accounting Standards Board (GASB) Report. GASB is a private non-governmental organization that creates accounting reporting standards, or generally accepted accounting principles (GAAP), for state and local governments in the United States.

Brantner stated Senator Denny Hoskins put \$5,000,000 was put in an appropriation bill for the completion of phase 2 for Brady Commerce Park, if Governor Mike Parson approves the budget as presented.

Brantner noted Gator Graphic's request to purchase or lease a portion of Shamrock Business Park and with a needed response. Brantner discussion tabled until May 30, 2023.

Brantner noted the Wastewater Concept Plan for Copper Ridge Development is in the draft phase but being prepared to require middle income type of housing be developed and the agreement would involve the City of Warrensburg, Johnson County and Developer.

At 9:33 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director; Trudy Faulkner, STRATA Architecture and Preservation.

Brantner left the meeting at 9:51 a.m. and Faulkner left the meeting at 10:03 a.m. At 10:16 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners talked with Travis Elliott, county legal counsel, regarding the process after receiving bids; also present: Diane Thompson, County Clerk. The Commissioners asked if they could contact the low bidder for the entryway project to ask why their bid was significantly higher than the cost estimate provided by STRATA. Elliott stated the Commission could not negotiate with them or revise the bid in any way. Elliott cautioned against putting bidders against each other. Elliott noted once the bid is awarded and a contract is signed, the County is obligated to that price. Elliott recommended the Engineer contact bidders, to insulate the Commission from the conversation, and guard against one bidder complaining that the other got to negotiate. Elliott suggested posing questions in writing for a written response from both bidders.



The Commissioners met with Bobbie Yeo and Bryan Jacobs for the Animal Shelter Monthly Update. Yeo reviewed the April reports and noted additional animals birthing babies are done in foster care. Yeo stated every shelter is full, especially at this time of the year. Yeo noted a future plan, when additional staff can be hired is for ODAS staff to help owner(s) with animal training, and if needed, help the owner rehome their animal to the next home (instead of the animal ever being brought to the shelter). Yeo stated they are working with Warrensburg Cat Advocates to arrange for a transfer of cats to Minnesota. Yeo noted the retrofit of the cat cages has not been completed and more cats have gotten respiratory disease, but the cats have slowly been getting better. Yeo noted there is still a mouse problem at ODAS, but ODAS is working with B & M Pest Control towards a solution.

**Missouri Department of Agriculture, Division of Animal Health May 15, 2023 Inspection:**

- Indoor Facilities – Surfaces: indoor cat enclosure walls had scratch damage below window and beside door, exposing drywall (*to be corrected on June 14, 2023*)
- Sheltered Facilities – Surfaces: covered outside unstained and unsealed concrete (*to be corrected on June 14, 2023*)
- Outdoor Facilities – Shelter from Elements: animals left unattended in play yard pens without shade (*to be corrected on June 7, 2023*)
- Outdoor Facilities – Shelter from elements: accessible shelter structure (*to be corrected on June 14, 2023*)
- Primary Enclosure – Space and Additional Requirements: kitten space too small (*to be corrected on May 22, 2023*)
- Health and Husbandry – Feeding: expired cat treats and food (*to be corrected on May 22, 2023*)
- Identification Requirements: seven (7) kittens did not have a cage card (*to be corrected on May 16, 2023*)
- Recordkeeping Requirements: person relinquishing the animal(s) driver's license number with state and vehicle plate number with state (*to be corrected on May 16, 2023*)
- Veterinary Care: expired medicine and supplements (*to be corrected on May 22, 2023*)

Yeo stated that most items are minor, and Missouri is more concerned with expired medications than other states. Yeo noted the shaded sidewalks need to be sealed and is meeting with an installer who can provide product guidance to minimize exposure to animals and ideally eliminate ODAS (or part) to be evacuated.

**Animal Control and Law Enforcement Requests:** Yeo noted vicious dogs are being reported to the shelter and ODAS has been requested to assist in capturing the animal. Yeo noted there is a need for someone to be in the field collecting (vicious or stray) animals but then if the animal is collected, there is a challenge finding somewhere for the animal to be housed. Jacobs asked the Commission how law enforcement requests should be handled since ODAS is not staffed or trained to collect animals, especially vicious animals. Yeo stated there was some animal control equipment when she arrived but the dart gun went to the Warrensburg police department and ODAS has a catch pole, but no current staff have training to use the pole correctly. Yeo noted a strained relationship between the Warrensburg Police Department.

**Board Members:** Jacobs stated Miranda Cameron resigned from the board and Tim Bernt stated he will not attend another board meeting until the contract is signed (Jacobs stated he will take that information before the board for further consideration). Jacobs welcomed the Commission to attend WAR Board's Strategic Meeting (open to the public) and available by zoom Wednesday, May 24<sup>th</sup> 9 AM- 3 PM.

**2022 Audit:** Commissioner Marr asked what WAR's status was on the 2022 audit. Jacobs stated WAR is willing to do the 2022 audit but noted the challenge of finding an auditor to do the audit. Yeo stated she was unsure if bank reconciliation was completed prior to her arrival and noted the challenge of providing documentation to substantiate expenses prior to her arrival. Commissioner Kavanaugh stated monthly statements should be available with most ongoing expenses verified from the source if not located in existing files. Yeo noted the extensive staff time needed to sort through existing files or contact vendors for proof of payment and at this time, ODAS is short-staffed. Jacobs stated there are some documents that were turned over but many of the pages seemed to not have any information on them.

Commissioner Kavanaugh stated the audit, or a letter of agreement for the auditor to perform the audit is going to be required. Commissioner Matthews stated the audit was in the 2022 contract. Commissioner Matthews recommended WAR reach out to the new auditor contacts and see what is available.

The Commissioners met with Laura Smith, Collector, regarding SB 190 that, among other provisions, authorizes a county to grant a property tax credit to eligible taxpayers residing in such county, provided such county has adopted an ordinance authorizing such credit, or a petition in support of such credit is delivered to the governing body of the county and is subsequently submitted to and approved by the voters, as described in the act. Smith noted her conversation with Representative Dan Houx, who indicated that if the bill is signed by the Governor, there will be legislation proposed in the 2024 session to clean up some of the current bill that is confusing or will be hard to administer due to lack of clarity.

The Commissioners reviewed and approved the following Right of Ways for Spectrum Mid-America with Cat 5 Construction Services LLC contracting and work to begin May 22, 2023 and end May 26, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services.

- 2023-153 | 1 NW 425<sup>th</sup> Road; directional boar across Business 13 Highway with a depth of 4 feet dig safe 231350658

Commissioner Kavanaugh attended the University of Missouri Extension Council meeting.

Adjournment was at 4:00 p.m. The next meeting will convene on May 25, 2023.

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Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

ATTEST: \_\_\_\_\_ Diane Thompson, County Clerk



**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**23<sup>rd</sup> Day's Proceedings, 25<sup>th</sup> Day of May 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Matthews noted attending the Pioneer Trails Regional Planning Commission Board of Directors meeting in Concordia on May 24, 2023.

The Commissioners reviewed and approved accounts payable in the amount of \$336,088.93.

The Commissioners received monthly fees collected report from Prosecuting Attorney, Robert Russell for April 2023 totaling \$3,669.38 which was deposited with the Treasurer.

The Commissioners met with Cassidy Burwick, Emergency Management Agency (EMA) Director regarding Johnson County's Authorized Representative for Federal Emergency Management Agency (FEMA) Disaster Related Claims. Burwick noted Jim Clad, Public Assistance Coordinator for State Emergency Management Agency (SEMA) requested the file be updated from Troy Armstrong (former EMA Director). Commissioner Kavanaugh motioned and Commissioner Marr seconded to appoint the Emergency Management Director, Cassidy Burwick, as the Johnson County, Missouri Authorized Representative for Federal Emergency Management Agency Disaster Related Claims. Motion approved unanimously.

The Commissioners met with Tracy Brantner, Johnson County Economic Development Corporation Executive Director; Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy to consider Courthouse Heating, Ventilation, Air Conditioning (HVAC) - Phase 2 Schematic Design. Brantner reviewed the amended May 19, 2023 proposal for engineering services as prepared by IMEG The Commissioners were in agreement to proceed with Option 1 - Hydronic Systems with VAV Air Handling Units and Option 3 - Hydronic Systems with DOAS Unit(s) and Fan Coil Units. Brantner noted her desire to see "If the estimated construction cost exceeds the initial \$5 million construction cost, or there is added scope of work that increases that estimate, the Design Team will invoice an additional 10% of the total amount of added scope." explained or removed from both STRATA and IMEG's documents. Brantner noted the addition of

Joe Epps did not tell Jim Schuessler that the roof leaks, the McClure architect thought the pricing would be similar to replace the roof and insulation at the same time instead of just the insulation.

The Commissioners hosted the Bid Opening for On-Call Heating, Ventilation and Air Conditioning (HVAC) System Repair; also present was Jennifer Powers, County Clerk Chief Deputy and a representative from Service Plus Mechanical Contractors. Bids for On-call Heating, Ventilation, and Air Conditioning (HVAC) System Repair for Johnson County, Missouri were opened at 1:30 p.m. on May 25, 2023, as advertised. Bids were received from: Service Plus Mechanical Contractors, Oak Grove, Missouri. Commissioner Kavanaugh motioned and Commissioner Marr seconded to take the On-call Heating, Ventilation, and Air Conditioning (HVAC) System Repair for Johnson County, Missouri bid under consideration. Motion approved unanimously.

The Commissioners met with Dan Houx regarding NW 215<sup>th</sup> Road, Houx noted that 3 feet of the culvert installed in 2022 by the Road and Bridge and when Houx had his property was put on Houx's property and wanted dust control or hard surface the road.

The Commissioners met with Diane Thompson, regarding the potential bidding project for the county website. Thompson noted getting quotes from Civic Plus and Revize for a migration of the website The County staff would still be content managers. The bid could be done this year then the work could be done in 2024. Thompson noted that funds for this project were budgeted in the 2023 budget if it is decided to move forward with the project this year.

County administrative offices will be closed May 29, 2023 in observance of Memorial Day.

Adjournment was at 4:00 p.m. The next meeting will convene on May 30, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**24<sup>th</sup> Day's Proceedings, 30<sup>th</sup> Day of May 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

- The Commissioners met with Mitch Marquess for the Maintenance Update, discussion included:
- Courthouse – Marquess stated that a representative from Travelers Insurance will inspect the interior of the courthouse boiler. Commissioner Matthews noted the group hosting the Memorial Day Ceremony had a challenge using the electrical outlet by the flag lighting. Commissioner Matthews stated he tested the flag lighting by covering the photocell, and from that point the lights stayed on but the outlet(s) still did not work. Commissioner Kavanaugh stated the courthouse lawn looks like it is in good shape.
  - Justice Center – Marquess noted one (1) air conditioner in a prosecuting attorney office only works sporadically, so a technician has been called.
  - 122 Hout Street – Marquess stated a representative from Warrensburg Public Works and five (5) or six (6) fiber installers reviewed the damage caused by the holes drilled into the ceiling of the basement but no action was taken by the City or the fiber installers to clean up the mud in the coal pit. Marquess stated the mud is concentrated in the coal pit from the rain coming through the holes but the other areas of the flooring also have mud, likely from the initial flooding.

The Commissioners met with Mary Lutjen for the Custodial Update. Lutjen noted the new employee custodial experience and they are doing a very good job. Lutjen noted her intent to show other custodial staff her duties, so that she can take a week vacation in July.

The Commissioners individually reviewed and approved minutes.

The transfer of funds for payroll of County Officials and employees for the period May 13, 2023 through May 26, 2023 was approved from County funds in the following amounts: County Revenue: \$66,715.74; Road and Bridge Department: \$44,716.72; Assessment: \$15,805.76; Bridge Construction: \$24,286.71; Juvenile Officers: \$4,168.75; Prosecuting Attorney: \$27,898.73; MoSMART Sal Supplement: \$415.35; Recovery Court – SAMHSA Grant: \$6,158.47; Commission Administrative: \$0.00; Sheriff: \$73,015.58; Jail: \$75,492.48; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$342,769.26.

At 11:01 a.m. in the Commissioners’ Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to Section (2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;  
Roll was called on the motion and the members voted as follows: “YEA” Matthews, Marr, Kavanaugh. “ABSTAIN” None. “NAY” None. Motion carried.  
Other individuals in this portion of the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director.  
At 11:41 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: “YEA” Matthews, Marr, Kavanaugh. “ABSTAIN” None. “NAY” None. Motion carried.

Commissioner Kavanaugh noted additional research being done on NW 215<sup>th</sup> Road off of NW 21<sup>st</sup> Road (Section 11, Township 46 North, Range 26 West) and it looks like NW 215<sup>th</sup> Road was a private road, according to recorded documents. Commissioner Kavanaugh stated that since the County Clerk’s Office has not found any documents of the County accepting the road, the road may need to be changed to a “brown signed” road with future maintenance of NW 215<sup>th</sup> Road to be done by the property owner(s).

Commissioner Matthews and Commissioner Marr met with Jennifer Powers, who reported brick mortar deterioration on the southeast emergency exit stairway of the Justice Center, 101 East Market Street, Warrensburg. Commissioner Matthews stated he would look at it to see what was needed.

Adjournment was at 4:00 p.m. The next meeting will convene on June 1, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**25<sup>th</sup> Day's Proceedings, 1<sup>st</sup> Day of June 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$151,495.67.

The Commissioners met with Mitch Marquess, regarding the lack of response from the backflow inspector and the County receiving a second notice of the outstanding inspection. The Commissioners recommended Marquess reach out to a different approved inspector to complete the work.

Commissioner Kavanaugh noted having met with Dan Houx regarding NW 215<sup>th</sup> Road, and Houx admitted when the Garden of Eden was purchased by Houx, the road was included in the purchase. Commissioner Kavanaugh noted he prefers the road number sign to be re-signed to be brown and no longer green (signifying the road is maintained by the County) since the road has not been made “public access” nor is there any record that the County accepted NW 215<sup>th</sup> Road as a county-maintained road. Commissioner Marr stated concern that the other property owners along the road expect the road to be maintained (gravel, snow removal, ditches, etc.) by the County. Commissioner Marr stated Houx could explain the situation and talk with surrounding property owners to let them know about the change or work with them to get a form of dust control on the road. Commissioner Matthews noted the concern is based on gravel dust from the road and stated the wind generally only directs the dust to Houx’s property during the spring.

The Commissioners met to consider the On-call Heating, Ventilation, and Air Conditioning (HVAC) System Repair for Johnson County, Missouri bids opened at 1:30 p.m. on May 25, 2023, as advertised with one bid received from Service Plus Mechanical Contractors, Oak Grove, Missouri. Also present: Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. Commissioner Kavanaugh said the whole project needs to be thrown out and a vendor list be created for staff to contact regarding needed services. Commissioner Marr stated he is in the same mindset. Commissioner Marr noted frustration with Get ‘R Done when installed an HVAC unit at the Sheriff’s Detention Center but then later could not repair the same unit. Brantner reviewed the Commission’s initial intent by releasing the request for bids was to establish the vendor list (as Commissioner Kavanaugh suggested) from qualified bidders so that if projects reached \$12,000 within 90 days or a large project needed to be complete the County could respond and be within the statutory requirements. Commissioner Kavanaugh stated he is aware of the \$12,000 limit but asked what happens if the County does not follow that rule? Commissioner Kavanaugh stated his frustration that the HVAC companies currently provide service (Dennis Boling, APEX, and Air Design) did not respond to the request for bid and asked if the Commission use that as evidence of sole source. Brantner recommended the Commission check with legal counsel regarding potential penalty if the Commission did not follow the statute (RSMo. 50.783). Brantner also recommended the Commission check with legal counsel regarding sole source options. Commissioner Marr stated that the County could go with Dennis Boling, then Air Design, then Service Plus Mechanical Contractors. Commissioner Matthews noted the efforts of Service Plus Mechanical Contractors to submit a bid twice and attend the mandatory pre-bid meeting. Commissioner Marr stated Service Plus Mechanical Contractors, Oak Grove, Missouri could be the first vendor. Brantner noted the county is not supposed to negotiate one vendor against another but if the Commission chooses to negotiate in that manner, that is up to the Commission.

Commissioner Marr recommended the Commission decline all bids and proceed with a bidder list.

Commissioner Kavanaugh motioned to decline the bid. Commissioner Marr seconded the motion. Motion approved unanimously.

The Commissioners requested Brantner communicate the Commission’s decision with Service Plus Mechanical Contractors.

Brantner noted the public hearing on June 6, 2023, regarding potential closing all crossovers on Highway 50 between 58 Highway and Maguire Street Bridge.

The Commissioners met with Kim Hall, Emma Boyle, Kotey Bennett, Allison Bolt for the University of Missouri Extension Monthly Update. Boyle noted staff’s focus is camp preparation, with the theme “4-H Camp a Universe of Possibilities.” Hall reviewed there are two camp opportunities this year with other counties joining for the second period. Hall stated she recently chaperoned the Teen Conference for Missouri 4-H Week and noted the 4-H youth fair is July 12-15, 2023. Hall stated an Agriculture Engineer is going to be on staff in a couple of weeks. Boyle noted they will have a presence at the Farmers Market on the first Saturday of each month. Hall noted they are planning an intruder training in fall 2023 which will bring in Extension staff from various counties with an estimated attendance of 40-50 people. Hall invited any interested county staff to also attend. Hall noted the Extension’s current meeting space would not accommodate a group of that size so additional meeting space needed for training. Hall requested the Commission provide funds for a large facility to host the training as the training was not budgeted.

*RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT 25<sup>th</sup> Day's Proceedings, 1<sup>st</sup> Day of June 2023 is continued on page 104*

**(CONTINUED FROM PAGE 103) RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT  
25<sup>th</sup> Day's Proceedings, 1<sup>st</sup> Day of June 2023**

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Commissioner Matthews signed an affidavit in response to Case No. 2316-CV13253, Division 12, Robert Miller, Justin Miller and Amanda Miller wrongful death class members of Raymond Miller versus Johnson County, Missouri, Johnson County Ambulance District, and Emma Gill stating the following:

- I, Troy Matthews, upon my oath and affirmation, do hereby certify:
1. I am the Presiding County Commissioner for Johnson County, Missouri.
  2. Johnson County, Missouri, is a separate entity from the Johnson County Ambulance District.
  3. Johnson County, Missouri, and the Johnson County Ambulance District have separate elected boards, tax levies and budgets.
  4. Johnson County Ambulance District employees are not Johnson County, Missouri, employees, but rather employees of the ambulance district.
  5. Emma Gill was not employed by Johnson County, Missouri, at the time of the subject incident.

The Commissioners hosted a meeting between Spectrum Communications, Sunrise Telecom, and Butch Stockton regarding the April 27, 2023 right of way discussion; also present: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Kyle Nichols, Spectrum Communications; Dave Porter, Sunrise Communications; Bob McLaughlin, Sunrise Communications.

823 NW 775<sup>th</sup> Road, Centerview, Right of Way – Nichols reviewed the previous conversation and Sunrise's willingness to pay Stockton for the price of a sod company to install sod starting at east side of the driveway about halfway to M Hwy, knowing the sod would be installed at Stockton's request and the price of one fence panel replacement and installation if Stockton will sign a Release of Liability Waiver.

- Sod: Porter noted contacting Mid America Turf and Landscaping LLC, Warrensburg MO for fescue sod pricing who quoted \$873.20 (2,000 square feet of sod x \$0.35=\$700.00, pallet deposit 4 quantity x \$20 = \$80.00, installation \$0.20 x 2,000 square feet=\$400.00, estimated taxes: \$53.20). Stockton was unsatisfied with Mid-America because they would not install the sod until fall.
- Fence Panel: Porter reviewed the \$270.48 cost estimate (1 5' x 16" 6 gauge cattle panel \$93.15, attachment hardware \$25.00, 2 hours labor at \$65.00, tax \$22.33) from Thresher Maintenance, Edwards MO. Porter noted contacting Stockton multiple times, for Straight Line Fence's contact information but Stockton gave no response, so the quote was prepared by an area contractor after inspection of the fence existing when the right of way work occurred. Stockton was unhappy with the quote from Thresher Maintenance, since it was not the company he preferred.

Porter reviewed the total of both estimates is \$1,143.68 and he is prepared to write Stockton a check today. Stockton reviewed his dissatisfaction with the quotes received. Porter stated he was willing to write Stockton a check of \$2,000.00 to resolve the matter once and for all if Stockton signs the waiver. Stockton stated he would not accept a \$2,000.00 check or sign the waiver and he will pursue other avenues to resolve the matter. Porter submitted a copy of both quotes and the prepared Waiver of Liability and Release Agreement between Charter Communications and Butch Stockton. Porter noted the new expanded fencing on Stockton's property.

NW 775<sup>th</sup> Road and M Highway Release of southeast corner of property – Stockton asked if the Commission determined anything about the patch of land, how it was created, and if the County would buy the land.

Commissioner Matthews shared records from the minutes:

- September 15, 1997: The Commissioners and Road Superintendent Ben Hines met with a resident of NW 775 to discuss changing where Road NW 775 enters M Highway and relocating his driveway. Ben Hines said he would contact the State Highway Department for their input.
- November 10, 1997: Commissioners Banes and Hull viewed NW 775 at M Highway, concerning the relocation of the County Road, as surveyed, to the top of the hill for safety reasons.

Commissioner Kavanaugh stated the County has no desire to own that land. Stockton stated vehicles are still parking on the land and the County has mowed the land prior to it being bailed for hay. Commissioner Matthews noted owning similar patches and sometimes Missouri Department of Transportation or the County will maintain them but ultimately it is his to maintain. Stockton requested the Commissioners ensure County equipment stays off his property. Commissioner Matthews gave copies of deeds from previous owners, from the Recorder's Office, with Stockton.

At 10:00 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record. (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

(CONTINUED FROM PAGE 104) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**25<sup>th</sup> Day's Proceedings, 1<sup>st</sup> Day of June 2023**

Other individuals in the closed session: Diane Thompson, County Clerk; Cassidy Burwick, Emergency Management Agency Director.

At 10:04 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

At 10:30 a.m. in the Commissioners' Chambers, located on the 2nd Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to the sections above. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. Brantner left the meeting at 11:59 a.m.

At 12:33 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners met with Diane Thompson, County Clerk regarding the Emergency Management Agency Director (EMAD) position. Thompson presented the most recent job description, job posting, Local Emergency Operations Plan EMAD roles and responsibilities for the Commission's consideration. Thompson noted the current salary of \$46,000 with similar roles (or assistants to) ranging from \$46,000-\$55,000. Thompson reviewed the EMA current staff do not have applications or resumes on file in Human Resources.

Fees received in May 2023 from Stormy Taylor, Recorder of Deeds were approved. Fees deposited with the Treasurer were \$31,261.70.

The Commissioners met with Jimmy Tye, Road and Bridge Supervisor, discussion included:

- Thistle Control at Shamrock Business Park
- NW 215<sup>th</sup> Road – Tye noted Base One was applied in 2022 to NW 215<sup>th</sup> Road. Commissioner Kavanaugh stated the county may help out the other property owners even though NW 215<sup>th</sup> Road is not the County's. Discussion included various dust control chemicals. Commissioner Marr noted concern about applying dust control, because if the County applies dust control on one road, there would be multiple requests throughout the county for the same service and the Commission has no desire to provide dust control for all county-maintained gravel roads. Commissioner Marr requested the road to be measured and priced for a county chip and seal project, so the information could be shared with surrounding property owners if they were interested in a hard surface road.

Adjournment was at 4:20 p.m. The next meeting will convene on June 5, 2023.

ATTEST: \_\_\_\_\_

Diane Thompson, County Clerk	Troy A. Matthews, Presiding Commissioner
	_____ John L. Marr, Eastern Commissioner
	_____ Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**26<sup>th</sup> Day's Proceedings, 5<sup>th</sup> Day of June 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Cassidy Burwick and Mac Floyd for the Emergency Management Agency (EMA) Update. Floyd reviewed recently completed tasks by Burwick and Floyd and upcoming events. Floyd noted the receipt of \$46,194.70 through the Emergency Management Performance Grant (EMPG) for July 2022-March 2023. Commissioner Kavanaugh recommended EMA reach out to University of Missouri Extension regarding their upcoming intruder training, to which County employees were invited to attend. Burwick noted the upcoming County-Wide Community Clean Up would include a tire collection with fees determined by Solid Waste Management.

The Commissioners met with Trudy Faulkner, STRATA Architecture and Preservation, Consideration: Johnson County Courthouse – East / West Entrances and Accessible Entrance Repairs as were opened on May 18, 2023. Faulkner reviewed the responses from bidders (Pullman SST, Inc. and C&M Restoration Co., Inc.), regarding bid values:

- Location – additional costs for per diem and lodging
- Downtime – only working on one entrance at a time, and concrete curing time creates significant downtime, especially considering unknown foundation/other issues
- *At the East Entrance – the debris clean out was a high cost. They assumed a crew of three men for a total of one to one and a half weeks time to clear this space out – just guessing at what the volume of debris removal was – so two guys excavating full time and one hauling it through the building to the exterior and into a dumpster. The extent of manpower on this significantly increased the value they had for their estimate – again – double what we anticipated in our estimate.*
- *The temporary wall was a concern in that they were unsure that they could get a good seal with the existing construction, and there were multiple mobilization steps required to remove the existing storefront – after building the temporary wall (inside scaffolding then disassembly to be reconstructed outside for salvaging the existing storefront, then going through this process again at the end. Their value was significantly higher on this than we anticipated.*
- *Their costs for salvaging and reinstalling the west storefront were double our number as well. Their preference was to remove and replace.*

Next Steps:

Commissioner Kavanaugh noted a potential to add the entrances to the HVAC project. Brantner asked how the project would look if it was drawn into one package. Faulkner noted that it would be more economical to complete the two projects simultaneously.

Faulkner stated that the entrances should be at the same time as the window and storefront replacement.

Commissioner Marr stated there is a lot of money involved in the project, and there has to be money to do the project. Brantner asked about the \$5,000,000 that was discussed. Faulkner noted that it came from a random conversation and wasn't based in any fact.

Faulkner noted that it is unknown how many holes are going to be put in the walls, how the ceilings will be impacted, etc.

Having considered the bids, Commissioner Kavanaugh motioned, and Commissioner Marr seconded to reject all bids and put the Johnson County Courthouse – East / West Entrances and Accessible Entrance Repairs on hold. Motion carried unanimously.

The Commissioners met with Jill Purvis for the Warrensburg Main Street Monthly Update. Purvis noted the T-Mobile did not issue a grant for the farmer's Market Shed. Independence Day Event on July 1, 2023, mural painted on the east wall of 135 W. Market St. Warrensburg on estimated cost of \$5,000-\$6,000. The Commissioners noted the potential demolition of the building and concern of an investment of time or monies on a mural that could not be removed. Thompson noted various conversations to reuse the space. Burg Fest – Commissioner Marr asked about the parking lot lighting. Purvis noted the cornhole game players have never requested the additional portable lighting that is on site.

The Commissioners reviewed and approved previous minutes.

The Commissioners met with John Tevis, 192 NW W Highway, Kingsville, regarding excessive gravel dust on NW 200<sup>th</sup> Road between AA and W (by Kingsville) due to gravel trucks coming from AA Quarry. Tevis stated the road is often traveled by County Road and Bridge trucks getting gravel for various county projects. Tevis requested the County apply dust control on the road or chip and seal that portion of the road as was done between W Highway and 131 Highway. Commissioner Marr stated a road traffic count could be done on the road to see if the roadway traffic warrants a chip and seal project. Commissioner Marr stated the County does not apply dust control to gravel roads, except those impacted by the landfill as per a previous agreement, and if dust control was applied to one at his request, it would likely be expected to be applied to other roads upon request.

The monthly report of monies received in May 2023 by Diane Thompson, County Clerk was approved. Deposited with the Treasurer was \$24,871.78.

The Commissioners met with Diane Thompson regarding potential county questions for elections in 2024. Thompson reported that the County Road and Bridge sales tax sunsets December 31, 2024, the Prop A tax used to fund the Animal Shelter sunsets December 31, 2026 and the ¼ cent sales tax used to fund the bond payment and operations cost of the jail reduce to 1/8 cent once the bonds are paid off in February 2026. Commissioner Marr asked about "Prop P", the Sheriff's ½ cent sales tax that passed in 2019. Thompson stated that tax doesn't have a sunset and doesn't have to be renewed. Thompson noted that the Commissioners will need to determine when they want to place the Bridge tax and the Prop A tax back on the ballot for renewal prior to their expiration. They will also need to determine if they wish to place a question on the ballot to keep the jail tax at ¼ cent.

The Commissioners met with Diane Thompson who presented that because Clark Holdren, Coroner, is an elected official, according to the outside auditor because of RSMo. 105.454, the Commission needs to put the indigent burial services out for bid.

The Commissioners received the May 2023 Summary Settlement from Treasurer Heather Reynolds.

*RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT 26<sup>th</sup> Day's Proceedings, 5<sup>th</sup> Day of June 2023 is continued on page 107*

(CONTINUED FROM PAGE 106) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**26<sup>th</sup> Day's Proceedings, 5<sup>th</sup> Day of June 2023**

The Commissioners met with Phillip Parra and Stuart Braden, IMEG; Trudy Faulkner, STRATA Architecture and Preservation; Consideration: Johnson County Courthouse HVAC - Phase 2; also present Diane Thompson, County Clerk; Tracy Brantner, Johnson County Economic Development Corporation, Executive Director; Jennifer Powers, County Clerk Chief Deputy.

1. Phase 1 hard copies of final drawings – Brantner reviewed the initial scope of work identified the hard copy to be included.
2. Please provide an example of a "major component of construction cost estimate" from the estimator and provide an explanation of the difference between a magnitude of cost and a major component of construction cost estimate. – Faulkner stated that due to lack of knowledge of finite details, there is no way to prepare that information, except a magnitude of cost. Brantner recommended STRATA and IMEG's wording to reflect the same regarding the cost estimate. Faulkner noted there will be one cost estimate. Faulkner stated the wording would be updated.
3. Please explain the "if the estimated construction cost exceeds the initial \$5 million construction cost, or there is added scope of work that increases that estimate, the Design Team will invoice an additional 10% of the total amount of the added scope."
  - i. Where did the \$5 million estimate come from? Please provide some details on how this number was arrived at? – Faulkner noted the \$5 million estimate was to include MEP (including HVAC, limited supplemental cleaning) plus windows guesstimate at \$500,000 (not entrances). Faulkner noted it is challenging to identify pricing since the Commission has not determined which method. Faulkner noted this was a limited package and wouldn't include masonry work on the outside of the building.
  - ii. Are these related sentences in the Compensation section necessary at this design phase since we don't know what the actual construction cost will be at this point? – Braden stated there is typically a scope of work increase on the engineer side. Braden stated that could be removed from both scopes since we are not in the Construction portion of the scope. Braden stated that the IMEG proposal is the overall proposal and STRATA's proposals is to IMEG not the County.
4. Please add alternative space/building options for vacating the building during construction. What should we be looking for or securing in terms of space? Are there phasing/sequencing approaches that should be considered? – Schematic Design (SD) and Design Development (DD) phase – Faulkner stated ideally all county offices would be vacated for one year's time for construction. Faulkner noted that anything that needs to be secured or sensitive, should be removed and noted potential for a fire, if furniture could be moved out, contractors would prefer all equipment to be removed. Faulkner stated there might be other work that the county would want to complete while the building is empty – new carpet, paint, etc. that would go under programming.
5. What should be considered if we add the East/West Entrances to the scope in this phase? – Faulkner stated this would need to be added to the construction phase, not necessarily this phase.
6. **Trudy's proposal specifically:** 1st page last paragraph: Please provide more details on the work items included in "STRATA will also conduct reviews with the Missouri SHPO for appropriateness." – Faulkner stated she would love for the County to be involved on the call with SHPO but she will be the main point of contact.
7. **Trudy's proposal specifically:** change the header "Western Baptist Bible College Building Rehabilitation." – not applicable since Trudy/STRATA's proposal is with IMEG not with the County
8. **Trudy's proposal specifically:** Task 2: Please provide additional details regarding "exterior rehabilitation with regards to masonry and windows and doors will be defined and materials for the repair work will be explored and developed."

Commissioner Kavanaugh noted the potential programming study to separate the Commission desks so that two exits are available. Faulkner reviewed potential conversations for programming the best and most efficient use of space.

Faulkner stated construction could potentially start August 2024.

Faulkner stated that their report will recommend the County complete an environmental assessment and the information could be provided to the construction documents. Faulkner noted any abatement could be done in conjunction with construction.

#### **5% by Drink Liquor License**

**Checker Tavern, LLC** d/b/a Checker Tavern 107 W Culton, Warrensburg, MO requested and granted a license to sell 5% by drink liquor by drink. The license shall expire June 30, 2024.

#### **Original Package Liquor, Sunday Original Package Liquor and Original Package Tasting Licenses**

**JA LLC** d/b/a Discount Smokes & Liquor, 501 N. Maguire Street, Suite B, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays; and original package tasting. The licenses shall expire June 30, 2024.

**Noah Enterprises, LLC** d/b/a Discount Smokes & Liquor, 1034 S. Maguire St, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays; and original package tasting. The licenses shall expire June 30, 2024.

**ZOS Enterprises LLC** d/b/a Sadie's Spirits & Tobacco, 603 McPherson, Knob Noster MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays and original package tasting. The licenses shall expire June 30, 2024.

#### **Original Package Liquor and Original Package Tasting Licenses**

**K & A Creations Crafters Market LLC** d/b/a K & A Creations Crafters Market, 219 S Market Street, Holden, MO requested and was granted license to sell liquor in the original package and tasting weekdays. The license shall expire June 30, 2024.

#### **Retail Liquor by Drink Resort Liquor Licenses**

**ALC Investments, LLC** d/b/a The District, 111-123 W. Pine, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays. The license shall expire June 30, 2024.

**Sandra Carter** d/b/a Carrollo Cowboy Inn, 119 E. 2<sup>nd</sup> Street, Holden, MO requested and was granted license to sell retail liquor by drink resort weekdays. The license shall expire June 30, 2024.

**Retail Liquor by Drink Resort and Sunday by Drink Resort Liquor Licenses**

**Andale Restaurants, LLC** d/b/a Andale Amigo Mexican Restaurant, 1080 E. 10<sup>th</sup> Street, Holden, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Apple Central, LLC** d/b/a Applebee's Neighborhood Bar & Grill, 255 East Cooper, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**El Monterrey Inc** d/b/a El Monterrey, 120 E. Cooper Ave., #D, E, F, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**El Paso Mexican Restaurant, LLC** d/b/a El Paso Mexican Restaurant, 1366 NW 555<sup>th</sup> Road, Holden, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**The Hide Away Bar & Grill** d/b/a Hide Away Bar & Grill, 68 SE 180<sup>th</sup>, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Mule Axe Company LLC** d/b/a WoodChux, 108 W. Pine Street, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Real Wing Inc.** d/b/a Buffalo Wings Grill & Bar, 303 E. Cooper Avenue Suite A, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Speedway Partners, Inc** d/b/a Brew Pub 13 and Grand Stand, V Highway & 13 Highway, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Spin Concepts Inc.** d/b/a Spin Neapolitan Pizza, 114 W. South St., Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Original Package Liquor and Sunday Original Package Liquor Licenses**

**Aldi, Inc. (Kansas)** d/b/a Aldi #70, 1115 Simpson Drive, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**APR Group LLC** d/b/a Knob Noster Cenex, 422 N. State Street, Knob Noster, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**APR Group LLC** d/b/a Warrensburg Shell, 221 E. Young, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Ehrhardts Warrensburg LLC** d/b/a Ehrhardts Warrensburg, 355 E Russell Ave, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**MFA Petroleum Co** d/b/a Break Time #3095, 701 S. Maguire, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**MFA Petroleum Co.** d/b/a Break Time #3140, 200 S. Olive Street, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**MFA Petroleum Co.** d/b/a Break Time #3165, 1299 N 13 Hwy, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Minit Mart LLC #575** d/b/a Minit Mart, 250 Cooper Blvd, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Skyhaven Conoco, LLC** d/b/a Skyhaven Concoco, 311 NW US 50 Highway, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Walgreens #1235** d/b/a Walgreens #1235, 621 N. Maguire Street, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Yoss Bros. Inc** d/b/a Yoss Bros. Grocery, 1200 E 10<sup>th</sup> Street, Holden, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Retail Liquor by the Drink Exempt, Sunday by Drink Liquor License**

**Vikings USA Bootheel MO #461** d/b/a Rat Hole Bar and Grill, 123 NE 661, Knob Noster MO requested and was granted licenses to sell liquor by the drink exempt weekdays and Sundays. The licenses shall expire June 30, 2024.

**Retail Liquor by the Drink Exempt and Sunday by the Drink Liquor Licenses**

**BPOE #673** d/b/a Elks Lodge #673 – Warrensburg, 822 E US Bus 50, Warrensburg MO requested and was granted licenses to sell liquor by the drink exempt weekdays and Sundays. The licenses shall expire June 30, 2024.



(CONTINUED FROM PAGE 108) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**26<sup>th</sup> Day's Proceedings, 5<sup>th</sup> Day of June 2023**

**Original Package Liquor License**

**DolgenCorp, LLC** d/b/a Dollar General #2462, 1040 S. Maguire St, Warrensburg, MO requested and was granted license to sell liquor in the original package weekdays. The license shall expire June 30, 2024.

**DolgenCorp, LLC** d/b/a Dollar General #4547, 328 E. Young St Suite A, Warrensburg, MO requested and was granted license to sell liquor in the original package weekdays. The license shall expire June 30, 2024.

**DolgenCorp, LLC** d/b/a Dollar General #20084, 452 NW Highway 13, Warrensburg, MO requested and was granted license to sell liquor in the original package weekdays. The license shall expire June 30, 2024.

**DolgenCorp, LLC** d/b/a Dollar General #20983, 266 SE Highway 2, Leeton, MO requested and was granted license to sell liquor in the original package weekdays. The license shall expire June 30, 2024.

**Hometown Convenience Store LLC** d/b/a Hometown Convenience Store, 100 E Walnut St, Chilhowee, MO requested and was granted license to sell liquor in the original package weekdays. The license shall expire June 30, 2024.

**Totally Country Products Inc** d/b/a Alewels Country Meats, 911 N. Simpson Drive, Warrensburg, MO requested and was granted license to sell liquor in the original package weekdays. The license shall expire June 30, 2024.

**Retail Liquor by the Drink Exempt Liquor License**

**Roger Harms** d/b/a AMVETS 143, 1105 NE Hwy 50, Knob Noster, MO requested and was granted license to sell liquor by drink exempt weekdays. The license shall expire June 30, 2024.

**Veterans of Foreign Wars Post 4195** d/b/a VFW Post #4195, 56 NE D Highways, Knob Noster, MO requested and was granted license to sell liquor by the drink exempt weekdays. The license shall expire June 30, 2024.

Adjournment was at 4:00 p.m. The next meeting will convene on June 6, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**27<sup>th</sup> Day's Proceedings, 6<sup>th</sup> Day of June 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners received a complaint from a citizen regarding no cell phones being allowed in the Justice Center. He indicated that several other courthouses in Missouri, including Cass County, allow phones to be brought into the building, but Johnson does not. The Commission referred him to the Presiding Circuit Judge as that is not a rule the Commission enacted.

Commissioner Kavanaugh received a request by phone by Missy Miller to inspect a collapsed culvert on Missouri St in Chilhowee and indicated that he would have Jimmy Tye, Road and Bridge Supervisor to look at the issue. Commissioner Marr noted that the County chip and sealed the road initially, with the project being paid for by the City of Chilhowee. Tye reported that someone from Chilhowee city council already ordered a pipe to be replaced.

The Commissioners met with Heather Reynolds, Treasurer; Chad Davis, Auditor; Diane Thompson, County Clerk; Tracy Brantner, JCEDC Executive Director, Lisa Treece, Human Resources Director and Becky Johnson, Payroll Clerk regarding use of American Rescue Plan Act (ARPA) funds. Commissioner Kavanaugh expressed his concerns about the likelihood that the County will go past the December 31, 2026 deadline to spend ARPA funds. Commissioner Kavanaugh indicated that legal counsel had given the county options regarding meeting the spend deadline, including moving funds out of the budget to hold in a separate fund and using ARPA money to cover those expenses. Commissioner Marr noted his desire to spend the money where it will not cause a lot of reporting headaches with either the outside auditor or the ARPA reporting oversight firm. Reynolds stated that she would check on the reporting requirements. Davis recommended leaving the money where it is for the remainder of 2023 and, if changes need to be made, budget accordingly in 2024. Treece estimated that payroll at between \$7 and \$8 million for the year. Thompson reviewed the first pay period in May, which totaled \$343,000, which would calculate out to \$8.9 million for the year. Brantner stated the water resources match is the most flexible piece of the equation. That funding would count for the “over \$10 million” portion that has a specific use requirement. Commissioner Marr asked if payroll was a legitimate ARPA expense. Treece stated payroll and FICA could be reimbursed at the same time. Davis stated a payroll reimbursement line could be added to each fund’s revenues with reimbursements done annually or quarterly rather than with each pay period. Thompson asked if we had to show a loss of revenue in order to use the funds for payroll. Brantner stated the County already completed that. Reynolds will review the reporting mechanism and provide the Commission with her findings.

Laura Smith, Collector of Revenue, presented the tax distribution summary with total distribution of \$475,638.02 for May 2023. Smith noted Rock ‘n Bubbles car wash was delinquent on their taxes, making payment in May 2023 for the 2022 tax year. Following payment, Smith provided the tax increment financing (TIF) distribution information to the City of Warrensburg.

The Commissioners met with Stephanie Truex, Director; Darlene Buckstead, Board Chair; for the Johnson County Community Health Services (JCCHS) Monthly Update; also present: Heather Reynolds, Treasurer and Tracy Brantner, JCEDC Executive Director.

- Missouri Department of Revenue Local License Renewal Records and Online Access Request – Tiffany Klassen JCCHS requested the Commission authorize access because of the no tax due letter used by JCCHS to process food permit licenses to businesses. Reynolds noted the information is confidential information and only those listed on the form will be authorized to access the portal. Brantner noted other cities require the business to provide a letter of no tax due, rather than each licensing entities accessing confidential information. Brantner further noted this puts the burden on the business owner to provide the letter and exempts JCCHS from a potential confidentiality breech. Truex will request more information and report findings to the Commission.
- Onsite Wastewater Treatment Systems (OWTS) Permit Fees – Truex requested the County consider a change to the OWTS ordinance to allow fees collected by JCCHS to be collected to stay with JCCHS and not be remitted to the County. Reynolds reviewed fees are currently delivered from JCCHS to the county, sometimes monthly, then paid back to JCCHS quarterly or annually. Part of the reason for the requested change is that some want to pay by credit card, and they cannot accept a card payment if they have to turn funds over to the County. Thompson referenced an email from 2022 that stated the discrepancy is on 3.1.4.4 USER FEES under the OWTS section and 3.4.2 AUTHORITY under the Food Safety section of the ordinance; the latter references RSMo. 192.300 and 198. Truex will review the issue with JCCHS attorney, Doug Harris, and see what can be done to address the issue.
- Public Health 101 – Truex asked if the Commission received a public health training session available at the County Commissioners Association of Missouri (CCAM) training. The Commission did not recall any specific training on public health. Commissioner Marr found a CCAM agenda breakout session on Public Health 101 but he did not attend that session as there were other breakout sessions offered at the same time. Truex indicated that this may become mandatory training for Commissioners in the future.
- Katy Trail Community Health Mobile Low-Cost Health Clinic (behind Warrensburg First Presbyterian Church) – Truex stated many use the clinic for lab work (A1C, Cholesterol, CDC, etc.) and pay for the services instead of running it through their insurance.
- Parkinson’s support group is offered quarterly.
- Truex will attend incident command training in Rolla next week.
- Virus Testing: Flu cases – 4 Influenza A; COVID cases – 1
- Commission reported that Cassidy Burwick, Emergency Management Agency Director, has submitted her resignation, with her last day being June 23, 2023.

Thompson gave Buckstead the oath of office for Buckstead’s new JCCHS Board of Trustees term.

Adjournment was at 4:00 p.m. The next meeting will convene on June 8, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**28<sup>th</sup> Day's Proceedings, 8<sup>th</sup> Day of June 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Heather Reynolds, Treasurer submitted documentation from the state for May 2023 sales tax funds which have been received and distributed as follows: General Revenue: \$293,916.18; Jail: \$146,957.58; County Law Enforcement: \$271,265.75; Animal Services: \$67,438.30; Road and Bridge: \$293,915.81; Law Enforcement: \$293,915.43; and Road Use Tax: \$213,554.67.

Commissioner Marr attended the Solid Waste Region F Meeting in Sedalia.

The Commissioners reviewed and approved accounts payable in the amount of \$400,687.69.

Commissioner Marr discussed NW 200<sup>th</sup> Road between AA and W (by Kingsville) regarding the road surface/excessive gravel dust on due to gravel trucks coming from AA Quarry with Morgan Evinger. Evinger expressed the excessive number of county trucks getting gravel this morning and traveling NW 200<sup>th</sup> Road instead of a heavier rated road like AA Hwy. Evinger started the trucks are traveling too fast down the road, causing significant dust and there is likely to be an accident due to lack of vision, like a recent accident south of 50 Highway. Commissioner Marr presented an estimate of the county to chip and seal the road through the cooperative hard surface road program, where property owners pay fifty percent (50%).

Commissioner Matthews attended Whiteman Area Leadership Council meeting.

(CONTINUED FROM PAGE 110) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**28<sup>th</sup> Day's Proceedings, 8<sup>th</sup> Day of June 2023**

The Commissioners discussed the Missouri Department of Transportation (MoDOT) U.S. Route 50 Corridor Safety Improvements June 6, 2023 Public Hearing, to which Commissioner Matthews and Commissioner Marr attended. MoDOT's proposed changes include closing all median crossovers on 50 Highway (Business 50, NW 121<sup>st</sup> Road, NW 151<sup>st</sup> Road, NW 191<sup>st</sup> Road, NW 215, NW 251<sup>st</sup> Road, NW 271<sup>st</sup> Road, NW 311, NW 331<sup>st</sup> Road, NW 361<sup>st</sup> Road, NW 391<sup>st</sup> Road, NW 401<sup>st</sup> Road) and some property entrances (Lotspeich Motors, Kroenke, and Willow Acres) between 58 Highway and Maguire Street (3.75 miles). Some "J-Turns" (three [3] westbound to eastbound traffic and two [2] eastbound to westbound) would be created, but it was noted that the acceleration lanes would be in the medians instead of on the exterior shoulders but since the turning radius would be too narrow for semi-trucks or larger vehicles, a bump out past the existing shoulder would be created. Commissioner Matthews noted the proposed J-Turns are different than what MoDOT installed on 50 Highway for AA Highway and Z/W Highway in 2019, 131 Highway in 2017, and 58 Highway in 2016. The Commissioners discussed the significant impact on businesses, churches, and residential owners. If an eastbound driver wanted to visit the Johnson County Fairgrounds, they would have to travel to the J-turn past NW 191<sup>st</sup> Road to then backtrack two (2) miles to NW 391<sup>st</sup> Road (which is four miles out of the way); this same J-turn would be required for future development at Shamrock Business Park. Discussion included was for Carlyle Van Lines, west bound travelers would have to travel through City of Warrensburg streets or enter 50 Highway eastbound for a little more than one mile, exiting at the (already congested) Maguire Street overpass going through two stoplights to then proceed westbound. It was noted that public comments will be accepted through July 7, 2023, with construction expected to begin Spring 2025.

Commissioner Matthews and Commissioner Kavanaugh met with Heather Reynolds, Treasurer regarding the George Sellers Certificate of Deposit (CD) and Annual County Reimbursement; also present: County Clerk Diane Thompson and Deputy County Clerk Jennifer Powers. The Commission approved the following: WHEREAS, the George Sellers Certificate of Deposit (CD) will reach maturity on June 13, 2023; and, WHEREAS, the CD had a value of \$40,624.70 on May 31, 2022 plus remaining interest at the time of maturity; and, WHEREAS, in keeping with the original intent of the George Sellers County Home Fund, the funds are hereby directed to be used for the burial, internment or indigent legal fees of the county's poor as determined by the Johnson County Coroner, Johnson County Commission and/or Johnson County Public Administrator; and, WHEREAS, the George Sellers Fund has a balance of \$1,280.39 as of June 6, 2023 and continues to accrue interest; and, WHEREAS, in 2022 the County paid \$3,200.00 in indigent burials with \$800.00 received in reimbursements from the Greater Kansas City Community Foundation on April 18, 2022 and \$800.00 received in reimbursements from the Greater Kansas City Community Foundation on November 14, 2022 for those indigent burials; and, WHEREAS, up to \$2,000.00 can be reimbursed by the George Sellers Fund as identified November 10, 2009; and, WHEREAS, Heather Reynolds, Treasurer, recommended to continue investing the Certificate of Deposit with F & C Bank for a period of twelve (12) months at a fixed rate of 4.90%; and, NOW, THEREFORE, the Johnson County Commission hereby directs Heather Reynolds, Treasurer, to complete the following: Withdraw \$2,000.00 from the George Sellers Certificate of Deposit (CD) making the George Sellers Fund balance \$3,280.39 plus remaining interest at the time of maturity; and, Reimburse General Revenue \$1,600.00 from the George Sellers Fund for the 2022 indigent burials for the unpaid portion by Greater Kansas City Community Foundation funds; and, Reinvest the George Sellers CD balance into a (12) twelve-month Certificate of Deposit (CD) through F & C Bank for a period of twelve (12) months at a fixed rate of four-point nine zero percent (4.90%) interest; Retain \$1,680.39 along with any interest earned for the money in the George Sellers fund.

The Commissioners met with Jimmy Tye, Road and Bridge Supervisor, regarding ongoing road projects; also present: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy. Discussion included:

- NW 501<sup>st</sup> Road – Tye reported the Micro Surface Road Treatment was completed by Vance Brothers
- Chip and Seal Projects – Tye reported the base rock is almost finished on SW 100<sup>th</sup> Road, with the crew moving to Kiowa Hills and Cherokee Hills next.
- Reasbeck – Tye noted concrete debris was made available at no cost to the county by Reasbeck Construction Inc. at Y and 23 (478 SE 23 Highway), as long as the county hauled it offsite. Tye reported the debris was hauled to the road and bridge lot at Shamrock Business Park.
- NW 391<sup>st</sup> Road (Fairgrounds) – Tye reported the efforts made to repair the damaged road from the overweight loads of used millings from the 50 Highway asphalt overlay in 2022: culverts installed with the used millings for backfill and gravel road surface made smoother surface than the damaged hard surface.
- Thistle Control at Shamrock – Tye reported that staff have been cutting off and removing the thistle flower heads to prevent further spread.
- Cold Mix Patching – Tye stated with the Commission's approval, he will do a cold mix to patch and fill in tire ruts on various county roads. The Commissioners stated that was fine.
- NE 521<sup>st</sup> Road – Tye stated he has been contacted by Densil Allen about potential water drainage with issues Boosinger terracing a field after ditch has washed out his property
- Mowing Started (4 mowers) – Tye stated there are four (4) 15-foot bush mowers and a boom mower working to mow the right of ways.
- NW 775<sup>th</sup> Road and M Highway – Commissioner Marr stated no county equipment should touch (be parked on or maintained in any way) the southwest corner of the NW 775<sup>th</sup> Road and M Highway.
- Right of Way (ROW) – Tye stated Todd Milnes is going through the ROWs, and although some of them of them look complete (road or right of way returned to acceptable condition), there is no proof that the installation was done at the depth as required. Commissioner Marr stated the Commission intends to require the fiber company to sign a statement noting any line damaged, that was not installed at the required depth, will be repaired at the cost of the fiber company, not the county, prior to any right of way being "approved" as completed.
- NW 200<sup>th</sup> Road from AA Highway to W Highway – Commissioner Marr requested Tye measure NW 200<sup>th</sup> Road from AA Highway to W Highway for chip and seal pricing.
- Staffing – Tye requested the Commission's permission to take Commercial Driver License (CDL) drivers off of mowing (so they can run equipment) and put non-CDL drivers on mowers. The Commissioners expressed approval of Tye's recommendation.

Tye stated Martin Robbins approached Tye to see if the County would accept the gravel roads in Meadow Creek Subdivision (SE 90<sup>th</sup> Road, SE 451<sup>st</sup> Road, SE 461<sup>st</sup> Road). Tye noted that the roads look very good but in reviewing the 2018 Amended Rules and Regulations for Establishment, Acceptance, and Maintenances of County Public Roads and Platted Subdivisions in Johnson County, Missouri, there are some items that do not meet compliance for the Commission's consideration:

1. Road Requirement "fifty percent (50%) of the lots must have permanent structures and foundations of concrete block or concrete. The permanent structure shall also be conveyed to bonafide transferees."

Tye noted the subdivision has 59 lots and two (2) tracts for easements; of the 59 lots, there are 26 that do not have addresses (which likely means the structure is not complete yet) and an additional 6-7 lots that are still in a builder's name; so there may be 26-27 of the 59 lots with permanent structures conveyed to a bona fide transferee (which does not completely meet the requirement). The Commissioners discussed the regulation wording. Tye recommended clarification be added to this when the Commission amends the document.

2. Road Requirement "Engineer stamped plans and specifications of such roadways should be submitted to the County Commission for tentative approval."

Tye noted the recorded plat does not include an engineer stamp for the subdivision or the roads and he does not have an engineered plan for Meadow Creek. Tye stated Robbins said he has an engineer stamped plan he can bring to the County. Commissioner Marr stated the engineered stamped road needs to be recorded.

3. Right-of-Way / Easement "Drainage easement is required when water from the road ditches drain across a property/lot."

Tye noted Tract 1 may be used for stormwater management, and Tract 2 may be for utility easements and the sewer district.

4. Road Surface Dimensions "All road ditches shall be thirty (30) feet from ditch to ditch unless otherwise specified and agreed to by the County Commission."

Tye stated the ditches are about 42-45 feet apart and ideally, they would stay that way. Tye stated at only 30 feet between ditches, that makes short distance from the road to have a significant drop off. Tye recommended the Commission consider changing the ditch width in the future.

5. Road Surface Dimensions "...cul-de-sac turnarounds shall be a minimum of one hundred twenty (120) feet in width with a driving surface of 100 feet."

Tye stated the cul-de-sac is between 95 feet and 97 feet in width instead of 100 feet, likely because no one is driving on the edges of the cul-de-sac. Commissioner Marr stated if Tye wants the 100 feet in width, the Commission can stand firm on the requirement. Tye stated he was fine with the cul-de-sac driving surface width as is for now, unless it becomes narrower. Commissioner Marr noted when the road is graded, the driving surface will likely increase.

6. Subdivision Entrance "It is the Developers responsibility to meet AASHTO and MoDOT requirements for site distance on all subdivisions entering county roads."

Tye stated Missouri Department of Transportation approved the entrance since it is on a State Highway.

7. Driveway Culverts "The County requires a minimum of fifteen (15) inches in diameter and twenty-four (24) foot long. A larger pipe may be required. The culverts maybe 16 gauge galvanized metal or double walled plastic (ADS) pipe. Plastic may not be used in some locations."

Tye noted that Lot #3 installed their driveway without a culvert and it needs a culvert since stormwater will likely washout the driveway. Commissioner Marr noted challenges with other driveways without culverts, causing problems for neighboring properties with stormwater. Commissioner Marr noted that some property owners have built significant landscaping in the county right of way causing significant damage to roads as stormwater is redirected. Tye noted that Lot 35-36 has a ditch depth issue that should be resolved soon.

Tye stated there do not appear to be any sight distance issues currently in the subdivision. Commissioner Kavanaugh stated that property owner's landscaping could adjust sight distances. Powers noted the Commission could proceed to accept the roads "as is" with the items out of compliance. Tye stated he could reach out to Robbins to hopefully resolve items #2 and #7.

Adjournment was at 4:00 p.m. The next meeting will convene on June 12, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**29<sup>th</sup> Day's Proceedings, 12<sup>th</sup> Day of June 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Johnson County received check #20033475 from Republic Services, Inc c/o Awin Management c/o Allied Waste Services in the amount of \$13,304.12 which represents the host fee for May 2023 (9,502.94 tons at a rate of \$1.40 per ton) was received on June 9, 2023 from the Show Me Regional Landfill.

The Law Enforcement Tax City Distribution for May 2023 was made by Auditor Chad Davis on June 9, 2023 as follows: Centerview: \$1,446.95; Chilhowee: \$1,911.19; Holden: \$14,581.88; Kingsville: \$1,493.24; Knob Noster: \$14,302.81; Leeton: \$3,596.20; Warrensburg: \$94,929.67. The total distribution was \$132,261.94. The county portion was \$161,653.49.

The Commissioners met with Mitch Marquess for the Maintenance Update; discussion included working with PCS the backflow inspections at the South Annex, Justice Center, and Courthouse.

The Commissioners tabled the Request for Bids - Indigent Burial(s) until direction from County Legal Council is provided.

The Commissioners addressed a letter to the Missouri Highways and Transportation Commission:

*This letter is to serve as written support from the County Commission of Johnson County, MO for the City of Knob Noster's request to annex portions of 23 Highway and DD Highway into the Knob Noster city limits. The request specifically includes the highway rights of way of Highway 23, from Division Rd. south to DD Highway, then from DD Highway at Highway 23 west to the westernmost property line of Knob Noster State Park. These roads are currently under the jurisdiction of Johnson County. The purpose of the proposed annexation is to allow for Knob Noster Police and Fire Departments to patrol, enforce municipal ordinances, and provide emergency services to the Missouri Department of Transportation (MoDOT) highways that serve and run through Knob Noster State Park. The City of Knob Noster recently annexed Knob Noster State Park in its entirety. In order to effectively provide emergency services and enforce municipal laws along Highway 23 and DD Highway abutting the state park the roads and their rights-of-way need to be within the municipal limits of the City of Knob Noster. The County Commission of Johnson County has no objection to the proposed annexation by the City of Knob Noster. The County Commission of Johnson County also has no knowledge of any controversy or objection regarding the proposed annexation.*

At 9:33 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director.

At 10:15 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners met with Martin Robbins regarding engineer stamped plans of Meadow Creek Subdivision with sewer, stormwater drainage, water lines and the road. Robbins stated the plan is to chip and seal the roads in the future.

Having considered the warranty expires August 12, 2023; Commissioner Kavanaugh motioned, and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the two (2) year SecureTech Systems Wireless Panic/Duress System warranty, battery replacement, service and system testing in the amount of \$1,921.00. Motion approved unanimously.

Commissioner Marr motioned and Commissioner Kavanaugh seconded to appointment Brad Carper Jr. and Jerry Shreve as Board of Equalization Citizen Members. Motion approved unanimously.

Appointment: 2023 Board of Equalization Citizen Member, Jerry Shreve

WHEREAS, Revised Statutes of the State of Missouri 138.010 state Membership of county board of equalization — annual meetings. — Except as otherwise provided by law, in every county in this state there shall be a county board of equalization consisting of the commissioners of the county commission, the county assessor as a nonvoting member, the county surveyor, and the county clerk who shall be secretary of the board without a vote; and, WHEREAS, The county commissioners shall also appoint two additional members to the board who shall be citizens of the county, but not officers of the county and, for such additional members appointed after August 28, 2007, not related to any member of the county board of equalization within the third degree of consanguinity, who shall have some level of experience as determined by the county commission as a real estate broker, real estate appraiser, home builder, property developer, lending officer, or investor in real estate before such member's appointment to the board; and, WHEREAS, Jerry Shreve, 618 N Maguire Street, Warrensburg, Johnson County, Missouri 64093, expressed interested in being a member of the 2023 Board of Equalization; and, WHEREAS, Mr. Shreve stated he has met the Board of Equalization qualifications as identified in Chapter 138 of the Revised Statutes of the State of Missouri; and, NOW THEREFORE, The Johnson County Commission appoints Jerry Shreve, 618 N Maguire Street, Warrensburg, to the Johnson County, Missouri Board of Equalization as a Citizen Member. The term will be effective during the 2023 Board of Equalization Appeal Hearings beginning July 17, 2023; and, FURTHERMORE, The Johnson County Commission authorizes the citizen members to be compensated, as allowed by RSMo 138.020, \$25 for travel and \$25 per hour of time in the Board of Equalization Hearings.

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**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**

**29<sup>th</sup> Day’s Proceedings, 12<sup>th</sup> Day of June 2023**

Appointment: 2023 Board of Equalization Citizen Member, Brad Carper Jr.

WHEREAS, Revised Statutes of the State of Missouri 138.010 state Membership of county board of equalization — annual meetings. — Except as otherwise provided by law, in every county in this state there shall be a county board of equalization consisting of the commissioners of the county commission, the county assessor as a nonvoting member, the county surveyor, and the county clerk who shall be secretary of the board without a vote; and, WHEREAS, The county commissioners shall also appoint two additional members to the board who shall be citizens of the county, but not officers of the county and, for such additional members appointed after August 28, 2007, not related to any member of the county board of equalization within the third degree of consanguinity, who shall have some level of experience as determined by the county commission as a real estate broker, real estate appraiser, home builder, property developer, lending officer, or investor in real estate before such member's appointment to the board; and, WHEREAS, Brad Carper Jr., 420 SE 300<sup>th</sup> Road, Warrensburg, Johnson County, Missouri 64093, expressed interested in being a member of the 2023 Board of Equalization; and, WHEREAS, Mr. Carper stated he has met the Board of Equalization qualifications as identified in Chapter 138 of the Revised Statutes of the State of Missouri; and, NOW THEREFORE, The Johnson County Commission appoints Brad Carper Jr., 420 SE 300<sup>th</sup> Road, Warrensburg, to the Johnson County, Missouri Board of Equalization as a Citizen Member. The term will be effective during the 2023 Board of Equalization Appeal Hearings beginning July 17, 2023; and, FURHERMORE, The Johnson County Commission authorizes the citizen members to be compensated, as allowed by RSMo 138.020, \$25 for travel and \$25 per hour of time in the Board of Equalization Hearings.

The transfer of funds for payroll of County Officials and employees for the period May 27, 2023 through June 9, 2023 was approved from County funds in the following amounts: County Revenue: \$67,085.96; Road and Bridge Department: \$43,197.64; Assessment: \$15,789.51; Bridge Construction: \$25,662.60; Juvenile Officers: \$4,146.56; Prosecuting Attorney: \$27,417.75; MoSMART Sal Supplement: \$415.35; Recovery Court – SAMHSA Grant: \$0.00; Commission Administrative: \$0.00; Sheriff: \$72,600.65; Jail: \$77,334.38; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$337,745.37.

The Commissioners approved a new wage continuation for a Prosecuting Attorney employee.

The Commissioners individually reviewed and approved previous minutes.

Adjournment was at 4:00 p.m. The next meeting will convene on June 13, 2023.

ATTEST: \_\_\_\_\_

Diane Thompson, County Clerk	Troy A. Matthews, Presiding Commissioner
	John L. Marr, Eastern Commissioner
	Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**

**30<sup>th</sup> Day’s Proceedings, 13<sup>th</sup> Day of June 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Jennifer L. Powers, County Clerk Chief Deputy. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Mitch Marquess, Maintenance Supervisor, regarding concerns about the structure of the Justice Center southeast emergency exit exterior stairway, as discussed May 30, 2023. Marquess showed the Commission pictures of the mortar crumbling, even with the flex seal (applied in 2019) and bricks cracking and starting to fall out. Marquess stated the handrail may be the only thing holding the stairway together and noted the problem is only getting worse. Commissioner Kavanaugh asked what would need to be done to repair the stairs. Marquess stated the issues cannot be solved by replacing the mortar or filling with flex seal again, so the stairs will need to be repaired by a professional. Marquess stated the top stone cover and brick would need to be removed, the footing needs to be reestablished and then stairway rebuilt.

The Commission issued a Press Release: County Seeks Court Order on Shamrock Pipeline Easement

*WARRENSBURG, MO -- In 2006, Johnson County purchased a 150-acre property located south of Highway 50 West and approximately four miles west of Warrensburg, known as Shamrock Business Park. The goal of the County is and has been for future development of a business park at this location. Located on the property are four high pressure natural gas pipelines that cross east and west along the northern portion of Shamrock Business Park, which are owned by Panhandle Eastern Pipe Line Company LP (“Panhandle”). Over the past 15 years, the County and its representatives have attempted to negotiate an agreement with Panhandle in order to outline the parameters of the blanket easements for the pipelines which date back to 1930 and 1954. Up to this point, Panhandle and the County have been unable to reach agreeable terms as to the nature, extent, and scope of the easements in order to permit the County to market the property as a business park. The County is now seeking clarification from the court in order to properly define the nature and extent of the easements in order to permit the County to market the property as a business park.*

(CONTINUED FROM PAGE 114) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**30<sup>th</sup> Day's Proceedings, 13<sup>th</sup> Day of June 2023**

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The Commissioners attended the KOKO Radio Broadcast: Johnson County Today. Discussion included:

- Shamrock Pipeline Easement – The Commissioners referenced the press release sent today and overviewed challenges from years of negotiation in an attempt to reduce the blanket easement on the north portion of the property.
- Sales Tax is down 6.19% for this month but overall, for the year is up 4.39%. The Commissioners talked about expecting a decrease in sales tax revenue at some point since the pandemic (coronavirus) but most months have shown continued increases.
- Emergency Management Agency Director – Human Resources is accepting applications for the EMA Director position.
- Courthouse East and West Entrances – Bids were opened May 18<sup>th</sup> but were significantly higher than anticipated, so the project has been delayed and built into the Courthouse heating, ventilation, air conditioning (HVAC) project.
- MoDOT plans to make significant changes on 50 Highway removing median cross overs between 58 Highway and Maguire Street and installing some J-Turns. MoDOT's plan also includes eliminating various private entrances to 50 Highway. These changes could impact property owners and businesses along the route. MoDOT has a public comment period until July 7<sup>th</sup> and the easiest way to review the plan or submit your comment is by searching: MoDOT, 50 Highway, public hearing. Commissioner Marr stated J-turns are helpful but removing 11 median cross overs may be unnecessary. Commissioner Marr noted the unnecessary burden for businesses or residential property owners having to drive up to four (4) miles out of the way.
- Road Projects – Micro Surface of NW 501<sup>st</sup> Road is complete and the Road and Bridge Department is working to maintain 1,200 miles of county-maintained roads.

The Commissioners released a notice (on Facebook and the county website) regarding Public Comments for changes to 50 Hwy (58 Hwy-Maguire St): The Johnson County Commission, on June 13, 2023, would like to encourage Johnson County citizens and travelers to review Missouri Department of Transportation (MoDOT) proposed changes on 50 Highway between 58 Highway and Maguire Street. The project plans include closing all median crossovers and some property entrances as well as the creation of some J-Turns. MoDOT will accept public comments on the plan through July 7, 2023, with construction expected to begin Spring 2025. Plan details may be found and public comments made on the U.S. Route 50 Corridor Safety Improvements Near Warrensburg website: <https://www.modot.org/us-route-50-corridor-safety-improvements-near-warrensburg>

Commissioner Matthews attended the Chief Local Officials Consortium Meeting by zoom.

Commissioner Kavanaugh visited the Sheriff's Office and Detention Center to review the wastewater fence installation progress, to which the fence is installed but post caps and walkthrough gate are incomplete.

Adjournment was at 4:07 p.m. The next meeting will convene on June 15, 2023.

ATTEST: \_\_\_\_\_  
Jennifer L. Powers, County Clerk Chief Deputy

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**31<sup>st</sup> Day's Proceedings, 15<sup>th</sup> Day of June 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Jennifer L. Powers, County Clerk Chief Deputy. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$53,391.27.

The Commissioners reviewed records of wages paid to all Vance Bothers, Inc. workers to assure all workers are paid properly for the Micro Surface Road Treatment of NW 501 Road from 50 Hwy to NW 500 Rd to NW 521 Rd to OO Hwy. The Commission is not aware of any possible prevailing wage violation or complaints of violations of the provisions of section 290.210 to 290.340; therefore no report was filed to the Division of Labor Standards. The Commission reviewed the Affidavit of Compliance form as received by the County Clerk Office on June 14, 2023.

*RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT 31<sup>st</sup> Day's Proceedings, 15<sup>th</sup> Day of June 2023 is continued on page 116*



At 9:01 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Jennifer Powers, County Clerk Chief Deputy; Bryan Jacobs (zoom), WAR President; Karen Strohmeyer WAR Secretary; Elizabeth Houtsma (zoom), WAR Treasurer; Tim Bernt, John Edmiston, Sandra Streit (zoom), Taylor Hupe (zoom), WAR Board Members; Bobbi Yeo, Old Drum Animal Shelter (ODAS) Executive Director; Amanda Kumma-Reeves, MarksNelson Advisors Director of Assurance and Business Advisory Services. Kumma-Reeves left the meeting at 9:33 a.m.

At 9:58 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners met with Huber and Associates Representatives who reviewed information technology services through their company.

The Commissioners met with Jill Bruss, Kansas City District-Area District, Missouri Department of Transportation (MoDOT) proposed changes to 50 Highway between 58 Highway and Maguire Street, also present: Jennifer Powers, County Clerk Chief Deputy; Missy Wilbers, Bartlett and West Project Manager; Austin Hardy, Bartlett and West Project Engineer; Jaclyn A. White, MoDOT Project Manager; Erica Ross, MoDOT Kansas City District Traffic Engineer; Joshua Scott, MoDOT (Kansas City District), Senior Highway Designer; Jeffrey J. Hardy, MoDOT Assistant Director Engineer-Program Delivery; John Edmiston, Johnson County Resident.

Commissioner Matthews noted concerns for customers losing access to businesses and an already poor Maguire Street bridge gaining significant turnaround traffic due to the plan presented. Commissioner Marr noted the current plan significantly decreases property access on the north and south of 50 Highway and will likely devalue the property because of the limited access. Hardy stated safety and access usually does not go hand in hand. Bruss stated the amount of daily traffic on 50 Highway is nearing the traffic count on Interstate 70 (I-70). Scott shared the 5-year Crash History Exhibit showing each intersection with crashes depicted by arrows showing vehicle travel route with the impact of the vehicles and the type of injury at each: PDO = property damage only, MI = minor injury, DI = disabling injury, SSI = suspected serious injury. Scott also shared a document showed traffic counts, specific to intersections or maybe median cross overs, listing the number of vehicles traveling during peak AM and PM hours. Hardy stated the main concern is the safety of travelers and the intent of the changes is to prevent right angle crashes that lead to fatalities or serious injuries, not necessarily to end all rear end crashes. Edmiston asked why MoDOT does not add acceleration and deceleration lanes to help reduce accidents since most accidents appear to be rear end accidents. Hardy noted the intent of this work. Ross noted that J-Turns improve the flow of traffic and reduce the serious injury crashes. Wilbers stated locations for J-Turns are limited based on the right of way distance, median width, sight distance, etc. but they are willing to consider suggestions in order to reduce travel time or an altogether better flow. The group discussed specific intersections:

West Young Avenue / Business 50 and 50 Highway Intersection – Commissioner Kavanaugh expressed concern of the fire district (122 West Young Avenue) being able to serve the west portion of the County in a timely fashion since their option is to travel through town or get on 50 Highway, to turn around on the same congested and over traveled Maguire Street. Ross stated she was not aware of the fire station on Business 50/ East Young Avenue there could be an option to maintain a gravel median crossover for emergency vehicles. Commissioner Kavanaugh noted the Maguire Street bridge is too low, so tall traffic is also routed over the Maguire St. bridge. Commissioner Marr agreed the intersection is not ideal and recommended a J-Turn to be added between bottom of the hill and the Holden Street bridge, since that would take the pressure off of the Maguire Street Bridge. Wilbers stated this section of the median narrows making it too tight unless you put the acceleration lane on the outside. Wilbers expressed concern of traffic weaving if the acceleration is on the north side of 50 Highway. Commissioner Marr thought this would be an agreeable solution to keep traffic off of the Maguire Street Bridge. Wilbers stated they would look at that as an option. Ross noted having discussed the plan with a Carlyle Van Lines Representative, who stated they currently do not send westbound trucks across the 50 Hwy median crossover because of previous accidents and the median crossover is not long enough for a semi-truck to rest without the likeness of an accident.

NW 151<sup>st</sup> Road – Commissioner Kavanaugh noted the loss of this median crossover will impact multiple businesses and residents. Wilbers noted having discussed the plan with Lotspeich at the public hearing and Lotspeich being agreeable to close the west entrance and widen the east entrance.

215 NW 50 Highway – Commissioner Kavanaugh asked about the proposed moving 215's driveway across Wendel Davis's property to a private driveway. Ross stated right of way conversations will happen after the public hearing timeframe, and if the current plan is not agreeable to property owners, they will work to find a solution, just because this plan was presented does not mean it is a done deal.

NW 251<sup>st</sup> Road – Commissioner Kavanaugh and Commissioner Marr recommended closing the NW 251<sup>st</sup> Road median crossover due to the lack of sight distance looking west to enter the eastbound traffic.

NW 309-311 NW 50 Highway – Edmiston noted the likeliness of this reducing gas station traffic to the point of potentially closing the station. Scott reviewed the traffic count with eastbound vehicles turning into gas station during one hour of peak times 10 AM and 8 PM; Westbound 24 AM and 20 PM. Edmiston stated acceleration and deceleration lanes are what would benefit the median crossover.



(CONTINUED FROM PAGE 116) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**31<sup>st</sup> Day's Proceedings, 15<sup>th</sup> Day of June 2023**

NW 361<sup>st</sup> and 391<sup>st</sup> Roads – Commissioner Marr noted the significant amount of traffic Fair ground event and his concern of traffic getting backed up in the J-Turn. Ross stated that traffic entering 50 Highway should be flowing through the J-Turn into traffic, those waiting to enter the highway would stay on the gravel roads until they were able to make a right turn.

NW 401<sup>st</sup> Road – Commissioner Marr noted reduced access to Shamrock Business Park which could significantly decrease the value of that property.

Hardy requested a letter from the Commission, and they are willing to look at options for Business 50 but anticipated most median crossovers will be closed in the 3.75-mile corridor. Ross welcomed the Commission to provide suggestions for the final design and noted the estimated budget for this 50 Highway (58 Highway to Maguire Street) project \$7-9 million. Commissioner Marr stated if you (MoDOT) are concerned about safety, the funds should have been spent to develop a 4-lane highway on 13 Highway instead of worrying about 50 Highway. Ross recommended written correspondence, with the suggested changes to the proposed plan, be sent to Bruss by mail to MoDOT Kansas City District Office or by email.

County Administrative offices will be closed on June 19, 2023 in observance of Juneteenth.

Adjournment was at 4:00 p.m. The next meeting will convene on June 20, 2023.

ATTEST: \_\_\_\_\_

Jennifer L. Powers, County Clerk Chief Deputy	Troy A. Matthews, Presiding Commissioner
	_____
	John L. Marr, Eastern Commissioner
	_____
	Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**32<sup>nd</sup> Day's Proceedings, 20<sup>th</sup> Day of June 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners received and individually reviewed Trails Regional Library Board of Trustee applicants, as submitted from Jackie Hawes, Trails Regional Library Director on June 15, 2023, including: Michelle L. Amos, Warrensburg; Dorothy Roberts Arvizu, Warrensburg; Dan Brigman, Warrensburg; Barbara Curtis, Warrensburg; Brenda Hilton, Holden; Paul Polychronis, Warrensburg; Cynthia Thomas, Warrensburg; William Truman (Bill) Wayne, Warrensburg; Jacquie West, Warrensburg; Tim Whitmore, Holden.

The Commissioners received monthly fees collected report from Prosecuting Attorney, Robert Russell for May 2023 totaling \$5,840.00 which was deposited with the Treasurer.

The Commissioners met with Danielle Dulin, City Manager and Enrico Villegas, Assistant City Manager for the City of Warrensburg and Johnson County Monthly Meeting; discussion included:

- Recovery Court – Commissioner Kavanaugh noted bicycles have been requested for Recovery Court participants. Dulin will ask Chief Munsterman if any have been released from evidence.
- Missouri Department of Transportation (MoDOT)
  - 50 Highway between 58 Highway and Maguire Street: Commissioner Matthews noted the efforts made to notify Johnson County residents and travelers of the proposed changes and welcomed comments. Dulin stated the City is not planning to submit comments on the plan. Commissioner Kavanaugh noted recommending to MoDOT that the \$7,000,000-\$9,000,000 be used towards making 13 Highway a four (4) lane from Higginsville to Clinton.
  - Maguire Street Projects – Dulin noted Burns and McDonnell Engineering Company was selected to complete the two phase project. Dulin stated engineering costs are expected to be 15-20% of construction costs and will be funded from general bonds passed April 2021. Dulin stated City staff worked closely with Burns & McDonnell to develop a scope of work to provide professional, technical, Construction Manager at Risk (CMR) procurement and other professional resources, equipment, and materials. The phases are as follows:
    - Phase 1 – Corridor Rehabilitation from Sparks Street to Broad Street: stormwater, pedestrian, utilities, etc.
    - Phase 2 – Interchange / Bridge: Sparks to just north of Cooper (approximately half a mile) will be the bridge engineer with Dulin stated they will be starting with a blank slate to see what the best use of available funds would be. Dulin noted at this time MoDOT has not committed funds to assist with the construction of MoDOT's bridge. Dulin stated the bridge currently has a 14 foot, 11 inch clearance on the westbound lane.
- United States Department of Transportation Safe Street for All Grant – Villegas stated the City would be applying for the grant, with the help of Burns and McDonnell, July 10, 2023 deadline, to for the Maguire Street Corridor and may request a letter of support for the grant.

(CONTINUED FROM PAGE 117) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**32<sup>nd</sup> Day's Proceedings, 20<sup>th</sup> Day of June 2023**

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- Cooper Boulevard Extension – Dulin noted the extension is being done with the Hawthorn Development Transportation Development District (TDD) with eight (8) inches of asphalt. Villegas noted the subgrade specifications have been updated and will be used for Cooper Boulevard. Dulin recalled the City accepting roads that do not meet the previous construction requirements and the challenges that come with the maintenance of those roads (fire trucks waying up to 60,000 pounds). Dulin noted staff and Council will be verifying any additional projects to be completed before closing the TDD this fall (expires 2023), since those funds are allocated to that district and non-transferrable.
- Sales Tax Initiative – Dulin noted the budget is strained due to the failure of the sales tax increase April 2023 and noted City Council is considering a mail in ballot with the hopes that more residents will be involved with the decisions effecting their city and services.
- Staffing – Dulin noted the city is experiencing challenges with experienced staff considering other employment with greater growth opportunities.
- Storm water \$500,000 – Dulin stated there is critical investment needed to continue growth in the City.
- Sewer Plant – Dulin stated sewer rates are set for 2023 and 2024 with reconsideration in 2025. Villegas noted since sewers are considered a utility, and cannot make a profit, users are only charged what it costs to run the plants. Dulin noted a system upgrade is needed since the last significant upgrade was in 2009, and by the time this is engineered and procured, the timing will be right in line with the 20-year upgrade. Dulin reviewed efforts to educate about the need and the benefit of a reduced interest rate (open house events at the sewer plant; lunch and learns hosted for housing developers, social media, etc.) as it relates to the August Special Election question. Villegas stated the plans include for the existing Enterprise Lift Station that pumps the sewer south through a 6” force main line under 50 Hwy to a gravity flow manhole located on Enterprise Avenue, to be taken offline and eventually free up that land to be sold. Villegas noted that the gravity flow sanitary sewer system will be extended to the Cayhill Subdivision and support future development.
- Copper Ridge Subdivision – Dulin stated Tracy Brantner, Johnson County Economic Development Corporation Executive Director, has worked up the wording for consideration by the County’s legal counsel and if the agreement is to proceed, the City would ideally need a decision by Fall 2023.
- Community Development Block Grant (CDBG) – Villegas stated Market Street was not awarded funds due to a lack of funds in comparison to the number of projects submitted. Villegas stated more points were given for low to moderate income and rural areas, of which the project was eligible.
- Solid Waste – Dulin noted a final draft is expected to be presented to City Council in August 2023. Dulin noted at this time, the city expects to be contracting city-wide hauler, and will not develop a new department within the city or create it’s own landfill.
- Community Clean Up – Commissioner Marr noted Johnson County will host a community clean up Fall 2023 at 326 E. North Street, Warrensburg.
- Visioning (Community Engagement) Request for Proposals – Dulin reviewed the City council is seeking a consultant to advise what city should look like in 20-30 years. Dulin noted research was done in the 1990’s by community members but only items thought up by those community members were considered, not sustainability, stormwater or other “unseen” services.
- Homelessness – Dulin noted the Community Center is better controlled at this time, the city’s understanding and practice is to allow individuals to do business and then move along.
- Animal Shelter County Appointment Board Member – The Commissioners noted applications will be available after the animal shelter services agreement is signed.

The City of Knob Noster and Johnson County Monthly Meeting was cancelled.

The Commissioners individually reviewed and approved previous minutes.

Commissioner Matthews attended the Johnson County Trails Coalition (Spirit Trail) at the Knob Noster State Park – Clearfork Pavilion.

The Emergency Management Agency Update was tabled until June 22, 2023.

Commissioner Marr met with Jimmy Tye, Road and Bridge Supervisor, who requested to purchase two (2) televisions to be able to share safety issues with employees. Tye noted there would be no subscription to cable service. Tye presented a request from Russ Van Ness of Missouri Rural Services to make a safety video of what to do and what not to do with Road and Bridge employees and at the Road and Bridge facility/facilities. Tye also asked about purchasing a road tractor and a dump truck. Commissioner Marr noted that sometimes the dump truck chassis will be on the state bid and then the bed will be added.

Commissioner Matthews and Commissioner Marr hosted a conversation about the Missouri Department of Transportation (MoDOT) proposed changes to 50 Highway between 58 Highway and Maguire Street; also present: Jennifer Powers, County Clerk Chief Deputy; Jimmy Tye, Road and Bridge Supervisor; Tracy Brantner, Johnson County Economic Development Corporation Executive Director; Cassidy Burwick, Emergency Management Agency Director; Suzanne Taylor, Warrensburg Chamber of Commerce Director; Residents: Donna Matthews, Virginia Campbell, Mary Winters, Jeff Marr owner of Wildscapes at 111 NW 121<sup>st</sup> Road, Matt Lotspeich owner of Lotspeich Automotive at 150 NW 50 Highway. Commissioner Matthews invited attendees to review the printed plan, all were aware of the proposed changes. Commissioner Matthews noted the County met with MoDOT June 15, 2023 and they welcomed written correspondence regarding any recommendations to the plan. Commissioner Matthews reviewed the image with crashes identified in the project area from the MoDOT website and noted MoDOT shared additional information (type of crash: rear-end, side impact, etc. and traffic counts at the median crossover during peak AM and PM times) in the June 15<sup>th</sup> meeting but upon request determined the information would have to be requested through the Missouri Highway Patrol, which would take approximately three (3) weeks to complete, which is

(CONTINUED FROM PAGE 118) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**32<sup>nd</sup> Day's Proceedings, 20<sup>th</sup> Day of June 2023**

after the deadline for comments. Commissioner Marr noted the challenge since MoDOT did not consult Transportation Advisory Committee (TAC) regarding the best use of the \$7,000,000-\$9,000,000 on state routes in Johnson County, and if TAC would have been consulted, closing median crossovers on 50 Highway would not have been among the priority projects. Commissioner Marr also noted that frequently MoDOT will prepare a project (around the beginning of a fiscal year), only to cancel the project as the year progresses. Lotspeich noted that Lotspeich Automotive would likely be significantly badly impacted by the elimination of the median crossover at NW 151<sup>st</sup> Road. Lotspeich noted the inconvenience of vehicles coming for service (currently 1,400-1,500 each month) and also those looking for new vehicles. Lotspeich noted attending the public hearing at the Warrensburg Municipal Center on June 6, 2023 where he discussed keeping the median crossover, with the addition of a left turn lane, to which Bartlett and Wess, MoDOT engineers for this project, were okay with that change but MoDOT was not willing to consider. Lotspeich stated without the businesses there will not be tax dollars to fix things. Lotspeich noted this will not only effect their business but also the rental company, B-Quip Equipment Rental, on the west of the intersection. Lotspeich stated there will be significant impact as many residents due to the ongoing development of subdivisions and homes south on NW 151<sup>st</sup> Road and intersecting roads. Lotspeich noted that many Warrensburg residents (Hidden Pines, Deerfield, Iron Horse, Spring Ridge, etc. subdivisions) route through NW 151<sup>st</sup> Road to avoid the Warrensburg traffic. Lotspeich stated concerns of additional response time for emergency personnel (fire, ambulance, law enforcement) with the removal of the median crossovers. Lotspeich stated his willingness to work on a compromise and noted the understanding of MoDOT's request to close the west entrances off of 50 Highway. Lotspeich noted Bartlett and Wess took notes and listened to concerns addressed at the public hearing but MoDOT did not seem to take public comments seriously. Lotspeich stated his desire to slow the project timeline down and support the county's efforts to encourage a better project which increases safety and maintains access to properties. Commissioner Marr encouraged people to make recommendations to MoDOT and noted links on county webpage and Facebook to lead people to the proper place since finding it on MoDOT's webpage is challenging. Campbell noted the changes do not directly impact her but she has concern for others and requested information to send written correspondence. Jeff Marr noted writing MoDOT three full pages and expressing significant concern regarding the traffic (15-18 semi-trucks and 28 heavy trucks a day) coming into and out of NW 121<sup>st</sup> Road. Jeff Marr noted the need for unfettered access during construction of J turns.

Adjournment was at 4:00 p.m. The next meeting will convene on June 22, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**33<sup>rd</sup> Day's Proceedings, 22<sup>nd</sup> Day of June 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Kavanaugh reported he was appointed to the 2023-2024 Missouri Association of Counties (MAC) Transportation Steering Committee.

The Commissioners reviewed correspondence from Katie Jardieu, Missouri Department of Transportation (MoDOT), Kansas City District Senior Transportation Planner, regarding the notice to proceed for engineering services contract for the BRO Program (Off-System Bridge Replacement and Rehabilitation but now called Regional Bridge Program for off-system structures) R051042 Johnson County, County Road NW 1771 over branch of S Blackwater. The total amount of federal funds obligated was \$83,600 for the design phase of the project, since funds were obligated on June 16, 2023, any costs incurred before that date will not qualify for reimbursement.

The Commissioners reviewed and approved accounts payable in the amount of \$150,089.15.

The Commissioners met with Cassidy Burwick, Director, for the Emergency Management Agency Update.

- Emergency Management Performance Grants (EMPG) – Burwick noted the July 1, 2023-June 30, 2024 Fiscal Year Missouri EMPG is due June 30, 2023 but will be submitted today, with a reimbursement request of \$87,000.
- Fire Extinguisher Training – Burwick reviewed the success of multiple fire extinguisher trainings for Johnson County staff.
- CHEMPACK Exercise – Burwick noted the recent attendance and facilitation of CHEMPACK exercises. Burwick noted that CHEMPACKs are containers of nerve agent antidotes placed in secure locations in local jurisdictions around the country to allow rapid response to a chemical incident. These medications treat the symptoms of nerve agent exposure and can be used even when the actual agent is unknown. Because these antidotes must be administered quickly, the containers are strategically placed so that more than 90 percent of the United States population is within one (1) hour of a CHEMPACK location.
- Household Hazardous Waste Collection (HHW) – Burwick stated there was a good turnout for the June 17, 2023 HHW collection quite a few things were collected.
- Regional Homeland Security Oversight Committee (RHSOC) Grant – Burwick reported the RHSOC grants have been submitted for next year and after they approved by RHSOC, the grant agreements will be brought to the Commission for signing.
- Volunteers – Burwick noted volunteer hours increased with 1,875 hours served since January 1, 2023.
- Upcoming Meetings – Burwick noted Burg Fest planning meeting scheduled for June 28, 2023 and Community Emergency Response Team (CERT) on July 1, 2023.
- Staffing – Burwick reported her last day is June 23, 2023, Darrin Tobias will return to work on June 30, 2023 and interns are working on various tasks.

Burwick reviewed 2023 Remaining Projects (handout) and the status of those projects:

- CHEMPACK Plan needs to be edited.
- Mass Fatality Plan needs to be reviewed with Johnson County Community Health Services and Coroner.
- Debris Management Plan needs to be reviewed with Road and Bridge Supervisor.
- Annual Grants
  - EMPG – FY 22 4<sup>th</sup> Quarter due July 15, 2023 | FY 23 due June 30, 2023 by 4:00 PM
  - RHSOC – FY 22 generator load testing needs to be completed | FY 23 submitted by May 12, 2023
  - Chemical Emergency Preparedness Fund (CEPF) – Estimated to be due August 31, 2023
- EMA Emergency Operations Center (EOC) Activation – July/August, date not set.
- Health Care Coalition (HCC) – Case Study in July, Tabletop Evacuation in August, Full Scale Evacuation in September
- Local Emergency Planning Committee (LEPC) – Train Derailment in November
- Memorandum of Understanding (MOU) updates:
  - City of Leeton pays approximately \$1,000 for Emergency Management Services.
  - City of Warrensburg pays approximately \$3,000 for use and access to EOC.
- Inventory – Burwick reviewed her efforts to prepare a list of EMA inventory, which now needs to have estimated costs added.
- Key Organization

Commissioner Kavanaugh noted the director position has not been filled at this time and asked for Burwick's recommendation for the Commission moving forward. Burwick recommended the Commission externally post the job since she is not certain if either of the current deputies are qualified or would like to be Director. Thompson noted that Indeed (online job posting website) is going to charge \$56.00 per application received for the job posting (since it is a director position). Burwick recommended sharing the posting with Gloria Brandenburg, SEMA representative; Dr. Lynn Urban, University of Central Missouri Professor and Chair, Criminal Justice and Criminology; and on social media websites (linked in, government jobs, facebook groups, etc.). Burwick noted that until the Commission hired a director, she recommended the Commission dividing duties between the deputies, noting one deputy had been with the county for almost a year and the other four (4) months. Commissioner Kavanaugh requested Burwick prepare a list of all the responsibilities and identify her recommendation for temporary oversight of those responsibilities. Burwick asked about the level of detail requested, if the Commission wanted the project list divided or everything down to approving vacation, sick leave and signing timecards. Commissioner Kavanaugh stated he would like the list to include everything she could think of and he preferred her to present the complete list to the Commission this afternoon or if needed, by email on June 23, 2023 prior to her departure.

The Commissioners talked with Bryan Jacobs, Warrensburg Animal Rescue (WAR) President. Powers noted this meeting was scheduled in the event all items were complete and submitted by WAR to the County to expedite the signing the Cooperative Agreement - Animal Shelter Operations. Also present: Diane Thompson, County Clerk; Chad Davis, County Auditor; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. The outstanding items were discussed:

1. Executed Contract for Professional CPA (certified public accountant) firm to reenact monthly financial statements for each month beginning January 1, 2022 and ending December 31, 2022, based on bank statements, deposits, receipts, contribution acknowledgments, invoices, donations (online and in-person), check registers, expenditures, transfers etc. for all accounts held during this time by WAR to the best of their ability.

(CONTINUED FROM PAGE 120) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**33<sup>rd</sup> Day's Proceedings, 22<sup>nd</sup> Day of June 2023**

2. Executed Contract for Professional CPA firm to perform the specific financial consulting agreement services, as follows (following #1):
- Review a selected month's bank account reconciliations for accuracy and completeness
  - Review a selected month's financial statements for accuracy and completeness
  - For two selected months, vouch each cash disbursement to an invoice or other supporting documentation and the bank statement where cleared
  - For a selected month, vouch each charge item on the credit card statement to a receipt or other supporting documentation
  - Review the quarterly payroll reports filed with the IRS and state agencies for accuracy and completeness, and determine that payroll tax liability payments were timely made
  - Obtain a listing of 2022 receipts, and trace five selected items from this listing to the bank statement where cleared
  - Discuss recommendations for changes to accounting procedures, as needed

Jacobs reported that items 1 and 2 are being considered by Scott Bernard, Bernard Tax and Bookkeeping, Clinton, Missouri. Jacobs stated Benard believes they will be able to complete the reenact monthly financial statements and financial consulting agreement services. The Commissioners discussed, with County Auditor Chad Davis, a last resort option to which Davis was willing to do an overview of WAR's finances but could not provide an audit or certified findings of any kind. Commissioner Matthews stated he would rather wait until Bernard's response before offering Davis's service. Commissioner Marr stated he would rather a CPA do the financial review.

3. Excerpt of Minutes – A board approved certified excerpt of minutes will be required confirming all exhibits have been reviewed and approved by the board before the Commission enters into an agreement; a sample has been provided.

4. Authorization for WAR Representatives to Execute Cooperative Agreement

Jacobs stated that items 3 and 4 were included on the same document, has been signed and will be brought over by John Edminston (WAR Board Member). Powers confirmed the document has not yet been received. The Commissioners tabled the consideration of the Cooperative Agreement - Animal Shelter Operations until June 27, 2023.

Commissioner Kavanaugh stated he talked with Rich Robbins about looking at the Justice Center southeast exterior stairs to see if the work needed was something he could do.

The Commissioners met with Cassidy Burwick, Emergency Management Agency (EMA) Director, who reviewed a prepared list of roles and responsibilities and 2023 remaining projects with recommendations to which current EMA deputy would be responsible for those items. Burwick reviewed that some responsibilities are specific to the deputy and some would rotate with the "on-call" deputy. No action was taken by the Commission regarding the EMA Director responsibilities. Burwick also reviewed an EMA Employee Guidelines exists and all EMA staff should follow those guidelines. Burwick reviewed her plan to send EMA deputies passwords and links to documents; Commissioner Kavanaugh asked for Jennifer Powers, Chief Deputy County Clerk also receive those emails.

The Commissioners met with Tracy Brantner reviewed the request for qualification process completed for Building Assessment, Maintenance Plans and On-Call Engineering Services Agreement and the recommendation from the negotiation team to select McClure Engineering. Brantner noted McClure's requested changes to the Master Services Agreement and the County's approval of those changes. Brantner noted McClure's expressed readiness to start the assessment right away. Powers noted the opportunity to use American Rescue Plan Act (ARPA) funds for this project due (as compared to the procurement flowchart provided by legal counsel) since five (5) Disadvantaged Business Enterprise (DBE) companies (Pfefferkorn Engineering & Environmental, Taliaferro & Browne Inc, Garcia Architecture, H J M Architects Inc, , STRATA Architecture and Preservation) were solicited of the qualifications based selection (QBS). Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and sign the Resolution for Selection of Professional Services Firm and Notice to Proceed and the Master Services Agreement for Johnson County Building Assessment, Maintenance And On-Call Engineering Services with McClure Engineering. Motion approved unanimously.

WHEREAS, on January 5, 2023, notice was given that Johnson County, Missouri, was requesting qualifications for the Johnson County Building Assessment, Maintenance and On-Call Engineering professional services for select buildings and grounds owned by Johnson County; and, WHEREAS, on or before the deadline of 1:30 p.m. local time on Thursday, February 9, 2023, seven (7) firms submitted statement of qualifications; and, WHEREAS, a qualifications review team was assembled and consisted of Commissioners Troy Matthews, Charlie Kavanaugh and John Marr, and JCEDC Director, Tracy Brantner. The qualifications review team evaluated each of the seven (7) statements of qualifications in accordance with the Qualifications-based Selection Process and the requirements outlined in the RFQ; and, WHEREAS, the review team selected all seven (7) firms for reference checks. References were contacted by staff. Each of the references were asked the same pre-established set of questions and the reference scored the firm; and, WHEREAS, based on the statement of qualifications scoring and reference provided averages, the review team selected the top two (2) highest scoring firms: McClure Engineering and IMEG; and, WHEREAS, on March 27, 2023, the members of the qualifications review team conducted interviews and evaluated those interviews in accordance with the interview scoring criteria for the two (2) highest ranking firms; and, WHEREAS, on April 25, 2023, the Johnson County Commission authorized the following: "that McClure Engineering would proceed to the negotiation of a detailed scope of services, fees proposal and timeline. Further, it is the recommendation of the qualifications review team that Troy Matthews and Tracy E. Brantner act as the lead negotiators on behalf of Johnson County. Any and all negotiated terms, scope of services and resulting fees will be presented to the Johnson County Commissioners for final approval of contract documents and fully negotiated terms, conditions and resulting fees"; and, WHEREAS, the negotiators Troy Matthews and Tracy Brantner are, therefore, recommending to the Johnson County

(CONTINUED FROM PAGE 121) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**33<sup>rd</sup> Day's Proceedings, 22<sup>nd</sup> Day of June 2023**

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Commission that the Johnson County Building Assessment, Maintenance and On-Call Engineering Services be awarded to the firm listed below, in accordance with the Revised Master Agreement for Professional Services (approved as to form by Johnson County Legal Counsel and fully executed by McClure Engineering), Task Order #1 Scope of Services and Schedule of Fees, attached as Addendum A; and, McClure Engineering

1700 Swift St., Suite 100

North Kansas City, MO 64116

SENIOR PROJECT MANAGER

JIM SCHUESSLER, FASLA, PLA\*

NOW, THEREFORE, BE IT RESOLVED BY the Johnson County Commission that the work of the Johnson County Building Assessment, Maintenance and On-Call Engineering services be awarded to McClure Engineering per the amounts listed in the Scope of Work proposal, Schedule of Fees; and, IT IS FURTHER RESOLVED that the Johnson County Commissioners agree to execute any and all documents between Johnson County and McClure Engineering to facilitate the completion of all projects included the priority projects identified below, upon review and approval of legal counsel; and,

- Detention Center - Wastewater Treatment
- Detention Center – Insulation
- Detention Center – Backup Generator and corresponding Security Systems
- Justice Center – Roof

IT IS FURTHER RESOLVED that this resolution serve as the NOTICE TO PROCEED directing McClure Engineering to commence with the work agreed upon in the Master Agreement for Professional Services, Task #1 Scope of Work, Schedule of Fees hereto attached, on this date.

At 3:20 p.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried. Other individuals in the closed session: Diane Thompson, County Clerk.

At 3:23 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Commissioner Matthews attended the Johnson County Economic Development Corporation Meeting in the third-floor conference room.

Commissioner Kavanaugh and Commissioner Marr met with Jimmy Tye, Road and Bridge Supervisor, also present: Jennifer Powers, County Clerk Chief Deputy. Discussion included:

- Current Road Projects: Tye noted staff are laying base one on NW 300<sup>th</sup> Road this week and will be working next on NW 391<sup>st</sup> Road to the Fairgrounds. Tye noted he would like to mix asphalt cold patch (cold mix), to do repairs or single layer chip seals on already hard surfaced roads; Commissioner Marr and Kavanaugh had no issues with Tye proceeding to mix cold mix.
- Equipment for Sale: Commissioner Kavanaugh asked if Tye had what was needed to list the Sheriff vehicles (currently parked in the 135 W. Market parking lot). Tye stated he would check with staff to verify the Sheriff has provided a list of vehicles, titles and keys. Tye noted there is Road and Bridge equipment that he would like to sell as well. Commissioner Kavanaugh suggested listing the equipment for bid on PurpleWave; Commissioner Marr had no preference. Powers requested Tye provide a list of equipment to be sold to the County Clerk's office so that titles can be located and the Commission can approve the sale of county property.
- GoTrack GPS Tracker – Tye noted the benefit of having the GoTrack system on each piece of equipment, the cost is \$200/vehicle each year and it is worth every bit.
- Fuel – Tye noted some recent confusion in regard to the County's 326 E North Street, Warrensburg Bulk Fuel Station. Tye noted that staff notice on June 4, 2023 that the clock gauge (displaying the liquid level reading of product stored in an aboveground tank) read that the fuel was empty but in fact, it was full. Tye noted that in researching, Robertson Williams brought E87 fuel, that was supposed to be delivered to JB Moore (421 N Charles, Warrensburg) and instead was delivered to the County's Bulk Fuel Station (an adjoining property). Tye noted the tank held all that was delivered so there was no overflow. Tye noted that the E87 is a product they use, so there is no need to have the product removed and tank cleaned. Tye stated Williams could have been asked to remove the E87 and deliver it where it was supposed to go but since E87 is used by the County, Williams offered to keep the E87 where it is and charge the County a reduced wholesale rate. Tye noted the good working relationship with Williams and asked if the Commission approve that type of agreement. Tye stated he would like to get something in writing from Williams explaining the situation and their offer before proceeding. Commissioner Kavanaugh requested Tye attach the explanation and any agreement to the invoice, when submitted.
- Thistle – Tye noted the efforts at Shamrock Business Park to remove thistle heads and recommended planning to spray for thistles in the 2024 budget.

(CONTINUED FROM PAGE 122) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**33<sup>rd</sup> Day’s Proceedings, 22<sup>nd</sup> Day of June 2023**

- Personnel: Tye asked if the Commission was agreeable to issue a three (3) step raise (currently \$1.08) Hazmat License Pay increase for employees hired into job titles where Hazmat License is required. Tye noted there are currently three (3) employees with their Hazmat License but the additional pay would only be applicable for those using the license for their job.
- Boom Mower at 120 SE 650<sup>th</sup> Road – Tye noted an employee boom mowed cedar trees in the county right of way but on property where the right of way has been maintained by the property owners. Tye is working with the property owners to make the damage less noticeable.
- Stop Signs – Tye noted the department purchased stop sign stickers to cover vandalism and the stickers are pricy but not as expensive as signs. Tye also asked if the Commissioners prefer the department create their own steel brackets, instead of purchasing the aluminum mount brackets. Tye noted the brackets are a little pricy but does not rust the signs. Commissioner Kavanaugh noted the cost of employee’s time to create a steel bracket would also need to be considered.

Adjournment was at 4:00 p.m. The next meeting will convene on June 26, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**34<sup>th</sup> Day’s Proceedings, 26<sup>th</sup> Day of June 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners received notice from the Missouri Department of Revenue regarding the half of one percent (0.5%) County Capital Improvements that was imposed January 1, 2020 is due to expire December 31, 2024; to extend the tax, the County must seek approval from the voters within Johnson County. As discussed June 5, 2023 with County Clerk Diane Thompson.

The Commissioners met with Mitch Marquess for the maintenance update. Marquess reviewed that all buildings fire extinguishers get tested and recharged in June each year. Marquess noted the Justice Center circulating pump will be replaced and repairs June 27 or June 28, 2023. Marquess noted that benches around the courthouse trees will have a gravel one inch Osage river rock with a landscape timber border.

Commissioner Marr and Commissioner Kavanaugh met with Mary Lutjen for the custodial update. Lutjen noted her efforts to train new evening courthouse custodian and plan to take off July 3, 2023.

The Commissioners addressed a letter of support for the City of Warrensburg, Missouri’s application for a United States Department of Transportation, Safe Streets and Roads for All Program Planning and Demonstration Grant.

The Commissioners attended the Missouri Association of Counties Leadership Meeting - Legislative Session Recap by zoom.

The Commissioners individually reviewed and approved previous minutes.

Adjournment was at 4:00 p.m. The next meeting will convene on June 27, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**  
**35<sup>th</sup> Day's Proceedings, 27<sup>th</sup> Day of June 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Tracy Brantner, Executive Director, for the Johnson County Economic Development Corporation Monthly Update. Brantner reviewed the staff report:

- Letter addressed to MoDOT regarding needed attention to consider the Shamrock Business Park
- Whiteman Area Leadership Council (WALC) Update: Brantner noted WALC is working to establish two plans: Regional Housing Assessment and Action Plan and Childcare Assessment and Action Plan. Brantner noted there are approximately 2,500 children in the Whiteman area that do not have allotted childcare providers. Brantner reviewed the MO Military Community Reinvestment Grant which will match 50%, the intent is to create one long video and five (5) short videos regarding quality of life (housing, childcare, spousal employment, healthcare and education)
  - Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the Letter of Support for Whiteman Area Leadership Council's grant application Missouri Military Community Reinvestment Grant Program. Motion approved unanimously.
  - Invoice
- Conference Room Chairs – The Commissioners agreed to pay half of the \$3,127.40 for the new conference room chairs.
- Small Business Update – Business Retention Expansion (BRE)
- Johnson County American Rescue Plan Act (ARPA) Water Resource Grant Program – received Knob Noster's updated plan
- Missouri Department of Economic Development ARPA Update
- Personnel

Kit Lindsay joined the meeting, Brantner noted the vacant commission appointed Private Sector position Pioneer Trails Regional Planning Commission Board – business Kit Lindsey willing to serve if qualified since having sold Lindsay Transmission.

The transfer of funds for payroll of County Officials and employees for the period June 10, 2023 through June 23, 2023 was approved from County funds in the following amounts: County Revenue: \$68,483.87; Road and Bridge Department: \$43,373.10; Assessment: \$15,954.07; Bridge Construction: \$25,737.96; Juvenile Officers: \$4,301.89; Prosecuting Attorney: \$27,920.35; MoSMART Sal Supplement: \$415.35; Recovery Court – SAMHSA Grant: \$0.00; Commission Administrative: \$0.00; Sheriff: \$72,719.31; Jail: \$79,510.87; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$342,511.74.

The Commissioners met with Bryan Jacobs, Warrensburg Animal Rescue (WAR) and Bobbi Yeo, Old Drum Animal Shelter (ODAS) Executive Director for the Animal Shelter Monthly Update; also present Chad Davis, Auditor; Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; John Edmiston, Sandra Streit, and Taylor Hupe, WAR Board Members; Tracy Brantner, Johnson County Economic Development Corporation Executive Director.

Shelter Occupancy and Animal Care: Yeo stated this morning there are 181 animals under ODAS's care with 83 animals in foster care. Yeo noted that many residents bringing in strays are willing to foster the animal temporarily and the hope is they may choose to adopt. Yeo reviewed the efforts to manage animals in foster care (vaccines, surgeries, ongoing medical needs, and regular care questions) with no staff member dedicated to foster care coordination, the work is added to the other staff and can be overwhelming. Yeo reviewed the reduction of animal adoptions from 50-60 in January-February versus 20-30 currently. Yeo noted the shelter is still taking in animals and talked with Tracy Poston, former interim ODAS director and current employee with Best Friends Network regarding the number of intakes. Yeo noted that there are no transfers available because other facilities are full. Yeo stated ODAS euthanized two (2) animals this month due to behavior issues because there were not resources available to rehabilitate the animals. Yeo reviewed the animals both worked with staff and volunteers before becoming adopted and then reverting to dangerous behavior. Yeo noted that some county or city run facilities euthanize stray animals for population control and she is grateful the county provides the opportunity for the animal to change but she also understands that resources are limited.

Facility Update: Yeo noted the items from the Missouri Department of Agriculture, Division of Animal Health May 15, 2023 Inspection (discussed May 23, 2023) are corrected with exception of sealing the exterior shaded concrete sidewalks. This will likely require the dogs to be moved off site while the project is completed.

Cooperative Agreement - Animal Shelter Operations Commissioner Matthews noted the challenge with varying information being received from different board members or staff. Commissioner Marr noted the challenges with multiple conversations between some but not all board members seem to be involved. Jacobs noted that with up to nine (9) board members, there can be multiple conversations with inconsistent or inaccurate information being shared. Jacobs noted the individual conversations that have added to confusion and miscommunication. Commissioner Kavanaugh noted that is why the Commission requests board documents to be provided in writing, and why the excerpt of minutes was required. Thompson reviewed the two (2) changes to Exhibit H made today: (1) Page 29 – asterisk added with a note that Commission denied fundraising expenses. Actual revenue from County Contract Revenue is \$701,315.03 (2) Page 32 – updated with contract signing on June 27, 2023 and remaining amount due divided by seven (7) months.

*RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT 35<sup>th</sup> Day's Proceedings, 27<sup>th</sup> Day of June 2023 is continued on page 125*



**Items Outstanding**

1. Executed Contract between professional CPA and WAR to recreate 2022 monthly financial statements:  
Commissioner Matthews asked about the letter of agreement with Teresa Colster, CPA, as per his conversation with Karen Strohmeier. Yeo stated she had not received anything as this time and from previous conversations, Colster prepared financial documents for September-December 2022 but did not want to get involved recreating January-August 2022 monthly financials. Yeo stated that Colster thought all 2022 bank statements were reconciled, but if not, Colster will not complete the task, maybe Strohmeier could find another CPA to do the work. Yeo noted a previous relationship with Colster's firm when Lindsey Moylan (accountant at Colster's firm and former WAR board treasurer) was working with WAR but then Colster was not given requested documentation so accounting services were terminated. Yeo stated that prior to her arrival, there were often purchases through individual staff member's amazon accounts paid for with the ODAS debit card and there was no record of what the purchase included (collars, food, treats, cleaning supplies, etc.). Yeo noted since her employment, financial recordkeeping has been improved and Colster has resumed WAR's accounting services. Brantner stated this item was intended to be a recreation of monthly financial statements for January – December 2022 using all accessible paper or electronic financial documents such as bank statements, cleared checks, credit card statements, receipts, or invoices, etc. for all accounts (general fund, capital improvements, fundraising, payroll). Jacobs noted that the capital improvement fund was closed. Jacobs noted that Colster created WAR's Internal Revenue Service forms: 1099s (collection of tax forms documenting different types of payments made by an individual or a business that typically isn't your employer), 941 (Report income taxes, Social Security tax, or Medicare tax withheld from employee's paychecks), and 990 (annual filing of activities, governance and detailed financial information to justify maintaining tax-exempt status). Commissioner Kavanaugh noted that Auditor Chad Davis offered to look through the 2022 documents with the goal to put together monthly financial statements. Davis reviewed item 1 and requested copies, not originals, of all financial documents be brought to his county office. Jacobs stated he would provide bank statements for January to August 2022. Yeo stated she would bring what she had and would give Davis access to Square, so he could access any needed payroll documents. Davis asked if the WAR board considered what would happen if WAR was audited by the federal government without supporting documentation. Yeo noted understanding that concern, which is why much of the beginning of her employment focus was to establish and implement procedures. Yeo noted there is no way to change what has already happened but moving forward, the county should see an improvement.
2. Professional CPA firm to perform the specific financial consulting agreement services:  
Commissioner Matthews reviewed the letter for service from Bernard Tax and Bookkeeping and noted it needed to be signed to indicate WAR's acknowledgement and agreement of the arrangements for this engagement. Jacobs signed the consulting services letter. Thompson stated she would email it back to William S. Bernard and CC Jacobs, Yeo and the Commission on the email.
3. Excerpt of Minutes and Authorization for WAR Representative to Execute Cooperative Agreement  
Commissioner Matthews reviewed having received a signed excerpt of minutes that included authorization for Jacobs and other officials and agents of WAR to execute and deliver the cooperative agreement. Brantner asked if Benard is willing to do an audit for 2023. Jacobs stated that conversation has not happened yet, but he intends to have that conversation after the 2023 agreement is signed. Consideration and discussion tabled until 2022 financial documents are brought to Chad Davis.

Commissioner Marr met with George A. Liyeos and Ellie Blankenship to review services available from Veregy. Commissioner Marr reviewed the County is working with IMEG and STRATA Architecture to replace heating, ventilation and air conditioning (HVAC) in the courthouse with McClure Engineering to provide building assessments for other county-maintained buildings (both selected through the qualifications-based selection process). Blankenship noted the Variable Refrigerant Flow (VRF) HVAC typically requires specialized ongoing maintenance which may not be available locally. Blankenship suggested the Commission consider a ground source geothermal HVAC system since the Inflation Reduction Act of 2022 provides tax credits and point-of-sale rebates (up to 40%) which can equal thousands of dollars. Blankenship stated geothermal HVAC are high efficiency with the lowest life cycle costs and the heat pumps could be installed in place of the existing radiators with pipes in the location of existing pipes. Blankenship stated geothermal would be less invasive to the existing building and finishes. Blankenship also reviewed the recently completed projects (roof, HVAC, floors, windows, asbestos remediation, tuck pointing, etc.) at the historical courthouse in Adair County; the Commission was invited to the open house on July 15, 2023.

Commissioner Matthews and Commissioner Marr met with Bryan Jacobs, WAR President and Karen Strohmeier, WAR Secretary; Jacobs reported the requested financial documents were delivered to Chad Davis. Jacobs and Strohmeier signed the 2023 Cooperative Agreement for Animal Shelter Operations. Commissioner Marr motioned to enter into the Cooperative Agreement for Animal Shelter Operations with Warrensburg Animal Rescue for January – December 2023 for a total of \$701,315. Commissioner Matthews seconded the motion. Motion approved. Commissioner Matthews and Commissioner Marr signed the agreement. Commissioner Kavanaugh called to state he was in favor of the motion and authorized County Clerk Thompson to stamp his signature on the agreement.

Commissioner Kavanaugh did not attend the University of Missouri Extension Council at 135 W. Market St., Warrensburg.

Adjournment was at 4:00 p.m. The next meeting will convene on June 29, 2023.

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RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT

36<sup>th</sup> Day’s Proceedings, 29<sup>th</sup> Day of June 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Not Present: John Marr, Eastern Commissioner. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed correspondence received June 28, 2023 from Allied Engineering Services, LLC regarding Beau Waggoner’s plan to construct eight new poultry barns in Section 17, Township 44 North, Range 24 West, in Johnson County, Missouri. The proposed barns will be located in the east ½ of the west ½ of the section and have a capacity of 38,000 broilers for a total of 304,000 birds on the farm. Total animal units on this farm will be 2,432, this will be a Class IC Concentrated Animal Feeding Operation (CAFO) as defined by the Missouri Department of Natural Resources (MODNR) to be 1,000 but less than 3,00 animal units. Litter from the birds is collected and stored in the barns until transferred to storage or off-farm. A litter storage “stack” shed will be constructed northwest of the proposed barns to temporarily provide storage for litter during clean-outs. All litter will be sold and transferred off-farm. The proposed farm will be designed and constructed to meet the current standards of MODNR. The entire litter handling and storage structures have been designed as a no discharge system. Dead birds will be composted on-farm in the stack shed and finished compost will be transferred off-farm with the litter. Beau Waggoner is the managing owner and will own 80 acres as this location that will be utilized by this broiler farm. Additional information regarding this project can be obtained from Mr. Waggoner at (417)308-7119 or by mail at 20599 Lawrence 1165, Verona MO 65769. Written comments may be made to MODNR concerning this proposed farm for a period of 30 days, their address is PO Box 176, Jefferson City MO 65102-0176. The Commissioners expressed no desire to send written comments regarding this correspondence.

Commissioner Matthews and Commissioner Kavanaugh reviewed and approved accounts payable in the amount of \$173,369.90.

Commissioner Matthews and Commissioner Kavanaugh discussed some county’s decision to close offices and the rumor of the Justice Center being closed on Monday, July 3, 2023. After talking with Circuit Clerk Staff, no action was taken at this point to close the Justice Center and if a decision was to be made, it would likely be made Friday afternoon by Presiding Judge Michael Wagner. Commissioner Matthews and Commissioner Kavanaugh agreed to maintain the current approved holiday schedule of Tuesday, July 4, 2023 for observance of Independence Day.

Commissioner Matthews and Commissioner Kavanaugh attended the Western Missouri Medical Center Tour and Audit Review; also present was Diane Thompson, County Clerk. Darinda Dick, President and CEO conducted the tour with Ron Carmack, Facility Director. Dean Ohmart, CFO, presented the financial audit information following the tour. During the tour, it was noted that the Emergency Room sees approximately 21,000 patients per year. Express Care sees approximately 70 patients per day. The hospital has downsized hospital beds from 72 to under 50 in keeping with current medical care trends. The disaster command center was moved from the basement to the admin area on the second floor following the active shooter incident. The audit report reflected that the hospital is still recovering from the extreme cost that rural hospitals had to pay for nursing during COVID, sometimes as much as eight times the normal salary. WMMC compared favorably financially with similar MO hospitals which were all somewhat larger.

Commissioner Matthews met with Chad Davis, Auditor and Diane Thompson, County Clerk; regarding the recent issuance of the Justice Center being closed on Monday, July 3, 2023 as per Presiding Judge Michael Wagner. Davis asked if the Commission would consider issuing an additional holiday or closing non-emergency offices with administrative pay on Monday, July 3, 2023. Commissioner Matthews stated he would not make the decision without another Commissioner present. Commissioner Kavanaugh came in to discuss the matter. Commissioner Kavanaugh motioned and Commissioner Matthews seconded to approve and authorize the closure of county offices on Monday, July 3, 2023 with employees to use administrative pay for the hours they were scheduled to work. Motion carried. Administrative pay will be issued to all employees that were scheduled to work for the actual scheduled hours. Any employees that had planned time off will still need to use their accrued vacation or comp time.

Commissioner Matthews noted that the Sheriff’s Detention Center generator is no longer putting out power when it is tested.

The Johnson County Economic Development Corporation Meeting was mistakenly put on the agenda, meeting was held June 22, 2023.

Adjournment was at 4:00 p.m. The next meeting will convene on July 1, 2023.

ATTEST: \_\_\_\_\_

Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

Not Present

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**1<sup>st</sup> Day's Proceedings, 6<sup>th</sup> Day of July 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$94,355.44.

Fees received in June 2023 from Stormy Taylor, Recorder of Deeds were approved. Fees deposited with the Treasurer were \$34,261.20.

The monthly report of monies received in June 2023 by Diane Thompson, County Clerk was approved. Deposited with the Treasurer was \$28,093.79.

The Commissioners received the fully executed Selection of Professional Services Firm and Notice to Proceed for Johnson County Building Assessment, Maintenance, and On-Call Engineering Services with McClure Engineering.

Commissioner Matthews attended the Whiteman Area Leadership Council meeting.

Commissioner Marr and Commissioner Kavanaugh met with Kim Hall and Emma Boyle for the University of Missouri Extension Monthly Update. Hall noted 4-H Camp at Knob Noster State Park, Camp Bobwhite, went well and reviewed involvement with the University of Central Missouri staff. Hall stated the new Agriculture Engineer, Glynda Lou Mercier, noted concern of Johnson County's mitigation plan in the event the sewer plants flooding; would like to meet with local farmers to see what could be done to help; first full time Agricultural person in the office for 30 years. Hall reviewed contests and preparation for the Johnson County Fair occurring July 12-15, 2023. Boyle reviewed upcoming events.

The Commissioners met with Mac Floyd and Darrin Tobias for the Emergency Management Agency (EMA) Update. Floyd presented a Memorandum of Understanding for Emergency Management Operations Center Usage with the City of Warrensburg; consideration tabled until July 10, 2023. Floyd and Tobias reviewed the EMA report. Tobias noted he will be applying for the EMA Director position.

The Commissioners discussed the IMEG proposed Johnson County Courthouse Heating, Ventilation, and Air Conditioning (HVAC) – Phase 2 (Schematic Design); also present: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. Brantner reviewed the scope of work completed from phase 1 (\$89,000) and scheduled for phase 2 (\$132,500). Brantner noted phase 3 will provide construction documents, procurement processes and if chosen, construction management oversight. Commissioner Marr noted having met with representatives from Veregy June 27, 2023 who recommended the plan be reconsidered to include a geothermal options to use rebates available through the Inflation Reduction Act of 2022. Brantner stated the energy efficiency requirement is not limited to geothermal and the system selected by the Commission will likely be eligible for the Inflation Reduction Act reimbursement. Brantner noted hearing of various challenges from local entities (UCM and Whiteman) with geothermal HVAC, possibly due to compaction of clay and harsh weather. Brantner noted that if IMEG thought geothermal was a good option, they would have provided it as a recommendation, even if there was an initial opposition to geothermal. Thompson noted having spoken with a few counties (Adair, Laclede, and DeKalb) that worked with Veregy and although the responses were not exactly the same they may be helpful: geothermal – a month during the fall and during the spring there is no way to regulate the temperature, also, the units that sit in the offices leak and are so loud staff could not work; Veregy – sales consultants are not engineers or involved in the construction management. Brantner noted having spoken with Spencer Carlyle who offered potentially available office space at Carlyle Van Lines (801 W. Young Avenue, Warrensburg) for potential for relocation of staff since many of their staff now work remotely (formerly housed 100 staff and now only 10 staff onsite). Brantner noted part of Phase 2 includes the assessment of needs (space, technology, security, etc.) for relocation. Brantner noted her intent to attend the State Historic Preservation Office (SHPO) Historic Preservation Fund grant workshop July 7, 2023 to see if grant funds would be available for phase 3. Brantner noted SHPO was clear that construction and repair work are not eligible but can be used to plan construction work.

Commissioner Kavanaugh stated the Sheriff's Detention Center generator went out. Commissioner Matthews stated it is \$3,200 to get the motor rewound and \$1,200 for a voltage regulator, if it needs to be replaced. Brantner noted the generator is on McClure's list of top four (4) engineering projects and reminded the Commission of the July 11, 2023 kick-off meeting for building assessment, maintenance plans and on-call engineering with McClure Engineering.

The Commissioners discussed Holly Fitzpatrick's concern regarding an invasive plant, teasle, that is throughout the County including two of her neighboring properties. The Commissioners discussed the difference between teasle and thistle. Thompson noted no Johnson County ordinance exists regarding noxious weeds. Discussion was had regarding the county's previous and this year's efforts to reduce thistles. Thompson noted RSMo. 263.190 references that every owner or overseer of land should control all noxious weeds from growing and going to seed; if not controlled, the Prosecuting Attorney could require the owner to pay \$100.00 per offense. The Commissioners discussed the challenge of imposing a required fee for the lack of control of a weed when the County has not been able to eliminate thistle or teasle from it's maintained properties.

Commissioner Marr motioned and Commissioner Matthews seconded to approve an authorize Presiding Commissioner Matthews to sign the Poms Tire Service, Inc. of Green Bay, Wisconsin, Commercial Credit Application, for the Johnson County Road and Bridge Department's use.

The Commissioners individually reviewed and approved previous minutes.

The Commissioners addressed a letter to Missouri Department of Transportation, Kansas City District, Attn: Jill Bruss, Area – Jackson and Cass, regarding Highway 50 Safety and Operational Improvements in Johnson County MO. *As per our June 15<sup>th</sup> conversation and your request, the Johnson County Commission has reviewed the proposed Highway 50 Safety and Operational Improvements (between 58 Highway and Maguire Street) in Johnson County, Missouri and gathered recommendations for your considerations of the aforementioned proposal. The Commission is pleased MoDOT has allocated \$7-9 million for safety improvement projects in Johnson County and upon consideration, requests all median crossovers remain operational except for those at Business 50 / West Young Street, NW 251<sup>st</sup> Road, and NW 391<sup>st</sup> Road. Additionally, the County Commission is providing alternative recommendations to consider rather than the J-turns proposed. Our intent is to improve intersection safety and traffic flow without cutting off access to property owners and businesses or add response time to emergency responders:*

1. *Business 50 / West Young Street Intersection – remove median crossover*
  - a. *Install a J-Turn between Business 50 and the Holden Street Bridge to allow eastbound traffic to go westbound with necessary acceleration and deceleration lanes*
  - b. *Add an eastbound deceleration lane and acceleration lane to road*
2. *NW 121<sup>st</sup> Road – keep median crossover*
  - a. *Add a westbound deceleration lane and acceleration lane to road*
  - b. *Add an eastbound deceleration lane and acceleration lane to median crossover*
  - c. *Add an eastbound acceleration lane to*
3. *NW 151<sup>st</sup> Road – keep median crossover*
  - a. *Add a westbound deceleration lane to median crossover*
  - b. *Add an eastbound deceleration lane and acceleration lane to road*
4. *NW 191<sup>st</sup> Road – keep median crossover*
  - a. *Add a westbound deceleration lane and acceleration lane to road*
  - b. *Add an eastbound deceleration lane and acceleration lane to median crossover*
5. *NW 215 – keep median crossover*
6. *NW 251<sup>st</sup> Road – remove median crossover*
  - a. *Add a westbound deceleration lane and acceleration lane to road*
7. *NW 271<sup>st</sup> Road – keep median crossover*
  - a. *Add a westbound deceleration lane and acceleration lane to road*
  - b. *Add a westbound deceleration lane and acceleration lane to median*
  - c. *Add an eastbound deceleration lane and acceleration lane to road*
  - d. *Add an eastbound deceleration lane and acceleration lane to median*
8. *NW 311 – keep median crossover*
  - a. *Add a westbound deceleration lane and acceleration lane to road*
  - b. *Add a westbound deceleration lane and acceleration lane to median*
  - c. *Add an eastbound deceleration lane and acceleration lane to median*
9. *NW 331<sup>st</sup> Road (no such road that connects to US Hwy 50).*
10. *NW 361<sup>st</sup> Road*
  - a. *Add a westbound deceleration lane and acceleration lane to road*
  - b. *Add an eastbound deceleration lane and acceleration lane to median*
11. *NW 391<sup>st</sup> Road*
  - a. *Consider redirecting NW 391 to the west and tying into Hwy 50 at the existing driveway across from NW 401. See additional recommendations under NW 401<sup>st</sup>*
12. *NW 401<sup>st</sup> Road*
  - a. *Add a westbound deceleration lane and acceleration lane to road*
  - b. *Add a westbound deceleration lane and acceleration lane to median*
  - c. *Add an eastbound deceleration lane and acceleration lane to road*
  - d. *Add an eastbound deceleration lane and acceleration lane to median*
13. *Add a deceleration lane on WB 50 to enter into the Skyhaven Conoco and an acceleration lane on EB 50 for traffic coming out of the gas station heading East toward Warrensburg.*

*The County Commission appreciates the value MoDOT places to provide safe access to properties for travelers.*

At 1:31 p.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried. Other individuals in the closed session: Eric C. Sexton, Fisher Patterson Saylor & Smith, LLP (County Legal Counsel regarding insurance matters).

At 2:18 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Kavanaugh and seconded by Commissioner Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

(CONTINUED FROM PAGE 128) **RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**1<sup>st</sup> Day's Proceedings, 6<sup>th</sup> Day of July 2023**

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The Commissioners met with Jill Purvis for the Warrensburg Main Street Monthly Update. Purvis presented their 2023 report. Purvis noted the Independence Day Parade was well attended with approximately 190 parade participants plus spectators. Purvis reviewed upcoming 2023 events.

The Commissioners were asked to contact Ethan Olson regarding access to property owned by Hakes Trust in Section 26, Township 47 North, Range 25 West. Powers presented the establishment of a road from August 1884 for consideration and noted not being able to locate a vacation of the roadway. Powers stated she contacted the Road and Bridge Department who identified the county-maintained roadway as NE 550<sup>th</sup> Road starting at NW 621<sup>st</sup> Road and proceeding west approximately 977 feet. Commissioner Marr contacted Road and Bridge Department about NE 550<sup>th</sup> Road, who stated the road surface is dirt, not gravel or any type of hard surface. The Commissioners discussed multiple “dirt” roads in the county that are maintained by the county as a “dirt” road(s). Commissioner Marr noted if property owner(s) wanted to have a gravel road, the property owner(s) would have to pay for it to be brought up to county specifications. Commissioner Marr contacted Olson with the aforementioned details noted the road is a dirt road. Commissioner Marr shared the information found with Western Missouri Title Company, per the request of Olson.

Laura Smith, Collector of Revenue, presented the tax distribution summary with total distribution of \$269,517.06 for June 2023.

**Retail Liquor by the Drink Exempt, Sunday by Drink Liquor Licenses**

**Matthews-Crawford Post No. 131 Inc.** d/b/a Matthews-Crawford Post No. 131 Inc., 733 E. Young Avenue, Warrensburg, MO requested and was granted licenses to sell liquor by the drink exempt weekdays and Sundays. The licenses shall expire June 30, 2024.

**Powell Gardens Inc.** d/b/a Powell Gardens Services, 1609 NW US Highway 50, Kingsville, MO requested and was granted licenses to sell liquor by the drink exempt weekdays and Sundays. The licenses shall expire June 30, 2024.

**Retail Liquor by the Drink, Sunday by Drink, Microbrewery Liquor Licenses**

**Lost Art Taproom LLC** d/b/a Lost Art Taproom, 101 N. State Street, Knob Noster, MO requested and was granted licenses to have a microbrewery and sell liquor by the drink weekdays and Sundays. The licenses shall expire June 30, 2024.

**Retail Liquor by Drink Resort Temporary Liquor License**

**Margaritas Mexican Restaurant LLC** d/b/a Margaritas Mexican Restaurant, 121 E. Pine Street, Warrensburg, MO requested and was granted temporary license to sell retail liquor by drink for 90 days. The license shall expire September 11, 2023.

**Sunday Liquor by Drink Temporary Liquor License**

**Margaritas Mexican Restaurant LLC** d/b/a Margaritas Mexican Restaurant, 121 E. Pine Street, Warrensburg, MO requested and was granted temporary license to sell retail liquor by drink for 17 days. The license shall expire June 30, 2023.

**Retail Liquor by Drink Picnic Liquor License**

**Holden Chamber of Commerce** d/b/a Holden Chamber of Commerce, 124 W 2<sup>nd</sup> Street, Holden MO requested and was granted license to sell retail liquor by drink picnic for 1 day at a temporary stand located at the Holden City Park Arena, 311 E 10<sup>th</sup> St., Holden MO. The license shall expire June 26, 2023.

**Retail Liquor by Drink Caterer Liquor License**

**Stahon Enterprises LLC** d/b/a Old Barney's, 122 Hout Street, Warrensburg MO requested and was granted license to sell retail liquor by drink caterer for 1 day at a temporary stand located in the 100 block of W Hout Street, Warrensburg MO. The license shall expire June 16, 2023.

**Retail Liquor by Drink Resort and Sunday by Drink Resort Liquor Licenses**

**BATS LLC** d/b/a All Aboard Station, 104 S. Pine St, Holden, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Cancun, INC** d/b/a Cancun Mexican Restaurant, 708 N. Charles Street, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Chipotle Mexican Grill of Colorado LLC** d/b/a Chipotle Mexican Grill #3010, 728 N. Maguire Street, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Country Profit Trackers #2 Inc.** d/b/a Country Kitchen 205 E Cleveland Ave, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**David Zydeco Duffey LLC** d/b/a ZYDECO, 609 E Young Ave, Ste C6C7C8, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Harlin W Dilday** d/b/a Mule Skinner Bar and Grill, 671 NW US Highway 50, Centerview, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Fantasy Management LLC** d/b/a Fantasy Ranch, 117 NW 475<sup>th</sup> Road, Centerview, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**It's Only Money Entertainment** d/b/a Bodie's, 126 W. Pine Street, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**MAA ARBICA LLC** d/b/a Old Glory Market, 168 SW Business 13 Highway, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Missouri Heroes Inc.** d/b/a Heroes Restaurant, 107 W. Pine Street, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Playa Azul LLC** d/b/a Playa Azul LLC, 503 N Street, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Raging Bull LLC** d/b/a Raging Bull, The, 433 E Russell Ave., Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Stahon Enterprises** d/b/a Fitter's Pub, 131 W Pine, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Stahon Enterprises** d/b/a Old Barney's Pub, 112 Hout Street, Warrensburg, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Schroeder Jason R., Schroeder William O.** d/b/a Olde Town South, 109 West McPherson, Knob Noster, MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Tequila Jalisco Mexican Restaurant No. 7** d/b/a Tequila Jalisco Mexican Restaurant No. 7, 600 E. Allen Ste C, D, & E, Knob Noster MO requested and was granted licenses to sell retail liquor by drink resort weekdays and Sundays. The licenses shall expire June 30, 2024.

**Retail Liquor by Drink Resort Liquor License**

**A Little Off Base LLC** d/b/a A Little Off Base, 47 SE 23 Highway, Knob Noster, MO requested and was granted license to sell retail liquor by drink resort weekdays. The license shall expire June 30, 2024.

**Meyer's Market LLC** d/b/a Meyer's Market-Burg, 202 N. Holden St, Warrensburg, MO requested and was granted license to sell retail liquor by drink resort weekdays. The license shall expire June 30, 2024.

**OC Operations, LLC** d/b/a Oriental Cuisine, 705 Burkarth, Warrensburg, MO requested and was granted license to sell retail liquor by drink resort weekdays. The license shall expire June 30, 2024.

**Stonehouse East Pine Pub, LLC** d/b/a Stonehouse East Pine Pub, 133 E Pine St., Warrensburg, MO requested and was granted license to sell retail liquor by drink resort weekdays. The license shall expire June 30, 2024.

**5% by Drink Beer and Wine Liquor License**

**Belly Down BBQ, LLC** d/b/a Bellydown BBQ, 210 W McPherson Street, Knob Noster, MO requested and granted a license to sell 5% by drink wine liquor weekdays. The license shall expire June 30, 2024.

**MaMa Pin's Thai & Asian Cuisine** d/b/a Sabai Thai Cuisine, 214 E Culton, Warrensburg, MO requested and granted a license to sell 5% by drink wine liquor weekdays. The license shall expire June 30, 2024.

**5% by Drink Beer and Wine and Sunday 5% by Drink Beer and Wine Liquor Licenses**

**Golden Garden Inc** d/b/a King Chef Buffet, 501 N Maguire Ste #J, Warrensburg, MO requested and granted licenses to sell 5% by drink beer and wine liquor weekdays and Sundays. The licenses shall expire June 30, 2024.

**Original Package Liquor and Original Package Tasting Liquor Licenses**

**Linda Frazier** d/b/a Country Creations, 115 W. 2<sup>nd</sup> Street, Holden, MO requested and was granted licenses to sell liquor in the original package weekdays and original package tasting. The licenses shall expire June 30, 2024.

**Original Package Liquor and Sunday Original Package Liquor Licenses**

**50 Highway Lake Stop LLC** d/b/a 50 Highway Lake 677 NW 50 Highway, Centerview, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Casey's Marketing Company** d/b/a Casey's General Store #1089, 400 W 2<sup>nd</sup> Street, Holden, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Casey's Marketing Company** d/b/a Casey's General Store #1114, 602 E. Young Avenue, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Casey's Marketing Company** d/b/a Casey's General Store #1284, 404 N. Lee Street, Leeton, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Casey's Marketing Company** d/b/a Casey's General Store #1949, 709 W. McPherson, Knob Noster, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Casey's Marketing Company** d/b/a Casey's General Store #3887, 303 N. Maguire, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Hale Petroleum LLC** d/b/a EZ Stop, 701 E Hale Lake Road, Warrensburg MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays and original package tasting. The licenses shall expire June 30, 2024.

**Murphy Oil USA Inc.** d/b/a Murphy USA 7725, 301A E. Cooper Blvd., Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**PS Smoke Shop LLC** d/b/a Everyday Discount, 714 S. Maguire St., Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Shell Xpress Kingsville, LLC** d/b/a Shell Xpress, 1601 NW Highway 50, Kingsville MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

**Original Package Liquor License**

**Meyer's Market LLC** d/b/a Meyer's Market, 108 N. State Street, Knob Noster MO requested and was granted license to sell liquor in the original package weekdays. The license shall expire June 30, 2024.

(CONTINUED FROM PAGE 130) **RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**1<sup>st</sup> Day's Proceedings, 6<sup>th</sup> Day of July 2023**

**Original Package Liquor, Sunday Original Package and Original Package Tasting Liquor Licenses**

**EVK Enterprises LLC** d/b/a Speed Stop 116, 116 W. Pine St., Warrensburg MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays and original package tasting. The licenses shall expire June 30, 2024.

**Prime 5, LLC** d/b/a 549 NW State Route 131, Holden MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays and original package tasting. The licenses shall expire June 30, 2024.

**Shenanigan Liquor & Luck** d/b/a Shenanigan Liquor & Luck, 1646 SW 58 Hwy, Kingsville MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays and original package tasting. The licenses shall expire June 30, 2024.

Adjournment was at 4:00 p.m. The next meeting will convene on July 10, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**2<sup>nd</sup> Day's Proceedings, 10<sup>th</sup> Day of July 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners received the June 2023 Summary Settlement from Treasurer Heather Reynolds.

The Commissioners discussed July 7, 2023 correspondence from Chelsea Irby, 861 SE 1100<sup>th</sup> Rd, Windsor MO “My husband, myself, and our two young children live on my family's century farm in the southeast portion of Johnson county. A class IC CAFO housing over 300,000 birds has been proposed about 0.5 miles from our residence. There is an operating cattle business on our property with a pond only 250ft away from the proposed structures. We were referred to you by State Representative Rodger Reedy to see if the county has any regulations in place for CAFOs, as we are very concerned about the potential damages to our health, property values, and quality of life.” County Clerk Diane Thompson stated she did not believe any local concentrated animal feeding operation (CAFO) regulations have been adopted. Commissioner Matthews notified Irby of Johnson County’s lack of CAFO regulations.

The Commissioners received correspondence from the Department of Agriculture regarding the United States Public Land Survey System, County Surveyor Cooperative Remonumentation Program.

The Commissioners met with Mitch Marquess for the Maintenance Update. Marquess stated the Justice Center heating, ventilation and air conditioning (HVAC) pump was repaired by APEX. Commissioner Marr stated the second pump should be ordered; Commissioner Kavanaugh and Commissioner Matthews agreed. Marquess noted the additional manpower needed for the removal of the unit since the concrete was poured around and inside of the unit. Marquess stated he had spoken with Jimmy Tye, Road and Bridge Supervisor, who was willing to have road and bridge staff assist with the project when needed. Marquess stated he unplugged the dehumidifier 122 Hout Street (because it was constantly running but collecting no moisture) but the fans are all still running in the basement.

The Commissioners individually reviewed and approved previous minutes.

Commissioner Marr motioned and Commissioner Kavanaugh seconded to approve and authorize Presiding Commissioner Matthews to sign the Emergency Operations Center and Usage Memorandum of Understanding with City of Warrensburg. Motion approved unanimously.

The Commissioners were individually deposed for the Keith B. Raihala v. William D. Meixner and Johnson County, Missouri Case No. 18JO-CC00326-01.

No closed session was held.

The Commissioners received notice from Robert Russell, Prosecuting Attorney, regarding the Full-Time Prosecutor salary increase to \$156,214 effective July 1, 2023, and the four percent (4%) contribution of the salary into Missouri Prosecuting Attorneys and Circuit Attorneys Retirement System (PACARS).

Adjournment was at 4:00 p.m. The next meeting will convene on July 11, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner



**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**3<sup>rd</sup> Day's Proceedings, 11<sup>th</sup> Day of July 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners attended the KOKO Radio Broadcast: Johnson County Today; discussion included:

- Depositions – Commissioner Marr stated the Commission spent yesterday in depositions regarding a 2017 accident.
- Building Assessment, Maintenance Plans and On-Call Engineering – Commissioner Kavanaugh stated the kickoff meeting is with McClure Engineering and the goal is to have an assessment and inventory of county buildings (not including the Courthouse), so that we can better plan for updating heating, ventilation, and air conditioning (HVAC), plumbing, electrical needs.
- Courthouse HVAC – Commissioner Matthews stated the HVAC project is proceeding with the schematic design phase next to be completed, which will hopefully provide closer cost estimates. Commissioner Kavanaugh stated the entrances will be merged into the HVAC project to minimize the closures of the building and hopefully reduce overall projects costs.
- Sales Tax – Commissioner Matthews stated the General Revenue Sales Tax is up 9.95% for this month and overall, for the year is up 6.83%.
- Animal Shelter – Commissioner Matthews stated the 2023 Animal Shelter Operations Agreement is signed.
- Upcoming Events: Household Hazardous Waste Collection is Saturday, July 15 9AM-1PM at 326 E North Street (red building) in Warrensburg and County Wide Recycling and Waste Collection Event October 7-8, 2023 (tires, furniture, large equipment, in addition to the HHW).

The Commissioners approved new wage continuations for an employee at the Road and Bridge Department and an employee at the Assessor's Office.

The transfer of funds for payroll of County Officials and employees for the period June 24, 2023 through July 7, 2023 was approved from County funds in the following amounts: County Revenue: \$65,244.31; Road and Bridge Department: \$43,572.81; Assessment: \$15,387.46; Bridge Construction: \$25,934.31; Juvenile Officers: \$4,257.51; Prosecuting Attorney: \$28,401.15; MoSMART Sal Supplement: \$415.35; Recovery Court – SAMHSA Grant: \$6,158.47; Commission Administrative: \$0.00; Sheriff: \$74,695.38; Jail: \$77,089.06; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$345,250.78.

Heather Reynolds, Treasurer submitted documentation from the state for June 2023 sales tax funds which have been received and distributed as follows: General Revenue: \$288,644.92; Jail: \$144,321.73; County Law Enforcement: \$269,335.78; Animal Services: \$67,270.58; Road and Bridge: \$288,644.89; Law Enforcement: \$288,644.73; and Road Use Tax: \$508,972.91.

Johnson County received check #20035448 from Republic Services, Inc c/o Awin Management c/o Allied Waste Services in the amount of \$13,026.36 which represents the host fee for June 2023 (9,304.54 tons at a rate of \$1.40 per ton) was received on July 11, 2023 from the Show Me Regional Landfill.

The Commissioners hosted the Building Assessment, Maintenance and On-Call Engineering Services Kick Off Meeting with McClure Engineering: Jim Schuessler, Senior Project Manager; Paul Osborne, On-Call Civil Engineer; Anthony Malone, Landscape Design; PKMR: Mike Raff, Principal (mechanical); WSKF Architects: Doug Boe, Principal (architect). Scott Munsterman, Sheriff; Mark Reynolds, Assessor; Joe Epps, Sheriff Maintenance; Jimmy Tye, Road and Bridge Supervisor; Jennifer Powers, County Clerk Chief Deputy; Mitch Marquess and Steve Tague, Maintenance; George Taylor; Assessor Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director.

Brantner briefly reviewed the qualifications-based selection process that identified McClure Engineering as the highest scoring firm and the Commissioners selected McClure Engineering to complete Building Assessment, Maintenance and On-Call Engineering Services. Brantner reviewed initial scope of work:

1. Assessments and Written Reports of the Findings: The selected qualified firm or firms shall provide a professional judgement of each property's condition in the areas of HVAC, plumbing, electrical, air quality and conditioning, water distribution, exhaust systems, fire protection, structural and all other areas of review necessary and common to a comprehensive building assessment. Each assessment shall result in a comprehensive Written Report of the findings of each of the items.
2. Maintenance Plans and Procedures: The findings captured in the Written Report shall lead to a detailed written Maintenance Plan for recommended maintenance, repair, or replacement; a schedule for completion of work; and a cost estimate for the work.
3. Packaging like-work across multiple buildings
4. Relevant procurement documents and procedures to secure experienced contractors: Procurement documents, including but not limited to advertising, notices, direct solicitation, scopes of work, terms and conditions, timelines, pre-bid meetings, evaluation criteria, and other steps in the process compliant with state and local laws shall be drafted for review by County officials and County Counsel.
5. Commissioning Oversight: Provide oversight of the contractor optimization of the building systems including functional and acceptance testing.
6. On-call engineering services, as needed.

Commissioner Kavanaugh stated McClure will not be providing daily maintenance in the buildings, so current staff will continue ongoing maintenance. Schuessler stated McClure's work is to gather information, build a 10-year capital improvement plan or provide bid specifications for immediate projects so that the County can plan for maintenance. Thompson noted the County currently is reactive to emergencies and unqualified to prepare adequate information for competitive bidding.



(CONTINUED FROM PAGE 132) **RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**3<sup>rd</sup> Day's Proceedings, 11<sup>th</sup> Day of July 2023**

Brantner reviewed county buildings to be included:

1. Sheriff Administration and Detention Center, 278 SW 871<sup>st</sup> Road, Centerview MO 64019
2. Justice Center, 101 W. Market Street, Warrensburg MO 64093
3. South Annex (Collector & Assessor), 1301 S. Maguire Street, Warrensburg MO 64093
4. Former Jail/MU Extension Offices/Maintenance Workshop, 135 W. Market Street, Warrensburg MO 64093

Brantner noted the Historic Johnson County Courthouse, located at 300 N. Holden Street, Warrensburg MO 64093, is not included as it is currently under contract for HVAC assessment and action plan with a different Engineering Firm and Historic Architect.

Introductions were made. Schuessler reviewed the project scope:

1. Building Assessments for Justice Center, South Annex, 135 W. Market St., and
  - 1.1 Development of Assessment Forms and Communication with Building Representatives
  - 1.2 Review of existing site plans and building plans
    - Justice Center (digitize pdf floor plans)
    - Former Jail Building – take field measurements
    - Confirm if South Annex has any floor plans before step 1.3 – Reynolds stated none are known. Thompson stated there may be some documents from 2017 interior renovations.
  - 1.3 LiDAR Scans – to be scheduled next week

Schuessler reviewed the process to scan the building for measurements, each scan point takes approximately one (1) minute, then the software and individuals will identify pictures, furniture, etc. to be excluded from the measurements. Schuessler noted a two-person team should complete each of the Sheriff's buildings in approximately two (2) hours and two days have been scheduled for the detention center to hopefully work within the Detention Center's operation needs. Muensterman noted there are approximately 200 people housed at the detention center which will require evacuation of the areas when measurements are taken. Munsterman stated there is an administrative building, AB building has individual cells and C-F buildings are dorm-style housing with the exact same layouts. Munsterman stated Jason Shackles, Jail Administrator, will be the main point of contact to schedule the scanning and/or assessments noted that background checks are required to be completed by the County prior to visiting the detention center. Schuessler noted the South Annex was scheduled for one day. Reynolds stated that should not be a problem.

    - Interior & exterior scans of the South Annex and 5 buildings within the detention center (3 days)
    - Take photos with Scans
  - 1.4 3D Modeling from LiDAR
    - Break down the LiDAR scans in office to generate highly detailed building floor plans to support future documentation.
  - 1.5 Building Assessment
    - Visit the 4 facilities over a 2-day period completing the assessment forms, taking photographs, analyzing constraints, documentation opportunities, and developing recommendations for Phase 2 – maintenance, repair or replacement. Raff noted the current conditions (masonry, roof, structural, masonry, doros, windows, mechanical electrical plumbing, etc.), will be recorded and it is helpful to have someone familiar with the buildings to talk with during the assessment. Schuessler stated a form will be provided to the point of contacts to be completed with specific items that McClure should investigate beyond their intended scope of work.
  - 1.6 Energy Assessment
  - 1.7 Draft Written Reports for County Review
    - Each building assessment shall result in a comprehensive written report of the finding of each of the items. Dimensions will be documented and photographs provided documenting the findings of the assessment.
    - 2 weeks to review the draft report to a prior presentation.
  - 1.8 Phase 1 – Presentation
  - 1.9 Phase 1 – Final Report
2. Building Maintenance
  - 2.1 Research
    - All produce information, maintenance requirement, quantities of items needed.
    - Prepare exhibits/drawings that show recommendations.
    - Publish manufacture's information gathered to support maintenance planning.
  - 2.2 Cost Estimates – The McClure Team will provide a cost estimate for projects identified.
  - 2.3 Draft Written Reports for County review
  - 2.4 Phase 2 – Presentation
  - 2.5 Phase 2 – Final Report
    - Documents the maintenance plan needs, for each facility, identifies projects to be completed, and prioritizes projects by funding year or timeframe (short-term, mid-term, or long-term).
    - Confirm location(s) for reporting documents and those responsible.



Review Proposed Schedule – Set meeting schedule, discuss progress meetings, discuss review process.

Kick-Off Meeting	July 11, 2023
LiDAR Survey / Former Jail Dimensions (3 days)	July 17-21, 2023
Building Assessment (2 days)	August 14-18, 2023
Draft Building Assessment Report	October 6, 2023
Building Assessment Draft Presentation	October 23-27, 2023
Draft Maintenance Plans Report	November 17, 2023
Maintenance Plans Draft Presentation	December 4-8, 2023
Final Reports	December 21, 2023
Final Presentation	Early January 2024

McClure and their Associates will prepare a list of what is known, what year each building was built, any major repairs that have been done.

On-Call Scope of Works

1. Detention Center – On-site Wastewater Treatment
2. Detention Center – Back up electrical generator  
Matthews stated the detention center is on the associated electric cooperative power grid, so it is important to have backup power to the facility so safe conditions are provided to detainees and sheriff personnel.
3. Detention Center – Roof Insulation Project  
Munsterman stated they are ready to release the Roof Insulation Project – Request for Proposal (RFP). Schuessler asked if the RFP was to include removal from the underside or from above and if the scope is to include spray foam or loose insulation. Munsterman stated they are just going to bid a contractor to do spray foam insulation. Shackles stated a progress report to the State is required every six months because of the grant funds obtained but have until July 2026 to complete the project and close out the grant. Munsterman noted the buildings are Morton-style Butler Building with metal roof that had a silicone coating applied. Munsterman stated the Sheriff's Office is open to have McClure prepare the scope of work so there are guidelines. It was noted that there is a benefit of having the same products and scope of project to be clearly identified to better compare bids received. Schuessler noted McClure could also assist with creating the scope of work and reaching potential bidders.
4. Justice Center – Roof Assessment and Possible Replacement  
Marquess noted there have been numerous patches to the roof; bubbles that come up, must be cut, laid down and sealed. Thompson stated roof repairs (polyurethane foam, and repair/seal stucco walls) were done in 2015 by Midwest Storm Restoration. Schuessler stated a roofing consultant may be brought in to do a moisture scan and inspection.
5. Remonumenting – Commissioner Kavanaugh noted the county has participated in the State's remonumenting program with reimbursement of up to \$350 per corner from the State. Schuessler stated McClure could provide surveying services as a part of this agreement.

Marquess stated the Justice Center northwest employee entrance is currently under control and does not need immediate attention.

Commissioner Matthews and Commissioner Marr met with Jeff Terry regarding vehicle damage from a pothole on SE 200<sup>th</sup> Road because of the road rebuilt at his field entrance. Terry requested the pothole be fixed by the county road and bridge department. The Commissioners stated the county does not for repairs to vehicles damaged on county-maintained roads but would fix the pothole on the roadway.

Commissioner Kavanaugh talked with Mike Wilson about his July 10, 2023 correspondence:

- Increase real estate property value for 1769 NW 100th Rd, Kingsville – Commissioner Kavanaugh stated the County Assessor, Mark Reynolds, implemented a five percent (5%) increase on assessed values.
- Senate Bill 190 freezing real estate property taxes for owners 65 years of age or older – Commissioner Kavanaugh stated Senate Bill 190 impacts are being discussed by legal counsel at this time and the Commission is not able to provide guidance until such direction is provided by legal counsel.
- Road Surface Improvements – Commissioner Kavanaugh reviewed chip and seal process.
- Household Hazardous, Electronic, and Bulk Waste Collections – Commissioner Kavanaugh stated the Household Hazardous Waste and E-Waste collections (monthly April-October) are different than the County Community Clean Up, (tentatively scheduled for October 7-8, 2023) and will except larger items such as tires, furniture, windows, etc.
- Mowing County-Maintained Road Ditches – Commissioner Kavanaugh stated if the ditches are too deep to safely mow with the homeowner's equipment the property owner does not have to mow the ditch, the County Road and Bridge periodically mows the ditches along county-maintained roads.

Wilson also asked about state-maintained roads; Commissioner Kavanaugh provided contact information for Missouri Department of Transportation.

Adjournment was at 4:00 p.m. The next meeting will convene on July 13, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT  
4<sup>th</sup> Day’s Proceedings, 13<sup>th</sup> Day of July 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$265,745.57.

The Law Enforcement Tax City Distribution for June 2023 was supposed to be \$129,890.13 but due to the additional \$0.50 in Fund 19, the total was increased to remediate the \$0.50 credit, distribution was made by Auditor Chad Davis on July 12, 2023 as follows: Centerview: \$1,421.00; Chilhowee: \$1,876.92; Holden: \$14,320.44; Kingsville: \$1,466.47; Knob Noster: \$14,046.37; Leeton: \$3,531.73; Warrensburg: \$93,227.70. The total distribution was \$129,890.63. The county portion was \$158,754.60.

Commissioner Kavanaugh motioned and Commissioner Marr to approve the sale of county equipment through online auctions by Purple Wave Auction (Online Equipment Sales). Motion approved unanimously. Having received requests from Office Holders and Department Heads, the Johnson County Commission authorize the following county equipment to be sold, through online auction by Purple Wave Auction, LLC:

10 - 6 ft wooden tables	boat - Dick Tabor left the boat on property when the property was sold. The boat was given to the County but County Offices have no use for the boat.
35 - 8 ft wooden tables	
2 - File cabinet (5 drawers)	
19 - File cabinet (4 drawers)	2009 Freightliner Tandem Dump Barrell Bed CUM 300 (46876929)   1FVHC3BS49HAJ8095
Coats 5000 Truck Tire Changer	
2007 E350 VAN   1FBSS31L17DB02590	2003 Freightliner Daycab Belly, DET 475 hp CL120   1FUJA6CK83DL76968
2014 CHEVY 3500   1GCZGVCG2E1123349	
2004 ROSCO Broom CUM 56.7 RB-38   32533	1999 Kenworth Daycab (belly) C3406E 435 HP T800   1XKDDDB9X8XR832973
2014 DODGE CHARGER   2C3CDXAT6EH366653	
2018 DODGE CHARGER   2C3CDXT8JH170271	1999 Neal MFG Inc Blue 5 x 8 NT Trailer   4A0AA0816X1000338
2016 DODGE CHARGER   2C3CDXKT5GH348226	
2016 DODGE CHARGER   2C3CDXKT1GH348824	2016 John Deere Motor Grader 770G   1DW770GXPGF674482
2016 DODGE CHARGER   2C3CDXKT3GH348225	
2017 FORD EXPLORER   1FM5K8AR6HGA63596	2016 John Deere Motor Grader 770G   1DW770GXTGF674478
2017 FORD EXPLORER   1FM5K8AR4HGA63595	
2008 John Deere Tractor BH#712 6330   LO6330H590173	

The Commissioners met regarding Johnson County Courthouse heating, ventilation, and air conditioning (HVAC) - Phase 2, also present: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. Brantner reviewed the challenges getting a response from the County’s legal counsel regarding IMEG’s terms and conditions and the interim solution to have IMEG sign the County’s Master Agreement for Professional Services but noted the terms and conditions would be needed to proceed with phase 3 (construction documents and procurement). Brantner reviewed the schematic design scope of work updated from the June 15, 2023 and it reflected the changes she had noted; the Commissioners had no additional changes to request. Brantner noted that at the end of phase 2, the Commission will determine the single HVAC plan to move forward to construction documents and procurement. Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the June 15, 2023 revised IMEG scope of work for Phase Two (2) of the Johnson County Courthouse Heating, Ventilation, and Air Conditioning (HVAC) project with a fixed fee of \$132,500. Motion approved unanimously.

At 9:35 a.m. in the Commissioners’ Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record. Roll was called on the motion and the members voted as follows: “YEA” Matthews, Marr, Kavanaugh. “ABSTAIN” None. “NAY” None. Motion carried. Other individuals in the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Travis Elliott, Ellis, Ellis, Hammons & Johnson, P.C. (County Legal Counsel). At 12:35 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Kavanaugh and seconded by Commissioner Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: “YEA” Matthews, Marr, Kavanaugh. “ABSTAIN” None. “NAY” None. Motion carried.

(CONTINUED FROM PAGE 135) **RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**4<sup>th</sup> Day's Proceedings, 13<sup>th</sup> Day of July 2023**

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Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve BRO-R05141 Bridge 1740004 (NE 500 over Walnut Creek) Great Rivers Engineering, Project Invoice 1 with \$5,443.02 to Great Rivers Engineering, to be paid from Bridge Construction, Consulting Engineer (006-000-57813) and MoDOT to reimburse the County \$5,443.02 into Bridge Construction, Inter-governmental Revenue (006-000-45210). Motion approved unanimously.

The Commissioners attended computer software training.

The consideration of Animal Shelter Operations 2022 Payments Statement Lieu of Audit was cancelled.

The Commissioners met with Jimmy Tye, Road and Bridge Supervisor, regarding ongoing road and bridge projects. Commissioner Matthews requested a 2024 cooperative program quote for chip and seal of NW 200<sup>th</sup> Road between AA and W Highways. Tye noted he has been contacted by numerous people (including property owners along NW 460 and NW 485) about getting NW 1901<sup>st</sup> Road and NW 500<sup>th</sup> Road chip and sealed and encouraged them to get together and request a cooperative program application/petition. Tye noted that NW 325<sup>th</sup> Road was checked and looked good but NW 1261<sup>st</sup> Road was dusty on part of the roadway, so gravel was recently added.

The Commissioners reviewed and approved the following Right of Ways for Spectrum Mid-America, LLC with Sunrise Telecom contracting and work to begin July 20, 2023 and end September 21, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services:

- 2023-154 | NE 500<sup>th</sup> Rd: Plow/Bore 6,165 feet, Nearest intersecting Road: NE State Hwy MM
- 2023-155 | NE 500<sup>th</sup> Rd: Plow/Bore 2348 feet, Nearest intersecting Road: NE 851<sup>st</sup> Rd
- 2023-156 | NE 851<sup>st</sup> Rd: Plow/Bore 1076 feet, Nearest intersecting Road: NE 500<sup>th</sup> Rd
- 2023-157 | NE 851<sup>st</sup> Rd: Plow/Bore 1862 feet, Nearest intersecting Road: NE 500<sup>th</sup> Rd
- 2023-158 | NE 851<sup>st</sup> Rd: Plow/Bore 2445 feet, Nearest intersecting Road: NE 600<sup>th</sup> Rd
- 2023-159 | NE 851<sup>st</sup> Rd: Plow/Bore 5310 feet, Nearest intersecting Road: NE 700<sup>th</sup> Rd
- 2023-160 | NE 851<sup>st</sup> Rd: Plow/Bore 5223 feet, Nearest intersecting Road: NE State Hwy E
- 2023-161 | NE 851<sup>st</sup> Rd: Plow/Bore 5684 feet, Nearest intersecting Road: NE 900<sup>th</sup> Rd
- 2023-162 | NE 600<sup>th</sup> Rd: Plow/Bore 3908 feet, Nearest intersecting Road: NE 801<sup>st</sup> Rd
- 2023-163 | NE 801<sup>st</sup> Rd: Plow/Bore 1959 feet, Nearest intersecting Road: NE 600<sup>th</sup> Rd
- 2023-164 | NE 700<sup>th</sup> Rd: Plow/Bore 9800 feet, Nearest intersecting Road: NE 851<sup>st</sup> Rd
- 2023-165 | NE 771<sup>st</sup> Rd: Plow/Bore 3281 feet, Nearest intersecting Road: NE State Hwy E
- 2023-166 | SW 1000<sup>th</sup> Rd: Plow/Bore 2301 feet, Nearest intersecting Road: SW 101<sup>st</sup> and SW 151<sup>st</sup> Rd
- 2023-167 | NE 951<sup>st</sup> Rd: Plow/Bore 1903 feet, Nearest intersecting Road: NE State Hwy E
- 2023-168 | NE 951<sup>st</sup> Rd: Plow/Bore 3852 fee, Nearest intersecting Road: NE 23 Hwy
- 2023-169 | NE 1001<sup>st</sup> Rd: Plow/Bore 1103 feet, Nearest intersecting Road: NE 23 Hwy
- 2023-170 | NE 925<sup>th</sup> Rd: Plow/Bore 3993 feet, Nearest intersecting Road: NE 1201<sup>st</sup> Rd
- 2023-171 | NE 1201<sup>st</sup> Rd: Plow/Bore 3993 feet, Nearest intersecting Road: NE 925<sup>th</sup> Rd
- 2023-172 | NE 1000<sup>th</sup> Rd: Plow/Bore 2658 feet, Nearest intersecting Road: NE 1201<sup>st</sup> Rd & NE Hwy NN
- 2023-173 | SW 151<sup>st</sup> Rd: Plow/Bore 2829 feet, Nearest intersecting Road: SW 1000<sup>th</sup> & SW 950<sup>th</sup> Rd

The Commissioners reviewed and approved the following Right of Ways for Spectrum Mid-America, LLC with Sunrise Telecom contracting and work to begin July 20, 2023 and end September 18, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services:

- 2023-174 | SW 950<sup>th</sup> Rd: Plow/Bore 7742 feet, Nearest intersecting Road: SW 151<sup>st</sup> Rd and SW 301<sup>st</sup> Rd
- 2023-175 | SW 301<sup>st</sup> Rd: Plow/Bore 4249 feet, Nearest intersecting Road: SW 950<sup>th</sup> Rd and SW 900<sup>th</sup> Rd
- 2023-176 | SW 900<sup>th</sup> Rd: Plow/Bore 7959 feet, Nearest intersecting Road: SW 301<sup>st</sup> Rd and SW 151<sup>st</sup> Rd
- 2023-177 | SW 301<sup>st</sup> Rd: Plow/Bore 2616 feet, Nearest intersecting Road: SW 301<sup>st</sup> Rd and SW JJ
- 2023-178 | SW 850<sup>th</sup> Rd: Plow/Bore 4503 feet, Nearest intersecting Road: SW JJ and SW 301<sup>st</sup> Rd
- 2023-179 | SW 850<sup>th</sup> Rd: Plow/Bore 601 feet, Nearest intersecting Road: SW 401<sup>st</sup> Rd
- 2023-180 | SW 401<sup>st</sup> Rd: Plow/Bore 5271 feet, Nearest intersecting Road: SW 850<sup>th</sup> Rd
- 2023-181 | SW 875<sup>th</sup> Rd: Plow/Bore 384 feet, Nearest intersecting Road: SW 401<sup>st</sup> Rd

The Commissioners reviewed and discussed various email correspondence regarding Villages of Whiteman Neighborhood Improvement District.

Adjournment was at 4:00 p.m. The next meeting will convene on July 17, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**5<sup>th</sup> Day's Proceedings, 17<sup>th</sup> Day of July 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Deputy Directors Darrin Tobias and Mac Floyd for the emergency management agency (EMA) biweekly update. A written report was presented to the Commission. Items discussed included tasks completed by Tobias and Floyd, updates on grant applications and upcoming events. Tobias noted 92 vehicles at the July household hazardous waste collection. Floyd reported he will attend the Missouri Community Emergency Response Team Association (MOCERTA) meeting July 20<sup>th</sup> as he took Cassidy Burwick’s seat on the board. It was noted that there are thirty active volunteers that have completed over 2,100 service hours since January 1, 2023. EMA will conduct a “train the trainer” storm preparation training at Old Drum Animal Shelter on July 24<sup>th</sup>. Tobias reviewed an upcoming tabletop training and request to purchase moulage wounds (fake wounds) in bulk for \$667. Tobias reviewed that many volunteers have not experienced serious wounds in real life and are therefore not prepared to respond in emergency situations.

Johnson County 2023 Board of Equalization Hearing

Call to Order: County Clerk Diane Thompson called the Board of Equalization (BOE) to order at 9:00 AM. Attendance – Voting Members: Presiding Commissioner Troy A. Matthews, Eastern Commissioner John Marr, Western Commissioner Charles Kavanaugh, Auditor Chad Davis, Johnson County Citizen Brad Carper Jr. (Real Estate Appraiser) appointed June 30, 2023, Johnson County Citizen Jerry Shreve (Real Estate Broker) appointed June 30, 2023.

Nonvoting Members: County Clerk Diane Thompson, Assessor Mark Reynolds.

Not Present: Voting Member – Surveyor (vacant position due to no elected or appointed County Surveyor at the time of BOE). Thompson established a quorum was present.

Oath: Thompson administered the oath to the BOE members and members signed the oath of office.

Chairperson: Thompson opened the floor for nominations for chairperson. Marr moved and Kavanaugh seconded to appoint Chad Davis as Chairman of the Board. The motion passed unanimously, and Chad Davis was elected by acclamation.

Appeal Hearings: Thompson stated no BOE appeals forms were received by her office. Reynolds indicated that he had a handful of informal appeals but nothing that needed to be brought before the Board. General discussion on various subdivision developments under construction on DD Hwy and Business Hwy 13 South.

Adjournment: At 9:10 AM Shreve motioned and Kavanaugh seconded to close the Board of Equalization due to no action needed to be taken. The motion passed unanimously by voice vote. Chairman Davis closed the Board of Equalization.

The Commissioners reviewed correspondence from Allstate Consultants regarding Bridge 5320013 over East Fork of Post Oak Creek, Soft Match Credit Application and Missouri Department of Transportation (MoDOT) receipt and approval of packet pending. Allstate’s correspondence stated they would follow up with Missouri Department of Transportation regarding February 22, 2022 email.

Commissioner Marr worked on scoring proposed bridge project applications in the Kansas City District (Cass, Clay, Jackson, Johnson, Lafayette, Pettis Platte, Ray and Saline Counties) for consideration by Missouri Department of Transportation (MoDOT) as part of the Regional Bridge Program Committee. It was noted that an in person meeting would be scheduled for July 27, 2023 to select the 2024 bridge projects.

Adjournment was at 4:00 p.m. The next meeting will convene on July 18, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

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**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**

**6<sup>th</sup> Day's Proceedings, 18<sup>th</sup> Day of July 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Enrico Villegas, Warrensburg Assistant City Manager and Danielle Dulin, Warrensburg City Manager for the City of Warrensburg monthly update. Topics included:

- Public Works – road projects and ongoing maintenance of equipment.
- Economic Development – \$5 million appropriation was made by the State for Brady Commerce Phase 2.
- First Responders – three (3) new officers attending the police academy, fire department is fully staffed.
- Budget – comprehensive salary study will be reviewed and put into place for city employee salaries.
- Special Election – Dulin described the challenges encountered with educating the voters: explaining charges for services, how they are calculated, and the bond process. Thompson noted a postcard to all households with at least one eligible voter will be mailed next week, to notify voters of the special election and of the polling place consolidation. Dulin stated the sewer plant upgrades/expansion include the ability to add rural subdivisions (i.e., South Heights, Southern Hills, etc.) with the potential to join Warrensburg’s city sewer services. Dulin noted City Council is considering a mail-in election for future special issues to which the City needs to call an election.

County update: The Commission noted the lawsuit filed with the hopes of reducing easements at Shamrock Business Park, building assessments are to be completed by McClure Engineering, 122 Hout St insurance claim progress; Courthouse heating, ventilation, and air conditioning (HVAC) moving into phase 2 for schematic design and design development. Dulin asked about the County’s future resurfacing plans for SW 101<sup>st</sup> Road that runs by the animal shelter. Commissioner Marr indicated there weren’t any immediate plans.

The Commissioners met with Scott Petersen, Knob Noster City Manager, for their monthly update. Others in attendance: Rebecca Motes, City of Knob Noster Intern; Bruce Uhler, Johnson County Historical Society; Tom Charette, Knob Noster Alderman; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. Topics included:

- Spark! Places of Innovation – Knob Noster was selected to host the “Spark! Places of Innovation,” a traveling exhibition from the Smithsonian’s Museum on Main Street (MoMS) program, which highlights how innovation shaped small towns across the country and examines the diversity, ingenuity and tenacity of rural America. Uhler shared the exhibit would be at the Trails Regional Library Knob Noster Branch December 18, 2023 through January 29, 2024 and Knob Noster will be one of six (6) sites in Missouri to host this exhibit in it’s six (6) year travels. Petersen requested financial assistance from the County to offset costs associated with being a host city (promotional costs, plaques for storefront windows, walking tour flyers); tabled until July 24, 2023.
- Parks Board – Peterson noted land was donated to the City of Knob Noster and the intention is to put a park at that location. Peterson requested permission to put an entrance to the property on State Street/NE 1001<sup>st</sup> Road and the location of the entrance would be on the road given by the Missouri Department of Transportation to the County. The Commission directed Peterson to contact the County Road and Bridge Department regarding the entrance.
- Sanitary Sewer Main and Manhole Evaluation and Lining Project for Infiltration and Inflow (I & I) Reduction – Petersen presented a preliminary cost estimate (total cost of \$378,901.50 includes the \$150,000 of County ARPA funds) and aerial map of the project as prepared by Allstate Consultants LLC. Brantner clarified that the Commission approved a wastewater project and this information provides specificity on the actual scope of work, not a change so no additional action by the Commission is needed.

Commissioners Matthews and Kavanaugh and County Clerk Diane Thompson attended the Missouri Association of Counties Leadership Meeting regarding implementation of Senate Bill 190. Elected officials from across the state attended the Zoom discussion and expressed confusion and frustration over implementation of the bill. Points of discussion included taxpayer eligibility, constitutionality, whether the credit applies to all levies or just the County’s, how the credits would be calculated and what documentation would be required for a taxpayer to qualify. It was noted that additional information sessions are scheduled for August 28<sup>th</sup> via a Zoom meeting and at the Missouri Association of Counties annual conference in November.

Adjournment was at 4:00 p.m. The next meeting will convene on July 20, 2023.

ATTEST: \_\_\_\_\_

Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**7<sup>th</sup> Day's Proceedings, 20<sup>th</sup> Day of July 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners approved a wage continuation for an employee at the Road and Bridge Department.

The Commissioners reviewed and approved accounts payable in the amount of \$167,315.05.

The Commissioners reviewed and approved the following Right of Ways for Spectrum Mid-America, LLC with Sunrise Telecom contracting and work to begin July 20, 2023 and end September 18, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services:

- 2023-182 | SW 461<sup>st</sup> Rd: Plow/Bore 3539 feet, Nearest intersecting Road: SW 850<sup>th</sup> Rd
- 2023-183 | SW 151<sup>st</sup> Rd: Plow/Bore 5138 feet, Nearest intersecting Road: SW 880<sup>th</sup> Rd
- 2023-184 | SW 850<sup>th</sup> Rd: Plow/Bore 4652 feet, Nearest intersecting Road: SW 71<sup>st</sup> Rd
- 2023-185 | SW 71<sup>st</sup> Rd: Plow/Bore 5372 feet, Nearest intersecting Road: SW 910<sup>th</sup> Rd
- 2023-186 | SW 880<sup>th</sup> Rd: Plow/Bore 459 feet, Nearest intersecting Road: SW 71<sup>st</sup> Rd
- 2023-187 | SW 910<sup>th</sup> Rd: Plow/Bore 995 feet, Nearest intersecting Road: SW 71<sup>st</sup> Rd
- 2023-188 | SW 71<sup>st</sup> Rd: Plow/Bore 841 feet, Nearest intersecting Road: SW 910<sup>th</sup> Rd
- 2023-189 | SW 21<sup>st</sup> Rd: Plow/Bore 1090 feet, Nearest intersecting Road: SW State Hwy JJ
- 2023-190 | SW 21<sup>st</sup> Rd: Plow/Bore 5467 feet, Nearest intersecting Road: SW 675<sup>th</sup> Rd and 600<sup>th</sup> Rd
- 2023-191 | SW 675<sup>th</sup> Rd: Plow/Bore 1667 feet, Nearest intersecting Road: SW 21<sup>st</sup> Rd
- 2023-192 | SW 51<sup>st</sup> Rd: Plow/Bore 3968 feet, Nearest intersecting Road: SW 675<sup>th</sup> Rd
- 2023-193 | SW 51<sup>st</sup> Rd: Plow/Bore 3974 feet, Nearest intersecting Road: SW 675<sup>th</sup> Rd and SW 600<sup>th</sup> Rd
- 2023-194 | SW 600<sup>th</sup> Rd: Plow/Bore 4670 feet, Nearest intersecting Road: SW 21<sup>st</sup> Rd and SW 51<sup>st</sup> Rd
- 2023-195 | SW 600<sup>th</sup> Rd: Plow/Bore 2693 feet, Nearest intersecting Road: SW 51<sup>st</sup> Rd and SW 101<sup>st</sup> Rd
- 2023-196 | SW 71<sup>st</sup> Rd: Plow/Bore 841 feet, Nearest intersecting Road: SW 910<sup>th</sup> Rd
- 2023-197 | SW 21<sup>st</sup> Rd: Plow/Bore 1090 feet, Nearest intersecting Road: SW State Hwy JJ
- 2023-198 | SW 21<sup>st</sup> Rd: Plow/Bore 5467 feet, Nearest intersecting Road: SW 675<sup>th</sup> Rd and 600<sup>th</sup> Rd
- 2023-199 | SW 675<sup>th</sup> Rd: Plow/Bore 1667 feet, Nearest intersecting Road: SW 21<sup>st</sup> Rd
- 2023-200 | SW 51<sup>st</sup> Rd: Plow/Bore 3968 feet, Nearest intersecting Road: SW 675<sup>th</sup> Rd
- 2023-201 | SW 51<sup>st</sup> Rd: Plow/Bore 3974 feet, Nearest intersecting Road: SW 675<sup>th</sup> Rd and SW 600<sup>th</sup> Rd
- 2023-202 | SW 600<sup>th</sup> Rd: Plow/Bore 4670 feet, Nearest intersecting Road: SW 21<sup>st</sup> Rd and SW 51<sup>st</sup> Rd
- 2023-203 | SW 600<sup>th</sup> Rd: Plow/Bore 2693 feet, Nearest intersecting Road: SW 51<sup>st</sup> Rd and SW 101<sup>st</sup> Rd
- 2023-204 | SW 101<sup>st</sup> Rd: Plow/Bore 4829 feet, Nearest intersecting Road: SW 600<sup>th</sup> Rd and SW 500<sup>th</sup> Rd
- 2023-205 | SW 500<sup>th</sup> Rd: Plow/Bore 2986 feet, Nearest intersecting Road: SW 101<sup>st</sup> Rd
- 2023-206 | SW 201<sup>st</sup> Rd: Plow/Bore 992 feet, Nearest intersecting Road: SW 500<sup>th</sup> Rd
- 2023-207 | SW 201<sup>st</sup> Rd: Plow/Bore 3771 feet, Nearest intersecting Road: SW 600<sup>th</sup> Rd
- 2023-208 | SW 600<sup>th</sup> Rd: Plow/Bore 1183 feet, Nearest intersecting Road: SW 625<sup>th</sup> Rd
- 2023-209 | SW 600<sup>th</sup> Rd: Plow/Bore 1283 feet, Nearest intersecting Road: SW 625<sup>th</sup> Rd and SW 201<sup>st</sup> Rd
- 2023-210 | SW 600<sup>th</sup> Rd: Plow/Bore 2714 feet, Nearest intersecting Road: SW 201<sup>st</sup> Rd
- 2023-211 | SW 600<sup>th</sup> Rd: Plow/Bore 2979 feet, Nearest intersecting Road: SW 301<sup>st</sup> Rd
- 2023-212 | SW 301<sup>st</sup> Rd: Plow/Bore 2623 feet, Nearest intersecting Road: SW 600<sup>th</sup> Rd
- 2023-213 | SW 301<sup>st</sup> Rd: Plow/Bore 702 feet, Nearest intersecting Road: Private Road

The Commissioners met with Jackie Hawes, Trails Regional Library (TRL) Director and Goldie Edwards, TRL board member regarding appointments to the Trails Regional Library Board. Edwards thanked the Commission for appointing her to the board. Edwards stated the TRL Board reviewed all the applications' experience and goals for the TRL. Current TRL Board intent is to appoint people with finance, leadership and group participation experience. Edwards stated the TRL Board nominates Michelle Amos and Daniel Brigman for the Commission's consideration. Commissioner Marr noted his preference to see broad representation that covers a majority of the County and asked about applicants. Brigman has ties to Knob Noster, two members reside in the Holden area and two in the Warrensburg area. Commissioner Kavanaugh moved and Commissioner Marr seconded to accept the recommendation of the Board and appoint Amos and Brigman to the board. The motion passed unanimously.

Appointment: Trails Regional Library Board of Trustees, Michelle L. Amos  
WHEREAS, the Johnson County Commission appointed Scotty Walker to the Trails Regional Library Board of Trustees, the term was effective July 1, 2019 and to expire June 30, 2023; and, WHEREAS, Mr. Walker was no longer eligible to serve on the Trails Regional Library Board; and, WHEREAS, the Trails Regional Library requested applicants to complete and submit an application to the Trails Regional Library Board of Trustees, and WHEREAS, the Trails Regional Library Board of Trustees received twelve (12) applications, and WHEREAS, having reviewed the applications, the Trails Regional Library Board of Trustees nominated Michelle L. Amos at 307 South Warren Street, Warrensburg, Missouri 64093 at the July 19, 2023 Trails Regional Library Board of Trustees meeting; and, NOW, THEREFORE, after careful consideration of the applications received and the recommendation of the Trails Regional Library Board of Trustees, the Johnson County Commission hereby appoints, pursuant to 182.640.2 RSMo., Michelle L. Amos at 307 South Warren Street, Warrensburg MO, to serve on the Trails Regional Library Board of Trustees. The term shall become effective July 20, 2023 and expire June 30, 2026. FURTHERMORE, Ms. Amos will be eligible to serve as a Trustee one (1) additional term as stated in the Trail Regional Library Board of Trustees Bylaws if so desired and if approved by the Johnson County Commission.

Appointment: Trails Regional Library Board of Trustees, Daniel Brigman

WHEREAS, the Johnson County Commission appointed Judy Wolter to the Trails Regional Library Board of Trustees, the term was effective July 1, 2019 and to expire June 30, 2023; and, WHEREAS, Ms. Wolter was no longer eligible to serve on the Trails Regional Library Board; and, WHEREAS, the Trails Regional Library requested applicants to complete and submit an application to the Trails Regional Library Board of Trustees, and WHEREAS, the Trails Regional Library Board of Trustees received twelve (12) applications, and WHEREAS, having reviewed the applications, the Trails Regional Library Board of Trustees nominated Daniel Brigman at 713 Shamrock Lane, Warrensburg, Missouri 64093 at the July 19, 2023 Trails Regional Library Board of Trustees meeting; and, NOW, THEREFORE, after careful consideration of the applications received and the recommendation of the Trails Regional Library Board of Trustees, the Johnson County Commission hereby appoints, pursuant to 182.640.2 RSMo., Daniel Brigman at 713 Shamrock Lane, Warrensburg, MO, to serve on the Trails Regional Library Board of Trustees. The term shall become effective July 20, 2023 and expire June 30, 2026. FURTHERMORE, Mr. Brigman will be eligible to serve as a Trustee one (1) additional term as stated in the Trail Regional Library Board of Trustees Bylaws if so desired and if approved by the Johnson County Commission.

Hawes stated Warrensburg branch improvements were completed and members of the homeless population spend time in the library on a daily basis. Hawes stated were rumors of TRL branch closures, but those rumors are not true and have been defused.

The Commissioners discussed that the next Warrensburg Animal Rescue (WAR) meeting was tonight. The Commissioners reviewed the Warrensburg Animal Rescue (WAR) County Appointed Board Member has been on the website since June 26, 2023 and no applications had been received. County Clerk Diane Thompson stated her willingness to fill the vacancy but also happy to resign, should another qualified applicant applies in the future. Thompson presented her application and signed expectations for the Commission's review and consideration.

Having considered the application, Commissioner Kavanaugh motioned and Commissioner Marr seconded to appoint Diane Thompson as the County Appointed Warrensburg Animal Rescue Board Member.

Appointment: Warrensburg Animal Rescue Board Member – Diane Thompson

WHEREAS, The Johnson County Commission entered into the 2023 Animal Shelter Operations Cooperative Agreement with Warrensburg Animal Rescue (WAR) to provide animal shelter services for Johnson County residents; and, WHEREAS, the 2023 Animal Shelter Operations Cooperative Agreement states:

*Contractor agrees that County shall be entitled to select an individual for appointment to the Board of Directors as a voting member ("County Board Member"). The Member shall have all rights and responsibilities of any board member. Contractor agrees to amend its by-laws and take all other necessary and appropriate actions required in order to effectuate the purposes and intent of this paragraph. Contractor shall have the right to notify the County in writing of material concerns regarding the County Board Member based upon reasonable cause and circumstances. The Contractor Bylaws are attached hereto as Exhibit J. The parties understand and agree that the County Board Member will not be appointed until the next vacancy in the Board of Contractor occurs. Until such time that a vacancy exists, the parties understand and agree that County shall be entitled to appoint an individual to the Board of Directors as an ex-officio, nonvoting member ("Ex-Officio Member"). The Ex-Officio Member shall have the right to receive all notices and agendas of meetings of Contractor, shall have the right to attend and participate in all meetings of the Board, whether open or closed, shall have the same right of access to all records and documents of Contractor, shall have the right to report any such relevant information to the County, and shall have all rights and privileges of a member of the Board except as specifically limited in this paragraph. The County Board Member or Ex-Officio Member shall not be entitled to participate in any closed meeting of the Board solely with respect to the negotiation of this Agreement or any amendments to it or any dispute between Contractor and the County regarding the interpretation, enforcement, or performance of the duties and obligations of the parties to this Agreement, and further provided that County Board Member or Ex-Officio Member shall not be entitled to participate in closed meetings of the Board regarding discussions and decisions made in anticipation of litigation at closed meetings where legal counsel for the Board is present at the closed meeting, however, after the closed meeting, Contractor shall provide the County with a written report disclosing the outcome of the closed meeting discussion.*

WHEREAS, a vacancy currently exists on the Warrensburg Animal Rescue Board; and, WHEREAS, Diane Thompson, 413 E Gay Street, Warrensburg, Missouri has expressed interest to serve as the appointed member, completed the application, signed the expectations, and if appointed, stated she will meet the requirements to hold the position; and, NOW THEREFORE, The Johnson County Commission appoints Diane Thompson, 413 E Gay Street, Warrensburg, Missouri to serve as the Johnson County appointed member for Warrensburg Animal Rescue Board. The term will be effective immediately and expire December 31, 2023. FURTHERMORE, Ms. Thompson will be eligible to serve additional terms as defined by the Commission's expectations if so desired and if approved by the Johnson County Commission.

The Commissioners hosted the Johnson County American Rescue Plan Act (ARPA) Open Session. Also present: Diane Thompson, County Clerk; Heather Reynolds, County Treasurer; Tracy Brantner, Johnson County Economic Development Corporation Executive Director; Enrico Villegas, Warrensburg Assistant City Manager; Ray Briscoe, Holden City Mayor; Joe Bright, resident of Public Water Supply District (PWSD) #1 of Pettis, Johnson and Saline Counties. Brantner reviewed the quarterly updates on reporting guidance for April and July, 2023. Brantner reviewed the five (5) Johnson County ARPA water resource projects with funding earmarked: Leeton (drinking water), Centerview (drinking water), PWSD #3 (drinking water), Knob Noster (wastewater), Holden (wastewater). Holden City is under a stricter timeline from the Department of Natural Resources to resolve certain issues. Brantner does not expect reimbursement requests for any of the projects until the end of 2023 or beginning of 2024. Reynolds is working on a spreadsheet to track payments to entities.



(CONTINUED FROM PAGE 140) **RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**7<sup>th</sup> Day's Proceedings, 20<sup>th</sup> Day of July 2023**

Villegas reviewed the Market Street Corridor Project that includes street and sewer improvements from Chestnut to Maynard Streets with the total cost of the project is projected at \$1.7 million. Villegas noted that the City of Warrensburg seeks to enter into an intergovernmental agreement with the County for \$70,000 to assist with the project to help cover expenses associated with improvements to Maynard Street directly adjacent to the Courthouse and Justice Center. Brantner noted this project is located in a Qualified Census Tract which would make it eligible for ARPA funds. Bright inquired about any progress with PWSD #1 of Pettis, Johnson and Saline Counties. Bright noted that property owners on Hwy 23 paid funds in the amount of \$11,000 to the Water District that the District is holding for expansion that has not happened. Matthews noted he has reviewed the Water District's financial records back to 2016 and they do not have any extra funds beyond keeping up with what they have right now. Brantner noted a true engineer report would cost close to \$50,000 with the total cost of the project nearing \$400,000. The Water District has no bonding capacity and no capital improvement funds. Another possible option would be for the property owners that are not being served to be annexed into a neighboring water district.

Opioid Settlements: Reynolds stated the County entered into lawsuits for Opioid Settlements with some settlements in lump sums and others paid out over several years. Thompson stated that budgeting the revenue line for the settlement funds will be a "best guess" estimate that may need to be amended at the end of each year. Thompson also noted that the county will still need guidance on how those funds can be spent. Reynolds stated that National Association of Counties (NACO) is asking for 1% of ARPA Local Assistance and Tribal Consistency Fund (LATCF) funds. Reynolds believes the request is being made to the States' funds but was not sure if NACO was now asking for funds from the counties. It was noted that Johnson County did not receive any LATCF funds.

Commissioner Marr attended the Transportation Advisory Council (TAC), at the Concordia Community Center.

Adjournment was at 4:00 p.m. The next meeting will convene on July 24, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**8<sup>th</sup> Day's Proceedings, 24<sup>th</sup> Day of July 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Mitch Marquess for the Maintenance Update; discussion included:

Backflow – Marquess noted challenges acquiring all of the County backflow paperwork; three or four units with no information, missing reports, incorrect address, and incorrect serial numbers. Marquess stated the 135 E Market alleyway was partially paved last year by the Johnson County Road and Bridge Department which covered backflow valves. Marquess noted there is a ¼ inch backflow in courthouse for the boiler.

Justice Center Generator – Marquess stated that to his knowledge, there has not been an inspection on the generator since he has worked here (almost five years). Marquess has been periodically checking the generator's fluids and noted the system runs a test the last Wednesday of each month for 45 minutes, which has not had any problems to date but it does not seem to be an automatic switchover. Marquess stated the generator runs the hallway lights but it is unknown if other things are supported by the generator. Marquess stated the Caterpillar generator came from Dean's Machinery, which was bought by Foley.

**Original Package Liquor, Sunday Original Package and Original Package Tasting Liquor Licenses**

**Hwy K Retail LLC** d/b/a Hwy K Retail, 1113 NE US Hwy 50, Knob Noster, MO requested and was granted licenses to sell liquor in the original package weekdays, Sundays and original package tasting. The licenses shall expire June 30, 2024.

**Retail Liquor by Drink Caterer Liquor License**

**Embrace The Grape LLC** d/b/a Embrace the Grape, 435 Nichols Rd, Ste 200, Kansas City MO requested and was granted license to sell retail liquor by drink caterer for 1 day at a temporary stand located in the Milestones Bard, 380 NW Business 13 Highway, Warrensburg MO. The license shall expire July 19, 2023.

The Commissioners individually reviewed and approved previous minutes.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the \$1,250.00 Contribution to the City of Knob Noster for Smithsonian’s Museum on Main Street Spark! Places of Innovation Host City Expenses. Motion approved unanimously.

WHEREAS, the Smithsonian Institution Traveling Exhibition Service | Smithsonian Affiliations (SITES | Affiliations) strengthens connections between the Smithsonian and museum and cultural organizations—and their communities and audiences everywhere—inspiring a deeper understanding of our world and how it can be changed for the better; and WHEREAS, the Museum on Main Street (MoMS) is part of the Smithsonian Institution Traveling Exhibition Service providing access to the Smithsonian for small-town America through museum exhibitions, research, educational resources, and programming; and WHEREAS, Spark! Places of Innovation explores the unique combination of places, people, and circumstances that sparks innovation and invention in rural communities. Inspired by an exhibition by the Smithsonian’s Lemelson Center for the Study of Invention and Innovation, the exhibition features stories gathered from diverse communities across the nation. Photographs, engaging interactives, objects, videos, and digital stories bring a multilayered experience to reveal the leaders, challenges, successes, and future of innovation in each town. Technical, social, cultural, or artistic– every sort of innovation story is as unique as each community and will be represented in Spark! Places of Innovation. WHEREAS, the City of Knob Noster was selected as one of the six (6) cities in Missouri to host the “Spark! Places of Innovation,” a traveling exhibition from the Smithsonian’s Museum on Main Street (MoMS) program, which highlights how innovation shaped small towns across the country and examines the diversity, ingenuity and tenacity of rural America. host the traveling exhibit; and WHEREAS, the exhibit will be available for viewing at the Trails Regional Library Knob Noster Branch December 18, 2023 through January 29, 2024, and WHEREAS, the City of Knob Noster has requested financial assistance to offset the cost associated with being a host city; and NOW, THEREFORE, the Johnson County Commission hereby authorizes the County Auditor to make a payment of \$1,250.00 from General Revenue – Miscellaneous Expense (001-081-57410) to the City of Knob Noster, Missouri.

The Commissioners met with Diane Thompson, County Clerk and County Representative on the Warrensburg Animal Rescue (WAR) Board, regarding the July 20, 2023 WAR Board Meeting. Thompson stated her goal for this first meeting was just to observe and refrain from too much participation. Thompson reviewed the board was given a detailed report of operations and facility at the meeting with a note made of the balances in bank accounts (financial reports emailed to the board prior). Thompson noted there was concern about getting the animals spayed; Commissioner Marr asked about the two (2) contracted veterinarians. Thompson noted over \$30,000 is in the fundraising account but no designated funds identified on the balance sheet. Thompson noted the September 14, 2022 Jordan’s Way Fundraiser (over \$7,500) for dog beds and those beds have not been purchased at this time because WAR is waiting for direction from the State as to which beds are allowable.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the EV2679 Contract Renewal #4 Housing Kansas City Prisoners at Johnson County, Missouri Sheriff’s Detention Center for a period of May 1, 2023-April 30, 2024. Motion approved unanimously.

The Commissioners received correspondence dated June 28, 2023 from Paula Gallup, 686 SE 650<sup>th</sup> Road, Knob Noster MO requesting a reimbursement of \$507.85 from veterinarian bills due to her dog being allegedly injured by encountering a damaged culvert; images of the roadway and culvert were enclosed.

Received plans for Weatherstone Villas Subdivision (SW 145<sup>th</sup> Road); discussion tabled until August 1, 2023.

The Commissioners received correspondence from Pioneer Trails that the 2023 Johnson County Hazard Mitigation Plan has been approved by the State Emergency Management Agency and Federal Emergency Management Agency (FEMA); the plan’s expiration date is July 19, 2028. It was noted that because the County participated in participated in the plans development have now met one of the requirements to be eligible to receive FEMA mitigation grants from the following programs:

- Hazard Mitigation Grant Program (HMGP)
- HMGP Post-Fire
- Building Resilient Infrastructure and Communities
- Flood Mitigation Assistance

Adjournment was at 4:00 p.m. The next meeting will convene on July 25, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**9<sup>th</sup> Day's Proceedings, 25<sup>th</sup> Day of July 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Bryan Jacobs, Warrensburg Animal Rescue (WAR) President and Bobbi Yeo, Old Drum Animal Shelter (ODAS) regarding the Animal Shelter Monthly Update; also present: County Clerk Diane Thompson.

**Veterinarian Status** – Yeo reported ODAS's Veterinarian of Record (Dr. Kuecker) shelter vet is still coming Mondays and Thursdays to provide medical care to animals overseen by ODAS; the parvo and respiratory issues seem to be resolved. Yeo reported challenges with scheduling the spay and neuter veterinarian (Dr. Constantine) due to her own practice, responsibilities, and farming. Yeo noted there is specific training, skills, and staffing needed to perform large quantity spay and neuters in one day. Yeo stated there are typically 10-12 animals spayed or neutered each week with 101 animals backlogged to be spayed or neutered. Yeo noted that some animals are not able to have surgery due to their current medical issues but approximately 80 are ready and waiting. Yeo stated there are currently 204 animals in care with 110 under a year old so staff is working with individuals interested in adopting animals to be a foster until the animal can be spayed or neutered and officially adopted. Yeo noted Lifetime Animal Center opened some appointments for spay and neuter but those are more costly than what was available through Dr. Constantine and Sedalia Spay and Neuter. Commissioner Kavanaugh noted Clinton and Windsor have veterinarian clinics that could be considered.

**Adoptions** – Yeo reported five (5) cats were adopted from Swisher's event. Commissioner Kavanaugh stated that adoption fees should be reduced so the shelter can stop turning people away. Yeo stated that now that the agreement is signed, and staffing is full the intent is to have marketing and low-cost adoption events scheduled to increase adoption efforts. Jacobs stated there is concern about having too low of cost that could encourage nefarious adoptions.

**Rabies** – Yeo noted she communicated with local law enforcement agencies and Johnson County Community Health Services (JCCHS) regarding proper quarantine protocols for dog bites to a third party. Yeo believes that under state law, the animal must be quarantined at the shelter or at a licensed veterinarian office if the owner cannot produce proof of rabies vaccination. Yeo stated she got conflicting information from JCCHS staff so she plans to do more research. Yeo stated she will inform all agencies with the correct information so that are of the same understanding for proper protocol.

**Hoarding** – Yeo noted ODAS was contacted again by the Sheriff's office (Deputy Foster) and residents about an animal hording situation with Jackie Lutz at 218 SW Business 13, Warrensburg. Yeo noted that 28 dogs were voluntarily surrendered from Lutz in December 2022, with approximately 30 animals remaining on the property. Yeo stated law enforcement did not want to charge Lutz for any crimes in December, so the only animals given in December were the ones Lutz surrendered and no charges were pressed. Yeo noted ODAS is full, as well as most surrounding shelters. Yeo also noted that without any consequences to Lutz, Lutz will likely continue to repeat the offenses again and again, just to use the county services over and over to clean up her mess. Yeo stated the Humane Society of the United States is willing to assist with the removal of animals if the Sheriff's Office will enter a memorandum of understanding which would require charges to be filed against Lutz. Yeo stated it is possible Lutz has a hobby license, and if so, should trigger an annual inspection by the Department of Agriculture. Yeo noted that after the December 2022 incident, the Human Society of Missouri assigned an inspector who worked on a compliance order with Lutz. Yeo stated Deputy Foster is no longer given access to the property, so unless observers are willing to work with law enforcement (providing concrete evidence or pictures) or fill out the Operation Bark Alert form online, no action is likely to take place regarding the situation.

**Facility Report** – Yeo noted the expressed confusion from patrons with the City of Warrensburg's signage on the building and the Board's desire to see the sign removed or resigned to say ODAS. Yeo has contacted Enrico Villegas, Warrensburg Assistant City Manager regarding the sign but had no response. Yeo reported the concrete sealing was completed, as required by the Missouri Department Agriculture, Division of Animal (DOA) Health Inspection Report discussed on May 23, 2023. Yeo noted DOA was notified of the completed tasks and a follow-up inspection is expected. Yeo stated the washer and dryer need to be replaced and one set budgeted. Yeo stated a second washer and dryer would be ideal due to excessive use.

**2022 Financial Review** – Yeo noted working with Cara Duchesne from Bernard Tax and Bookkeeping for the county requested 2022 financial review. Yeo asked for clarification regarding "Obtain a listing of 2022 receipts, and trace five selected items from this listing to the bank statement where cleared" if it is following cash received or expenditure? Thompson thought it would be following cash received. Yeo stated she agreed but would clarify that with Duchesne.

**Fundraising** – Yeo noted the upcoming fundraising events at IHOP and Culver's. Jacobs noted the September 14, 2022 Jordan's Way Fundraiser for Kuranda raised dog beds funds of approximately \$6,000 are unspent at this time. Yeo will confirm DOA approved beds.

**2023 Budget** – Yeo noted that the next budget will be broken out with fundraising with respective expenses separated from general revenue and operating expenses.

**Warrensburg Lease** – Jacobs stated there were no changes to the 2023 lease and the lease was given to the City on July 25, 2023 for consideration and approval of the City Council.

*RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT 9<sup>th</sup> Day's Proceedings, 25<sup>th</sup> Day of July 2023 is continued on page 144*

The transfer of funds for payroll of County Officials and employees for the period July 8, 2023 through July 21, 2023 was approved from County funds in the following amounts: County Revenue: \$64,752.53; Road and Bridge Department: \$43,558.30; Assessment: \$16,490.46; Bridge Construction: \$25,655.68; Juvenile Officers: \$4,994.28; Prosecuting Attorney: \$28,256.75; MoSMART Sal Supplement: \$415.35; Recovery Court – SAMHSA Grant: \$0.00; Commission Administrative: \$0.00; Sheriff: \$70,631.28; Jail: \$74,546.83; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$345,250.78.

The Commissioners discussed Johnson County's participation in Missouri Department of Transportation 2024 fiscal year County Aid Road Trust (CART). The Commissioners signed a request for an agreement renewal of the CART program for maintenance of roadways in Johnson County that are adjacent to conservation land (J. N. Turkey Kearn Memorial Wildlife Area) for fiscal year 2024 (begins July 1, 2023, and ends June 30, 2024).

The Commissioners met with Jimmy Tye, Road and Bridge Supervisor to discuss Right of Way Procedures; also present: Jennifer Powers, County Clerk Chief Deputy.

Driveway or Field Entrances – Tye asked if there was a reason to require driveways or field entrances applications. Commissioner Kavanaugh asked if there is already a log of approved driveways or field entrances intersecting a county road. Tye stated there was not such a log. Commissioner Kavanaugh noted this could be a way to track or show what was approved or not. Commissioner Matthews stated the application could approve drainage, location, line of sight, and installation. Commissioner Marr noted that if application is not approved then if the property owner installs the entrance themselves, there would be a way to recoup costs for improperly installed culverts. Tye stated he needs written standards, so staff know what is allowable because right now, without requiring an engineer's stamp on a plan, staff is just making their best estimate and that is a lot of responsibility to put on an employee with no engineering training. The group discussed that \$100 application fee for driveway or field entrance would not be well received; the Commissioners decided there would be no fee for a driveway or field entrance application.

Denials of Application – Tye recommended that ten percent (10%) of a projects expense may be easily reached and if utility line was installed inside of or directly touching a culvert pipe instead of digging through rock, that does not seem reasonable; legal counsel may need to clarification.

The Commissioners met with Jimmy Tye, Road and Bridge Supervisor for a Road and Bridge Update; also present: Jennifer Powers, County Clerk Chief Deputy.

Mowing: Tye reported that staff are mowing Business 13 Highway (city limits to north roundabout) with a mower, then will come in with the boom mower, and possibly rent a skid steer mower. Once the north section is finished, they intend to mow the south section to the roundabout. Tye reported mowing is completed from Rose Hill to Kingsville and Kingsville to county limit; and now mowers will move east. Tye stated one fiber box was hit by mowers.

Hard Surface Roads: Tye reported crews are cold mix patching on NW 1601<sup>st</sup> Road, then will do a single layer of chip and seal. Tye stated NW 1501<sup>st</sup> Road is completed; and crews are finishing base one application on NW 1891<sup>st</sup> Road. The group discussed a resident's request for the county to make NW 700<sup>th</sup> Road (from OO Highway to 13 Highway) a hard surface road.

Gallup Damage: Tye was shown the correspondence from Paula Gallup received July 24, 2023 regarding injuries her dog allegedly received from a nearby culvert. Tye stated he would have staff observe the site to see if it is a county-maintained culvert and then determine if the county would replace the culvert.

Jeff Terry Vehicle Damage on 200<sup>th</sup> Road: Tye stated that if there was an issue, he would have liked to have been notified when Terry noticed the problem. Tye stated Terry went through the entrance with an empty load and knew the circumstances of the entrance but could have contacted the County or gone out the other way but chose to take the path with potential damage.

SW 475<sup>th</sup> road west off F Highway: Tye noted challenges for longer vehicles to keep traction traveling from F Highway onto SW 475<sup>th</sup> Road due to the hill's incline. Tye noted Tom Craig was willing to have the county do what needed to be done to make the road more travelable. Discussion included potential solutions: cut the hill down, push some of the trees down off the south side to increase sunlight to the road; it was noted there could be issues with the waterline if too much ground was moved.

Global Positioning System (GPS): Tye stated the GPS (GoTrack) system, began use in March 2012, is installed on most equipment (motor graders, tractors, pickups, dump trucks, etc. but not in distributors, or rollers) is a very valuable since it tracks where staff have been, it is easier to track what has been completed.

13 Highway Repairs: Powers noted the Missouri Department of Transportation is scheduled to repair pavement on 13 Highway between OO Highway and the Lafayette County line this week. Commissioner Marr reported from the Transportation Advisory Council that the 13 Highway Lane Expansion project is delayed until 2026, which is likely why repairs are being done.

Meadow Creek: Tye reviewed that the culvert is still not installed.

Tye noted Daniel Spies and Jeff Terry has requested the roads in Residences at Bryson Lake Subdivision (SE 361<sup>st</sup> Road, SE 95<sup>th</sup> Road, SE 381<sup>st</sup> Road, SE 85<sup>th</sup> Road, SE 351<sup>st</sup> Road, SE 70<sup>th</sup> Road), to be accepted and maintained by the County, specifically for snow removal. Tye noted the concrete roads are wider than county specifications to allow for parking with curbs, gutters and underground storm drainage. Tye stated the cul-de-sacs are not to specifications or big enough for equipment to turn around. Tye asked if there was an advantage to the county accepting additional subdivision roads? Commissioner Matthews noted the tax benefit of additional development. Commissioner Marr highlighted past issues with Mr. Spies concerning the construction of his own house, filling ditches, and installing water irrigation within one (1) foot of the road surface. Despite Spies' assurance to provide a written document exempting the county from any liability in case of damage, he failed to follow through on this commitment. Commissioner Marr noted concerns that the property owners may be expecting snow removal services as would be contracted with a snow removal company, specifically since the driveways and mailboxes are located closely together. Commissioner Marr noted that if the Commission agreed to accept the roads, no salt products would be used and this would be more of a snow pushing, not snow removal. Discussion tabled until August 3, 2023.

(CONTINUED FROM PAGE 144) **RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**9<sup>th</sup> Day's Proceedings, 25<sup>th</sup> Day of July 2023**

**Retail Liquor by Drink Resort and Sunday by Drink Licenses**

Mule Kicker BBQ of Warrensburg LLC d/b/a Mulekicker BBQ, 630 E Young Ave, Warrensburg MO requested and was granted license to sell retail liquor by drink resort on weekdays and Sundays. The licenses shall expire June 30, 2024.

Commissioner Kavanaugh attended the University of Missouri Extension Council at 135 W Market, Warrensburg although a quorum was not present so the meeting was not held.

Adjournment was at 4:00 p.m. The next meeting will convene on July 27, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk  
Troy A. Matthews, Presiding Commissioner  
\_\_\_\_\_  
John L. Marr, Eastern Commissioner  
\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**10<sup>th</sup> Day's Proceedings, 27<sup>th</sup> Day of July 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Marr travelled to Lee's Summit for part of his responsibilities as the Johnson County Representative for the Missouri Department of Transportation Regional Bridge Committee.

Commissioner Matthews and Commissioner Kavanaugh reviewed and approved accounts payable in the amount of \$217,578.49.

The Commissioners received monthly fees collected report from Prosecuting Attorney, Robert Russell for June 2023 totaling \$4,285.00 which was deposited with the Treasurer.

Commissioner Matthews and Commissioner Kavanaugh met with Tracy Brantner for the Johnson County Economic Development Corporation Monthly Update.

**Procurement Assistance**

1. Courthouse East and West Courthouse Entrances – now combined with Courthouse HVAC
2. Courthouse Heating, Ventilation, and Air Conditioning (HVAC) – Phase 2
3. Justice Center Security and Lighting – may be revisited by McClure Engineering
4. Detention Center Insulation
5. Detention Center Security Control Systems – installation in process
6. Detention Center Fencing – complete
7. Detention Center Wastewater Maintenance Contract Renewal – assigned to McClure Engineering
8. County Building Systems
9. On-Call HVAC
10. County Wide Broadband Assessment and Workplan –
11. Shamrock Business Park Blanket Easement – in process
12. ARPA Policies and Procedures Discussions – in process | Brantner asked about the Commission's desire to keep the open meeting monthly appointment, since many times there has been no information to be shared at the meeting.
13. Update Right of Way Procedures and Policies – in process

Brantner reviewed the JCEDC staff report. Brantner noted the Warrensburg Region is to receive \$5.85 million for economic development by Governor Parson's signing of House Bill 19.416 with anticipated use of developing infrastructure (extending utilities eastward) for Brady Commerce. Brantner stated Brady Commerce Park is still owned by Vicky Brady and any property sold would be paid to Brady. Discussion included that very few childcare providers in Johnson County accept the Missouri Child Care Subsidy (state paid portion for families meeting financial requirements) but payments are expected to increase in August-September 2023 so now it may be more feasible for childcare providers to accept the subsidy payments. Brantner thanked the Commission for the county's contribution to the chairs and noted the improvement has already been noticed by conference meeting attendees.

Brantner reviewed JCEDC invoices:

- 50% Chair reimbursement \$1,550.00
- 2023 2<sup>nd</sup> Quarter Contract for Services \$6,250.00
- 2023 2<sup>nd</sup> Quarter Support Staff \$11,096.88 (Brantner noted that JCEDC board has approved a 5% raise for Support Staff)

(CONTINUED FROM PAGE 145) **RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**10<sup>th</sup> Day's Proceedings, 27<sup>th</sup> Day of July 2023**

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The Commissioners discussed Pioneer Trails Regional Planning Commission Board of Directors, Johnson County Private Sector Representative vacancy and Kit Lindsay’s willingness to serve; including Lindsay’s residence in Johnson County and business ownership in Pettis County making him eligible for the role. It was noted that the appointment is made by the Presiding Commissioner, not the Commission as a whole. Presiding Commissioner Matthews determined to appoint Kit Lindsay to the Pioneer Trails Regional Planning Commission Board of Directors, Johnson County Private Sector Representative. WHEREAS, the Johnson County Private Sector Representative is vacant; and, WHEREAS, Kit Lindsay, 239 NW 41st Road, Warrensburg, Johnson County, Missouri 64093, expressed interest and willingness to serve as the Johnson County Private Sector Representative; and, WHEREAS, Lindsay stated he has met the qualifications for membership as identified in the Bylaws for Pioneer Trails Regional Planning Commission Board of Directors for the Johnson County Private Sector Representative; and, NOW THEREFORE, The Johnson County Presiding Commissioner appoints Kit Lindsay, 239 NW 41st Road Warrensburg, Johnson County, Missouri 64093 to fill the Pioneer Trails Regional Planning Commission Board of Directors for the Johnson County Private Sector Representative vacancy. The term will be effective starting August 1, 2023 and expire July 31, 2025.

The Commissioners discussed Sheriff Scott Munsterman’s July 26, 2023 correspondence, including images: *Foley brought out the Stator Motor to put on the Generator today. Dennis Boling was also on site to complete the disconnect and reconnect. When Foley Technician took the Stator Motor out of the box he discovered that it was damaged in shipping. He has contacted the shop in Oklahoma who re-wound the motor and they agreed to repair it. This will take another two weeks. I communicated with him that this additional expense (generator rental) was not from our doing and this needed to be addressed with his management team. I spelled out not only is this additional rental days for the generator but there is also more than likely going to be a service call for the electrician. I asked that they have correspondence with us through emails to get this issue resolved. See attached pictures for details.*

**Retail Liquor Sunday by Drink Liquor Licenses**

**Alley Cats Entertainment, LLC** d/b/a Alley Cats Entertainment, LLC, 822 S. Maguire St., Warrensburg MO requested and was granted license to sell liquor by the drink on Sundays. The license shall expire June 30, 2024.

**Retail Liquor by Drink Resort Temporary Liquor License**

**Alley Cats Entertainment, LLC** d/b/a Alley Cats Entertainment, LLC, 822 S. Maguire St., Warrensburg MO requested and was granted temporary license to sell retail liquor by drink for 90 days. The license shall expire September 12, 2023.

Commissioner Matthews attended the Johnson County Economic Development Corporation Board of Directors in the third-floor conference room.

Adjournment was at 4:00 p.m. The next meeting will convene on July 31, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT  
11<sup>th</sup> Day's Proceedings, 31<sup>st</sup> Day of July 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Darrin Tobias, Deputy Director, for the Emergency Management Agency (EMA) update; also present: Jennifer Powers, County Clerk Chief Deputy. Tobias stated EMA interns are almost finished and they did a good job. Tobias hopes that the University of Central Missouri (UCM) will continue to send interns to EMA. Tobias reported 16 volunteers attended the barbeque, which was lower attendance than expected, but the group did some team building activities and it was overall a good event. Tobias stated the Rapid Tag Printer was delivered for maintenance with the print head, board and cord repairs costing \$610. Tobias reviewed that this printer is mainly used to print specific tags that are created/needed for individual incident events to show access to specific areas and information. Tobias stated that identification tag would be helpful in the event of a larger event, like the active shooter event that occurred at the Western Missouri Medical Center. Tobias reviewed that a new printer would need to be requested in next year's grant funding. Tobias reviewed that the Command Center Trailer has been cleaned and inspected. Tobias reported that a 80K generator load test was completed on July 21, 2023 and the generator passed after repairing the cover. Tobias stated EMA internet was out for three (3) days due to accounts being merged and payments not being applied properly. Zachary Thorp, although not employed by the County at the time, is back on the Community Emergency Response Team (CERT). Tobias stated Midwest Recycling Center will be picking up the electronic waste tomorrow and it is much needed. Tobias reported he will be attending a SLACK workshop, which could be used instead of National Westher Service (NWS) Chat as an Instant Messaging program utilized to share critical warning decision expertise and other types of significant weather information essential to the NWS's mission of saving lives and property.

Deputy Director Vacant Position – Tobias reviewed that the vacant lack of a second deputy has caused delays completing the required work and staff's time is spent responding instead of being proactive. Tobias reviewed that even with overtime by Floyd, all responsibilities are not able to be completed. The Commissioners stated that some of the responsibilities may not be necessary and Tobias should review what is essential for the office to operate and limit activities to only those tasks as the Commission was not authorizing Tobias to hire a second deputy director at this time.

The Commissioners met with Mary Lutjen for the Custodial Update. Lutjen stated that staff seem to be doing their jobs well. Commissioner Kavanaugh stated that one of the air conditioning units is out of service.

**Original Package Liquor and Sunday Original Package Liquor Licenses**

AAH Petroleum LLC d/b/a Speed Stop, 312 N Maguire St, Warrensburg, MO requested and was granted licenses to sell liquor in the original package weekdays and Sundays. The licenses shall expire June 30, 2024.

The Commissioners individually reviewed and approved the previous minutes.

The Commissioners discussed correspondence from Lance Nielson-Konzen regarding needed road repairs to in Indian Point Subdivision (chip and sealed in 2022 by Johnson County Road and Bridge Department). Nielson-Konzen reported a large pothole at the top of the hill when entering the subdivision as well as subdivision entrance, and SE 141<sup>st</sup> Road and SE 225<sup>th</sup> Road intersection. The Commissioners requested Jimmy Tye, Road and Bridge Department Supervisor, check on the road conditions.

The Commissioners reviewed and discussed email conversations between property owners along NW 1891<sup>st</sup> Road (Kiowa Hills and Cherokee Hills) regarding the 2023 chip and seal project. The Commissioners reviewed:

- April 6, 2023 Commission Order
- April 17, 2023 recorded road association
- April 28, 2023 payment of chip and seal funds and submittal of Escrow Account Application
- May 1, 2023 acceptance of Escrow Account Application

The Commissioners requested Jimmy Tye, Road and Bridge Supervisor, contact Lisa and Dale Schwerzler to review the process completed thus far and confirm the county will not put liens on property for chip and seal projects. Tye informed the Commission that approximately half of the construction was completed for the NW 1891<sup>st</sup> Road chip and seal project.

Adjournment was at 4:00 p.m. The next meeting will convene on August 1, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

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## RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT

### 12<sup>th</sup> Day's Proceedings, 1<sup>st</sup> Day of August 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Marr attended the West Central Missouri Solid Waste Management District Region F at the U. S. Bank in Sedalia, Missouri.

Commissioner Kavanaugh reported questions about NE 200<sup>th</sup> Road hard surfacing, upon research, the road (from HH Highway to P Highway) was initially chip and sealed as a fully county-funded project in 2006. Commissioner Kavanaugh noted that according to Jimmy Tye, Road and Bridge Supervisor, part of the road base was established with road oil and part with fly ash so part of NE 200<sup>th</sup> Road base has been reestablished, with the intent to chip and seal next week (weather permitting).

The Commissioners met with Bryan Colson regarding Weatherstone Villas Subdivision (WV) (SW 145<sup>th</sup> Road off Business 13 Highway); also present: Diane Thompson, County Clerk; Jimmy Tye, Road and Bridge Supervisor; Jennifer Powers, County Clerk Chief Deputy; Babette Sproat, Road and Bridge Clerk. Colson stated he wanted the road to be accepted by the County and was surprised when the County installed a brown road sign (privately maintained road) instead of green (county-maintained road). Colson stated he was not aware of county regulations for road establishment and noted he had spoken with Gary Bell, previous Road and Bridge Supervisor, about the development (when it was planned to be businesses) and there were no regulations presented at the time. Colson noted the Weatherstone (SW 11<sup>th</sup> Road and SW 160<sup>th</sup> Road) and Weatherstone Villages (SW 31<sup>st</sup> Road, SW 150<sup>th</sup> Road and SW 160<sup>th</sup> Road) Subdivision Roads are maintained exclusively by the subdivisions since they are gated subdivisions. Colson requested the WV concrete road be accepted and maintained by the county. Colson stated the subdivision has 24 lots and that he retained six (6) properties and the other 11 developed properties are under contract.

Tye reviewed the road does not meet the current rules and regulations for the County to accept the road:

- No engineer stamped plans were submitted for the roadways.
- Road right of way is supposed to be 60 feet, but WV is only 50 feet wide on the plat.
  - Colson stated that WV was built with city specifications in mind so the right of way is 50 feet wide with a narrower road width and two (2) feet curbs on each side.
- Drainage easement required when the water from the road ditches drain across a property/lot; WV has not created this easement and the southwest drainage is either not finished or needs an easement because the north portion of the road all runs down the road to the southwest corner and then drains into the yard, next to the duplex.
  - Colson stated the road was built with no storm water drainage and no ditches, so storm water will all flow down the street then to a four (4) foot ditch that flows to WV, or that then flows down the entrance onto Business 13 Highway. Commissioner Kavanaugh stated that in ten (10) years, the roadway will be filled up with debris, since it is the ditch for the properties, and there is no method in place for the road to be cleaned or maintained.
- Driving surface width is to be 22-24 feet; but WV driving surface is only 20 feet.
- Ditches are to be 30 feet from ditch to ditch; but WV has curb and gutter.
  - Colson reviewed that he approached the County about providing culverts for WV three (3) years ago but Commissioner Marr told him the County would not provide culverts.
- Cul-de-sac right of way should be 120 feet; but WV does not define the cul-de-sac right of way.
- Cul-de-sac driving surface should be 100 feet; but WV driving surface was measured at 73 feet.
- Entrance must have licensed engineering stamp on sight distance; but WV does not.
  - Colson reviewed the entrance is extra wide and was designed along with the road, which was built with city specifications in mind.
- Inspections are required throughout construction (subgrade, road surface, subdivision entrance); but Weatherstone had none until construction was completed, or near completion.

County Maintenance: Commissioner Kavanaugh noted the challenges if County accepted this road, that does not meet county specifications, other developers could ask or expect the County to accept their roads that do not meet specifications. Commissioner Matthews noted that if the concrete road surface needs maintenance, the County would not have anything to do with that and if the County accepted the road and provided gravel reimbursement funds, they would not be anywhere near the expense of repairing the road or curbing. Colson noted concrete has significantly greater longevity than asphalt or chip and seal so that should hopefully allow funds (homeowners association and gravel reimbursement) to accumulate.

Snow Removal Only: Commissioner Kavanaugh stated it was his understanding that Colson was only asking for snow removal, not for the road to be considered county maintained. Commissioner Kavanaugh noted the closeness of the driveways and if the County pushed snow, the driveways would be blocked. Commissioner Kavanaugh noted that snow plowing does not start until there has been three (3) inches of accumulated snow, and priority is Business 13 Highway, then through roads, with subdivision roads near the end of the plowing. Tye stated the County applies salt to Business 13 Highway but only applies sand on other roads after plowing has been done. Commissioner Marr noted that if the County Road and Bridge Department nicks or damages the curbs during snow removal, the County would not be responsible for repairs. Tye noted snow removal starts at three (3) inches of accumulation and if there are vehicles parked on the side of the road during snow removal, crews will not return to try and plow again. Commissioner Kavanaugh noted that if the concrete heaves, the county will not replace or repair it.

The Commissioners stated they needed to discuss the matter further and Colson left the meeting.

Commissioner Marr noted that whatever is decided needs to be written and signed by the Commission and the Developer. Tye stated all the driveways will drop water onto the road, then the water will travel through the road into a ditch that is only a few feet from a house; there is concern that if the drainage does not work perfectly there could be a flooding issue at that home.

Tye noted there are similar non-compliance issues with Residences on Bryson Lake Subdivision (RBL), developed by Daniel Spies:

- Engineer stamped plans submitted to the Commission for tentative approval; but RBL did not comply.
  - Commissioner Marr noted that Spies did talk with him about the subdivision but nothing was formally brought before the Commission.
- No planned parking on the roadway; but RBL has signs posted where road parking is allowed.
- Driving surface width is to be 22-24 feet; but RBL measured driving surface with some wider and some narrower roads which could encourage on road parking they also have sidewalks that could have an expectation of them remaining clean when pushing snow. Tye noted concerns about pushing snow at RBL since the road are wider roads with potential on-road parking and sidewalks, residents could have an expectation of them remaining accessible or clean when the county pushes snow.
- Cul-de-sac right of way should be 120 feet; but RBL does not define the cul-de-sac right of way.
- Cul-de-sac driving surface should be 100 feet driving surface; but RBL's cul-de-sac's platted driving surfaces are 50' radii but measured at 73 feet.
- Drainage easement is required when water from road ditches drain across a property/lot; unsure of compliance due to curbs and storm drains.
- Inspections are required throughout construction (subgrade, road surface, subdivision entrance); but RBL had none until construction was completed, or near completion.
- Fifty percent (50%) completion with permanent structure conveyed to bonafide transferees; RBL not completed or owned. The Developer may be working in phases, but that is not how it is platted or recorded.

County Maintenance: Tye stated he is inclined to recommend the County not accept WV or RBL roads, because they do not meet the requirements. Commissioner Marr stated he had no problem taking the road for snow removal only but the order to accept the road would need to explicitly say what the County will not and will not do. Commissioner Marr stated the order could only say the County will provide snow removal, but the County does not want an easement given to the County because the County would be expected to clean it out. Commissioner Marr noted WV's stormwater challenge is similar to the issues at Village Lake South, and the County does not ditch on private property, that is the property owner's or the homeowner's association responsibility. Tye stated making exceptions makes him nervous. Commissioner Kavanaugh stated that if you make an exception, then Daniel Spies is likely to expect the same service for RBL.

Privately Maintained Roads: Tye stated that Spies told him that the County could push snow on brown signed roads; which is not the case. Tye stated the county only maintains the road number sign for 911 addressing on unmaintained county roads (designated with a brown road sign) and Tye would like it to remain that way moving forward.

The Commissioners reviewed bid specifications for Dust Control on Landfill Roadway. Discussion included the 2022 price of under \$12,000, timing of road preparation versus chip and seal, and the lack of complaints regarding the road surface. Commissioner Kavanaugh noted the agreement to maintain the road in connection with the landfill host fee.

The Commissioners were updated from McClure Engineering regarding the Building Assessment: LiDAR scanning for 3 of the properties was completed and McClure is creating floor plans from the data. The Justice Center plans are also being digitized and floor plans should be ready August 9, 2023.

Fees received in July 2023 from Stormy Taylor, Recorder of Deeds were approved. Fees deposited with the Treasurer were \$27,023.40.

The monthly report of monies received in July 2023 by Diane Thompson, County Clerk was approved. Deposited with the Treasurer was \$14,569.36.

Adjournment was at 4:00 p.m. The next meeting will convene on August 3, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**13<sup>th</sup> Day's Proceedings, 3<sup>rd</sup> Day of August 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Matthews and Commissioner Kavanaugh met with Mitch Marquess, Maintenance Supervisor, regarding heating, ventilation and air conditioning (HVAC) in the Prosecuting Attorney's office in the Justice Center. Marquess stated APEX's temporary fix only lasted one day and the board seems the problem but since that model is no longer made by Climate Master, APEX is working with the manufacturer to see if there is an option to rebuild the board. Marquess noted there are 3-4 similar units in the building plus 17 uprights and 30 small units all fed by water heat pumps (looks like ground source HVAC but is not). Marquess stated the plan at this point is to bypass the board to get some air conditioning and operate off the new thermostat. Marquess reported that All Pro Electric replaced four lights at the South Annex on the Collector's side. Marquess stated that due to a death in the family, he will be out of the office and will return to work either August 8<sup>th</sup> or 9<sup>th</sup>. Commissioner Kavanaugh stated Steve Tague should do the August 7<sup>th</sup> scheduled bi-weekly report.

The Commissioners reviewed and approved accounts payable in the amount of \$108,399.29.

The Commissioners met with Dallas Dieckman, 4-H Program Associate; Lou Mercier, Agriculture Engineering; Elaine Anderson, Extension Engagement Specialist; and Allison Bolt, Board Member for the University of Missouri (MU) Extension Monthly Update. Bolt presented the Impact updated report for July 2023 and the Appropriations Request for June 28-July 25, 2023 in the amount of \$4,964.75 Dieckman stated the County Fair went well, things are still being tallied by staff in preparation for the upcoming State Fair. Mercier reviewed that agricultural engineers solve problems concerning power supplies, machine efficiency, the use of structures and facilities, pollution and environmental issues, and the storage and processing of agricultural products. Commissioner Kavanaugh surrendered all working pens and pencils to County Clerk Diane Thompson. Mercier asked the Commissioners of any known needs in Johnson County (storm water collections, wastewater management, etc.) and welcomed individual or group conversations. Bolt noted attending job interviews last week for Johnson County's MU Workforce Development position. Commissioner Kavanaugh noted they are completing building assessments and part of that included the creation of floorplans and measurement of the 135 W. Market (where MU offices currently reside). Commissioner Matthews noted the plan will include the development of maintenance plans for the next 10 years to help plan for needed procurement projects like heating and cooling. Dieckman stated the Commission previously considered the demolishing the structure at 135 W. Market and he wanted to request that if something was going to be done about the building, that they have a "voice at the table." Dieckman noted that ideally, they would have a larger conference space that could be accessible (ground level or elevator) to hold meetings, events, and trainings; discussion included future uses for 122 Hout Street.

The Commissioners met with Daniel Spies and Jerry Shreve to discuss of Residences at Bryson Lake Subdivision (SE 361<sup>st</sup> Road, SE 95<sup>th</sup> Road, SE 381<sup>st</sup> Road, SE 85<sup>th</sup> Road, SE 351<sup>st</sup> Road, SE 70<sup>th</sup> Road); also present Diane Thompson, County Clerk; Jimmy Tye, Road and Bridge Supervisor; Jennifer Powers, County Clerk Chief Deputy.

Spies noted he previously met with Commissioner Marr to discuss and show the subdivision's plans (concrete road surface with curb, gutters and stormwater sewer draining to a seven (7) acre lake) including the desire to have the County provide snow removal services to the roadway. Spies stated the road is a good road and the stormwater sewer was built off the engineer's plans with no need for ongoing maintenance of the road surface or stormwater sewer. Spies stated that Shreve will be the Homeowners Association (HOA) president. Shreve stated there will be a surplus of funds collected with HOA dues which are planned to cover streetlights, irrigation, community building, sidewalks, and any other HOA expenses.

Commissioner Kavanaugh stated the County Road and Bridge Department only plows snow off the roadway to make the roadway more passable, it does not "remove" snow into strategic piles or avoid snow from blocking a driveway or mailbox, like would be done in a parking lot or by a commercial snow removal company. Commissioner Marr stated the County only applies sand on hard surface subdivisions roads when specific guidelines are met and sand could be damaging to the concrete road surface, of which the County would not repair or provide funds to repair. Commissioner Marr further clarified that ice melt is only applied to Business 13 Highway and NE 200<sup>th</sup> Road beginning at 13 Highway and continues east and stopping at the Dollar Tree Truck Entrance when guidelines are met. Commissioner Matthews stated the gravel reimbursement funds are not available if the County does not accept the roads as county maintained.

Tye stated his role includes to consider how the roadway complies with the current Rules and Regulations for Establishment, Acceptance and Maintenances of County Public Roads and Platted Subdivision, and based on a site visit and the final plat recorded in book 13 page 136, the below items are non-compliant:

1. *Before acceptance of any roadway, [whether in a platted subdivision or otherwise,] fifty percent (50%) of the lots must have permanent structures and foundations of concrete block or concrete. The permanent structure shall also be conveyed to bonafide transferees.*

Tye stated there does not appear to be fifty percent (50%) of the subdivisions lots with permanent structures or have the structure conveyed to bonafide transferees. Spies stated there are 86 lots created in the subdivision with 30 lots built or being built on (including the common building Tract A), so there are not 50% built at this time. Tye noted the challenges recently experienced because the development along the road was accepted in portions, Kiowa Hills first and then Cherokee Hills after the southern portion was developed along NW 1891<sup>st</sup> Road. Also, there was significant confusion with the Lake Tawnya, Lake Michael, State Park Village subdivision roadway acceptances.

2. *Engineer stamped plans and specifications of such roadways should be submitted to the County Commission for tentative approval. The County shall inspect such plans for completeness. When all requirements for subdivision or other provisions, as stated within this Regulation has been met, the County Commission will again be notified and final inspection made.*

Tye stated the engineer stamped plans and specifications were not submitted to the County Commission for tentative approval and therefore the additional steps were also not completed.

3. *The Johnson County Commission will not accept any road(s) with planned parking on the roadway.*

Spies stated he ordered “parking only on this side of the road” signs, no parking signs, stop signs, 10 feet square poles, and sign mounts (since the road number signs will need to be mounted to the new pole).

Spies stated the is intent to have no parking allowed on main road (SE 361<sup>st</sup> Road) and the other roads will have parking allowed on the side of the road without the sidewalks or mailboxes. Spies stated if vehicles are parked on the road in a manner the HOA does not allow, the HOA will issue “HOA tickets”.

4. *In platted subdivisions having a hard surface road constructed of macadam or concrete surface with curbs and gutters, the County will accept the dedication of sixty (60) feet of right-of-way (ROW) for such roadway.*

Tye stated the road easements are larger than 60 feet of ROW. Spies stated there is a minimum utility easement of 15 feet past the curb in addition to the roadways.

5. *Drainage easement is required when water from the road ditches drain across a property/lot.*

Spies noted that since the subdivision does not have ditches, the stormwater drainage is engineered to in underground routes be directed to the lake.

6. *All road surfaces shall have a minimum of twenty-two (22) feet with a maximum of twenty-four (24) driving surface. All subdivision roads may have a minimum road surface of twenty-two (22) feet with a maximum of twenty-four (24).*

Tye reviewed the road surface is 50 feet including approximately three (3) feet on each side for the curbs.

7. *On all dead-end roads not inter-connecting at each end with any other County or State road, the right-of-way diameter of dead-end or cul-de-sac turnarounds shall be a minimum of one hundred twenty (120) feet in width with a driving surface of 100 feet.*

Tye reviewed the cul-de-sac driving surface was planned to be a 50 feet radius and currently there is a 39 feet radius of paving. Chad Davis, Auditor, suggested the county purchase snowplow mounts for pickups because of all the county-maintained miles and pickup trucks have a smaller turning radius than a motor grader. Tye stated there is no cul-de-sac planned for the Southwest part of SE 95<sup>th</sup> Road. Spies stated that a cul-de-sac was not developed because they use it as a construction entrance so the main road is not torn up by heavy equipment and it could be used for future development. Spies stated there is a 100 foot by 80 feet concrete driving surface at the west end of SE 95<sup>th</sup> Road that could be used for a turnaround as needed. Spies stated that the East south cul-de-sac road is not finished yet.

8. *All roadways shall have 3 to 1 interslopes and back slopes.*

Spies stated there are almost a mile or roads in the subdivision and no roads are beyond a 2% grade.

9. *Ditches will be a minimum of 18 inches, and six-inch crown on the center of the road, unless otherwise provided by reason of the specific contour of the ground, or unless said roadway is curbed and guttered.*

Spies stated that when a curb is put in, that changes the dynamic to the stormwater maintenance; if a curb exists then ditches would hinder the waterflow. Shreve stated that the curb and storm water is engineered so that adds an extra layer of protection.

10. *In addition, all new roads on virgin ground shall have two (2) inch crusher run base rock compacted to three (3) inches plus a second three (3) inch layer of one (1) inch crusher run, both for the full width of the twenty-two (22) foot road driving surface. Subgrade Preparation: All fill material shall be thoroughly compacted, prior to placement of any pavement. The top six (6) inches of the subgrade shall be scarified and compacted the entire width of the road bed and three (3) foot beyond the back of curbs. This must be inspected by the Road Supervisor. Surface preparation will consist of at least six (6) inches of depth of aggregate.*

Cannot be confirmed since the County was not involved at the beginning of planning or construction.

11. *All roads will have six (6) inches of compacted bituminous base and two (2) inches of Type C Asphalt Concrete. All intersections will have two (2) foot concrete curbs around radius. With a minimum of twenty (20) feet from center of radius. This must be inspected by the Road Supervisor.*

Cannot be confirmed since the County was not involved at the beginning of planning or construction.

Commissioner Kavanaugh noted that Spies and Shreve were now given the specifications and moving forward any subdivisions, that they have the desire to develop and have the county maintain any part of the roads, the county specifications need to be followed. Commissioner Matthews stated other subdivisions that have requested the County accept their roadways(s) but were denied until specifications are met.

Commissioner Kavanaugh asked Spies and Shreve to review the current county specifications and if they had recommendations for changes, to present those to the Commission for consideration. Commissioner Kavanaugh stated the Commission wants to see continued developments within the County so they are open to discussions to make specifications better for the current building standards. Spies wants the HOA to be in an agreement with the County to provide snow removal but understood that the roads were not in consideration for full acceptance or maintenance.

(CONTINUED FROM PAGE 152) **RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**13<sup>th</sup> Day's Proceedings, 3<sup>rd</sup> Day of August 2023**

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The Commissioners discussed subdivisions with Jimmy Tye, Road and Bridge Supervisor: Meadow Creek (SE 451<sup>st</sup> Road, SE 461<sup>st</sup> Road and SE 90<sup>th</sup> Road) developed by Martin Robbins – Tye stated that a driveway culvert is still not installed. Commissioner Kavanaugh, Marr and Matthews stated that they are authorized to waive regulations but they would not accept the roads for maintenance until the culvert was installed.

Weatherstone Villas (SW 145<sup>th</sup> Road) developed by Bryan Colson – Tye expressed his significant concern about the stormwater drainage since the roadway is used as the “storm water path” and the path designated is to send the water at the southwest corner of the subdivision, within a few feet of the last duplex on lot 1 which has no storm water designation in the plat. Commissioner Marr stated the county is not going to take over the maintenance of any stormwater drainage. Tye noted additional concern that the slope of SW 145<sup>th</sup> Road intersecting with Business 13 Highway could divert water or in icy conditions, vehicles, onto Business 13 Highway, potentially causing a driving hazard. Tye observed that the mailbox zone, adjacent to Business 13 Highway, might pose a challenge as the mailboxes could easily become obstructed. The County's only recourse to prevent this would involve manual snow removal with hand shovels, a task that could pose liability concerns due to the slow pace and proximity to intersecting roads. The Commissioners acknowledged the challenges of the subdivision’s intersection but stated there is not, nor will there be, any shovel work to be done anywhere.

The Commissioners reviewed correspondence from Babbette Sproat listing concerns with the County accepting SW 145<sup>th</sup> Road in Weatherstone Villas:

*Roads do not follow the road requirements in the Establishment of Roads for Johnson County.*  
*Road is not 22 feet wide, not even 20 feet wide.*  
*Cul de sac is not 120 feet, with 100 feet driving surface.*  
*Drainage, it just all flows south to one drain area for entire road at the south end of concrete. Without established drainage the melting snow and ice draining south down the road will refreeze each night and will turn into a skating rink basically. The entrance is at an incline and will also have refreezing problems and make stopping at Business 13 an issue.*  
*I feel I can no longer answer questions or help people understand the Establishment of Roads for Johnson County. Since County Commissioners can make major exceptions for road requirements, it shows specifications do not have to be followed or concerned about.*  
*Making exceptions, will cause issues with future sub divisions and not fair to contractors who follow the rules. Hard to believe an experienced contractor did not know about or check on local regulations.*  
*So can all the brown sign sub divisions that do not meet specifications go in front of the commissioners and get accepted also? With road and cul de sac widths being some of the main issues in some not being accepted.*  
*I know my concerns do not mean much, but I deal with multiple phone calls a day about the roads and this makes my job more difficult that it already is.*

Laura Smith, Collector of Revenue, presented the tax distribution summary with total distribution of \$271,029.46 for July 2023.

Commissioner Marr and Commissioner Matthews approved a new wage continuation for an employee at the Sheriff’s Office; Commissioner Kavanaugh was not present.

Adjournment was at 4:00 p.m. The next meeting will convene on August 7, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

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**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**

**14<sup>th</sup> Day's Proceedings, 7<sup>th</sup> Day of August 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Steve Tague for the Maintenance Update. Commissioner Kavanaugh noted Mary Lutjen, custodian, is not going to be here today. Tague stated the Justice Center heating, ventilation, air conditioning circuit board was fixed by a technician (wire was rubbed through and sitting on a copper wire so it would short when it was turned on). Tague stated they are working with someone who is helping to figure out the backflows. Commissioner Kavanaugh stated the online auction currently has the tables at \$150.00 and file cabinets at \$10.00.

The Commissioners individually reviewed and approved previous minutes.

Johnson County received check #20037592 from Republic Services, Inc c/o Awin Management c/o Allied Waste Services in the amount of \$12,130.78 which represents the host fee for July 2023 (8,664.84 tons at a rate of \$1.40 per ton) was received on August 7, 2023 from the Show Me Regional Landfill.

The Commissioners reviewed the annual elevator safety inspection. Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the Authorization to Preform Inspection Services from Elevator Safety Services, Inc. at a total of \$555.00. Motion approved unanimously.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve BRO-R051(42) Bridge 2870004 (NW 1771st Road over South Fork of Blackwater) McClure Engineering, Project Invoice 1 with \$3,593.84 to McClure Engineering, to be paid from Bridge Construction, Consulting Engineer (006-000-57813) and MoDOT to reimburse the County \$3,593.84 into Bridge Construction, Inter-governmental Revenue (006-000-45210). Motion approved unanimously.

The Commissioners met with Jill Purvis for the Warrensburg Main Street Monthly Update. The Commissioners reported no update on 122 Hout Street. Purvis reviewed some downtown property owners who have an interest in covering some existing murals. The group discussed homelessness in Warrensburg. Burg Fest, October 6-8, 2023 – Purvis reviewed plans for the event including the schedule for set up: Justice Center parking will have the stage delivered and installed October 5<sup>th</sup> around 4:00 p.m. with the fencing setup October 6<sup>th</sup>; Streets will be closed by October 6<sup>th</sup> at 7:00 a.m. and vendors have to be fully set up by 4:00 p.m.; Courthouse parking lot will have ax throwing and portable basketball hoop systems delivered around October 6<sup>th</sup> 10:00 a.m. with programming starting about 4:00 p.m. Commissioner Kavanaugh stated the back parking lot will need to be open since the courthouse will be open October 6<sup>th</sup>; Purvis stated the courthouse last year. Purvis noted the Friday night UCM basketball clinic is tentative and may impact the needed space in the courthouse parking lot in comparison to previous years. Commissioner Kavanaugh noted the challenge of the Justice Center closing, and the trickledown effect of the Courthouse closing, then other staff wanting to be given time off for working on the day. Commissioner Marr requested firm numbers of Courthouse parking spaces needed so the County could make needed plans.

The Johnson County Commission sent correspondence to authorize Warrensburg Main Street, Inc. to serve and sell alcohol (operating a beer garden) in the West employee parking lot of the Johnson County Justice Center, located at 101 West Market Street, Warrensburg on Friday, October 6th through Sunday, October 8th, 2023 during “Burg Fest”.

Adjournment was at 4:00 p.m. The next meeting will convene on August 8, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**15<sup>th</sup> Day's Proceedings, 8<sup>th</sup> Day of August 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Marr attended the Johnson County Military Airport Zoning Commission at the Knob Noster City Hall.

The Commissioners attended the KOKO Radio Broadcast: Johnson County Today. Commissioner Matthews reported sales tax is up approximately 11%, mainly because of the increased Use Tax. Commissioner Kavanaugh reviewed that on slow agenda days, the Commission talks about things they might want to do or update and then if a decision is ready to be made, it will be added to the agenda.

Heather Reynolds, Treasurer submitted documentation from the state for July 2023 sales tax funds which have been received and distributed as follows: General Revenue: \$313,095.00; Jail: \$156,547.71; County Law Enforcement: \$296,191.62; Animal Services: \$73,971.51; Road and Bridge: \$313,094.98; Law Enforcement: \$313,095.13; and Road Use Tax: \$770,055.01.

The transfer of funds for payroll of County Officials and employees for the period July 22, 2023 through August 4, 2023 was approved from County funds in the following amounts: County Revenue: \$65,569.80; Road and Bridge Department: \$43,882.23; Assessment: \$16,206.22; Bridge Construction: \$25,925.40; Juvenile Officers: \$4,983.67; Prosecuting Attorney: \$27,647.21; MoSMART Sal Supplement: \$415.35; Recovery Court – SAMHSA Grant: \$6,158.47; Commission Administrative: \$0.00; Sheriff: \$68,155.43; Jail: \$73,082.33; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$336,121.08.

The Commissioners received the July 2023 Summary Settlement from Treasurer Heather Reynolds.

Commissioner Matthews and Commissioner Marr met Russ Placzek to review services available from Oden Enterprises, Inc.

Commissioner Matthews and Commissioner Marr met with Stephanie Truex for the Johnson County Community Health Services (JCCHS) Monthly Update. Truex stated JCCHS rescinds their request to access the Missouri Department of Revenue’s Local License Renewal Records and Online Access Request and will look at updating their procedure in advance of the 2024 food license renewal. Truex stated JCCHS Block Party had a good turn out with over 200 hotdogs served and more people than that attending. Truex stated she had spoken with JCCHS legal counsel about changing the onsite wastewater ordinance but because of what the statutes state, no changes can be made. Truex stated their Tax Levy Hearing is set for August 24, 2023 at 10 AM. Truex stated the Flu Clinics will start soon with the new flu vaccination. Truex stated they will be holding a Senior Citizens Day on August 21, 2023 to review all services available that senior citizens (65 years and older) may be interested to use and hope this first time event will be well received and attended by the community.

Commissioner Matthews and Commissioner Marr met with Leanne Larson, City of Warrensburg, Lake Ridge Subdivision Resident, who noted that a large tree had fallen from the property on the east side of Bear Creek. Larson stated they had cut the portion of the tree that hit their fence and removed the debris on their side of the creek but there is a large portion of the tree that still remains. Larson noted being concerned about flooding from the creek being blocked due to a tree fallen and asked for the Commission to assist with the removal of the fallen tree. Larson noted the City Public Works had removed a tree that previously had fallen but was told that the tree that had fallen was from the property of a county resident, not city so they would not assist. After reviewing the Assessor’s GIS, it appears that the property where the creek (and banks of the creek) is located inside the city limits and owned by BROTAASS LLC, 1522 Nichols Road, Osage Beach, Missouri. Discussion was had regarding the flow of storm water and potential impact to Bear Creek bridge on DD Highway.

Commissioner Matthews and Commissioner Marr met Diane Thompson, County Clerk, who presented an invoice for the Courthouse third floor conference room air conditioner. Commissioner Matthews and Commissioner Marr approved for the invoice to be paid from the Maintenance Building and Grounds budget line.

Adjournment was at 4:00 p.m. The next meeting will convene on August 10, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**16<sup>th</sup> Day's Proceedings, 10<sup>th</sup> Day of August 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Marr reported attending the Missouri Department of Transportation (MoDOT) Unfunded Transportation Needs meeting in Lee’s Summit on August 9, 2023.

Commissioner Matthews and Commissioner Marr reviewed and approved accounts payable in the amount of \$343,320.83.

The Law Enforcement Tax City Distribution for July 2023 distribution was made by Auditor Chad Davis on August 8, 2023 as follows: Centerview: \$1,541.37; Chilhowee: \$2,035.90; Holden: \$15,533.43; Kingsville: \$1,590.68; Knob Noster: \$15,236.15; Leeton: \$3,830.88; Warrensburg: \$101,124.40. The total distribution was \$140,892.81. The county portion was \$172,202.32.

At 9:32 a.m. in the Commissioners’ Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Matthews to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record. Roll was called on the motion and the members voted as follows: “YEA” Matthews, Marr. “ABSTAIN” None. “NAY” None. Absent: Kavanaugh. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Jimmy Tye, Road and Bridge Supervisor; Travis Elliott, Ellis, Ellis, Hammons & Johnson, P.C. (County Legal Counsel).

Tye left the meeting at 12:30 p.m.

The Commissioners invited Tracy Brantner to join the meeting at 12:45 p.m.

At 1:15 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Marr and seconded by Commissioner Matthews to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: “YEA” Matthews, Marr. “ABSTAIN” None. “NAY” None. Absent: Kavanaugh. Motion carried.

The Commissioners reviewed Missouri Department of Conservation’s (MDC) correspondence regarding the 2020 Payment in Lieu of Taxes (PILT) to counties for public land held by the Conservation Commission and/or for private land classified as forest cropland that was unable to be processed due to pending ligation (Conservation Commission, et al. v Schmitt, et al., No. SC99092). On June 13, 2023 the Missouri Supreme Court issued its opinion ruling in favor of the Conservation Commission. A PILT payment was mistakenly made to Johnson County in December 2020, Johnson County provided a refund check to MDC which was held and not processed. Based on the Supreme Court’s opinion, MDC destroyed the refund check and Johnson County should reflect accounts accordingly.

Adjournment was at 4:00 p.m. The next meeting will convene on August 14, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner



**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**17<sup>th</sup> Day's Proceedings, 14<sup>th</sup> Day of August 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners individually reviewed and approved previous minutes.

At 9:10 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to ((3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees; Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried. Other individuals in the closed session: Diane Thompson, County Clerk. At 9:18 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Kavanaugh and seconded by Commissioner Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners met with Mitch Marquess, Maintenance Supervisor, also present: Diane Thompson, County Clerk. discussion included the county's backflow systems. Marquess reviewed that backflow were previously scheduled with a different vendor and the new vendor (PCS Plumbing), when checking things, is coming up with inaccurate information that has been reported for years. Marquess stated PCS Plumbing has checked the backflow locations and three are in need of repairs which PCS Plumbing can do for \$10,310.63. The Commissioners approved a quote for PCS Plumbing to repair three (3) backflow systems for \$10,310.63. Marquess reviewed a request from the Sheriff's Office to make space for a refrigerator and a break room in the basement of the Justice Center which would require moving ten (10) large filing cabinets. The Commissioners stated that file cabinets could be moved to allow for refrigerator space but the other file cabinets should remain in place. The Commissioners stated the request for additional space should be made to the Commission not to Maintenance and the Commissioners will address that with the Sheriff's Administration. Discussion included the potential need for file cabinets and additional office space with expected evacuation of the Courthouse during heating ventilation and air conditioning renovations.

The Commissioners met with Diane Thompson, County Clerk, who had received two (2) indigent burial requests last week and they were on the agenda for consideration August 17, 2023.

Adjournment was at 4:00 p.m. The next meeting will convene on August 15, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

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**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**

**18<sup>th</sup> Day's Proceedings, 15<sup>th</sup> Day of August 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The City of Warrensburg and Johnson County monthly meeting was cancelled. The Commissioners were informed that the Warrensburg Animal Rescue and City of Warrensburg lease was signed.

Marquess noted the Justice Center heating ventilation and air conditioning (HVAC) pump will be replaced by APEX on October 9, 2023, while the building is closed for the Columbus Day Holiday.

Commissioner Kavanaugh contacted Captain Mike Hanes at the Sheriff's Office, to have any request(s) of changes to the Justice Center's rooms usage to be made to the Commission and not Maintenance staff. Commissioner Kavanaugh noted the potential need for office relocation during the Courthouse heating, ventilation, air conditioning installation and stated the file cabinets will remain in the room, but space was made for a refrigerator and the refrigerator has been placed for use.

The Commissioners met with Scott Peterson, City Administrator, for the City of Knob Noster and Johnson County Monthly Meeting; also present: Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director.

- Sanitary Sewer Main and Manhole Evaluation and Lining Project for Infiltration and Inflow (I & I) Reduction American Rescue Plan Act (ARPA) Project – Peterson stated they have put out a Request for Qualifications (RFQ) for sewer project and hope to get a good response. Brantner noted a procurement and reimbursement checklist is being created on for the American Rescue Plan Act (ARPA) Water Resource Management projects.
- Transportation Alternatives Program (TAP) Grant – Peterson stated they would again be applying for the TAP grant to make the downtown four way stop intersection more Americans with Disabilities Act (ADA) accessible.
- 2024 Budget – Peterson stated they are starting to prepare for the 2024 budget season and the ARPA and TAP projects will likely drain the capital project funds for the next few years. Peterson stated if the City had additional funds available, they would proceed with the Department of Natural Resources \$3,000,000 project to redo all of the I and I sewer lines. Peterson stated a long-range plan is needed for the lagoon but it is not at capacity.
- Fiber Installation – Peterson stated Fastwyre seems to be done but another company, possibly AT&T, may be coming into town. Brantner stated Fastwyre was at one point was a brand name for American Broadband. Peterson stated it would be ideal to have the cities install the conduit so that utility companies could run their lines through that conduit easing some of the disruption to residents and additional clean up or repair needs. Brantner noted having met with West Central Electric who had been requested for access to use some overhead utility poles for fiber. Brantner noted that Osage Valley is in the Leeton area installing fiber.
- Staffing – Peterson stated staffing is good except law enforcement. Brantner noted the City of Holden is experiencing similar challenges.

Commissioner Matthews and Commissioner Marr reviewed the Building Assessment Forms as prepared by McClure Engineering.

Commissioner Matthews attended the Johnson County Trails Coalition (Spirit Trail) Meeting on the 3<sup>rd</sup> Floor Courthouse Conference Room.

Commissioner Matthews and Commissioner Marr reviewed correspondence from Amy Sarrubbo, Travelers Insurance regarding the total loss on the 2020 DODGE CHARGER with VIN #: 2C3CDXKT6LH186911. Commissioner Marr motioned and Commissioner Matthews seconded to approve and authorize Presiding Commissioner Matthews to sign the title.

Adjournment was at 4:00 p.m. The next meeting will convene on August 17, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**19<sup>th</sup> Day's Proceedings, 17<sup>th</sup> Day of August 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed the accounts payable. The Commissioners discussed the Vance Brother's invoice (Micro Surface Road Treatment Bid \$289,110.25 and products purchased off of the Road Oils Bid) and the cracking on NW 501<sup>st</sup> Road and 521<sup>st</sup> Road (Gross Town Road) with Jimmy Tye, Road and Bridge Supervisor, regarding. The Commissioners approved accounts payable in the amount of \$452,771.28.

The Commissioners met with Darrin Tobias for the Emergency Management Agency Update. Tobias noted Mac Floyd was in required training and not able to attend today's meeting. Tobias presented the report:

- Missouri State Fair SEMA Information Booth on August 14, 2023
- Midwest Recycling Center (MRC) Electronic Waste Pick Up
- Local Emergency Planning Committees (LEPCs) – Hazardous Mediation – secretary was not in place to finish the paperwork for CEPF (chemical fund), due by end of September.
- EMPG was completed with the former EMA Directors name and was rejected since they were not currently employed, Floyd is tasked to redo and re-submit the paperwork.

At 9:19 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to ((3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees; Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Darin Tobias, Emergency Management Agency Deputy Director.

During the Closed Session, the Commissioners took action to offer the EMA Director position to Darren Tobias. Tobias accepted the position. He will go from hourly to salary at a rate of \$42,000/year.

At 9:45 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Kavanaugh and seconded by Commissioner Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners reviewed an Indigent Affidavit and death certificate; the Commissioners approved the request made by Marshall Stewart Senior doing business as Stewart Family (Campbell-Cast) Funeral Home for Mary Katherine Wright at \$600.00 for the indigent burial.

The Commissioners reviewed an Indigent Affidavit from Clark Holdren, doing business as Sweeney-Phillips & Holdren Funeral Home for Patricia Ridgeway; no death certificate was attached. Diane Thompson, County Clerk, noted that without a death certificate, the County will not be eligible for the reimbursement from Greater Kansas City Foundation and typically the County has not processed payment to the funeral home without a death certificate. Thompson also reviewed a recommendation received from the outside auditor (Gerding, Korte & Chitwood), that since Clark Holdren is the County Coroner then RSMo. 105.454 applies and Holdren, under his private business, may not provide services for the County in an amount greater than \$500.00 or \$5,000.00 annually to Sweeney Phillips & Holdren Funeral Home.

The Commissioners approved the Ben Cast indigent burial request.

Commissioner Marr and Commissioner Matthews discussed the indigent burial procedure. Thompson stated that her office has searched for bid specifications and only found an example from Jefferson County, who has designated their county counselor and public works department to handle indigent burials. Further, they designated a single funeral home to handle the burial process. Until a bid is completed, it may be wise to have all indigent burials go through another funeral home. Thompson stated until the matter is resolved with competitive bid, the county will continue to get written up by the outside auditor.

The Commissioners hosted the Johnson County Recovery Advisory Team Monthly Update with Heather Reynolds, Treasurer; Diane Thompson, County Clerk; Tracy Brantner, Johnson County Economic Development Corporation (JCEDC) Executive Director. Also present: Jennifer Powers, County Clerk Chief Deputy; Ray Briscoe, Holden City Mayor. Brantner presented and reviewed the prepared agenda with links to guidance and reporting on the August 10, 2023 Final Rule for American Rescue Plan Act (ARPA). Brantner presented a drafted Johnson County Water Resources Match Program (WRM), Contract Administration Checklist, which is awaiting approval from County Legal Counsel. Brantner reviewed the Environmental Protection Agency Issued: 2023 Brownfields Federal Programs Guide has now been provided from the United States Environmental Protection Agency (EPA) to provide guidance on funding opportunities, assessment, safe clean up, and sustainable use of a brownfield (brownfield is a property, the expansion, redevelopment, or reuse of which may be complicated by the presence or potential presence of a hazardous substance, pollutant, or contaminant). Brantner reviewed State of Missouri funding opportunities and updates. Brantner reviewed the Child Care Provider Resources as prepared by JCEDC as a snapshot of existing programs and resources (current and possible future availability) available on August 2, 2023. Brantner stated the Missouri Department of Economic Development issued updated low to moderate income (LMI) census tracts (last updated 2015), which would be useful for Community Development Block Grant (CDBG) Program projects; since it is anticipated the update will include more LMI tracts than the 2015 list.

The Commissioners were informed by Road and Bridge Supervisor Jimmy Tye of an accident that occurred involving a Road and Bridge employee on August 15, 2023 on South 13 Highway near SW 575<sup>th</sup> Road. Tye noted the accident was reported to the County’s insurance company on August 15, 2023. Tye stated the employee was in the area looking at right of way applications during the time of the incident.

The Commissioners received documents regarding the Missouri Department of Conservation’s Payment in Lieu of Real Property Taxes – 2020 from Collector Laura Smith, as discussed August 10, 2023. Dispersed funds were as follows: State \$11.83, County \$118.87, Road and Bridge \$135.04, Library \$98.39, Hospital \$82.30, Health \$38.92, Sheltered Workshop \$20.42, Schools \$1,362.17 (R-7 \$662.02, R-8 \$88.05, SR-7 \$160.30, LR \$120.25, HR-1 \$331.55), Fire District 1 \$46.39, Sedalia Junior College \$18.32, Ambulance \$2.49 for a total of \$1,935.14.

**BID AWARD: Dust Control on Landfill Roadway**

The Johnson County Commission requested bids for Dust Control on Landfill Roadway on August 1, 2023. The request for bids was advertised on the county website, in the Warrensburg Star Journal on August 4, 2023 and sent to the following potential bidders: Dust Gard; Global Stabilization; MLRC, LLC; Scotwood Industries; J & C Excavating; D & D Property Development. No questions or clarifications were submitted by potential bidders, and no addendum was issued.

Bids for the Johnson County Road and Bridge Department – Landfill Dust Control were opened at 9:00 a.m. on Thursday, August 17, 2023 as advertised. The following bid was received:

<b>Company</b>	<b>Scotwood Industries, Inc.</b>
<b>Location</b>	Overland Park, Kansas
<b>Dustr Control Material</b>	DustGard Magnesium Chloride Industrial Crystal
<b>Dust Control Application</b>	0.50/gal sq yd to the road
<b>Estimated Date(s) of Work</b>	August 21, 2023
<b>Expected Life</b>	three-six months minimum
<b>Price</b>	\$15,021.60 (12,518 Gallons \$1.20/gal)

The Commissioners reviewed the bid for compliance, it was noted the bidder stated items 2.1-2.8 were not applicable. Upon clarification from the Beth Ross and Zach Herrick, Scotwood Industries, items 2.1 and 2.5 should have been identified as “Comply with Item”; items 2.2-2.4 and 2.6-2.8 were not applicable since the prevailing wage threshold of \$75,000 was not reached.

Having considered the bid, Commissioner Marr motioned to award the Landfill Road Dust Control bid to Scotwood Industries, Inc. Overland Park KS for the price of \$15,021.60 to provide and apply dust control on the “Landfill Road” (SE 401<sup>st</sup> Road starting at SE State Highway DD going south to SE 421<sup>st</sup> Road and continuing on SE 421<sup>st</sup> Road to end at the SE 275<sup>th</sup> Road intersection) through December 31, 2023.

Commissioner Matthews seconded. Motion approved.

The Agreement for Dust Control on Landfill Road was approved and signed.

Commissioner Matthews and Commissioner Marr met with Diane Thompson, County Clerk and County Appointed Member to Old Drum Animal Shelter (ODAS), formerly known as Warrensburg Animal Rescue (WAR), who noted the monthly meeting is tonight and asked if there are any items from the July report that the Commission wanted brought up in the meeting. Thompson also noted the Commission could address matters in the scheduled meeting August 22, 2023.

- Bylaws – Commissioner Matthews suggested the bylaws be brought up because they need to be updated with the contract wording regarding the County Board Member.
- Employee Pet Vaccinations by Shelter – Thompson asked if the Commission thought the item discussed in closed session would be an ancillary program (needing to be approved by the Commission) or an employee benefit. Commissioner Marr stated he thought it would be an employee benefit.
- Fundraising – community concerns a great deal of fundraising for an entity that has a dedicated tax

Adjournment was at 4:00 p.m. The next meeting will convene on August 21, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**20<sup>th</sup> Day's Proceedings, 21<sup>st</sup> Day of August 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; and Diane Thompson, County Clerk. Not Present: Charles Kavanaugh, Western Commissioner. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Matthews and Commissioner Marr met with Mitch Marquess for the Maintenance Update:

- 122 Hout Street – Marquess stated the building is getting nasty to be inside. Marquess stated the fans are still on and circulating the air back to the 8–10-inch vent in the back of the building. Marquess stated he turned on the dehumidifier on again but everything is saturated. Marquess stated there seems to be seeping leaks (from fiber installers) all the way down the coal shoot and the basement gets wet every time it rains. Marquess stated the leak is not around the water line currently. Commissioner Matthews stated the seeping leaks along the wall / sidewalk seam were likely created by the fiber installers. Marquess reviewed the fiber installers were tasked to fix the damage from creating the two (2) holes in the sidewalk but it sounds like there were other damages in addition due to the boring. Marquess noted the fiber installers sidewalk hole “fix” was to put an old license plate in the hole, fill with gravel and then top with mortar.
- Justice Center – Marquess noted the planned heating ventilation, air conditioning (HVAC) repairs scheduled with APEX for October 9, 2023, when the Justice Center will be closed.
- South Annex – Marquess noted the water heater (American Standard 6 gallon) was reported to be seeping (not flooding), and was rusted on the bottom. Marquess will try to locate a replacement, and if not able to, a plumber may need to be contacted to adjust pipe connections.

Commissioner Marr contacted Cassie Gates, regarding her request SE 201<sup>st</sup> Road from the Warrensburg City Limits (Ridgeview Drive) to where it adjoins the existing hard surface road to be hard surfaced. Commissioner Matthews noted the road surface used to be chip and sealed. Commissioner Marr noted the Commissioner Marr noted the Road and Bridge Department is going to be doing SE 300<sup>th</sup> Road and so they could probably chip and seal the road this year. Commissioner Marr stated they would talk with Road and Bridge Supervisor, Jimmy Tye, regarding SE 201<sup>st</sup> Road being hard surfaced this year.

The Commissioners individually reviewed and approved previous minutes.

Adjournment was at 4:00 p.m. The next meeting will convene on August 22, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
**ABSENT**  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT****21<sup>st</sup> Day's Proceedings, 22<sup>nd</sup> Day of August 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

At 8:39 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees; Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Darin Tobias, Emergency Management Agency (EMA) Director; Mac Floyd, EMA Deputy Director. During the closed session, the Commissioners promoted Mac Floyd from an N5 to an N7 on the wage scale. At 8:52 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Kavanaugh and seconded by Commissioner Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Johnson County Economic Development Corporation Monthly Update was cancelled.

The Commissioners met with Jimmy Tye, Road and Bridge Supervisor, regarding improvements and resurfacing of Business Highway 13 from the North roundabout to the Warrensburg City Limits and from the south city limits to the South roundabout; also present: Diane Thompson, County Clerk. Tye noted that the north section of Business 13 is in need of stabilization, particularly at the entrance to Twisters and Northside Feed because of road base failure where the road was expanded onto the shoulder to create a turn lane. Tye noted that the shoulder was not built to have cars drive on it. Tye stated his preference is to let a contractor do the whole job – traffic control, stripping, signage, everything. Tye asked if we need an engineer to write the specifications. Commissioner Kavanaugh believed an engineer is needed to write the specifications. Tye agreed, noting that the engineer would hold responsibility for the project. Commissioner Matthews preferred Tye getting with a contractor to identify the scope of work because he sure it needed to be engineered. Tye stated that inspections by someone to ensure that the work is being done to scope and correctly. Commissioner Marr noted that if the county hires an engineer, the engineer will take care of all of inspections and oversight. The Commission instructed Tye to call asphalt companies and get a preliminary cost, noting that if the road has to be stabilized it would not be bad to have it engineered. Tye agreed that it would be advisable to use an engineer. Tye talked to Alvin Vance, Vance Brothers (paving contractor) and asked him for recommendations. Vance provided some of the same companies the Clerk's office has on file as potential bidders. Thompson stated this is the main road into Warrensburg and asked if there was no engineer involved who would write up the scope of work and bid documents, as she did not believe her office was qualified to define a scope of work that would normally require an engineer stamp. Commissioner Kavanaugh stated that they are talking about getting an engineer, but they want a preliminary cost from a contractor to get an idea of what is involved.

Filter and Equipment Supplies – The Commissioners discussed the Road and Bridge Department and Commission Filters and Equipment Supplies with Jimmy Tye, Road and Bridge Supervisor; also present: Jennifer Powers, County Clerk Chief Deputy. Tye reviewed that in 2017, the filter bid was awarded to B & B, which later went out of business and now the Road and Bridge Department is using O'Reilly Auto Parts, with no written agreement. Tye noted the challenges with the O'Reilly's lack of service (no inventory being taken, multiple overstock of filters with no place to store the filters, needed filters not stocked, and filter room being left unkept) from and staff's multiple attempts to have O'Reilly rectify the situation. Tye recommended shifting the filter agreement to NAPA and putting the agreement in writing. Tye stated the filters are the same filters (WIX or Baldwin) with different packaging, and the filter distributor stated the pricing would remain the same regardless of if the purchases were through NAPA or O'Reilly. Powers noted there were two 90-day periods since January 2022 (February 23-May 24, 2023 and April 27-July 26, 2023) where O'Reilly purchases were greater than \$12,000 which should have triggered a procurement process (bid, sole source, etc.) according to RSMo. 50.660. Commissioner Marr stated the Commission pays Dennis Boling more than \$12,000 in a 90-day time period, so what is the difference for this situation. Commissioner Matthews noted the Sheriff's Office and Road and Bridge were both purchasing parts and equipment from O'Reilly, which could have led to the overage. The group discussed the potential of the Road and Bridge Department using NAPA Auto Parts and the Sheriff's Office mainly using O'Reilly; it was determined the Commission did not want to tell the Sheriff's Office where to purchase supplies. The Commissioners encouraged Tye to work with NAPA to set up the needed arrangement.

Repair Service – Tye reviewed experiencing challenges with Ag-Power, Inc. used for John Deere equipment repair. Tye stated there have been several instances where equipment was taken in for repair but the equipment was not fully repaired and within 12 hours, the equipment had to be returned for additional repairs to the already repaired area; it is as if the technician addresses the initial code only and does not verify if additional work is needed before closing the job. Tye noted the unnecessary duplicate expense and effort to repair equipment. Tye noted if this was a solitary instance, it could be understood but the issue is ongoing. The Commission suggested Tye have a conversation to resolve the matter.

*RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT 21<sup>st</sup> Day's Proceedings, 22<sup>nd</sup> Day of August 2023 is continued on page 163*

(CONTINUED FROM PAGE 162) **RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**21<sup>st</sup> Day's Proceedings, 22<sup>nd</sup> Day of August 2023**

Right of Way Damages – Tye reported Sunrise Telecom (or its subcontractor) drove their trencher along the east side of SW 101<sup>st</sup> Road with the track destroying the east edge (south of SW 300<sup>th</sup> Road). Tye noted no request was received from Sunrise to install the fiber so close to the road. Commissioner Kavanaugh stated Road and Bridge should repair the road but keep track of time and expenses for the repairs to be invoiced to Sunrise and/or Spectrum Communications. Commissioner Marr noted these initial repairs may not be the final for that section, depending on the damage.

Chip and Seal Projects – Tye stated SE 300<sup>th</sup> Road was the last road to chip seal for this year and that should be completed soon. Commissioner Marr stated he has received requests for the County to hard surface the gravel section of SE 201<sup>st</sup> Road with reports of large rock, excessive dust and unideal conditions considering the traffic on the road. Commissioner Marr noted having driven SE 201<sup>st</sup> Road this morning and the road is hard and did not cause much, if any gravel dust but there is only a small portion (1/4 mile) of the road that is gravel (likely due to the Warrensburg R-6 School Districts' construction of the High School Sports Complex). Commissioner Marr and Commissioner Kavanaugh stated they would like SE 201<sup>st</sup> Road, to the south of the high school, to be chip and sealed in 2023. Tye stated they will chip and seal the gravel portion of SE 201<sup>st</sup> Road after SE 300<sup>th</sup> Road. The Commissioners agreed that now SE 201<sup>st</sup> Road, south of Warrensburg High School, will be the last road for 2023 chip and seal projects.

Employment – Tye asked about the requirement for all Road and Bridge Employees (except secretary's) to have, or be prepared to obtain with the County's assistance, a commercial driver license (CDL). Tye noted there was an applicant who did not have a CDL but was willing to work, and possibly was willing to obtain a CDL after time. Tye asked if the Commission thought a CDL should be required to run a pothole patcher. Commissioner Marr stated the CDL requirement was important to the previous Road and Bridge Supervisor, Gary Bell, but may not be a written requirement. Commissioner Kavanaugh suggested Tye get copies of job descriptions to verify if a CDL is a job qualification. Commissioner Marr stated anyone driving a county vehicle (truck or larger) should have a CDL, which would mean any elected official or county staff (Assessor, County Clerk, Emergency Management, Maintenance, Road and Bridge, Sheriff, etc.). Commissioner Kavanaugh stated if you drive as part of your job, then you are driving for hire and should have at least a Class E Driver's License. Tye stated he would check with the individual to verify interest in obtaining a CDL.

Equipment – Tye stated he would like to get on the agenda to review options for equipment (roller, crack sealer, broom, truck) purchases. Discussion tabled until August 24, 2023.

The Commissioners met with Old Drum Animal Shelter for the Animal Shelter Update. Present: Bobbi Yeo, Shelter Director, Bryan Jacobs, Board President and Diane Thompson, County Clerk and county representative for the animal shelter board. Yeo presented the following information:

- Updated copy of bylaws as voted on at the August meeting.
- Personnel update: three new employees have been hired since the July meeting.
- Financial report showing both revenues and expenditures to be on track for the year, although worker's compensation was significantly underbudgeted.
- Repairs/upgrades in progress: rebaiting of mouse traps every three days, sealing of concrete in the outdoor portion of the guillotine kennels to be in compliance with state requirements.
- Building repairs and upgrades needed to include Kennel R remaining clogged with an estimated cost of \$1,335 to repair, replacement of the chain link fence in the adoption kennels with welded wire, which will be expensive and investigating more substantive action to eliminate mouse population.
- Equipment repairs/upgrades needed: new phone system, hardware to stabilize cat cages and steel rollers to allow for better sanitation (\$12,500 quote); replacement of phone system – currently only have one line coming in; extension of wireless network to the north building and purchase of two tablets to increase efficiency and accuracy of intakes and adoptions.

The Commissioners met with Kimberly Jennings and Steve Ewing from Johnson County Central Dispatch to discuss Johnson County Emergency Services Board's Request for a new cell tower site and property lease at Sheriff's Office and Detention Center in Centerview; also present Scott Munsterman, Sheriff; Mike Hanes, Captain Hanes. Ewing reviewed the plan is to start building three towers to increase radio communications following the voters pass of ½ of a percent sales tax in November 2022, one tower would be ideally situated on the County's Sheriff's Office and Detention Center property in Centerview. Jennings reviewed there is currently a tower there but a larger tower is needed to provide greater coverage for emergency services. Commissioner Matthews asked what drew them to the proposed location on the property. Ewing noted that it was close to the existing access road and the power for the backup generator at the jail. Commissioner Matthews expressed concern about the tower being located in the middle of the property and the potential of the County vacating that property at some point; a tower in the middle of the property would not likely be appealing to future property owners. The Commissioners' preference would be along SW 871<sup>st</sup> Road or SW 300<sup>th</sup> Road at the corner of the jail property. Ewing asked about the elevation of those areas. Ewing noted the existing tower would need to remain operational until the new tower was in use but after that it would be torn down, unless the Sheriff's office needs it. The group discussed that the small tower attached to the old jail on E. Market St is obsolete as no one seems to use it. Commissioner Kavanaugh asked if Dispatch intended for the County to give them the land the tower would sit on. Ewing stated they would lease the land. Matthews noted that if the County sells that property, it would be ideal for the tower to be located along the road. Ewing stated that they can take that information back to Motorola and asked if the County was interested in selling a portion of the property to the Emergency Services Board. Commissioner Matthews stated he did not know if the County could sell property without putting it out for bid. Munsterman also noted that the County does not have plans to move from the shooting range property on the north side of the railroad tracks, the tower may be better situated on the shooting range property. Commissioner Matthews stated he was fine with that portion of the property as well, but there was no reason to have the tower so far off the road and elevation does not likely change much over the whole property. Commissioner Kavanaugh stated County's legal counsel will have to review the lease as well, once a location has been determined.

(CONTINUED FROM PAGE 163) **RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**21<sup>st</sup> Day’s Proceedings, 22<sup>nd</sup> Day of August 2023**

The Commissioners discussed the appointment of Darrin Tobias as the Emergency Management Agency (EMA) Director, effective August 17, 2023. It was noted Jim Clad, Public Assistance Coordinator for State Emergency Management Agency (SEMA), will need the file to be updated from Cassidy Burwick (former EMA Director) as the Johnson County’s Authorized Representative for Federal Emergency Management Agency (FEMA) Disaster Related Claims.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to appoint the Emergency Management Director, Darrin Tobias, as the Johnson County, Missouri Authorized Representative for Federal Emergency Management Agency Disaster Related Claims. Motion approved unanimously.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the 2024 County Aid Road Trust (CART) Program Agreement for J. N. Turkey Kearn Memorial Wildlife Area. Motion approved unanimously.

The transfer of funds for payroll of County Officials and employees for the period August 5, 2023 through August 18, 2023 was approved from County funds in the following amounts: County Revenue: \$66,452.38; Road and Bridge Department: \$43,447.55; Assessment: \$15,551.06; Bridge Construction: \$24,938.59; Juvenile Officers: \$3,779.15; Prosecuting Attorney: \$28,232.33; MoSMART Sal Supplement: \$415.35; Recovery Court – SAMHSA Grant: \$0.00; Commission Administrative: \$0.00; Sheriff: \$72,036.00; Jail: \$75,969.00; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$334,916.38.

The Commissioners received right-of-way (ROW) applications that have been inspected by Todd Milnes. Tye stated the ROWs are all on roads maintained by the county and have the department’s recommendation to be approved. The Commissioners reviewed and approved the following Right of Ways for Spectrum Mid-America, LLC with Sunrise Telecom contracting and work to begin August 7, 2023 and end November 20, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services:

- 2023-215 | SW 1201<sup>st</sup> Rd: Plow/Bore 1061 feet, Intersecting Road: E 10<sup>th</sup> St & Hwy 58 going South.
- 2023-216 | SW 1171<sup>st</sup> Rd: Plow/Bore 2683 feet, Intersecting Road: SW 1171<sup>st</sup> & SW U Hwy going south.
- 2023-217 | SW 375<sup>th</sup> Rd: Plow/Bore 612 feet, Intersecting Road: SW 1171<sup>st</sup> and SW 375<sup>th</sup> Road.
- 2023-218 | SW 1501<sup>st</sup> Rd: Plow/Bore 3298’, Intersecting Road: Hwy 58 and SW 1501<sup>st</sup> Rd going South.
- 2023-219 | SW 1451<sup>st</sup> Rd: Plow/Bore 2692’, Intersecting Road: SW 1451<sup>st</sup> Rd and Hwy 58 going North.
- 2023-220 | SW 400<sup>th</sup> Rd: Plow/Bore 11,943’, Intersecting Road: SW 1351<sup>st</sup> Rd and 400<sup>th</sup> Rd west.
- 2023-221 | SW 1501<sup>st</sup> Rd: Plow/Bore 1377’, Intersecting Road: SW 1501<sup>st</sup> Rd going South to SW 500<sup>th</sup> Rd.
- 2023-222 | SW 1351<sup>st</sup> Rd: Plow/Bore 5365’, Intersecting Road: SW 1351<sup>st</sup> Rd & SW 400<sup>th</sup> Rd going south.
- 2023-223 | SW 500<sup>th</sup> Rd: Plow/Bore 14097’, Intersecting Road: Hwy 131 and SW 500<sup>th</sup> Rd going West.
- 2023-224 | SW 600<sup>th</sup> Rd: Plow/Bore 11,709’, Intersecting Road: SW 600<sup>th</sup> Rd and Hwy 131 going West.
- 2023-225 | SW 600<sup>th</sup> Rd: Plow/Bore 3518’, Intersecting Road: SW 1251<sup>st</sup> Rd and SW 600<sup>th</sup> Rd going West.
- 2023-226 | SW 1271<sup>st</sup> Rd: Plow/Bore 1091’, Intersecting Road: SW 600<sup>th</sup> Rd & SW 1271<sup>st</sup> Rd going North.
- 2023-227 | SW 1251<sup>st</sup> Rd: Plow/Bore 6495’, Intersecting Road: SW 500<sup>th</sup> Rd and 1251<sup>st</sup> Rd going South.
- 2023-228 | SW 500<sup>th</sup> Rd: Plow/Bore 12,676’, Intersecting Road: SW 500<sup>th</sup> Rd and 1251<sup>st</sup> Rd going east.
- 2023-229 | SW 1201<sup>st</sup> Rd: Plow/Bore 9841’, Intersecting Road: SW 500<sup>th</sup> Rd and 1201<sup>st</sup> Rd going south.
- 2023-230 | SW 1101<sup>st</sup> Rd: Plow/Bore 7641’, Intersecting Road: SW 500<sup>th</sup> Rd and 1101<sup>st</sup> Rd going south.
- 2023-231 | SW 600<sup>th</sup> Rd: Plow/Bore 5301’, Intersecting Road: SW 1101<sup>st</sup> Rd and SW 600<sup>th</sup> Rd going east.
- 2023-232 | SW 1001<sup>st</sup> Rd: Plow/Bore 3180’, Intersecting Road: SW 1001<sup>st</sup> Rd and 600<sup>th</sup> Rd going south.
- 2023-233 | SE 500<sup>th</sup> Rd: Plow/Bore 756 feet, Intersecting Road: Hwy 13 and SE 500<sup>th</sup> Rd.
- 2023-234 | SW 600<sup>th</sup> Rd: Plow/Bore 1381 feet, Intersecting Road: Hwy 13 and SW 600<sup>th</sup> Rd.
- 2023-235 | SE 650<sup>th</sup> Rd: Plow/Bore 3997 feet, Intersecting Road: Hwy 13 and SE 650<sup>th</sup> Rd.
- 2023-236 | SW 675<sup>th</sup> Rd: Plow/Bore 1355 feet, Intersecting Road: SE Hwy 13 and SW 675<sup>th</sup> Rd.
- 2023-237 | SE 700<sup>th</sup> Rd: Plow/Bore 2707 feet, Intersecting Road: SE Hwy 13 and SE 700<sup>th</sup> Rd.
- 2023-238 | SW 850<sup>th</sup> Rd: Plow/Bore 2636 feet, Intersecting Road: SE Hwy 13 and SW 850<sup>th</sup> Rd.
- 2023-239 | SW 21<sup>st</sup> Rd: Plow/Bore 1489 feet, Intersecting Road: SW 21<sup>st</sup> Rd and SW 850<sup>th</sup> Rd.
- 2023-240 | SE 860<sup>th</sup> Rd: Plow/Bore 2430 feet, Intersecting Road: SE 860<sup>th</sup> Rd and Hwy 13.
- 2023-241 | SE 201<sup>st</sup> Rd: Plow/Bore 6342 feet, Intersecting Road: SE 201<sup>st</sup> Rd and SE 625<sup>th</sup> Rd.
- 2023-242 | SE 625<sup>th</sup> Rd: Plow/Bore 4922 feet, Intersecting Road: SE 625<sup>th</sup> Rd and SE 251<sup>st</sup> Rd.
- 2023-243 | SE 201<sup>st</sup> Rd: Plow/Bore 1182 feet, Intersecting Road: SE 201<sup>st</sup> Rd and SE Hwy PP.
- 2023-244 | SE 201<sup>st</sup> Rd: Plow/Bore 15,230 feet, Intersecting Road: SE 201<sup>st</sup> Rd and SE 171<sup>st</sup> Rd.
- 2023-245 | SE 1000<sup>th</sup> Rd: Plow/Bore 3321 feet, Intersecting Road: SE 1000<sup>th</sup> Rd and SE 201<sup>st</sup> Rd.
- 2023-246 | SE 860<sup>th</sup> Rd: Plow/Bore 389 feet, Intersecting Road: SE 860<sup>th</sup> Rd and SE 201<sup>st</sup> Rd.
- 2023-247 | SE 301<sup>st</sup> Rd: Plow/Bore 3953 feet, Intersecting Road: SE 301<sup>st</sup> Rd and SE EE Hwy
- 2023-248 | SE 600<sup>th</sup> Rd: Plow/Bore 8065 feet, Intersecting Road: SE 600<sup>th</sup> Rd and SE 321<sup>st</sup> Rd.
- 2023-249 | SE 471<sup>st</sup> Rd: Plow/Bore 2558 feet, Intersecting Road: SE 600<sup>th</sup>, SE 401<sup>st</sup> and SE 471<sup>st</sup> Rd.
- 2023-250 | SE 321<sup>st</sup> Rd: Plow/Bore 295 feet, Intersecting Road: SE 321<sup>st</sup> Rd and SE 600<sup>th</sup> Rd.
- 2023-251 | SE 321<sup>st</sup> Rd: Plow/Bore 4122 feet, Intersecting Road: SE 321<sup>st</sup> Rd and SE 600<sup>th</sup> Rd.
- 2023-252 | SE 675<sup>th</sup> Rd: Plow/Bore 1499 feet, Intersecting Road: SE 675<sup>th</sup> Rd and SE 251<sup>st</sup> Rd.
- 2023-253 | SE 750<sup>th</sup> Rd: Plow/Bore 2863 feet, Intersecting Road: SE 750<sup>th</sup> Rd and SE 251<sup>st</sup> Rd.
- 2023-254 | SE 291<sup>st</sup> Rd: Plow/Bore 2014 feet, Intersecting Road: SE 291<sup>st</sup> Rd and SE Hwy PP.
- 2023-255 | SE 251<sup>st</sup> Rd: Plow/Bore 10,566 feet, Intersecting Road: SE 251<sup>st</sup> Rd and SE Hwy PP.
- 2023-256 | SE 371<sup>st</sup> Rd: Plow/Bore 2594 feet, Intersecting Road: SE 371<sup>st</sup> Rd and SE Hwy PP.
- 2023-257 | SE 251<sup>st</sup> Rd: Plow/Bore 9119 feet, Intersecting Road: SE 251<sup>st</sup> Rd and SE 900<sup>th</sup> Rd.
- 2023-258 | SE 251<sup>st</sup> Rd: Plow/Bore 4241 feet, Intersecting Road: SE 251<sup>st</sup> Rd and Hwy 2.
- 2023-259 | SE 900<sup>th</sup> Rd: Plow/Bore 6596 feet, Intersecting Road: SE 900<sup>th</sup> Rd and SE 321<sup>st</sup> Rd.
- 2023-260 | SE 301<sup>st</sup> Rd: Plow/Bore 5906 feet, Intersecting Road: SE 301<sup>st</sup> Rd and SE 900<sup>th</sup> Rd.

Adjournment was at 4:00 p.m. The next meeting will convene on August 24, 2023.



RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT  
22<sup>nd</sup> Day's Proceedings, 24<sup>th</sup> Day of August 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; and Diane Thompson, County Clerk. Not Present: Charles Kavanaugh, Western Commissioner. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Matthews and Commissioner Marr reviewed and approved accounts payable in the amount of \$307,883.80.

Commissioner Matthews and Commissioner Marr met with Jimmy Tye, Road and Bridge Supervisor, regarding Road and Bridge Equipment Purchases; also present: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy. Thompson reviewed purchase procedures.

- Pad Foot Roller: Tye reviewed the request from the salesperson to meet with the Commission in regards to the first three months of rent could be used towards the purchase price. Thompson reviewed advice from legal counsel: the roller would require a bid even though it started as a rental because the total purchase price was greater than \$12,000.
  - Asphalt Crack Sealer: Tye requested to rent a sealer to use on NW 501<sup>st</sup> Road (Gross Town Road) from Crafcro Supply Center \$5,500/month plus the product (\$0.71/pound). Tye noted the pothole patcher will not do the same as the asphalt crack sealer. Commissioner Marr noted he would not worry about a hairline crack in the asphalt. Commissioner Marr suggested putting oil CRS-2 on NW 501<sup>st</sup> Road. Tye stated they would have to put rock or sand on top to help diffuse the stickiness. It was noted that the cost could be over the \$12,000 requiring public procurement.
  - Street Sweeper / Broom: Tye noted the Commission's previous recommendation to use the income funds from the purple wave auction income to pay for a second broom. Tye noted the broom costs range for new \$72,000-\$80,000 or used \$34,000-\$60,000. Commissioner Marr the broom gets used a few days each month during a six (6) month, then it sits for a few days, so it does not make much sense to purchase another broom unless you plan to increase the need.
  - Truck(s): Tye noted the department needs to purchase trucks and he would be agreeable with used half ton trucks used if there was a procurement process that works. Commissioner Marr reviewed the new procedure available through the state which requires the county to fill out a form and give it to the vendor and wait for a response. Thompson stated if he could write up minimum specifications, the Commission could issue a request for bids. Tye noted the limited availability of vehicles for purchase.
- Right of Way (ROW): Tye reported that it is likely that the same subcontractor working on SW 21<sup>st</sup> Road (south of BB Highway), cut across the road and driveways. No locate marks were visible and no ROW application was submitted.

Commissioner Matthews and Commissioner Marr met with Craig Hibdon regarding SE 201<sup>st</sup> Road's surface. Commissioner Marr stated the Road and Bridge Department plans to ground the road next week then proceed with a chip seal. Commissioner Marr there is some inch and a half (1.5") rock on the road but the road was not dusty when he drove it Tuesday.

The Commissioners received right-of-way (ROW) applications that have been inspected by Todd Milnes. Tye stated the ROWs are all on roads maintained by the county and have the department's recommendation to be approved. The Commissioners reviewed and approved the following Right of Ways for Spectrum Mid-America, LLC with Sunrise Telecom contracting and work to begin August 7, 2023 and end November 20, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services:

- 2023-214 | Cedar Ln: Plow/Bore 453 feet, Nearest intersecting Road: E 10<sup>th</sup> St and Hwy 58

The Commissioners reviewed and approved the following Right of Way for Evergy with Lan-Tel Communication & Underground Services contracting and work to begin August 21, 2023 and end September 30, 2023 with work to include install fiber optic cable between Evergy's facilities within the public right-of-way via horizontal directional drilling:

- 2023-261 | NE 75 Rd, between NE D Highway & Thompson Road (1.75 miles)

Commissioner Matthews and Commissioner Marr addressed a letter to Human Resources regarding wage increases for Emergency Management. "The Johnson County Commission authorizes the following pay increases to be effective with the first check of September 2023: Darren Tobias – promoted to EMA Director with a salary of \$42,000/year; Wyatt Floyd – promoted to N7, Step 12.5 - \$17.34/hour (\$36,067.20/year)"

Adjournment was at 4:00 p.m. The next meeting will convene on August 28, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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ABSENT  
Charles Kavanaugh, Western Commissioner

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RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT

23<sup>rd</sup> Day's Proceedings, 28<sup>th</sup> Day of August 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Auctioneer Licenses

Jared Anstine d/b/a Anstine Auction, LLC, P.O. Box 127, Kingsville, MO, requested and was granted auctioneer licenses for the period of one year starting August 25, 2023 and to expire August 24, 2024.

The Commissioners met with Darrin Tobias and Mac Floyd for the Emergency Management Agency (EMA) Update and reviewed the report.

- Office Furniture Donation – Tobias noted the recent donation of furniture (desks, bookcases, etc.) from Auto Alert, Kansas City that was given to EMA as they were downsizing from a four-floor office space to a single floor office space.
- Emergency Priority Service Agreement – Tobias noted he is in early conversations with ServPro – Lone Jack, for Emergency Priority Service to Johnson County in the event of a major disaster.
- Commissioner Kavanaugh requested any drivers of the mobile Emergency Operations Center (bus) be trained and given opportunities to practice driving the vehicle with those events recorded for each driver.
- Commissioner Kavanaugh asked the status of driver’s licenses for those drivers since those individuals would be “driving for hire” (Class E). Tobias stated he has a Class F (Driver License), Floyd stated he had a Class B (Commercial Driver’s License under 26,000 pounds), and it is unknown what type of driver license the volunteer has who drives the bus.
- Floyd noted funding was cut state-wide for this year’s budget and there is likely to be a reduction of funds allocated to Johnson County if the third EMA employee is not added soon.

The Commissioners met with Mary Lutjen for the Custodial Update. Lutjen requested an additional shop vacuum so that each building has one and staff does not have to lug the equipment between the buildings. Lutjen noted receiving questioning from Marquess about cleaning supplies being used. Lutjen is going to make a detailed booklet to explain what cleaning products are used for specific situations. Lutjen reviewed there are significant quantities of cleaning supplies no longer used being stored (i.e., old large style urinal cake that melts into the porcelain causing more work for cleaning staff). Commissioner Kavanaugh stated that if there are cleaning products not in use here, then ask if the items can be returned or used at the Sheriff’s Detention Center/Road and Bridge Department. Commissioner Marr asked for the chain of events that occurred for the South Annex water heater leak incident. Lutjen stated staff reported and sent a picture to her there was a leak on Friday, August 18, 2023; Lutjen sent a text (including a picture) of the incident to Marquess within 30 minutes of receiving the text; Lutjen did not receive a response from Marquess until Monday, August 21, 2023.

The Commissioners individually reviewed and approved previous minutes.

The Commissioners attended the virtual Missouri Association of Counties Legislation Meeting.

The Commissioners met with Capital Materials Representatives at Players Restaurant for lunch to review services available; also present: Jimmy Tye, Road and Bridge Supervisor.

Adjournment was at 4:00 p.m. The next meeting will convene on August 29, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**24<sup>th</sup> Day's Proceedings, 29<sup>th</sup> Day of August 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners hosted a work session to update the Applications, Procedures and Specifications for Right of Ways and Roads; also present: Diane Thompson, County Clerk; Jimmy Tye, Road and Bridge Supervisor; Jennifer Powers, County Clerk Chief Deputy. Discussion included potentially different fees for non-profit versus for-profit applications, sight distance, and culvert installation.

The Commissioners reviewed the Insurance Broker of Record (Property and Liability) Request for Qualification and requested the Legal Notice be placed in the Warrensburg Star Journal.

The Commissioners met with Jim Schuessler, McClure Engineering for a Building Assessment Update; also present: Diane Thompson, County Clerk. Schuessler reviewed progress on the building assessments with LiDAR scans completed of 278 SW 871<sup>st</sup> Road (Sheriff Office and Detention Center), 1310 South Maguire (South Annex), and 135 West Market Street (old jail) and those scans are being turned into interior floor plans with room names, fire panels, hot water heaters, etc. Schuessler stated he walked the three buildings in addition to the Justice Center 101 West Market (Justice Center) with maintenance staff last week for the onsite assessment:

- Sheriff Office and Detention Center – Schuessler noted switching control on restroom, stove is old and fire suppression system in hood correctly connected to fire panel, flooring is in poor shape and slippery in the main building from all the carts moving from the kitchen to back dorm areas. Schuessler reported that spaces seem adequate, but segregation is lacking and storage, throughout the complex, is a problem. Schuessler stated Dorm A/B has a ventilation issue due to a water leak and across the board ventilation should be increased to assist instances when a prisoner has to be maced or pepper sprayed. Schuessler stated the porcelain toilets need to be changed to stainless steel. Schuessler stated hard water is an issue but the water softener is disconnected, so that may address the problem. Schuessler stated the outdoor areas are not pleasant but also are not used much. Schuessler stated the air conditioning was working fine in all buildings but none of the dorm ceiling fans were on (unclear if there is a malfunction issue or they just were not turned on). Schuessler noted the request for additional covered walkways between buildings for transporting food. Schuessler reviewed the sidewalks and parking lots have significant cracking. The question was asked if the Sheriff's Office needs to be with the detention center. If they were separated, that would allow jail to expand storage, etc. Epps said they could move maintenance out of sallyport and have more room for the function of the sally port. Schuessler stated the generators seemed to be fine. Schuessler noted the control room has to be kept dark so the inmates cannot see into the room. There was a suggestion to remove closet between C/D and E dorms to get to mop sinks, since they currently must go around the building. Structural engineering issues in some of the big dorms metal Ts are moving away of the metal walls. Everyone would like to see that building go away and something new built in its place, possibly a two-story structure to allow for better visibility from the control room. Schuessler stated the building assessment and maintenance plan is not exclusively focused on the need to and could be considered in a future scope of work for on-call engineering. Vernon and Caldwell Counties both did studies for new jails (current trends for jail designs), it could be valuable to look at those studies.
- South Annex – Schuessler small, easy to get around but there was no way to get on the roof at the assessment. Schuessler noted they removed some ceiling tiles and were able to view some of the roofing structure from inside, with the roof being a metal structure. Schuessler stated that since the building's original construction was for a bank, the exterior skin was sound and reinforced the metal frame. The Commissioners noted that Septagon Construction Company did some work to the roof in Spring 2022. The Commissioners noted the gutter system is in the soffit and fascia with the roof draining to the west (back) sixteen inch wide and six – eight (6-8) inch deep gutter. Schuessler noted having discussed the working space with existing staff, and they believed there is enough space to accommodate needs for the foreseeable future.
- Old Jail – Schuessler noted there is no heating, ventilation, and air conditioning (HVAC) on the second floor and access to the second floor is not Americans with Disabilities Act (ADA) compliant. Schuessler noted having met with Kim Hall, University of Missouri Extension Field Specialist in 4H Youth Development who had approximately 20 years of experience in the building and stated the space provided was adequate but recommended the windows be replaced because of the condensation film between the double paned glass. Schuessler stated the rest of the building is maze-like and used for a maintenance workshop. Schuessler noted of the occupied space, there did not seem to be any leaks, but water has / can enter the building from the East old vestibule.
- Justice Center – Schuessler stated the roof is in bad shape with bubbling issues that have been temporarily repaired by maintenance staff. Schuessler stated the McClure team will be looking at the life expectancy of mechanical, electrical and plumbing systems. Schuessler stated the basement juvenile detention is unoccupied but still has the equipment affixed to the walls with 10 cells and a shower room: (11) stainless-steel combination toilet lavatory units, metal beds, tables, and mirrors, three (3) shower fixtures; which may be able to be moved to detention center. ADA door on far east side that people have tried to use. Schuessler noted the south basement door is unsecured and all glass. Thompson asked about water penetrating the building, as was reported April 6, 2023. Schuessler stated no water is currently coming into the building but along with the roof's poor condition, there could be masonry issues, tuckpointing and limestone moving away from the exterior that could use some attention.

Schuessler stated McClure will be requesting energy bills for the four (4) buildings. Schuessler stated then the next step is for McClure to submit draft written reports with the floorplan and building assessments for each floor and section of the buildings, as well as an energy assessment for each building to the Commission. Schuessler stated the Commissioners will have two (2) weeks to review the drafts before a presentation. Schuessler reviewed that after the building assessment is complete, phase 2 of this scope of work is to prepare the maintenance plans.

Schuessler reviewed initially requested potential scopes of work for on-call engineering:

- Detention Center – Wastewater Treatment
- Detention Center – Insulation (State American Rescue Plan Act [ARPA] Funding)
- Detention Center – Backup Generator and corresponding Security Systems
- Justice Center – Roof

Schuessler presented draft scopes of work for on-call engineering (starting with #2 since building assessment/maintenance plans was scope #1) noting the forms are to be updated to include completion dates with each task:

2. Detention Center – Wastewater Treatment
3. Detention Center – Insulation (State American Rescue Plan Act [ARPA] Funding)
4. Justice Center – Roof: tasks were explained and it was note that if the County wanted, Task E could be eliminated if the County provides Contract Administration.

Commissioner Kavanaugh asked about the priority of the projects. Schuessler stated the ARPA grant for insulation has plenty of flexibility, roof is not failing, and Environmental Protection Agency (EPA) is not yelling about the wastewater but he would place the roof water proofing due to being “indoor” work for a winter project. Commissioner Kavanaugh noted the Missouri Department of Natural Resources was supposed to be testing the wastewater system this year, but it has not happened yet. Schuessler stated he will discuss the matter with Michael Hall, McClure Water Team Leader. Commissioner Kavanaugh recommended Tony Lerda, O & M Enterprises (current technician), be included in the meeting.

Commissioner Kavanaugh attended the University of Missouri Extension Council meeting at 135 W. Market Street, Warrensburg.

Adjournment was at 4:00 p.m. The next meeting will convene on August 31, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**25<sup>th</sup> Day's Proceedings, 31<sup>st</sup> Day of August 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$181,823.91

The Commissioners met with Kristen Dyer, City of Warrensburg City Planner regarding an opportunity for Nomination Application to designate Johnson County and the City of Warrensburg as an American World War II Heritage City by the National Park Service. Dyer reviewed the community support for the World War II efforts when the Sedalia Glider Base, currently Whiteman Air force Base, was construction east of Warrensburg in 1942. Dyer also reviewed the housing and education of Navy and Marine Corpe future officers as part of the V-12 Navy Training Program at Central Missouri Teachers College, currently University of Central Missouri. Dyer noted that Johnson County and Warrensburg have remained a military community, established monuments, built a memorial chapel, held parades, and raised fundraisers. Dyer reviewed the National Park Service accepts applications annually until the designation is made and then the designation is held in perpetuity. Dyer noted that the designation is only available to one entity in the state and there is no financial commitment for the designation.

Commissioner Marr motioned and Commissioner Kavanaugh seconded to approve and authorize Presiding Commissioner Matthews to sign the application to designate Johnson County and the City of Warrensburg as an American World War II Heritage City by the National Park Service. Motion approved unanimously.

At 9:45 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees; (14) Records which are protected from disclosure by law; Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried. Other individuals in the closed session: Diane Thompson, County Clerk, Lisa Treece, Human Resources Director.

At 10:06 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Kavanaugh and seconded by Commissioner Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners met to consider the acceptance of Weatherstone Villas Subdivision (SW 145<sup>th</sup> Road off of Business 13 Highway) roads; also present: Jennifer Powers, County Clerk Chief Deputy; Babette Sproat, Road and Bridge Clerk. Sproat referenced the email she sent to the Commission on August 3, 2023. Sproat noted she is not attending this meeting on behalf of the Road and Bridge Department but on her own. Sproat noted concerns that drivers could slide into Business 13 Highway in the event of winter weather because of the SW 145<sup>th</sup> Road's slope at the intersection. The group discussed the slope of SW 145<sup>th</sup> Road.

Commissioner Matthews noted the Commissioner's intent to only provide snow removal, not full maintenance, of SW 145<sup>th</sup> Road. Sproat stated that Colson was given the county specifications before the Weatherstone Villas project was started, yet Colson chose not to involve the county or develop the road at those specifications. Sproat asked for guidance or a script when residents call to complain about the timing of snow removal. Sproat noted that snow removal has always been focused on the through roads before subdivision roads and now, because of the dangerous intersection Colson created, this subdivision road, that does not meet county specifications, is going to get a higher or similar priority as the compliant roads. Sproat noted the Road and Bridge Department is down to 42 employees, so the department is already at a disadvantage compared to other years.

Commissioner Matthews noted the Commission is working to update the road establishment and right of way procedures (including driveway applications) which should help to provide guidance.

Sproat requested the Commission provide a script for various irate phone calls the Road and Bridge Department receives regularly. Commissioner Marr noted that the Commission is trying to help deal with the complaints and regularly receives phone calls from upset residents about the roads or personnel. Sproat stated that if people are going to be expected to come into the Road and Bridge Department Office to turn in driveway applications, a counter is needed to separate public and office space.

The Commissioners received the fully executed 2024 County Aid Road Trust (CART) Program Agreement for J. N. Turkey Kearn Memorial Wildlife Area from the State of Missouri, Department of Conservation.

The Commissioners received monthly fees collected report from Prosecuting Attorney, Robert Russell for July 2023 totaling \$2,195.00 which was deposited with the Treasurer.

*RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT 25<sup>th</sup> Day's Proceedings, 31<sup>st</sup> Day of August 2023 is continued on page 170*

At 1:31 p.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees; (14) Records which are protected from disclosure by law; Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Lisa Treece, Human Resources Director and Mary Lutjen, Custodian.

At 2:30 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Kavanaugh and seconded by Commissioner Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners will not meet on Monday, September 4, 2023 in observance of Labor Day.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

## RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT

### 26<sup>th</sup> Day's Proceedings, 5<sup>th</sup> Day of September 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Jennifer Powers, County Clerk Chief Deputy. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Mitch Marquess, Maintenance Supervisor, for the Maintenance Update; also present: Jennifer Powers, County Clerk Chief Deputy.

- Justice Center – Marquess noted the Circuit Clerk heating, ventilation, air conditioning (HVAC) is not functioning correctly, so a technician has been contacted.
- Backflow Systems – Marquess stated PCS Plumbing replaced one (1) backflow unit and requested to complete the other two (2) units starting at 5:30 a.m. instead of coming in on October 9, 2023. Commissioner Kavanaugh noted any work would need to be complete prior to 8:00 a.m. because otherwise the Presiding Judge may feel the need to close the Justice Center.
- Online Auction Equipment Sold – Marquess stated the tables were supposed to be picked up September 1, 2023, but he has not confirmed that was done. Commissioner Kavanaugh noted the filing cabinets were also sold and should be picked up sometime.
- Elevator Inspections – Marquess noted the elevators would have their annual inspection this week.
- Custodian – Commissioner Kavanaugh stated Mary Lutjen will not be working today or Wednesday or Thursday afternoons this week so Maintenance Staff will need to cover any custodial services.
- Homelessness – Marquess noted an encounter a couple of weeks ago with an individual who was being argumentative around the courthouse.
- 122 Hout Street – Marquess reported that when it rains a decent amount, water comes in the building, but otherwise the building seems to be pretty much dry.

The transfer of funds for payroll of County Officials and employees for the period August 19, 2023 through September 1, 2023 was approved from County funds in the following amounts: County Revenue: \$67,340.94; Road and Bridge Department: \$43,531.34; Assessment: \$16,113.04; Bridge Construction: \$24,409.21; Juvenile Officers: \$3,956.67; Prosecuting Attorney: \$27,288.09; MoSMART Sal Supplement: \$415.35; Recovery Court – SAMHSA Grant: \$6,158.47; Commission Administrative: \$0.00; Sheriff: \$73,945.76; Jail: \$78,462.10; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$345,715.94.

The Commissioners met with Jimmy Tye, Road and Bridge Supervisor.

Purplewave Auction: Tractor Buyer Withdrawal Request and Re-Auction the tractor sold for \$32,000.00. the second highest bidder was at \$31,500 but when contacted, after the highest bidder was in a motor grader accident, Tye presented correspondence from Kelly Huff, Purple Wave Auction Collection Specialist “The buyer for MG9590 was in a severe accident and the wife reach out to see what can be done. I told her that we can try to resale it to a backup bidder. The backup has given a counter offer of \$28,500.00. You can either accept this adjusted offer or we can relist it in another auction. Let me know how you would like to proceed.” Tye reviewed a conversation from Dan Doak, where Doak stated there is no way to set a minimum bid of \$30,000 on PurpleWave; discussion included the possibility of putting the tractor for sale again bringing very caution bidders. The Commissioners unanimously agreed to waive the highest bidder’s responsibility to pay for the tractor, offer the second highest bidder to purchase the tractor at \$31,500 and if the second bidder does not purchase the tractor at \$31,500, the tractor should be put back on PurpleWave.

Road Projects: SW 1501<sup>st</sup> Road (From SW 25<sup>th</sup> Road to Bridge) and SW 1521<sup>st</sup> Road (From 58 Highway to SW 1501<sup>st</sup> Road to Bridge north of SW 75<sup>th</sup> Road), commonly known as Holden City Lake Road is now complete; crews will be on NW 100<sup>th</sup> Road (From 131 Highway to W Highway) to complete the chip and seal today and tomorrow. There have been requests for maintenance at Green Meadows (NW 271<sup>st</sup> Road off of 50 Highway) and Deer Creek (NW 1941<sup>st</sup> Road).

Staffing: Tye asked about hiring employees without a commercial driver’s license (CDL) to driver mowers. Commissioner Marr noted that the CDL requirement was something the former Road and Bridge Supervisor instated but may not be needed. The Commissioners tabled the discussion to seek legal counsel.

The Commissioners met with Mark Reynolds, Assessor to review his request for a Waiver of Competitive Bids for Software for Assessor, Collector and Clerk. Reynolds presented a Product and Services Sale Order Agreement (Order JOH-9-082423, dated August 24, 2023) from Ulrich Software Inc. for license, installation, programs, and training for USI CAMA System, Tax Administration (real estate and personal property), Imaging (personal assessment sheets and various documents), Market Study, Mobile Office (one user license), Internet Filing (personal assessment, business personal assessment), APEX Sketching (two user licenses) for:

- First Year: \$58,510 (including \$25,000 down payment required) plus data conversion (\$8,000 estimate) and Per Analyst per diem (\$200)
- Second Year: \$57,620
- Third Year: \$57,620
- After Year Three Annual License and Maintenance: \$26,920

Reynolds stated that Ulrich Software Inc. is the only software that can be run on a tablet, includes a scheduling program, personal property program, connects to a website, and is an integrated system with SAM’s Integrity (geographic information system GIS program). The Commissioners directed Powers to put a legal notice of Waiver of Competitive Bids for Software for Assessor, Collector and Clerk in the Warrensburg Star Journal and Sedalia Democrat, to meet the daily and weekly requirement per RSMo. 50.783.2. Upon preparation of the legal notice, Powers was met with conflicting information, since the agreement did not include the Collector or Clerk portions of the program (which was on the agenda for consideration). Powers, not having adequate information to prepare the legal notice, notified the County Clerk of the discrepancies but did not take action on legal notice.

Fees received in August 2023 from Stormy Taylor, Recorder of Deeds were approved. Fees deposited with the Treasurer were \$42,260.41.

(CONTINUED FROM PAGE 171)

RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT

26<sup>th</sup> Day's Proceedings, 5<sup>th</sup> Day of September 2023

Johnson County Levy Hearing: County General Revenue, County Road and Bridge, and Developmental Disabilities Board

The Johnson County Commission held a hearing at 9:00 a.m. to set the levies for County General Revenue, County Road and Bridge, and Developmental Disabilities Board (Senate Bill 40 or sheltered workshop) as advertised. In attendance were Charles Kavanaugh, Western Commissioner; John Marr, Eastern Commissioner, Diane Thompson, County Clerk; Sid Tiller, Board President for Johnson County Board of Services (JCBS); Liz Hargrave, JCBS Outreach Director; Jennifer Powers, County Clerk Chief Deputy. Thompson reviewed the 2022 Assessed Value and 2023 Assessed Value:

	2022	2023	
Real Property	\$488,869,163	\$525,204,974	
Personal Property	\$170,402,739	\$179,446,868	
State Assessed Railroad and Utility (SARRU)	\$93,117,836	\$100,949,894	
Local Assessed Railroad and Utility (LARRU)	\$5,084,219	\$3,979,894	
Total	\$757,473,957	\$809,580,803	
Increase		\$52,106,846	Increase Breakdown
		New Construction	\$14,384,673
		Reassessment	\$37,722,173

GENERAL REVENUE (GR): Thompson stated the GR levy is tied to the GR sales tax, passed in November 1979, requiring the levy be reduced by at least 50% to account for the sales tax revenue. Thompson noted the first six (6) months of actual sales tax revenue were doubled to calculate the 50% rollback, but the actual sales tax rate has been higher than anticipated for 2021 and 2022 and if sales tax collections stay on pace for the remainder of 2023, the actual amount collected will be higher than the projected calculation. Thompson reviewed the GR levy calculations:

	2022		2023
Total valuation:	757,473,956	1	Total valuation:
(RE, PP, ST & Lcl assessed)			809,580,803
Max. Co Gen Rev Rate:	0.3192		Max. Co Gen Rev Rate:
(Voted Gen Rev &/or R&B)			0.3192
Max. Revenue:	2,417,857	5	Max. Revenue:
			2,584,182
Total Valuation	757,473,956	1	Total Valuation
Actual Co Rev Rate	0.1085		809,580,803
Actual Co Revenue	821,859	2	Proposed Co Rev Rate
			0.1085
		2	Actual Co Revenue
			878,395
Actual Sales Tax Rev	3,394,088.88		Estimated Sales Tax Rev
% used for Reduction	0.5000		3,411,326
(As shown on sales tax ballot)			% used for Reduction
Prop Tax Reduction	1,697,044	3	0.5000
			(As shown on sales tax ballot)
		3	Prop Tax Reduction
			1,705,663
Actual Co Revenue	821,859	2	Actual Co Revenue
Prop Tax Reduction +	1,697,044	3	878,395
Allowable Co Revenue	2,518,904	4	Prop Tax Reduction +
			1,705,663
		4	Allowable Co Revenue
			2,584,058
Allowable Co Revenue	2,518,904	4	Allowable Co Revenue
Max. Revenue -	2,417,857	5	2,584,058
Surplus or (Credit)	101,047	5	Max. Revenue -
			2,584,182
			Surplus or (Credit)
			-124

Commissioner Kavanaugh motioned, and Commissioner Marr seconded to set the General Revenue levy at \$0.1085 per \$100 of assessed valuation. Commissioner Matthews called for a roll call vote: Matthews: Yay, Marr: Yay, Kavanaugh: Yay. Motion passed unanimously. Presiding Commissioner Matthews signed the Pro Forma Summary Page.

DEVELOPMENTAL DISABILITIES BOARD: Thompson reviewed levy calculations with the same tax rate ceiling for the Developmental Disability Board, commonly known as the Johnson County Board of Services:

2023 Assessed Value	\$809,580,803		Commissioner Kavanaugh motioned, and
2023 Tax Rate Ceiling	\$0.1156		Commissioner Marr seconded to set the
2023 Revenue	\$935,875		Developmental Disability Board levy at \$0.1156
2022 Revenue	\$859,809		per \$100 of assessed valuation. Commissioner
Increase	\$60,236	Increase Breakdown	Matthews called for a roll call vote: Matthews:
		New Construction	Yay, Marr: Yay, Kavanaugh: Yay. Motion passed
		Reassessment	unanimously. Presiding Commissioner Matthews
			signed the Pro Forma Summary Page.

Tiller thanked the Commission for their continued support of JCBS and RISE Community Services. Tiller noted there have been some challenges experienced from RISE in their efforts to obtain Missouri Department of Transportation grants for vehicles. Commissioner Marr requested additional information to make the Transportation Advisory Council aware of the need.

ROAD AND BRIDGE: Thompson reviewed levy calculations with the same tax rate ceiling for the Johnson County Road and Bridge:

2023 Assessed Value	\$809,580,803	
2023 Tax Rate Ceiling	\$0.2363	
2023 Revenue	\$1,913,039	
2022 Revenue	\$859,809	
Increase	\$123,128	Increase Breakdown
		New Construction
		Reassessment
		\$33,991
		\$89,137 (5%)

Commissioner Kavanaugh motioned, and Commissioner Marr seconded to set the Road and Bridge levy at \$0.2363 per \$100 of assessed valuation. Commissioner Matthews called for a roll call vote: Matthews: Yay, Marr: Yay, Kavanaugh: Yay. Motion passed unanimously. Presiding Commissioner Matthews signed the Pro Forma Summary Page.



(CONTINUED FROM PAGE 172) **RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**26<sup>th</sup> Day's Proceedings, 5<sup>th</sup> Day of September 2023**

The Commissioners met with Stephanie Truex for the Johnson County Community Health Services Monthly Update. Truex noted they received reports from the hospital of increase in coronavirus (COVID) with 22 positive cases reported last week which is a 45 percent (45%) increase of hospitalizations reports of from hospitalizations. Truex noted there is a new COVID vaccine that is a single shot instead of two shots. Truex reviewed there have been changes from Katy Trail Community Health so the low-cost healthcare mobile unit has not been coming to Warrensburg. Truex reviewed Lee Silverman Voice Treatment (LSVT) BIG physical therapy program's success since the program's start January 2023 and social media efforts.

The Commissioners hosted the Courthouse Heating, Ventilation, and Air Conditioning (HVAC) Phase 2 Kick Off Meeting, with the IMEG Team: Phillip Parra, IMEG Electrical Project Manager; Stuart Braden, IMEG Mechanical Manager; Rachel Butz, IMEG; Trudy Faulker, STRATA Architects; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Cooperation Executive Director.

**Project Review** – IMEG Team reviewed the steps completed in Phase 1 which provided information about three (3) HVAC system options for the Commissioner's consideration. It was noted the Phase Two (2) Scope of Work that Option One (1) – Hydronic Systems with Variable Air Volume (VAV) Air Handling Units and Option Three (3) – Hydronic Systems with Dedicated Outdoor Systems (DOAS) Unit(s) and Fan Coil Units systems were selected for further consideration but Parra requested specific direction from the Commission to confirm the two (2) options to proceed with Phase 2. Parra reviewed that Phase 2 will provide more detailed information of how the two systems will impact the building and detailed pros and cons for the two systems. Parra noted the significant value in replacing exterior windows and doors at the same time as the HVAC since the building will be vacated. Faulker reviewed the intent would be to take the appearance of the exterior and the main (second) floor back to the historic appearance, as much as possible. Faulkner noted since the courthouse was accepted on the Historic Registry with aluminum framed windows and doors, there will likely be the option to use aluminum instead of a wood frame which will help reduce the cost and ongoing maintenance requirements. Faulkner noted there are some window options that simulate the look of wood without being wood. Faulkner stated there was push back from State Historic Preservation Office (SHPO), that the handicapped accessible entrance would be brought back to the historic ceiling not using the dropdown ceiling. Faulkner noted there are new contacts at SHPO, she is hopeful to develop a good working relationship soon.

**Office Holder Meeting** – Parra stated the team would like to set up an office holder meeting (September 20, 2023) to review progress the Commission has completed so far and possibilities moving forward. Parra stated they would have some additional onsite assessments to be completed as well. Parra stated that office holders need to start thinking about the probability of a moveout.

**Design Team Assessment** – Faulkner noted the Design Team would like to follow the Office Holder Meeting to meet with individual offices September 20-22, 2023 to Faulkner will send a list of questions for offices to think and talk about before meeting with the Design Team. Faulkner noted the intent of the meeting is to understand how spaces are used and to make sure the spaces are used as they need to be, since changes would be easier to be made while the space is being renovated. Brantner noted the assessment is needed to identify space needed in the event of a move out. Parra noted there would be a need to shut all electrical, all mechanical and all plumbing down during some if not most construction. Parra noted every surface (interior/exterior walls, ceilings, floors, etc.) will be touched in most spaces (offices, vaults, hallways, bathrooms, storage, etc.). Commissioner Marr asked if some of the furniture or records could be pushed to the center of the room during construction. Parra stated there would be significant concerns keeping things safe/secured during construction since there will be various trades in the space, likely uncontrolled from temperatures or humidity. Parra noted that construction sites are overall a dusty/dirty environment especially with the scope of work needed to implement new HVAC (electrical, plumbing, piping and duct work, etc.). Braden noted they also needed to know if individual information technology (IT) rooms are needed or there could be a main IT room.

Powers will send an email to office Holders to check for availability during September 20-22, 2023. IMEG Team will provide bullet points to overview the project to Powers by September 8, 2023 that can be used for guidance in the Office Holder email.

**Timeline** – Brantner reviewed the County has to have American Rescue Plan Act (ARPA) funds allocated by December 31, 2024 and spent by December 31, 2026. Faulkner suggested the County check to see if the use of ARPA funds would trigger a Section 106 Review. Faulkner noted Section 106 of the National Historic Preservation Act of 1966 (NHPA) requires Federal agencies to take into account the effects of their undertakings on historic properties and give the Advisory Council on Historic Preservation (ACHP) a reasonable opportunity to comment.

- **Asbestos and Lead Based Paint Assessment** – Faulker noted that based on visual observations and the age of the building/furnishings it is likely hazardous materials are present. Faulkner noted that an environmental assessment will be required for work to be done in areas where hazardous material may be present (any place a hole would be put in the floor, wall or ceiling) and recommended the County have those assessments (for lead paint and asbestos) done prior to construction to minimize the need for construction to stop in the midst of the project to complete the assessment. Faulkner noted environmental assessments have been given to smaller communities for free through K State. Brantner noted being familiar with the Brownfield program and stated her willingness to prepare the application, if the Commission desired to move forward.
- **Schematic Design (SD) Package** – Parra reviewed the steps of creating the to be delivered the week of October 23, 2023 with in person meeting and a Commission decision needed by November 1, 2023.
- **Design Development (DD)** – Parra stated the DD should be completed by December 18, 2023 with a final review meeting January 8, 2024.
- **Phase Three (3)** – Parra noted there would be a Phase 3 scope of work and fees submitted for consideration by the Commission to complete Construction Documents (CD) and if that is approved, then final CD would be expected by May 2024. Parra reviewed that IMEG is willing to assist with procurement documents and oversight, as well as construction oversight of the project, should the Commission desire.

**Courthouse East and West Entrances Scope of Work** – Faulkner noted Structural Engineering Associates, Inc (SEA) (the structural engineer for the entrances project that was bid but all bids were rejected) has merged with another company. Faulkner recommended the County consider closing out the 2021 project as is (construction administration and bidding incomplete) with the STRATA Design Team (STRATA, SEA PKMR and Construction Management Resources) with any remaining funds due unpaid and all work for the entrances be merged into the IMEG Design Team (including STRATA for Architecture) scope of work. Parra stated engineers are not able to sign another engineer’s drawings ethically and so if the Commission wanted to merge the projects, the IMEG engineer would need to do their due diligence. Parra noted if the contract gets cancelled, the owner should request all electronic elements documents (including CAD files) of the design so duplicate efforts could be minimized. Brantner recommended IMEG prepare something in writing so that HVAC and entrances can be merged into a single set of construction documents. Brantner noted the potentially needed discussion with legal counsel regarding the matter.

The monthly report of monies received in August 2023 by Diane Thompson, County Clerk was approved. Deposited with the Treasurer was \$12,338.78.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve BRO-R051(42) Bridge 2870004 (NW 1771st Road over South Fork of Blackwater) McClure Engineering, Project Invoice 2 with \$6,074.11 to McClure Engineering, to be paid from Bridge Construction, Consulting Engineer (006-000-57813) and MoDOT to reimburse the County \$6,074.11 into Bridge Construction, Inter-governmental Revenue (006-000-45210). Motion approved unanimously.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the Indigent Burial Reimbursement Request to Greater Kansas City Community Foundation. Motion approved unanimously.

*Pursuant to the terms of the Greater Kansas City Community Foundation, we hereby request that you make grants to Johnson County office in the amount of \$400.00 for each of the following indigent cremations that have been conducted for Mary Katherine Wright date of death August 8, 2023 and Patricia Ridgeway date of death August 3, 2023. Included are:*

- *An invoice from the funeral home for the services provided for each indigent burial*
- *Copy of the death certificate for each indigent individual cremated per indigent burial statutes.*
- *Copy of the check(s) for payment of above-mentioned invoice(s)*

*We certify that no one has come forward to assume financial responsibility for the decedent and therefore the coroner believes, to the best of his knowledge, that the decedent was indigent.*

The Commissioners met with Jill Purvis, Executive Director; Jamie DeBacker, for the Warrensburg Main Street Monthly Update; also present: Stormy Taylor, Recorder of Deeds; Jennifer Powers, County Clerk Chief Deputy. Purvis reviewed the carnival vendor that does Concordia and Knob Noster fairs had a last-minute cancellation for the weekend of Burg Fest. Carnival set up would start Tuesday, October 3, 2023, and would be off site by Sunday, October 8, 2023. Purvis reviewed that DeBacker walked the Burg Fest sites yesterday to review placement opportunities to hold the equipment and it was determined the following closings would be needed to host ten (10) carnival rides, six (6) games, two (2) food trucks, and staffing facilities:

- Tuesday, October 3 7AM – Sunday, October 8 NOON: Justice Center, 135 W Market, & Courthouse Parking Lots
- Wednesday, October 4 7AM – Sunday, October 8 NOON: Maynard St, W Market Street (from Holden to Washington), Hout Street (north side) will have designated parking for Courthouse Business
- Friday, October 6 7AM – Sunday, October 8 NOON: Hout Street

Purvis stated eight (8) campers would be set up in the 135 W. Market Parking Lot and they would need a faucet with running water, electricity (220 amps), and two (2) porta potties. DeBacker stated this is Mainstreet’s first presentation, so the City has not been contacted. Purvis noted the lack of carnival rides is the largest complaint from attendees and with this being the 10<sup>th</sup> year, it would be a real surprise to attendees. Purvis noted there is a 15% profit given to Main Street, so there could be some shuttles available for staff or be used to acquire displaced parking. Commissioner Marr stated he wanted the courthouse open and for people to be served by the offices. Discussion continued about how the previous Presiding Judge would close the Justice Center in the event the employee parking lot would be closed. Commissioners asked Mainstreet to contact the City of Warrensburg and see if they would support the carnival efforts and return to the Commission today or Thursday with the city’s response.

Purvis and DeBacker returned later that day to review the conversation with Warrensburg City Manager Danielle Dulin who fully supported the efforts to have a carnival at Burg Fest. Purvis reminded the Commission that this is likely a one-time opportunity to have a carnival. Purvis and DeBacker reviewed the site layout and needed closings. After much consideration, all Commissioners were in agreement for to close Justice Center, 135 W Market, and Courthouse Parking Lots for Mainstreet’s use during Burg Fest at the aforementioned dates. The Commissioners requested Main Street notify the Circuit Clerk of Commissioners decision and communicate any known closures of the Justice Center in response to the closed parking lots. The Commissioners tabled the consideration of Courthouse Operations on Friday, October 6, 2023 until September 7, 2023.

Adjournment was at 4:00 p.m. The next meeting will convene on September 7, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**27<sup>th</sup> Day's Proceedings, 7<sup>th</sup> Day of September 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Jennifer Powers, County Clerk Chief Deputy. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners received the August 2023 Summary Settlement from Treasurer Heather Reynolds.

The Commissioners received correspondence from Jim Schuessler, who was leading the Building Assessment, Maintenance Plans and On-Call Engineering work through McClure Engineering, that he has taken a position at George Butler Associates (GBA) and Paul Osborne will oversee the various projects under scope of that work including today's meeting about the Detention Center – Wastewater Treatment.

The Commissioners, pursuant to Revised Statutes of the State of Missouri 140.230, received and approved a sworn written statement from Laura Smith, Collector, of real estate sold for taxes or other debt at the August 28, 2023 tax sale describing each parcel or tract of land sold for a greater amount than the debt or taxes and all costs in the case together with the amount of surplus money in each case. Having the approval of the Commission, Smith deposited the surplus money in the amount of \$21,381.32 into the county treasury with duplicate receipts provided to the Collector and Commission.

Laura Smith, Collector of Revenue, presented the tax distribution summary with total distribution (including tax sale) of \$290,016.65 for August 2023.

The Commissioners reviewed and approved accounts payable in the amount of \$382,949.60.

The Commissioners reviewed their recent appointments for Darrin Tobias: Emergency Management Agency Director on August 17, 2023 and Johnson County, Missouri Authorized Representative for Federal Emergency Management Agency Disaster Related Claims on August 22, 2023 appointment the Emergency Management Forms; as a result the following forms were signed and completed on this day:

- MO Application for Federal / State Public Assistance
- MO Public Assistance Grant Form Certification
- MO Vendor Input Application
- Assurance of Compliance with Title 2 Code of Federal Regulations 200.317-200.326
- Federal Emergency Management Agency Summary Sheet for Assurances and Certificates
- Disclosure of Lobbying Activities

The Commissioners met with Kim Hall, Allison Bolt, and Emma Boyle for the University of Missouri Extension Monthly Update. Hall reviewed activities recently completed and upcoming events for the 4-H. Hall noted that Mitchell Moon has been hired for the Workforce Development position. Boyle noted the office will be hosting a pumpkin decorating contest for 18 years and under and hope to have an office full of participants. Hall requested the Commissioner's permission to drill holes into the exterior of the building to replace their sign; the Commissioners unanimously approved.

At 9:33 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Jennifer Powers, County Clerk Chief Deputy; Jimmy Tye, Road and Bridge Supervisor; Travis Elliott, Ellis, Ellis, Hammons & Johnson, P.C. (County Legal Counsel). Tye left the meeting at 11:54 a.m.

The Commissioners invited Tracy Brantner, Johnson County Economic Development Corporation Executive Director, to join the meeting at 11:55 a.m.

The Commissioners invited Heather Reynolds, Treasurer, to join the meeting at 12:19 p.m.

Elliott left the meeting at 12:33 p.m.

At 12:55 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Kavanaugh and seconded by Commissioner Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners approved one (1) wage continuation extension for a Sheriff employee and one (1) wage continuation extension for a Road and Bridge employee.

The Commissioners met with the McClure Engineering Team Mike Hall, Water Team Leader; Paul Osborne, Development Team Leader; for the Scope of Work for Detention Center – Wastewater Treatment; also present: Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director; and Tony Lerda, O & M Enterprises (current operator). Introductions were made. Brantner reviewed the four priorities, with the first priority being the wastewater treatment system at the detention center.

Osborn noted having reviewed the site 3-4 times, with a review of the project presented to Hall for his expertise. Hall reviewed the permit is expired as of June 30, 2022. Effluent parameters, e coli need to be treated as of November 2022 and should have been in compliance within 4 years as of November 1, 2018. Hall asked if there has been any correspondence from the State that should be shared with him as soon as possible. Lerda stated he had received a letter written June 30, 2022; but the e coli requirements were not effective until November. Hall stated the permit requires 100 days for notice. Hall may look for EPA reporting of violations of the unit. Construction permit is required, then a installation permit and then DNR may come to inspect before the permit is issued. Hall has not visited the detention center yet. Hall reviewed the Work Breakdown Structure. Lerda anticipated the UV (ultraviolet) light treatment would be a plug and play type of set up. Lerda noted that Stewart Concrete, could dig up effluent pipe to install it within the construction of the original plant there was a plan to install a vertical unit that could be plugged in or to be used as a chlorine contact (but chlorine contact is not preferred). Hall reviewed that technical specifications and plans are needed to get a construction permit from DNR, which is less detail than needed for a public bid. Lerda noted Kansas City Office stands firm that an engineer plan is required to plum it in due to the change of process. Hall confirmed that the change of process does have to be designed by an engineer. Lerda suggested Hall consider a Trojan or Atlantic Violet unit. Commissioner Kavanaugh stated the preference would be for the project to not require bidding. Hall stated the initial estimate of \$33,050 is significantly higher than is needed. Hall will revise scope and research the brand and unit. Lerda asked if the specifications will be based on the actual gallons used per day (approximately 10,000) or based on the design flow (24,200). Hall stated he will have to make the unit capable of the 24,200 gallons per day. Lerda stated he had blueprints from the original installation, location and vendor; which he will send to Hall.

The Commissioners talked with Jill Purvis and Jamie DeBacker from Warrensburg Main Street to review options for the carnival equipment placement and storage since Presiding Judge Wagoner refused to close the Justice Center employee parking lot at the requested 6 AM on Tuesday, October 3<sup>rd</sup> but was willing to close at the originally communicated noon on Thursday, October 5<sup>th</sup> and Friday, October 6<sup>th</sup>. Purvis reviewed the carnival equipment staging for the Justice Center Parking Lot could be held at Grover Park Baptist Church until noon October 5<sup>th</sup> and Maynard Street could be open from Gay Street to Market Street to allow for Justice Center employees to enter the parking lot. Purvis reviewed an update of street and parking lot closures from the September 5<sup>th</sup> discussion:

- Tuesday, October 3 6AM – Sunday, October 8 NOON: 135 W Market, & Courthouse Parking Lots
- Wednesday, October 4 6AM – Sunday, October 8 NOON: Maynard St (from W Market to Hout), W Market Street (from Holden to Washington), Hout Street will remain open with north side designated as parking for Courthouse Business
- Thursday, October 5 at NOON – Sunday, October 8 NOON: Justice Center West Parking Lot
- Friday, October 6 6AM – Sunday, October 8 NOON: Hout Street

Purvis reviewed alternative options for County Employee Parking

- West Culton Street Free Parking
- First Christian Church Parking Lot - UNCOVERED AREA ONLY
- Spots in fenced area on East Market
- Unclosed Street Parking

The consideration for the Courthouse Operations for Friday, October 6, 2023 will be tabled until September 12, 2023.

Adjournment was at 4:00 p.m. The next meeting will convene on September 11, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**28<sup>th</sup> Day's Proceedings, 11<sup>th</sup> Day of September 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Mitch Marquess, Maintenance Supervisor, regarding the recent elevator inspections. Marquess stated the powered chair lift on the stairway from the Courthouse third floor to the fourth floor would need to be included in the inspection. Marquess stated the inspector stated a new door lock would be required for the Courthouse elevator pit with a keyed lock on the outside and passage on the inside. Marquess stated he had not seen or installed that type of a lock before. Commissioner Matthews stated the lock was known as a "classroom lock" and they are fairly common. Commissioner Kavanaugh stated the chair lift is often used to send books or boxes up the stairs, and not so likely to be used for humans. Commissioner Kavanaugh also stated the lift could need to be removed with the installation of heating, ventilation and air conditioning.

The Commissioners met Darrin Tobias for the Emergency Management Agency Update. Tobias stated that was a recent meeting with MARC-HCC Regional Infectious Disease Update with the recent uptick in COVID cases. Tobias stated there was talk of some hospitals in the Kansas area requiring masks but no talk about Johnson County, Missouri at this time. Tobias reviewed the prepared report. Tobias stated he will be sending a formal request to hire the second full time deputy because there are too many things not able to be accomplished by the current staff. Tobias said the county is not saving much in payroll in comparison to the amount of additional work and stress the lack of the staff is causing for the remaining employees.

At 10:00 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees; (14) Records which are protected from disclosure by law; Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk.

At 10:10 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Kavanaugh and seconded by Commissioner Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

At 1:31 p.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees; (14) Records which are protected from disclosure by law; Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; and Mary Lutjen, Custodian.

At 2:07 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Kavanaugh and seconded by Commissioner Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

*RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT 28<sup>th</sup> Day's Proceedings, 11<sup>th</sup> Day of September 2023 continued on page 178*

The Commissioners reviewed correspondence received from Purple Wave Auction. It was noted that previously approved items to be sold were not:

- 2008 John Deere Tractor BH#712 6330 | LO6330H590173 – Discussed September 5, 2023
- 2014 CHEVY 3500 Van | 1GCZGVCG2E1123349 – Title not located, equipment could not be sold.
- Boat – no title, equipment could not be sold.
- 1999 Neal MFG Inc Blue 5 x 8 NT Trailer | 4A0AA0816X1000338 – Equipment identification plate was covered during repairs and must be replaced before equipment can be sold.

The Commissioners approved Purple Wave Auction, LLC (Online Equipment Sales) Distribution of Funds: WHEREAS, the Johnson County Commission hosted an online auction for various county equipment and vehicles on August 22, 2023 through Purple Wave Auction; and, WHEREAS, the Johnson County Commission received settlement and payment from Purple Wave, Inc. on September 11, 2023; and, WHEREAS, the items have been verified through the Auditor’s Office regarding the purchasing fund; and, NOWTHEREFORE, the County Commission authorized the Treasurer to process the following distributions from Purple Wave Inc., check number 93229 in the amount of \$255,270.00:

Equipment	Identification	Account Originally Paid From	Account to be Deposited In	Amount
2014 DODGE CHARGER	2C3CDXAT6EH366653	001-081-56820	001-000-44305	\$2,300.00
2018 DODGE CHARGER	2C3CDXT8JH170271	001-081-56820	001-000-44305	\$4,300.00
2016 DODGE CHARGER	2C3CDXKT5GH348226	001-081-56820	001-000-44305	\$5,200.00
2016 DODGE CHARGER	2C3CDXKT1GH348824	001-081-56820	001-000-44305	\$5,000.00
2007 FORD E350 VAN	1FBSS31L17DB02590	Commissary Fund 102	102-000-44745	\$2,250.00
2016 DODGE CHARGER	2C3CDXKT3GH348225	001-081-56820	001-000-44305	\$4,600.00
2017 FORD EXPLORER	1FM5K8AR6HGA63596	001-081-56820	001-000-44305	\$4,600.00
2017 FORD EXPLORER	1FM5K8AR4HGA63595	001-081-56820	001-000-44305	\$4,000.00
10 - 6 ft wooden tables, 35 - 8 ft wooden tables			001-000-44305	\$850.00
2 - File cabinet (5 drawer), 19 - File cabinet (4 drawer), Desks			001-000-44305	\$10.00
2009 Freightliner Tandem Dump Barrell Bed CUM 300 (46876929)	1FVHC3BS49HAJ8095	002-120-56810	002-000-44305	\$32,000.00
1999 Kenworth Daycab (belly) C3406E 435 HP T800	1XKDDDB9X8XR832973	002-120-56810 and 006-000-56810	002-000-44305 & 006-000-44305	\$25,500.00
2003 Freightliner Daycab Belly, DET 475 hp CL120	1FUJA6CK83DL76968	002-120-56810	002-000-44305	\$9,500.00
2016 John Deere Motor Grader 770G	1 DW770GXTGF674478	018-000-56810	018-000-44305	\$77,000.00
2016 John Deere Motor Grader 770G	1 DW770GXPGF674482	018-000-56810	018-000-44305	\$71,000.00
Coats 5000 Truck Tire Changer		002-120-56810 and 006-000-56810	002-000-44305 & 006-000-44305	\$5,500.00
2004 ROSCO Broom CUM 56.7 RB-38	32533	002-120-56810	002-000-44305	\$1,500.00
ESAB Migmaster 275 Welder Electronic Motor			002-000-44305 & 006-000-44305	\$160.00

TOTAL \$255,270.00

Adjournment was at 4:00 p.m. The next meeting will convene on September 12, 2023.

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

ATTEST: Diane Thompson, County Clerk

RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT

29<sup>th</sup> Day's Proceedings, 12<sup>th</sup> Day of September 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$50,107.17.

The Commissioners attended the KOKO Radio Broadcast: Johnson County Today; Sunshine Law requirements, discussion included the bridge projects, West Central Commission Association Meeting, sales tax, and Courthouse heating, ventilation, air conditioning, and entrances (relocation of offices for one year during construction).

Commissioner Matthews attended the Chief Elected Officials Consortium meeting virtually.

Having considered the Sheriff’s request, Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the title for the sale of a 2014 Dodge Charger 2C3CDXAT8EH366654 at an online auction through Purple Wave Auction, LLC. Motion approved unanimously.

(CONTINUED FROM PAGE 178) **RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**29<sup>th</sup> Day's Proceedings, 12<sup>th</sup> Day of September 2023**

The Commissioners met with Mitch Marquess, Maintenance Supervisor. Vendors will be working at the Justice Center tomorrow at 6:00 a.m. Commissioner Kavanaugh stated that if a trial is scheduled, he would not allow the maintenance to occur just in case the work overflows and potentially delay the trial. Marquess stated he would check with the Circuit Clerk’s office before proceeding. Marquess reported the Courthouse elevator service room doorknob has been replaced with the requested knob by Locksmith Randy White.

The Commissioners met with Melissa Massar with Great Rivers Engineering to review Bridge Project: BRO-R051041 - Branch of Walnut Creek (NE 500 Rd) project; also present: Jennifer Powers, County Clerk Chief Deputy. Massar reviewed the preliminary design drafted roadway plan and profile (75% complete):

	Existing	Proposed
Bridge Width	21 feet 8 inches	24 feet 5 inches
Bridge Length	28 feet, single span with high walls	45 feet single span
Hydraulics	passes 500-year storm event	passes 500-year storm event
Guardrail/Curb	guardrail	thrie-beam guardrail
Roadway Width	20 feet	24 feet
Roadway Surface	chip and seal/asphalt	chip and seal/asphalt
	Horizontal Alignment	Maintain existing
	Vertical Alignment	Maintain existing
	Superstructure	adjacent concrete beam with overlay

Commissioner Marr confirmed NE 500<sup>th</sup> Road is currently a chip seal road surface approaching the bridge and it is not likely to be changed. Massar reviewed the increased width (minimum 12-foot lane) and length of is in keeping with Missouri Department of Transportation (MoDOT) minimum requirements. Commissioner Marr noted he had not traveled the road during a storm event that could have caused flooding to know how the road, bridge or wing walls are impacted. Commissioner Kavanaugh stated the lengthening the bridge would only positively impact travelers and waterflow. Commissioner Marr asked if the thrie-beam guardrail meets MoDOT’s requirements. Massar stated MoDOT has very high standards, the thrie-beam guardrail has been accepted on low volume road approaches for bridges.

Massar reviewed preliminary design should be finished this month with those plans to be submitted MoDOT for review. Additional steps include:

- Environmental clearances, (i.e. archaeological surveys – for burial grounds) which is part of Section 106 (State Historic Preservation Office)
- Right of way negotiations, ROW could be mainly for construction easement. placing concrete barriers, working with utility companies. Massar noted that West Central Electric utility poles seems to be far enough away that they may not be impacted.
- Geotechnical boring to identify the piling depth.
- Define Construction Options: pre-fabrication adjacent concrete beam with an asphalt or chip and seal ~~overlay~~ turnback wingwall (will not include piling). Commissioner Marr noted the previous pre-cast concrete deck bridge was purchased from Oden Enterprises with those slabs being the driving surface.
- Final Design – July 2024
- Bidding – Fall 2024
- Construction – Early 2025 (construction to be completed in 90 days)

Massar reviewed the preliminary construction estimate is \$450,000 which includes approximately \$93,000 for engineering. Commissioners were not aware of the any concerns or correspondence regarding the bridge.

The Commissioners met to discuss consideration for Courthouse Operations on Friday, October 6, 2023; also present: Stormy Taylor, Recorder; Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy. Taylor stated the Justice Center will be closed Friday, October 6, 2023 per Administrative Order 2023-0110 by Presiding Judge R. Michael Wagner due to unsafe working conditions per COR 7 C 12.2 (b). Commissioner Kavanaugh stated he would recommend close the Courthouse for Friday, October 6, 2023. Commissioner Marr noted there would be no parking access for the public to access the Courthouse or it’s offices, so he was okay with closing the building.

Commissioner Kavanaugh motioned, and Commissioner Marr seconded to close the Courthouse on Friday, October 6, 2023. Motion approved unanimously.

Commissioner Kavanaugh motioned, and Commissioner Marr seconded to authorize up to 8 hours of administration pay to be made available for all full-time county employees, with employees working in the courthouse to use the “up to” 8 hours of administrative pay on Friday, October 6, 2023. Other full time county employees will be granted up to 8 hours of administrative pay at the discretion of their supervisor, provided that the allotted administrative pay is used for up to one full workday and not split over multiple days. Motion approved unanimously.

Administrative pay cannot be combined with regular, compensatory, sick or vacation time to exceed 40 hours per week. It will be the responsibility of the department supervisor to track their employees’ time used.

**Retail Liquor by Drink Resort Liquor License**

**Alley Cats Entertainment, LLC** d/b/a Alley Cats Entertainment, LLC, 822 S. Maguire St., Warrensburg MO requested and was granted prorated license to sell retail liquor by drink for September 12, 2023-June 30, 2024. The license shall expire June 30, 2024.

Adjournment was at 4:00 p.m. The next meeting will convene on September 14, 2023.

Troy A. Matthews, Presiding Commissioner	John L. Marr, Eastern Commissioner	Charles Kavanaugh, Western Commissioner
ATTEST: _____ Diane Thompson, County Clerk		

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RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT

30<sup>th</sup> Day's Proceedings, 14<sup>th</sup> Day of September 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners will attend the West Central Commissioner Association Quarterly Meeting in Vernon County at Peerless Products, Inc. 1800 Industrial Parkway, Nevada, MO 64772.

Heather Reynolds, Treasurer submitted documentation from the state for August 2023 sales tax funds which have been received and distributed as follows: General Revenue: \$309,428.06; Jail: \$154,713.90; County Law Enforcement: \$291,007.28; Animal Services: \$72,675.86; Road and Bridge: \$309,428.57; Law Enforcement: \$309,428.69; and Road Use Tax: \$416,343.36.

Johnson County received check #20039553 from Republic Services, Inc c/o Awin Management c/o Allied Waste Services in the amount of \$13,559.08 which represents the host fee for August 2023 (9,685.06 tons at a rate of \$1.40 per ton) was received on September 14, 2023 from the Show Me Regional Landfill.

The Law Enforcement Tax City Distribution for August 2023 distribution was made by Auditor Chad Davis on September 14, 2023 as follows: Centerview: \$1,523.32; Chilhowee: \$2,012.06; Holden: \$15,351.53; Kingsville: \$1,572.05; Knob Noster: \$15,057.73; Leeton: \$3,786.01; Warrensburg: \$99,940.21. The total distribution was \$139,242.91. The county portion was \$170,185.78.

**Retail Liquor by Drink Resort Temporary Liquor License**  
**Magnolia Mercantile LLC** d/b/a Magnolia Mercantile, 109 A West Culton Street, Warrensburg, MO requested and was granted temporary license to sell retail liquor by drink for 90 days. The license shall expire December 5, 2023.

The Commissioners reviewed and approved an invoice from SecureTech Systems, Inc. for \$1,921.00 which included two (2) years warranty extension, extended to September 12, 2025.

Adjournment was at 4:00 p.m. The next meeting will convene on September 18, 2023.

Troy A. Matthews, Presiding CommissionerJohn L. Marr, Eastern CommissionerCharles Kavanaugh, Western Commissioner

ATTEST: Diane Thompson, County Clerk

RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT

31<sup>st</sup> Day's Proceedings, 18<sup>th</sup> Day of September 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Mitch Marquess for the Maintenance Update.  
Justice Center Heating, Ventilation, and Air Conditioning (HVAC) in Circuit Clerk Office – fan motor and compressor, with a hard drive  
Courthouse Elevator – Hardware  
South Annex – Marquess reported the HVAC was frozen up and not working so Dennis Boling was contacted to replace the relay and change filters.  
Justice Center Backflow Units – One backflow inspection completed and one needs to be completed.  
Marquess stated he is not sure about the three (3) backflow units that have not been located on various county properties.

The Commissioners reviewed and discussed the written request for the Emergency Management Agency (EMA) Director to hire the vacant Deputy Director. The Commissioners took no action on the matter.

The Commissioners met with Kenneth Ragland, Windsor Examiner, who had questions about the County’s response to Senate Bill 190. Commissioner Matthews noted they were aware of three (3) counties that are moving forward with action on the bill but they are not the same class of county as Johnson County. Commissioner Marr noted Johnson County is waiting to see the clarifications from the 2024 legislative season. Commissioner Matthews noted the challenges with school districts within multiple counties and how revenue will be replaced, if school districts receive reduced funds. Commissioner Matthews stated that someone has to pay (to replace the revenue) or someone has to suffer (with reduced services).

Adjournment was at 4:00 p.m. The next meeting will convene on September 19, 2023.

Troy A. Matthews, Presiding CommissionerJohn L. Marr, Eastern CommissionerCharles Kavanaugh, Western Commissioner

ATTEST: Diane Thompson, County Clerk



**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**32<sup>nd</sup> Day's Proceedings, 19<sup>th</sup> Day of September 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

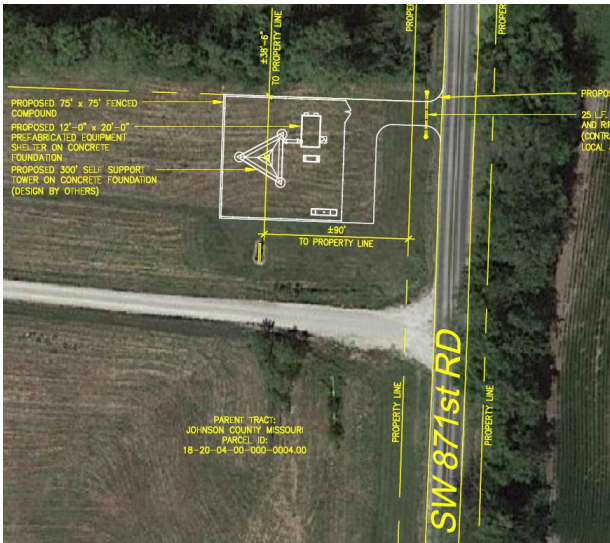
The Commissioners met with Danielle Dulin, City Manager; and Enrico Villegas, Assistant City Manager; for the City of Warrensburg and Johnson County Monthly Meeting. Also present: Chad Davis, Auditor; Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. Discussion included:

- Burg Fest, October 6 – Commissioner Kavanaugh highlighted the addition of carnival rides for this year's Burg Fest. Dulin mentioned that they will set up a booth at Burg Fest, featuring renderings, and aim to gather feedback from community members on how they envision Maguire Street.
- People Currently Unhoused – Davis inquired about the city's efforts regarding individuals currently unhoused in Warrensburg. Dulin explained their communication efforts with property owners impacted by the issue, emphasizing property owners' rights to address trespassing and subsequent actions. Property owners could:
  - Paint their fence posts purple.
  - Keep track of activity on their property, making sure individuals are not temporarily making a home in outbuildings.
  - Report an individual trespassing on their property to law enforcement. Law enforcement would arrest the individual, the individual would complete any jail time, and after the individual was released, they could be picked up without the property owner being present or reporting the issue.
 Dulin noted the City or the police is not in a legal position to "force" people to get on buses or leave town. Dulin noted the challenges of where one person's rights infringe on another person ends. Dulin noted they are open to conversations towards a better resolution.
- Controlled Deer Hunt – Dulin informed the group that staff will soon inspect hunting areas to ensure they are not occupied by individuals currently unhoused and are prepared for the controlled deer hunt.
- Market Street Improvements – Villegas shared that the current plan involves upgrading the main to a 6-inch line. Commissioner Kavanaugh inquired about potential future improvements to 135 W. Market Street. Villegas explained that such improvements are typically included in building engineering plans. Additionally, Villegas mentioned the intent to cost-share for stormwater matters and encouraged a similar approach for additional improvements.
- Cooper Street – Villegas reported that the subgrade work for the Cooper Street project has been completed.
- 122 Hout Street – Commissioner Kavanaugh noted the absence of any resolution regarding the building damage caused by Missouri American Water.
- Courthouse HVAC – Repair timeline is uncertain but will necessitate office relocation. Dulin reiterated the offer to utilize the Municipal Building for Commission meetings if needed.
- Maguire Street – Dulin reported ongoing meetings with property owners to explore renovation options for Maguire Street.

Brantner noted the Brady Commerce must spend the state allocated five million dollars (\$5,000,000) by June 2024 for phase 2 of engineering infrastructure.

The transfer of funds for payroll of County Officials and employees for the period September 2, 2023 through September 15, 2023 was approved from County funds in the following amounts: County Revenue: \$67,230.21; Road and Bridge Department: \$43,641.73; Assessment: \$15,945.41; Bridge Construction: \$24,580.36; Juvenile Officers: \$3,438.27; Prosecuting Attorney: \$27,314.38; MoSMART Sal Supplement: \$415.35; Recovery Court – SAMHSA Grant: \$0.00; Commission Administrative: \$0.00; Sheriff: \$74,131.14; Jail: \$78,762.16; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$339,553.98.

The Commissioners met with Scott Peterson, City Administrator; for the City of Knob Noster and Johnson County Monthly Meeting. Also present: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. Peterson reviewed tonight's Board of Aldermen meeting includes a discussion about the City Marshall (Chief of Police) to be appointed by the Board or elected by voters every four (4) years. Peterson noted the issue has sparked conversations on social media and the meeting is likely to be well attended. Peterson noted the potential challenge of the elected position with no required regular involvement overseeing the department or required compliance with city policies since they were elected; there is no easy way for the City to make necessary changes. Peterson stated the City administrator controls the police chief's budget. Peterson feels the board of alderman should appoint the head officials (City Administrator and Chief of Police) but he will follow the direction of the Board. Peterson stated the Board also has on tonight's agenda to consider appointment Allstate Consultant's as the Engineer for the American Rescue Plan Act (ARPA) – Water Resources program through Johnson County (with up to \$150,000 allocated for drinking water or wastewater project). Commissioner Kavanaugh noted the same carnival ride crew that ran Knob Noster's carnival will be providing rides at Burg Fest. Peterson noted the rides seemed to be safe and the staff were helpful assisting with a child's safe return to its parents. Peterson noted there were no major issues but there was a small issue of grey water from staff housing being dropped into the ditches or storm sewer.



The Commissioners met with Kimberly Jennings, Executive Director; Cecilia Drerup, Assistant Director; Stephen Ewing, Network and Systems Administrator; Johnson County Emergency Services Board (ESB) Request for Cell Tower Site and Lease at Sheriff's Office and Detention Center in Centerview; also present: Aaron Brown, Sheriff Chief Deputy; Mike Hanes, Sheriff Divisions Commander; Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy. Ewing asked if the County preferred a tower location between two options (on the shooting range property or by the detention center). Hanes thought the location by the shooting range would be preferred. Commissioner Marr did not see the County selling or relocating the shooting range in the future but noted conversations about relocating the detention center. Commissioner Kavanaugh stated the area needs to be squared off to the fence line so there isn't a need for the County to mow

a small section. Commissioner Matthews noted the sight line entrance could be concerning with the two driveways so close together and recommend the entrance to the tower coming off the existing driveway. Commissioner Kavanaugh noted the sheriff may need to put something up on the tower in the future. Are you wanting to buy or lease the property. Ewing stated there is also the option for the County to donate the property. Commissioner Marr stated if ESB no longer needs the tower, then ESB would be responsible for removing the tower and all equipment. Commissioner Matthews ask for the drawings to be updated and then for lease and location drawing(s) to be sent to legal counsel for consideration.

Commissioner Kavanaugh motioned and Commissioner Marr to proceed with the waiver of competitive bids process for the purchase of 2024 Freightliner 114SD and 2024 Freightliner 114SD with Henderson Dump Body and Hydraulics from Premiere Truck Group, Columbia, Missouri. Motion approved unanimously. WHEREAS, the Johnson County, Missouri Road and Bridge Department attempted to locate a chassis with Freightliner engine and a chassis with Freightliner engine, dump body, and hydraulics; and, WHEREAS, a single vendor, Premiere Truck Group, Columbia, Missouri was identified as the single distributor for the aforementioned required chassis with Freightliner engines and provided a sole source letter (attached); and, WHEREAS, Premiere Truck Group is selling one (1) 2024 Freightliner 114SD for \$135,408.00 and one (1) 2024 Freightliner 114SD with Henderson Dump Body and Hydraulics for \$207,589.00; and, WHEREAS, the Commission has found and determined there is only a single feasible source because the supply (Freightliner engine) is proprietary and only available from the manufacturer or a single distributor according to Revised Statutes of Missouri 50.783 (1); and, NOWTHEREFORE, the County Commission authorized the County Clerk Office to post the following advertisement in legal notices of the Warrensburg Star Journal on Friday, September 22, 2023 (weekly paper requirement) and Sedalia Democrat on Friday, September 22, 2023 (daily paper requirement):

The County Commission of Johnson County, Missouri has waived the requirements of competitive bids or proposals for one (1) 2024 Freightliner 114SD for \$135,408.00 and one (1) 2024 Freightliner 114SD with Henderson Dump Body and Hydraulics for \$207,589.00 because the Commission has found and determined there is only a single feasible source because the supply (Freightliner engine) is proprietary and only available from the manufacturer or a single distributor: Premiere Truck Group, Columbia, Missouri and therefore intends to contract for the purchase of only available from the single distributor. The Premiere Truck Group contract will be let no less than ten (10) days after the date this notice is published. Questions regarding this notice may be directed to Jennifer Powers, (660) 747-6161 or [jpowers@jocomo.gov](mailto:jpowers@jocomo.gov)

Tye also reviewed ongoing road projects:

- **Hard Surface** – Tye stated the crew is working on NW 451<sup>st</sup> Road (in Oak Creek Subdivision) today and will next move out to NE 200<sup>th</sup> Road – From P Highway to West of NE 521<sup>st</sup> Road (Densil Allen's road). It was noted that previous 2023 hard surface road lists had SE 200<sup>th</sup> Road incorrectly listed instead of NE. Tye noted all of the scheduled chip and seal projects. Tye reviewed previous discussions about SE 201<sup>st</sup> Road (south of Warrensburg High School). Tye noted that upon further investigation SE 201<sup>st</sup> Road does not appear to have ever been ground, so they may have to grind the road with the base one product and then chip seal it this year. Tye stated after SE 201<sup>st</sup> Road chip and seal, the crew will work on the two asphalt projects (NE 51<sup>st</sup> Road from NE 175<sup>th</sup> Road to Business 13 Highway and SW 500<sup>th</sup> Road – From AA to SW 1821<sup>st</sup> Road) to hopefully be completed before temperatures are not conducive to construction.
- **Right of Way (ROW):** Tye noted ROW challenges with a Public Water District #2 watermain breaking overnight at SW 21<sup>st</sup> Road and SW 325<sup>th</sup> Road. Tye reported that ROW pedestals hit by mowers: south of 1000, and on NW 1061<sup>st</sup> near NW 375<sup>th</sup> Road or NW 600<sup>th</sup> Road. Tye reported that Spectrum significantly damaged the culvert on NW 1371<sup>st</sup> Road and the "fix" was cutting the culvert in half and putting a hugger band around the joint. Tye initially told the crew that a new (not repaired) culvert was required because the culvert was brand new and upon inspection of the repair, informed them of the same.
- **Mowing** – Tye reported two (2) mowers are not working and one (1) boom mower is not working. Tye noted the Knob Noster area is the last area to be mowed but they may start another round of mowing.

Adjournment was at 4:00 p.m. The next meeting will convene on September 21, 2023.

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**33<sup>rd</sup> Day's Proceedings, 21<sup>st</sup> Day of September 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$234,741.75.

The Commissioners met with Lisa Treece, Human Resources Director, regarding the Worker's Compensation Insurance Supplemental bill. Treece noted there was an increase again this year with the majority due to Sheriff's Employees pay increase. The Commissioners signed the invoice.

**Retail Liquor by Drink Picnic Liquor License**

**Warrensburg Main Street Inc** d/b/a Warrensburg Main Street Inc, 125 C North Holden Street, Warrensburg, MO requested and was granted a picnic license to sell retail liquor by at a temporary concession stand located in the west parking lot the Johnson County Justice Center at 101 West Market Street, Warrensburg MO. Effective October 4, 2023, the license shall expire October 10, 2023.

**Retail Liquor by Drink Caterer Liquor License**

**Stahon Enterprises LLC** d/b/a Fitters, 131 W. Pine Street, Warrensburg, MO requested and was granted a caterer license to sell retail liquor by at a temporary concession stand located at 112 W Pine Street, Warrensburg MO. Effective September 21, 2023, the license shall expire September 21, 2023.

The Commissioners met with Trudy Faulkner and Zevi Aronstein, STRATA Architecture and Preservation, to discuss potential changes to their chambers, conference room and vault the Courthouse as a whole.

Adjournment was at 4:00 p.m. The next meeting will convene on September 25, 2023.

_____ Troy A. Matthews, Presiding Commissioner	_____ John L. Marr, Eastern Commissioner	_____ Charles Kavanaugh, Western Commissioner
ATTEST: _____ Diane Thompson, County Clerk		

**ECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**34<sup>th</sup> Day's Proceedings, 25<sup>th</sup> Day of September 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; and Diane Thompson, County Clerk. Not Present: Charles Kavanaugh, Western Commissioner; Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Matthews and Commissioner Marr met with Mitch Marquess, Maintenance Supervisor; also present: Jennifer Powers, County Clerk Chief Deputy. Discussion included:

- South Annex Heating Ventilation and Air Conditioning (HVAC) – Marquess noted both thermostats had the programable parts removed but are in working order. Marquess stated the switch also needed to be replaced on the Assessor's HVAC unit.
- Justice Center Drainage – Marquess reported receiving Commissioner Matthews call about the storm water entering the Justice Center at the southwest exterior drain (at the bottom of the ramp), due to excessive rains Saturday and the drain being clogged. Marquess noted it is not unusual for that drain to flow into the building but there is an additional drain right inside the door and storm water is not a major issue unless the interior drain is clogged. Marquess reported Steve Tague snaked the drain only to find large quantities of rust (from old pipes) that was causing the blockage. Marquess stated three times a year they run a cleaner through the drains to help prevent blockage in the drains.
- After Hour Maintenance Needs – Commissioner Matthews asked to clarify how Marquess wanted after hour maintenance needs to be communicated. Marquess stated that how it was done was perfect. Marquess noted that he, if he is nearby will take care of the issue but if not, and the other staff are qualified, will check with other staff to see if they are available to address the needs.

Commissioner Matthews and Commissioner Marr met with Darrin Tobias for the Emergency Management Agency (EMA) Update; also present: Jennifer Powers, County Clerk Chief Deputy. Tobias reviewed the bi-weekly report. Tobias noted the Community Organizations Active in Disaster (COAD) meeting is to understand what the community organizations (churches and other organized groups) can do and for EMA to be aware of who to contact when there are needs; Tobias noted the meetings are co-lead with Jeremy VanWay, Warrensburg Fire Battalion. Tobias noted the need for the third EMA Deputy Director and his September 18, 2023 email requesting permission to hire the vacant position. Commissioner Marr asked if they could reduce some of the trainings/meetings to allow for the needed matters. Tobias stated they do not attend meetings or training that are not required for their positions, and they have already reduced as much as possible. The Commissioners took no action regarding hiring the EMA Deputy Director.

(CONTINUED FROM PAGE 183) **RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**34<sup>th</sup> Day's Proceedings, 25<sup>th</sup> Day of September 2023**

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Commissioner Matthews and Commissioner Marr met with Mary Lutjen for the Custodial Update; also present: Jennifer Powers, County Clerk Chief Deputy. Lutjen reviewed supplies: used, unused, and needed. Commissioner Matthews stated they will communicate with Maintenance and the Sheriff's Office to see if they have any use for the supplies; any unneeded chemicals could be disposed of at the Household Hazardous Waste Collection on October 7, 2023. Lutjen requested to be out of the office (October 10-13, 2023), the dates have been put on the calendar. Lutjen stated the Maintenance had been buffing the floors, but they are looking shabby and need to be done. Lutjen stated her staff has buffed floors at previous jobs and would be willing to do the floor buffing. Commissioner Matthews stated they would ask Mitch Marquess, Maintenance Supervisor, of his preference. Lutjen asked for procedures to report repair information to maintenance. Commissioner Matthews stated that email is sufficient if it is not an emergency, but if it is an emergency, contact a Commissioner by mobile phone.

Commissioner Matthews and Commissioner Marr met with Marquess regarding the cleaning supplies and reviewed Lutjen's prepared documents (not used, used and needed); also present: Jennifer Powers, County Clerk Chief Deputy. Marquess noted the previous Maintenance Supervisor purchased a large quantity of some supplies, to which Lutjen was aware, so there is a surplus of some supplies. Marquess noted janitorial supplier take orders for a case of an individual product and the previous request by custodians was to have needed supplies in both the Justice Center and Courthouse. Marquess will review the lists to see if some of the "not used" supplies are things that their staff use and get back with the Commission. Commissioner Marr noted the option to have custodial staff buff the floors. Marquess stated he preferred to keep the floor buffing under his direction.

Commissioner Matthews and Commissioner Marr met with Laura Smith, Collector, regarding the Collector Postage Meter Five (5) Year Rental/Lease with Quadient Leasing; also present: Jennifer Powers, County Clerk Chief Deputy. Smith reviewed the 2018 agreement signed by the previous Collector which included a monthly service fee of greater than \$100.00. Smith stated in her time as Collector, they have had a cleaning service done one time (which would have cost \$400.00 per service call) and did not see the value in a monthly service fee.

Commissioner Marr motioned and Commissioner Matthews seconded to approve and authorize Presiding Commissioner Matthews to sign the Collector Postage Meter Five (5) Year Rental/Lease with Quadient Leasing for Dynamic Weighing Platform for IX Series 7/7PRO Bases (IXDS7), IX Series 10 lb Weighting Platform (IXWP10) iX-7 Series Base with Mixed Size Feeder, Sealer, Drop Tray and Ink Cartridge (IX7) for a lease payment of \$247.43 per month for a total of sixty (60) months and a total of \$14,845.80. Motion approved.

Adjournment was at 4:00 p.m. The next meeting will convene on September 26, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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**ABSENT**  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**35<sup>th</sup> Day's Proceedings, 26<sup>th</sup> Day of September 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Tracy Brantner for the Johnson County Economic Development Corporation (JCEDC) Monthly Update; also present Jennifer Powers, County Clerk Chief Deputy. Brantner reviewed the Johnson County Commission Update:

1. Brady Commerce Park allocated \$5 Million with oversight of the project from Missouri Department of Economic Development (MoDED) with all funds to be spent by June 10, 2024.
2. Missouri Department of Transportation (MoDOT)
  - a. 50 Highway (from 58 Highway to Maguire Street) – The Commissioners, nor Brantner were aware of any forward action on the J-Turn project.
  - b. 13 Highway – Commissioner Marr stated MoDOT adjusted the timeline and is now planning to purchase ROWs in 2024 (instead of 2023); with construction to start 2025.
  - c. 23 Highway – Brantner noted there was a significant accident at one of the Whiteman gates.
3. Whiteman Area Leadership Council (WALC) – Brantner noted WALC was awarded the 50/50 matching grant from Military Community Reinvestment Grant Program through MoDED; the deadline for use is June 1, 2024. Brantner reviewed the project will include working with a professional marketing and media firm to provide a comprehensive video and series of short videos made for social media to tell the story of the great quality of life available in the Whiteman Air Force Base Region.
4. Johnson County American Rescue Plan Act (ARPA) Water Resource Management Grant Program
  - a. Holden Wastewater Treatment Facility Upgrades – Holden is advertising the bid.
  - b. Leeton Drinking Water Facility Upgrades – Leeton is working on procurement documents.
  - c. Knob Noster Wastewater Collection System Investigation and Lining – Knob Noster is working with engineers to define the scope of work.
  - d. Public Supply Water District #3 Water Tower Rehabilitation and Occupational Safety and Health Administration (OSHA) Upgrades – District #3 is almost done with their initially proposed project and ready for the reimbursement but they will not use all funds allocated by the County so they will likely request the County's permission to complete additional projects with allocated monies.

Brantner noted she and Treasurer Heather Reynolds are in discussions regarding the reimbursement process and potential changes from the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) reimbursement process.

5. JCEDC will be using Gillum and Gillum to complete the 2022 Financial Consulting Services.

The Commissioners met with Paul Osborne, McClure Engineering, to discuss the ongoing engineering projects; also present: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. Osborne noted Jim Schuelssler's departure from McClure Engineering and Osborne's now oversight of the Building Assessment and on call engineering scopes of work.

Building Assessment: Osborne requested meeting options for the McClure Team to meet with the Commissioners and maintenance staff (Joe Epps, Steve Tague, Mitch Marquess) to discuss McClure's observations. Osborne noted that elected officials and staff would be invited to review the drafted lists and reports of the building assessment/maintenance plans. Osborne stated they are still on schedule to have both completed at the end of the year. Osborne stated the meeting would be driven by the McClure Team. Powers will email a list of available times.

On Call Engineering (Scopes of Work Needed):

1. Sheriff's Office and Detention Center Wastewater Treatment System – September 7, 2023 meeting Lerda had not communicated with Mike Hall yet due to a busy schedule with a focus on the Holden wastewater treatment facility needs.
2. Sheriff's Office and Detention Center Insulation – Osborne stated this is included in the building assessment project.
3. Sheriff's Office and Detention Center Back Up Generator and Security Systems – Sheriff Munsterman informed the Commission that the generator is temporarily handled, as it is operational (transfer switch that seems to be the problem).
4. Justice Center Roof – Osborne stated this is included in the building assessment project.
5. Business 13 Highway Mill and Overlay – Powers reviewed the upcoming 2024 project and the needed bid specifications. Osborne requested information on the project location; Powers will send.

The Commissioners reviewed a draft Request for Bids: Propane.

(CONTINUED FROM PAGE 185) **RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**35<sup>th</sup> Day’s Proceedings, 26<sup>th</sup> Day of September 2023**

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The Commissioners met with Bryan Jacobs, Board President and Bobbi Yeo, Executive Director of Old Drum Animal Shelter (ODAS) for the Animal Shelter Monthly Update.

Animal Care: 81 animals have been transferred, there has been a reduction of animals on site, staff will attend dog training classes as time allows. Yeo reviewed the euthanasia policy and procedures, noting the two dogs were scheduled to be euthanized. Yeo inquired about the Commission’s stance on animal control. Commissioner Kavanaugh clarified that there is currently no county-wide ordinance for animal control, therefore the County does not allocate funds for such services. However, if a city expresses a need for animal control services, ODAS could develop a plan for those services. Any such plan would require approval from the Commission before implementation. Yeo asked if the Commissioners would support a pets for life program. Pets for Life would require a full-time employee and a large volunteer program to help people keep their pets, provide donated vouchers for spay/neuter, leashes, dog houses, etc. Yeo noted the potential of having each entity (city and county) contribute into a fund for the program.

Building/Equipment Update: New washer and dryer will be onsite this week. Van maintenance scheduled and a wrap will be added on the van so it will no longer have “WAR” (Warrensburg Animal Rescue). Internet– fiber exists between the two buildings but City of Warrensburg oversees the service and is paying the bill. A drain was blocked from the epoxy flooring installation and needs to be resolved. City of Warrensburg does not want their building sign removed or covered, since the building is theirs, and they provide it rent-free along with some exterior maintenance.

Reminders: The 2022 financial review has not been submitted to the county and is needed. ODAS needs to be working toward having the proposed budget for January 1, 2024-December 2024 (FY 2024), and proposed updates to the exhibits to the County by November 15<sup>th</sup> so the County can prepare the contract.

The Commissioners received correspondence from Jimmy Tye, Road and Bridge Supervisor, regarding an individual, possibly Corum Farms, LLC., that placed prime oil on NW 371<sup>st</sup> Road near the H Highway intersection (possibly in an effort to reduce dust) late September 25, 2023. Tye requested the Commission’s direction regarding the matter. Commissioner Matthews had been made aware of the situation and noted the road surface is very tacky. The group discussed that there should at least be some fresh oil signs.

Adjournment was at 4:00 p.m. The next meeting will convene on September 28, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner



**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**36<sup>th</sup> Day's Proceedings, 28<sup>th</sup> Day of September 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Kavanaugh stated he attempted to attend the University of Missouri Extension Council, but no one was at the office or note on the door to where the meeting has been relocated.

The Commissioners received notice that Treasurer Heather Reynolds received a payment from Greater Kansas City Community Foundation on September 27, 2023 in the amount of \$800.00 for indigent burial reimbursements.

The Commissioners reviewed and approved accounts payable in the amount of \$294,180.59.

The Commissioners met with Mark Reynolds, Assessor, regarding Ulrich Software, Inc.'s Assessor Software. Thompson reviewed that this item is on the agenda today because when it was discussed September, it was the agreement was thought to be for the Assessor, Collector and County Clerk but it was not. Thompson reviewed the process completed by Taney County for Reynolds reiterated the needed features only available through the Ulrich Software.

Thompson noted having discussed the potential implication Senate Bill 190 (Senior Real Estate Property Tax Relief) with Sam Ulrich but until there is a determination of how/if counties will proceed, the software cannot be updated to reflect the necessary changes.

Waiver of Competitive Procurement for Assessor Software (license, installation, programming, and training) by Ulrich Software, Inc.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the Waiving Requirements of Competitive Proposals for Assessor Software Order. Motion approved unanimously.

WHEREAS, the Johnson County, Missouri Assessor researched software programs approved by the Missouri State Tax Commission to complete necessary functions of the office including, but not limited to:

- Offline Mobile Product with full data set including pictures, sketches, and scanned images
- Offline Mobile Geographical Information System (GIS) application programming interface (API) Connection
- GIS Viewer integrated with existing Segment Anything Model (SAM) Corporation inside Computer Assisted Mass Appraisal (CAMA)
- Mobile GPS API connection
- GIS Viewer integrated with existing SAM Corporation inside CAMA
- Pictometry viewer integrated inside CAMA
- Future year appraisal available in office and in the field
- Full test database for index/component changes and recalculations
- Auto valuing of personal property online filings
- Payment portal for automatic subscription to GIS site
- Property Record Card (PRC) generation based on level support for online subscriptions
- Completely integrated into one common database with Clerk and Collector
- Direct scanning option for both personal and real estate on account selection

WHEREAS, a single vendor, Ulrich Software, Incorporated was identified to meet the aforementioned requirements for the software; and, WHEREAS, Ulrich Software, Incorporated has an agreement for products and services (license, installation, programming and training) with the following costs:

- First Year Cost: \$58,510 plus data conversion (estimated at \$8,000) and per diem expenses (estimated \$200 per Analyst),
- Second Year Cost: \$57,620,
- Third Year Cost: \$57,620,
- After Year Three Annual License and Maintenance Costs: \$26,920; and,

WHEREAS, the Commission has found and determined there is only a single feasible source based on Supplies are proprietary and only available from the manufacturer or a single distributor according to Revised Statutes of Missouri 50.783 (1); and, NOWHEREFORE, the County Commission authorized the County Clerk Office to post the following advertisement in legal notices of the Warrensburg Star Journal on Tuesday, October 3, 2023 (weekly paper requirement) and Sedalia Democrat on Tuesday, October 3, 2023 (daily paper requirement)

The County Commission of Johnson County, Missouri has waived the requirements of competitive bids or proposals for Assessor Software because the Commission has found and determined there is only a single feasible source because supplies are proprietary and only available from the manufacturer or a single distributor; with Ulrich Software, Incorporated selling the software and therefore intends to contract for the purchase of only available from a single distributor; Ulrich Software, Inc., Nixa, Missouri for:

- 1<sup>st</sup> Year cost: \$58,510 plus data conversion (estimated at \$8,000) & per diem expenses (estimated \$200 per Analyst)
- 2<sup>nd</sup> Year Cost: \$57,620
- 3<sup>rd</sup> Year Cost: \$57,620
- After Year 3 Annual License and Maintenance Costs: \$26,920.

The Ulrich Software, Incorporated contract will be let no less than ten (10) days after the date this notice is published. Questions regarding this notice may be directed to Jennifer Powers, (660) 747-6161 or jpowers@jocomo.gov

(CONTINUED FROM PAGE 187) **RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**36<sup>th</sup> Day's Proceedings, 28<sup>th</sup> Day of September 2023**

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The Commissioners approved a wage continuation extension for an employee at the Sheriff's Office.

The Commissioners received monthly fees collected report from Prosecuting Attorney, Robert Russell for August 2023 totaling \$3,210.00 which was deposited with the Treasurer.

The Commissioners met with Mark Reynolds, Assessor. Reynolds presented information regarding a company offering advanced nearly 3-D imagery, which would represent a significant upgrade from the current GIS photos available. He highlighted that this technology could provide reports aiding field staff in identifying real property improvements. Reynolds mentioned the costliness of the software, known as Eagle View Pictometry, but emphasized its potential benefits for Emergency Services Board (911), law enforcement, fire departments, and other emergency services. Additionally, Reynolds brought attention to discussions about the possibility of property owners no longer paying personal property taxes, which could lead to a substantial decrease in county revenue.

At 10:06 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting for an emergency closed session due to a personnel matter pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees; (14) Records which are protected from disclosure by law; Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried. Other individuals in the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy. At 10:50 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Kavanaugh and seconded by Commissioner Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Commissioner Matthews did not attend the Johnson County Economic Development Corporation – Board of Directors Meeting.

Adjournment was at 4:00 p.m. The next meeting will convene on October 2, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner



**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**1<sup>st</sup> Day's Proceedings, 2<sup>nd</sup> Day of October 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Mitch Marquess for the Maintenance Update; also present: Jennifer Powers, County Clerk Chief Deputy.

- Justice Center French Drain – Marquess noted the French drain at the bottom of the southwest ramp was full of mud and has since been cleaned out. Marquess stated this should prevent stormwater entering the building.
- Justice Center Heating Ventilation Air Conditioner (HVAC) – Marquess stated one pump has already been replaced, the second pump needs to be replaced, and the third pump is still working well.
- Street and Parking Lot Closures – The Commissioners reviewed the 135 West Market Street parking lot would be closed starting Tuesday. The Courthouse Parking Lot, Market Street (from Holden to Maynard), Maynard Street (from the Justice Center Parking lot entrance to Hout) would be closed starting Wednesday. The Commissioners approved Marquess to open a door on the East side at 7:30 a.m. on Wednesday and Thursday, since employees may have to park on the east side of the building and walk in. The Commissioners confirmed the Courthouse would be closed Friday, October 6, 2023.

It was noted that daytime custodial staff, Mary Lutjen, will not be working today. Commissioner Marr asked Marquess to clean the windows above the Courthouse East Doors; Marquess stated they will work on that today. Marquess noted the Courthouse ceiling fans have a great deal of dust that has accumulated, and they will clean those as well.

The Commissioners met with Diane Thompson, County Clerk for Consideration: Waiver of Competitive Procurement for DS300 Poll Place Scanner and Tabulator, Ballot on Demand Printer, and Software by Election Systems and Software (ES&S) also present: Jennifer Powers, County Clerk Chief Deputy; Rob Wiebusch, ES&S Regional Sales Manager.

**Ballot on Demand Printer** – Thompson reviewed the Ballot on Demand Printer would be used in the office for absentee voters and for the printing of low quantity voter ballot styles. Thompson reviewed the current operation requires a cabinet for up to 42 different ballots to be stored for absentee voting. Wiebusch stated the County would buy blank ballot papers and then print on demand for test deck ballots / absentee ballots based on the data stored in Missouri Centralized Voter Registration (MCVR). Wiebusch stated there would be zero waste for absentee ballots now. Thompson noted there could be 12 different styles in November, April could have 42 styles of ballots. Kavanaugh asked what the backup is if the printer does not work. Thompson stated that they could still order printed ballots for the polls. The ballot on demand would be used for test ballots and absentee ballots to cut down on the number of printed absentee ballots that go to waste. Thompson stated if there are limited number of voters in smaller jurisdictions, giving Lone Jack C6 school district with 6 voters, Oak Grove School District with 4 voters; those ballots would be printed in the office. Thompson noted the number of ballots is recorded at the printer and there is also the audit log Commissioner Kavanaugh motioned and Commissioner Marr to move forward

**DS300 Poll Place Scanner and Tabulator** – Thompson stated they currently have 12 – eight (8) year old DS200s at each polling location which will scan the ballots but with the security and technology changes, improvements have been made to the equipment. Wiebusch stated the United States Election Assistance Commission's (EAC) Voluntary Voting System Guidelines (VVSG) 2.0 will require to have every voting system in compliance within 10 years and the DS300 is set up to meet those requirements. Thompson reviewed the security that is in place, a third step of security: encrypted password, and access card with the DS300. Thompson stated the DS300 will have a smaller footprint which will be placed into the a carrying case and could be stored on shelves instead of the DS200 which must be on the bin to be used.

**Costs** – Wiebusch stated credit will be given for the DS200s, \$4,500 shipping could be reduced by staff hauling old equipment to ES&S and returning with the new equipment. Thompson noted that the Secretary of State is now paying a portion of the election costs when the state has issues, and some of those funds could offset the equipment upgrade.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to proceed with Waiver of Competitive Procurement for DS300 Poll Place Scanner and Tabulator (\$87,115 – to include all scanners, ancillary items and installation of election night reporting software), Ballot on Demand Printer, and Software by Election Systems and Software (ES&S) (\$4,405 for BOD printer/software). Motion approved unanimously.

Fees received in September 2023 from Stormy Taylor, Recorder of Deeds were approved. Fees deposited with the Treasurer were \$33,851.08.

The Commissioners met with Jill Purvis and Jamie DeBacker for the Warrensburg Main Street Monthly Update; also present: Jennifer Powers, County Clerk Chief Deputy. Purvis reviewed the Burg Fest schedule noting the carnival would be open Friday 5-10 PM and Saturday noon-10 PM. The Commissioners noted the semi already in the 135 W Market parking lot. Commissioner Kavanaugh asked if the wastewater situation was resolved; Purvis stated the carnival contact was put in touch with Phil Adlich, City of Warrensburg, Wastewater Plant Operations Manager. Purvis reviewed parking considerations: University of Central Missouri has a home game on Saturday, so those parking lots are full for tailgating and parking. Vendors (152 vendor spaces) have been encouraged to park at Northside Christian Church with a shuttle provided. Monday Main Street Staff will be walking through the various areas to verify all areas are tidy.

(CONTINUED FROM PAGE 189) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**1<sup>st</sup> Day's Proceedings, 2<sup>nd</sup> Day of October 2023**

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The Commissioners met with Dr. Steve Ritter, Warrensburg R-6 School District Superintendent of Schools, also present: Diane Thompson, County Clerk; and Jennifer Powers, County Clerk Chief Deputy. Ritter reviewed various events and programs (Language Essentials for Teachers of Reading and Spelling and Missouri's Registered Youth Apprenticeship). Commissioner Marr noted the upcoming Community Clean Up Commissioner Marr noted the road will be temporarily blocked for chip and sealing (oil shot today and chip seal Tuesday). Ritter noted they had concrete scheduled to be poured on Wednesday.

The Commissioners received correspondence from GSS Inc. Urbandale, Iowa. Hayden Tower Service Inc. intends to construct a communications facility at 13696 SW 2 Highway, Holden, Missouri (Section 10, Township 44 North, Range 28 West). The facility will include a self-support telecommunications tower with an appropriate overall height of 307 feet and associated equipment. It was noted that the property is currently owed by William and Darlene Buckstead.

The Commissioners met with Jimmy Tye, Road and Bridge Supervisor. Tye noted that Cameron Mengwasser, Sunrise Telecom, requested the meeting with the Commissioners to discuss the depth of the fiber installation. Tye noted that Todd Milnes, overseeing right of ways (ROW) has found multiple installation requirements that have not been met and as they are found, they are communicated with the appropriate crew. Tye stated it is not just about the depth of the lines, they are installing above/next to/inside of culverts, they are leaving open boxes and PVC sticking out of the ground, they are leaving debris from the job site or when it falls off their trucks, etc. Tye noted his concern that Sunrise Telecommunication would come in today in hopes of the Commission waiving some of the requirements. Commissioner Marr stated he had no intent of reducing the requirements since those requirements are there to minimize the potential of their property being damaged during routine/needed maintenance of the roads. Tye noted he was not certain if any Spectrum Communications staff would be at the meeting. Powers noted concern since the ROW permit was issued to Spectrum, any agreement with Sunrise directly could be out of line.

The Commissioners held a discussion regarding Spectrum Communications and Sunrise Telecom fiber installation depth with Spectrum Communications – Ky Nichols, Senior Director Construction; Rodney Staehle, Construction Coordinator I; and Sunrise Telecommunications – Robert McLaughlin, Operations Manager; David Porter, Operations Manager (Regional); Jason White, Coordinator; Cameron Mengwasser, Quality Control.

Installation: The group discussed giving county staff access to a phone application that could provide a GPS coordinate to show where crews are to be working. The Commission reminded all that if there are rocky or other condition areas that need exceptions to the approved depth, those requests need to be made in writing and approved in writing before installation. McLaughlin stated that is not an unreasonable request. McLaughlin also noted that by standard they are required to have 24 inches or have a hard cap (concrete or other) with gas crossings.

Quality Control Checks: Milnes reviewed that he probes for depth in the rip line. Tye stated that consistently there are depth issues within 10 feet of vaults. Mengwasser stated that the same application mentioned before, could provide a specific location of where the line was probed to assist with reporting problem areas. Mengwasser stated the depth is supposed to be 10 inches deep from the vault/line to the house. McLaughlin requested that any installation issues first be reported to Mengwasser and if matters are not resolved, then contact others as needed. The group discussed the email reporting group and database with resolution tracking. McLaughlin stated that if the line was not installed to specification the owner (Spectrum) of the product is responsible for the product if it becomes damaged. Commissioner Matthews noted the County is likely to implement a permit fee effective 2024.

Adjournment was at 4:00 p.m. The next meeting will convene on October 3, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**2<sup>nd</sup> Day's Proceedings, 3<sup>rd</sup> Day of October 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Jennifer Powers, County Clerk Chief Deputy. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The monthly report of monies received in September 2023 by Diane Thompson, County Clerk was approved. Deposited with the Treasurer was \$14,154.68.

Laura Smith, Collector of Revenue, presented the tax distribution summary with total distribution (including tax sale) of \$199,946.14 for September 2023.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to waive requirements of Competitive Bids for 2024 Chassis with Freightliner Engines. Motion carried unanimously. WHEREAS, the Johnson County, Missouri Road and Bridge Department attempted to locate a chassis with Freightliner engine and a chassis with Freightliner engine, dump body, and hydraulics; and, WHEREAS, a single vendor, Premiere Truck Group, Columbia, Missouri was identified as the single distributor for the aforementioned required chassis with Freightliner engines and provided a sole source letter (attached); and, WHEREAS, Premiere Truck Group is selling one (1) 2024 Freightliner 114SD for \$135,408.00 and one (1) 2024 Freightliner 114SD with Henderson Dump Body and Hydraulics for \$207,589.00; and, WHEREAS, the Commission has found and determined there is only a single feasible source because the supply (Freightliner engine) is proprietary and only available from the manufacturer or a single distributor according to Revised Statutes of Missouri 50.783 (1); and, WHEREAS, the County Commission authorized the County Clerk Office on September 19, 2023 to post the following advertisement in legal notices of the Warrensburg Star Journal on Friday, September 22, 2023 (weekly paper requirement) and Sedalia Democrat on Friday, September 22, 2023 (daily paper requirement)

The County Commission of Johnson County, Missouri has waived the requirements of competitive bids or proposals for one (1) 2024 Freightliner 114SD for \$135,408.00 and one (1) 2024 Freightliner 114SD with Henderson Dump Body and Hydraulics for \$207,589.00 because the Commission has found and determined there is only a single feasible source because the supply (Freightliner engine) is proprietary and only available from the manufacturer or a single distributor: Premiere Truck Group, Columbia, Missouri and therefore intends to contract for the purchase of only available from the single distributor. The Premiere Truck Group contract will be let no less than ten (10) days after the date this notice is published. Questions regarding this notice may be directed to Jennifer Powers, (660) 747-6161 or [jpowers@jocomo.gov](mailto:jpowers@jocomo.gov)

WHEREAS, the County Commission received no correspondence from a vendor regarding their availability to sell the aforementioned equipment between the posting of the legal notice on November 8, 2022 and November 17, 2022; and, THEREFORE, the Johnson County Commission enters into an agreement with Premiere Truck Group, Columbia, Missouri for the purchase of one (1) 2024 Freightliner 114SD for \$135,408.00 and one (1) 2024 Freightliner 114SD with Henderson Dump Body and Hydraulics for \$207,589.00.

Tye reviewed one of the day cabs is to replace the one that was totaled, and insurance has provided the funds which can be used to replenish 018 – equipment purchase.

The Commissioners reviewed and approved the following Right of Way (ROW) for Spectrum Mid-America with Cat5 Construction Services contracting and work to begin October 3, 2023, and end October 18, 2023, with work to include adding extension to existing run and a new pedestal location, boring fiber optic cable for high-speed internet services under the road.

- 2023-262 | NE 501<sup>st</sup> Rd: at 92 NE 501<sup>st</sup> Rd, nearest intersecting road: 50 Highway

The Commissioners reviewed and denied the following ROW for Spectrum Mid-America with Cat5 Construction Services contracting and work to begin October 3, 2023, and end October 18, 2023, with work to include replacing a damaged span of coax between pedestals. The ROW was denied because SW 145<sup>th</sup> Road is not currently accepted as county-maintained road and therefore Spectrum will need to gain permission from property owners.

- 2023-263 | SW 145<sup>th</sup> Rd: at 139 SW 145<sup>th</sup> Rd, nearest intersecting road: SE 150<sup>th</sup> Road

The Commissioners received the September 2023 Summary Settlement from Treasurer Heather Reynolds.

The transfer of funds for payroll of County Officials and employees for the period September 16, 2023 through September 29, 2023 was approved from County funds in the following amounts: County Revenue: \$67,276.75; Road and Bridge Department: \$43,157.77; Assessment: \$16,091.21; Bridge Construction: \$23,642.65; Juvenile Officers: \$3,912.29; Prosecuting Attorney: \$28,291.18; MoSMART Sal Supplement: \$323.05; Recovery Court – SAMHSA Grant: \$6,158.47; Commission Administrative: \$0.00; Sheriff: \$75,047.04; Jail: \$81,379.18; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$349,374.56.

*RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT 2<sup>nd</sup> Day's Proceedings, 3<sup>rd</sup> Day of October 2023 is continued on page 192*

Request for Qualifications Opening: Insurance Broker of Record (Property and Liability)  
Johnson County, Missouri, requested qualifications from Brokers to provide professional Insurance Brokerage (Agent of Record) Services for Johnson County, Missouri in various commercial insurance markets including but not limited to property, casualty, liability, and auto insurance benefits for Johnson County, as well as other required areas not specifically listed.  
The Commissioners conducted an opening of the Statements of Qualifications at 1:30 p.m. on this date as advertised; also present: Jennifer Powers, County Clerk Chief Deputy; Jennifer Taylor, Mike Keith Insurance. The following qualifications were received:

Date Received	Company	Contact Information
10/02/2023 at 10:50 a.m.	Golden Rule Insurance Agency Inc.	4065 Osage Beach Parkway, Osage Beach MO 65065 (573) 348-1731   Danny McCollum drmcollum@charter.net
10/02/2023 at 2:40 p.m.	Stafford-Leavitt Insurance	801 S. Commercial St, Harrisonville MO 64701 (816) 884-4800   Darrin G. Stafford dorian@staffordagency.com
10/02/2023 at 3:26 p.m.	AssuredPartners of Missouri LLC	629 E Young Ave, Ste B, Warrensburg MO 64093 (660) 429-1512   Randy Russell Randy.Russell@AssuredPartners.com
10/03/2023 at 9:10 a.m.	Higginbotham Inc	909 E. Republic Rd, C200, Springfield MO 65807 (417) 973-0815   Dawson Nimmo dnimmo@higginbotham.com
10/03/2023 at 10:00 a.m.	McGriff Insurance Services LLC	7711 Bonhomme Ave., Suite 900, Clayton MO 63105 (314) 854-5200   Logan O'Connor logan.oconnor@mcgriff.com
10/03/2023 at 11:11 a.m.	Mike Keith Insurance, Inc.	PO Box 388, Clinton MO 64735 (660) 924-0152   Christian Delozier christian@mkeithins.com

Commissioner Kavanaugh motioned and Commissioner Marr seconded to take the Statement of Qualifications: Insurance Broker of Record (Property and Liability) under advisement. Motion passed unanimously.

Adjournment was at 4:00 p.m. The next meeting will convene on October 5, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**3<sup>rd</sup> Day's Proceedings, 5<sup>th</sup> Day of October 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; Jennifer Powers, County Clerk Chief Deputy. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners received monthly fees collected report from Prosecuting Attorney, Robert Russell for September 2023 totaling \$3,170.85 which was deposited with the Treasurer.

The Commissioners approved accounts payable in the amount of \$408,153.02.

At 8:33 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Jennifer Powers, County Clerk Chief Deputy.  
At 8:58 a.m. having another scheduled open session meeting for the Commission's attendance, a motion was made by Commissioner Kavanaugh and seconded by Commissioner Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners met with Kim Hall and Emma Boyle for the University of Missouri Extension Monthly Update; a September Program Summary was presented. Boyle reviewed the upcoming pumpkin decorating competition and other upcoming events. Hall reviewed that two representatives attended the State 4-H Public Speaking Contest and invited the Commission to attend the Recognition Banquet October 16<sup>th</sup>.

At 9:35 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Jennifer Powers, County Clerk Chief Deputy; Travis Elliott, Ellis, Ellis, Hammons & Johnson, P.C. (County Legal Counsel).  
The Commissioners invited Tracy Brantner, Johnson County Economic Development Corporation Executive Director, to join the meeting at 10:29 a.m.  
Elliott left the meeting at 11:02 a.m.

At 11:15 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Kavanaugh and seconded by Commissioner Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commission will not meet October 9, 2023 in observance of Columbus Day.

Adjournment was at 4:00 p.m. The next meeting will convene on October 10, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

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**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**

**4<sup>th</sup> Day's Proceedings, 10<sup>th</sup> Day of October 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Matthews signed a grant for Sheriff Deputy salaries, per Lisa Treece, Human Resources Director, request.

The Commissioners met with Stormy Taylor, Recorder, discussion included Burg Fest. Taylor noted the event was well attended and people have shared supportive comments on social media. The Commissioners noted their attendance at the event. Taylor discussed some potential challenges of vendor trash; with a potential solution using a utility vehicle to pick up trash during the event.

The Commissioners met with Darrin Tobias for the Emergency Management Agency Update. Tobias reviewed the prepared report. Tobias noted Midwest Recycling Center electronic waste pickups were arranged to prepare for and clean up the household hazardous waste collection/Community Clean-Up. Tobias noted the weekend was very busy with their attendance at Burg Fest during the collection event. Tobias noted staff is attending various required trainings and meetings. Tobias reviewed grants completed and in process. Tobias noted the efforts to confirm various warming shelters that might be available in Johnson County. Commissioner Kavanaugh requested Tobias discuss, with maintenance staff, the repurposing of a generator switch currently on 122 Hout Street.

The Commissioners attended the KOKO Radio Broadcast: Johnson County Today. Discussion included: courthouse trees, courthouse heating ventilation, and air conditioning (HVAC), household hazardous waste collection/Community Clean-Up. The Commissioners discussed the well-attended Burg Fest. Commissioner Matthews noted that sales tax figures have not come in from the Department of Revenue, but it is anticipated for numbers to be slightly lower than last year at this time.

The Commissioners met with Tom Craig, SW 475<sup>th</sup> Road off F Highway, came in to thank the County for the efforts mitigating stormwater and potential improvements of SW 475<sup>th</sup> Road (reducing hill height).

Commissioner Kavanaugh motioned and Commissioner Marr seconded to appoint Lisa Meisenheimer to the Johnson County Board of Services. Motion approved unanimously.

WHEREAS Rebecca Timbers resigned her position on the Johnson County Board of Services. Rebecca Timbers notified the Johnson County Board of Services on June 1, 2023, that she is relocating and will no longer reside in Johnson County and she is unable to complete her term; and, WHEREAS Lisa Meisenheimer, 212 SE 51<sup>st</sup> Road, Warrensburg, Missouri, has expressed a desire to serve on the Board of Services, and, WHEREAS the Johnson County Commission received notification on September 15, 2023, from the Johnson County Board of Services that Lisa Meisenheimer, 212 SE 51<sup>st</sup> Road, Warrensburg, Missouri, has expressed a desire to serve on the Board of Services; and, WHEREAS the Johnson County Board of Services stated that Lisa Meisenheimer meets the necessary requirements and recommends Lisa Meisenheimer for the board appointment, and, NOW, THEREFORE, the Johnson County Commission hereby appoints Lisa Meisenheimer to the unexpired term effective October 10, 2023 and to expire on December 31, 2023.

Commissioner Matthews and Commissioner Marr met with Charles Conner, Missouri Department of Conservation regarding Courthouse Trees.

Condition/Replacement: Conner noted the southeast pin oak tree is not doing well and because of the low rainfall, could have no leaves return spring 2024 or it could possibly live an additional 3 years. Conner noted the southwest corner pin oak tree is in the best shape. Conner stated the smaller trees, red buds are not as concerning since those trees could be looking like how they look now within five years of replacement. Conner recommended the County only replacing a tree when the tree dies, not all at once, since the tree replacing the tree lost would be significantly smaller. Conner recommended instead of replacing it with another pin oak, to replace with northern red oaks because the branch shape is more preferable for a city tree since the branches grow upward instead of downward.

Maintenance: Conner recommended the trees be watered an inch every ten (10) days, unless it rains at least one inch, until the ground is frozen. Conner stated soil aeration would increase effectiveness of watering (for the lawn and trees). Conner stated the better way to increase iron in the trees would be to inject the trunks (of all trees but the SE pin oak). Conner stated soil spikes are not able to increase much of the iron in the tree because of the high clay soil content.

Funding: Conner noted as work needs to be done, if the City of Warrensburg remains a Tree City USA City (through Arbor Day Foundation), and funds are available, then grant funds could pay for up to 75% of costs.

The Commissioners reviewed and approved the following Right of Way (ROW) for Spectrum Mid-America with Cat5 Construction Services contracting and work to begin October 9, 2023 and end October 26, 2023 with work to include boring fiber optic cable for high-speed internet services under the road.

- 2023-265 | Business 13 Highway: Nearest intersecting road: SW 265<sup>th</sup> Road; boring 31 feet from east side to west side of Business 13 Highway

Johnson County received check #20041652 from Republic Services, Inc c/o Awin Management c/o Allied Waste Services in the amount of \$11,633.87 which represents the host fee for September 2023 (8,309.91 tons at a rate of \$1.40 per ton) was received on October 10, 2023 from the Show Me Regional Landfill.

County Clerk Diane Thompson requested Presiding Commissioner Troy Matthews sign an agreement with Spot On for point-of-sale processing and credit card processing in the County Clerk's office.

The Commissioners reviewed correspondence from Johnson County Central Dispatch Executive Director Kimberly Jennings regarding the updated Centerview Tower Site Plan.

(CONTINUED FROM PAGE 194) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**4<sup>th</sup> Day's Proceedings, 10<sup>th</sup> Day of October 2023**

The Commissioners met with Jill Purvis and Jamie DeBacker from Warrensburg Main Street; also present: Diane Thompson, County Clerk and Jennifer Powers, County Clerk Chief Deputy. Commissioner Kavanaugh noted the cleanliness of the grounds after Burg Fest. Purvis stated that carnival staff reported that all the staff (city and county) encounter were kind and helpful. It was noted of the overall success of Burg Fest and the carnival addition. Discussion was had on the Pine Street beer garden location versus the Justice Center parking; which allowed for a separation of children events, better lighting, more space, easier access to additional facilities. Purvis reported that the carnival is available October 11-12, 2024 but before signing a contract, wanted to check with the Commission about the use of the parking lots and University of Central Missouri (UCM) Homecoming schedule before proceeding. Thompson noted the Election office is hoping to have relocated prior to absentee voting starting (September 2024), so absentee voting should not be an issue. Powers reviewed the tentative schedule for courthouse HVAC construction: Construction Documents in May 2024, Procurement June-October 2024, Construction/Office Relocation December 2024-January 2026. Purvis stated that if the carnival was not going to be an option for 2024, Main Street would likely look at doing a different type of event possibly with cars being the focus.

Heather Reynolds, Treasurer submitted documentation from the state for September 2023 sales tax funds which have been received and distributed as follows: General Revenue: \$243,202.31; Jail: \$121,601.03; County Law Enforcement: \$230,875.09; Animal Services: \$57,625.06; Road and Bridge: \$243,202.53; Law Enforcement: \$243,202.52; and Road Use Tax: \$463,559.43. The Commissioners noted legal counsel stated the marijuana tax funds could be used in any way the County saw fit because of the wording used in the ballot language and requested any funds received be put in a sub fund under general revenue.

Adjournment was at 4:00 p.m. The next meeting will convene on October 12, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk  
Troy A. Matthews, Presiding Commissioner  
John L. Marr, Eastern Commissioner  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**5<sup>th</sup> Day's Proceedings, 12<sup>th</sup> Day of October 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$104,853.93.

Commissioner Matthews attended the Whiteman Area Leadership Council, Board of Directors Meeting.

Commissioner Kavanaugh and Commissioner Marr met with Heather Reynolds, Treasurer; and Diane Thompson, County Clerk; regarding the County giving permission to access confidential Department of Revenue to Johnson County Emergency Services Board (ESB). Reynolds stated the reports are one long continuous report and there is no way to separate one tax from the report. Reynolds stated she looks at the summary but not the detailed report and could give them a portion of the report if ESB/Staff was willing to sign the Department of Revenue Form 4379 to request for information or audit of local sales and use tax records (required confidentiality and authorization of Presiding Commissioner). Reynolds noted that if information was shared to ESB/Staff that information could not be shared past those individuals. Commissioner Kavanaugh noted the County has been expecting sales tax to decrease since 2020 and we are now seeing a slight decrease. Commissioner Marr noted that people are not spending like they were the last two years. Commissioner Marr and Commissioner Kavanaugh stated they are not in favor of ESB getting access to the local sales and use tax information. Thompson suggested Reynolds send Jennings the sales tax report she uses to track each month and compare years. Powers reviewed October 11, 2023 9:27 a.m. correspondence from Kimberly Jennings:  
*Kevin reached out to me, and our conversation was very enlightening. I did mention this to him, but I want to let you know as well that we are not requesting to be separated from the county's umbrella. As of now, there is no need for this matter to be discussed or considered by the Commissioners. Initially, I had requested access to the "secure reports" from the DOR website without knowing what they entailed. However, upon discovering that these reports contain all the county's information, I no longer require access. I am curious if the JCESB "secure report" is available for viewing somewhere and if it would provide any useful insights. I was simply trying to understand why our tax amount was lower than expected.*  
Reynolds stated she would follow up with Jennings.

(CONTINUED FROM PAGE 195) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**5<sup>th</sup> Day's Proceedings, 12<sup>th</sup> Day of October 2023**

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The Commissioners met with Jimmy Tye, Road and Bridge Supervisor, also present: Diane Thompson, County Clerk; and Jennifer Powers, County Clerk Chief Deputy.

2023 Hard Surface Projects: Tye stated they will be grinding up the base and mixing in a stabilization product this week with the plan to chip and sealing SE 201<sup>st</sup> starting at Ridgeview Drive and proceeding southward to meet the existing chip and seal. Tye stated crews would move to asphalt NE 175<sup>th</sup> Road starting at the Business 13 Highway intersection until meeting the existing hard surface. Tye stated after inspection, there was too much gravel placed on the NW 1891<sup>st</sup> Road (Kiowa and Cherokee Hills) chip and seal project so a road broom was taken out to take care of the gravel; there was also the cul-de-sac had some areas missing chip and seal, so crews would be fixing those errors today.

2024 Hard Surface Projects: Tye requested to proceed with grinding up the road bases, fixing reoccurring holes and mixing in a stabilization product this winter for the following roads:

- NW 701<sup>st</sup> Road and SW 701<sup>st</sup> Road starting at NW 175<sup>th</sup> Road and continuing south to VV Highway
- NW 150<sup>th</sup> Road starting at NW 1251<sup>st</sup> Road and continuing east to U Highway
- SW 125<sup>th</sup> Road starting at 131 Highway, then continuing on SW 100<sup>th</sup> Road, and then continuing on SW 1421<sup>st</sup> Road to where it intersects with SW Division Road

Tye further explained these roads would be a gravel road surface for the 2023 winter and spring (depending on temperature) then would be chip and sealed next year. Commissioner Marr stated those roads sound good to him; Commissioner Kavanaugh and Matthews also agreed with Tye's plan. Tye wanted to confirm because there would likely be questions asking about why a hard surface road was being turned to gravel.

NW 880 and 1251<sup>st</sup> Road Intersection: Tye stated the intersection was recently mowed and bladed.

NW 700<sup>th</sup> Road: Tye reported the road was graded but it is going to keep wash boarding. Tye noted the steepness of the hill which would make it unwise to hard surface the road due to ongoing road surface maintenance (it will still washboard) and winter weather could make it challenging to stop at the 13 Highway intersection.

NW 800<sup>th</sup> Road (off H Highway): Shackelford, property owner, reported the ditches need to be cleaned out.

335 E. North Street, Warrensburg Building Improvements (Foam insulation): Tye reported having received two quotes to spray foam tire shop: Missouri Valley Spray Foam, Independence MO \$11,900; and Ballard Insulation, Sedalia \$14,882. Tye stated that staff will prepare the space (clean, repair the roof, install door trim, etc.) and after installation, staff would paint the foam white. Commissioner Kavanaugh motioned, and Commissioner Marr seconded for Tye to proceed with Missouri Valley Spray Foam of Independence, Missouri spray foaming the tire shop for \$11,900.00. Motion approved unanimously.

SE 150<sup>th</sup> Road (from SE 581 going east): Group discussed the need to reshape the hill, remove asphalt, reestablish a base and place asphalt. This work will likely be added to 2024's construction schedule.

University of Central Missouri (UCM) Fuel Distribution Terminal (FDT): UCM wants to relocate their FDT, which would change their directly access to 50 Highway and require travel on NW 251<sup>st</sup> Road. Plans are not final, but trucks would likely be driving to the northern part of UCM's property (NW 200<sup>th</sup> Road intersection). There is currently a maximum weight on the NW 251<sup>st</sup> Road Bridge and asked if the Commission wanted to put a weight limit on the road as well. NW 251<sup>st</sup> Road was hard surfaced as part of a cooperative program with some payment from UCM. Discussion about the impact of additional weight on the roadways. Tye stated the chip and seal road is strong enough but there is likely to be some challenges with the weight of the fuel trucks and dump trucks/ equipment to fill the ravine, especially if the dump trucks are overweight. If there was only going to be one load of fuel a week, there probably would not be an issue with the road surface. The former Commissioners added a weight limit to the bridge in response to previous UCM construction because their overweight dump trucks destroyed the road.

MFA Account: Staff were not able to have a propane tank refilled at MFA, the account needs to be updated.

Road Construction Broom Procurement: Tye stated that Murphy Tractor has the cooperative procurement Sourcewell contract for Superior Broom's Road Broom. They will prepare a sales agreement for consideration.

Equipment Update:

- Pickup Truck #251 (2014 Ford F150 White 4-Door Truck VIN 1FTFW1ET8EFA46181) – Damaged and being repaired by Warrensburg Ford and Chrysler
- Pickup Truck #261 (2014 Ford F150 White Truck VIN 1FTMF1CM0EKE45662) – Totaled and payment is expected from insurance.
- Dump Truck – Tye stated they have been purchased and ordered, but they are not likely to be seen until 2024, so the budget fund will need to have those monies carried over.
- Sign Truck – Tye stated it will be February 2024 until that truck is ready, so the budget fund will need to have those monies carried over.
- Additional Truck Purchases – Commissioner Marr reviewed there is an approved state bidder list and to use that pricing you fill out a form for those dealers to get the price of what they have available. Commissioner Kavanaugh stated he would rather have extra vehicles so that if something happens, work is not delayed.

Waiving Procurement Requirement for Pad Foot Roller Sole Source Provider: Tye stated Murphy Tractor has the Sourcewell contract and will use the rented monies for will look at it being purchased in 2024. Tye stated there are unused monies in other funds that can be reallocated to pay for the equipment in this budget this year.

Thompson left the meeting.

OO Highway and NW 900<sup>th</sup> Road Intersection: The Commissioners discussed the challenge of intersection at and the previous discussion for September 8, 2022. Commissioner Matthews stated he did not know if an engineer needed to get involved. Commissioner Marr noted the significant cost of engineering. Commissioner Kavanaugh noted the additional costs involved because engineers require additional steps.



(CONTINUED FROM PAGE 196) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**5<sup>th</sup> Day's Proceedings, 12<sup>th</sup> Day of October 2023**

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Commissioner Kavanaugh and Commissioner Marr reviewed correspondence from Michael Hall, McClure Engineering, regarding the Sheriff's Office and Detention Center Wastewater Treatment System Compliance with an estimated schedule starting Phase One (Preliminary Design) on October 16, 2023 with a survey and an estimated 2.5 weeks to complete the phase. Phase Two (Final Design) would be completed in two weeks. Hall shared the timing would be around the Thanksgiving holiday and he was not certain how the Department of Natural Resources would take to review the plans. The total cost for the Wastewater Treatment Compliance was \$18,170.00. Commissioner Kavanaugh and Commissioner Marr requested the matter be put on the October 16, 2023 agenda for a decision.

The Commissioners met with Stephanie Truex for the Johnson County Community Health Services (JCCHS) Monthly Update. Truex stated influenza numbers have increased, covid numbers are maintaining at this time. Influenza vaccinations are being given, but the new covid vaccination has not be received. Truex reviewed the prescription drug monitoring program, and an ordinance that was signed by Anthony Arton presented the Commissioners with the Prescription Drug Monitoring Ordinance adopted and approved by the Johnson County Community Health Services April 27, 2017. The Commissioners took no action on the Renewal of Prescription Drug Monitoring Program (PDMP) User Agreement.

The Law Enforcement Tax City Distribution for September 2023 distribution was made by Auditor Chad Davis on October 12, 2023 as follows: Centerview: \$1,197.29; Chilhowee: \$1,581.42; Holden: \$12,065.88; Kingsville: \$1,235.59; Knob Noster: \$11,834.96; Leeton: \$2,975.71; Warrensburg: \$78,550.28. The total distribution was \$109,441.13. The county portion was \$133,761.39.

**Retail Liquor by Drink Caterer Liquor License**

**Schroeder Jason R., Schroeder William O.** d/b/a Olde Town South, 109 West McPherson, Knob Noster, MO requested and was granted license to sell retail liquor by drink caterer for 1 day at a temporary stand located in the arena located at 140 NE 23 Highway, Knob Noster, MO. The license shall expire October 12, 2023.

Adjournment was at 4:00 p.m. The next meeting will convene on October 16, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**6<sup>th</sup> Day's Proceedings, 16<sup>th</sup> Day of October 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Mitch Marquess for the Maintenance Update. Justice Center heating, ventilation and air conditioning (HVAC) circulation pump motor is not working well. Commissioner's truck detailing is scheduled for October 30, 2023. Staff will clean up tree limbs around the Courthouse. 122 Hout Street still has the fans running, staff will do a walk through. Custodian Responsibilities – Marquess noted Teresa Anderson reached out to Marquess regarding an interest in the full-time position. Marquess stated Anderson is a very valuable employee and hard worker.

The Commissioners met with Mark Reynolds, Assessor, regarding the waiver of competitive procurement for Ulrich's Assessor Software.

WHEREAS, the Johnson County, Missouri Assessor researched software programs approved by the Missouri State Tax Commission to complete necessary functions of the office including, but not limited to:

- Offline Mobile Product with full data set including pictures, sketches, and scanned images
- Offline Mobile Geographical Information System (GIS) application programming interface (API) Connection
- GIS Viewer integrated with existing Segment Anything Model (SAM) Corporation inside Computer Assisted Mass Appraisal (CAMA)
- Mobile GPS API connection
- GIS Viewer integrated with existing SAM Corporation inside CAMA
- Pictometry viewer integrated inside CAMA
- Future year appraisal available in office and in the field
- Full test database for index/component changes and recalculations
- Auto valuing of personal property online filings
- Payment portal for automatic subscription to GIS site
- Property Record Card (PRC) generation based on level support for online subscriptions
- Completely integrated into one common database with Clerk and Collector
- Direct scanning option for both personal and real estate on account selection

WHEREAS, a single vendor, Ulrich Software, Incorporated was identified to meet the aforementioned requirements for the software; and, WHEREAS, Ulrich Software, Incorporated has an agreement for products and services (license, installation, programing and training) with the following costs:

- First Year Cost: \$58,510 plus data conversion (estimated at \$8,000) and per diem expenses (estimated \$200 per Analyst),
- Second Year Cost: \$57,620,
- Third Year Cost: \$57,620,
- After Year Three Annual License and Maintenance Costs: \$26,920; and,

WHEREAS, the Commission has found and determined there is only a single feasible source based on Supplies are proprietary and only available from the manufacturer or a single distributor according to Revised Statutes of Missouri 50.783 (1); and, NOWHEREFORE, the County Commission authorized the County Clerk Office to post the following advertisement in legal notices of the Warrensburg Star Journal on Tuesday, October 3, 2023 (weekly paper requirement) and Sedalia Democrat on Tuesday, October 3, 2023 (daily paper requirement)

The County Commission of Johnson County, Missouri has waived the requirements of competitive bids or proposals for Assessor Software because the Commission has found and determined there is only a single feasible source because supplies are proprietary and only available from the manufacturer or a single distributor; with Ulrich Software, Incorporated selling the software and therefore intends to contract for the purchase of only available from a single distributor; Ulrich Software, Inc., Nixa, Missouri for:

- 1<sup>st</sup> Year cost: \$58,510 plus data conversion (estimated at \$8,000) & per diem expenses (estimated \$200 per Analyst)
- 2<sup>nd</sup> Year Cost: \$57,620
- 3<sup>rd</sup> Year Cost: \$57,620
- After Year 3 Annual License and Maintenance Costs: \$26,920.

The Ulrich Software, Incorporated contract will be let no less than ten (10) days after the date this notice is published. Questions regarding this notice may be directed to Jennifer Powers, (660) 747-6161 or [jpowers@jocomo.gov](mailto:jpowers@jocomo.gov)

WHEREAS, the County Commission received no correspondence from a vendor regarding their availability to sell the aforementioned equipment between the posting of the legal notice on October 3, 2023 and October 16, 2023; and, THEREFORE, the Johnson County Commission enters into an agreement with Ulrich Software, Incorporated, Nixa, Missouri for the aforementioned products, services (license, installation, programing and training) and costs.

The Commissioners met with Darrin Tobias, Emergency Management Agency Director, who reviewed the Fiscal Year 2023 Emergency Management Performance Grant (EMPG) State Emergency Management Agency (SEMA) Grant Award.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the Fiscal Year 2023 Emergency Management Performance Grant (EMPG) State Emergency Management Agency (SEMA) Grant Award in the amount of \$115,360.00, of which fifty (50) percent is local match sharing with performance period of July 1, 2023 through June 30, 2024 (Award Number: EMK-2023-EP-APP-0004-048). Motion approved unanimously.

(CONTINUED FROM PAGE 198) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**6<sup>th</sup> Day's Proceedings, 16<sup>th</sup> Day of October 2023**

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Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve BRO -R051(41) Bridge 1740004 (NW 500<sup>th</sup> Road over Branch of Walnut Creek) Great River Engineering, Project Invoice 3 with \$1,126.73 to Great Rivers Engineering, to be paid from Bridge Construction, Consulting Engineer (006-000-57813) and MoDOT to reimburse the County \$1,126.73 into Bridge Construction, Inter-governmental Revenue (006-000-45210). Motion approved unanimously.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve BRO-R051(42) Bridge 2870004 (NW 1771st Road over South Fork of Blackwater) McClure Engineering, Project Invoice 3 with \$2,797.89 to McClure Engineering, to be paid from Bridge Construction, Consulting Engineer (006-000-57813) and MoDOT to reimburse the County \$2,797.89 into Bridge Construction, Inter-governmental Revenue (006-000-45210). Motion approved unanimously.

The Commissioners met with Paul Osborne and Michael Hall, McClure Engineering to discuss the Johnson County Sheriff's Office and Detention Center Wastewater Treatment System Compliance Scope of Work. Hall reviewed the reduced scope of work but noted that without the plans of the system, he could not reduce the scope as much as he had hoped. Hall noted that the survey crew is scheduled to get the work started and Physical pipe changes to offset the Ultraviolet (UV) light with a bypass option, still operate the facility. Currently rated at 20,000 but only using 8,000 per day at this time. Self-Contained UV unit could be \$15,000 and will be written as the specific unit that needs to be purchased by the County so that the warranty is in the County's name. Hall stated the piping and electrical installation will be designed in a way should be easy, but would be some excavation work is required. Hall reviewed that anything that is discharging to a waterway will be required to have UV units to control e-coli. Hall noted that home lagoons and leach fields are supposed to evaporate, not discharge into waterways. Hall noted it is anticipated that any lagoon is likely to need treatment or some alterations to deal with the ammonia and total nutrient removal. Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the Johnson County Sheriff's Office and Detention Center Wastewater Treatment System Compliance Scope of Work with McClure Engineering for a total of \$18,170.00 with the estimated completion of the project in four and a half weeks. Motion approved unanimously.

Commissioner Kavanaugh noted his request to add the Custodial Position Vacancy discussion to the agenda. Commissioner Kavanaugh stated that if the Courthouse heating ventilation, air conditioning (HVAC) moves forward, there may be changes needed for building and grounds staff. Commissioner Kavanaugh stated that Marquess could likely maintain the Justice Center, South Annex, and 135 E. Market St. during Courthouse vacancy; Steve Tague could be shifted temporarily to the Detention Center as part of their maintenance team. Commissioner Marr noted the unlikeliness of having an in-house cleaner provided for the rented / relocated office space. Commissioner Kavanaugh noted the needed consideration of security for county documents. Commissioner Matthews stated the first determination would be if a separation of departments (maintenance and custodian) is still needed. Commissioner Marr stated his recommendation to move the departments back together with Marquess as the supervisor of maintenance or custodian staff. Commissioner Kavanaugh and Commissioner Matthews agreed. Commissioner Marr noted that the courthouse could be closed for a year. The Commissioners agreed that custodial and maintenance could likely be done by four employees, with Emergency Management Agency employees taking care of their own cleaning needs.

The Commissioners met with Tracy Brantner, Johnson County Economic Development Corporation Executive Director, regarding the County's Missouri Department of Natural Resources Brownfields Assessment Application for Phase II Assessment (Limited Scope) of the Johnson County Courthouse. Brantner reviewed the drafted application and the needed application fee of \$200.00. The Commissioners requested minor changes to the application. Commissioner Kavanaugh motioned and Commissioner Marr seconded for Brantner to make the discussed minor changes to the application and submit the Brownfields Assessment Application for Phase II Assessment (Limited Scope) to the Missouri Department of Natural Resources with \$200.00 application fee paid from Commission Administrative – Miscellaneous Expense (001-081-57410) on their behalf. Motion approved unanimously.

The Commissioners met with Jeffrey Wheat and Tim Kapsa, to review of services available through Lumu Technologies. Kapsa reviewed that Lumu provides network analysis working with state and local counties, Powers noted that two information technology contractors provide services. Wheat reviewed that provide services and a report in layman's terms.

Adjournment was at 4:00 p.m. The next meeting will convene on October 17, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**

**7<sup>th</sup> Day's Proceedings, 17<sup>th</sup> Day of October 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Danielle Dulin, City Manager and Enrico Villegas, Assistant City Manager for the City of Warrensburg and Johnson County Monthly Meeting; also present: Jennifer Powers, County Clerk Chief Deputy.

Burg Fest: Commissioner Marr noted the potential challenge of having open consumption of alcohol in or around the carnival rides.

Rethink Maguire: Survey is open to share thoughts about Maguire St. Visioning workshop 5:15 & 6:15 on November 2, 2023 at the Community Center. Meeting with property owners prior to the meeting and those meetings are going well. General Contractor anticipated to be in place for December 2023. Young to Broad.

Trash Service: Dulin reviewed from the challenges of ownership change in 2021 from Heartland Waste to Republic Services, the City began a Solid Waste Study in 2022. The study is ongoing and still has six (6) to eight (8) months before City Council is ready to release a plan of action. Three priorities expressed from residents: reliability, cost, and recycling. The plan should identify if a contract for solid waste would be more effective than creating the City's own trash service department. Future phase (5-6 years) Customer convenience station: drop off for recycling, yard waste, etc.

Street Maintenance: Villegas reviewed that the polymer overlay product is failing where it was applied. Staff are looking at creative ways to use limited resources with pavement management council meeting next month for Clover Street and West Gay Street. Cooper Boulevard extension is expected to be drivable in the next couple of weeks, a sidewalk will be on the north side of the road. East Hale Lake Road, east of Holden Street, is on the list for pavement management plan for mill and overlay. Maynard alley will be temporarily closed for maintenance.

Lions Lake: Villegas noted that city ARPA funds may be used to dredge Lions Lake, with the hope of stocking fish potential of trout (12 feet deep) seasonally or permanently (15-20 feet deep for certain areas of the lake). Villegas noted that Lions Lake was dredged 15 years ago and to prevent it from reoccurring a four (4) bay or wetland mitigation would need to happen. There is significant run off from Pertle Springs, potential additional aerator (fountain) on the south to assist but it was unsure how power could be drawn. Discussion included the extension of sidewalks or a trail along Hale Lake Road so people are not required to walk on the street.

Christmas Decorations: The City will not be putting up old Christmas decorations on street light poles, they will be retired and a display is planned for lions lake. The downtown area will still be wrapped with greenery and lights with the assistance of Warrensburg Main Street.

Sidewalk Improvement: 3,500 linear feet of sidewalks will be improved this year, which is more than the past six years together.

Staffing: Police and Fire staff salary adjustments went into effect October 1, 2023, hopefully those two department's staff are happier and prepared to stay. Public works is now struggling with staffing. Finance Director retired, an interim in place until a proper hiring process can be completed. Record management is being upgraded throughout most city offices.

Animal Shelter: City is not interested in removing signage since the building is theirs.

East Market: Temporarily suspended since Community Development Block Grant (CDBG) delayed funding.

Managed Deer Hunt: Season extended to start November 1, 2023 and all spots are full. Missouri Department of Conservation recommends leaving the parks open because the hunters are not usually there when patrons are and are not near the heavily traveled areas.

Homeless: Dulin noted there no direct services provided by the city, so there is no report to mention.

The Commissioners met with Laura Smith, Collector, regarding the surplus monies collected from the sales of property at tax sales on August 22, 2022 for non-payment of real estate taxes for 2019, 2020, and 2021; pursuant to Revised Statutes of Missouri Chapter 140. Smith reviewed the process for surplus moneys as outlined in Revised Statutes of Missouri Chapter 140.230. Smith reviewed three affidavits requesting the surplus of monies paid be returned to the previous owner(s) pursuant to Revised Statutes of Missouri. The Commissioners approved the following affidavits:

Margaret Martinez, on August 22, 2022 owned Lot 1 and 2, Block K, in M.A. Crain West Holden, as show by the plat recorded in Plat Book 1, Page 47, in Holden, Johnson County Missouri. Assessor's parcel number: 17-20-10-04-011-0001.00 and is now requesting surplus money paid at the time of sale greater than taxes, penalties, interest and all costs associated with the sale as referenced in the Tax Sale Certificate of Purchase Under Delinquent Tax Sale, Certificate Number 022-005 recorded at Book 3904, Page 64. Martinez's request was signed and notarized October 16, 2023. The Commission approved the request.

Margaret Martinez, on August 22, 2022 owned Lot 1 and 2, Block K, in M.A. Crain West Holden, as show by the plat recorded in Plat Book 1, Page 47, in Holden, Johnson County Missouri. Assessor's parcel number: 17-20-10-04-011-0001.00 and is now requesting surplus money paid at the time of sale greater than taxes, penalties, interest and all costs associated with the sale as referenced in the Tax Sale Certificate of Purchase Under Delinquent Tax Sale, Certificate Number 022-005 recorded at Book 3904, Page 64. Martinez's request was signed and notarized October 16, 2023. The Commission approved the request.

Audy Willbanks (deceased on or about January 27, 2019) owned Lot 21 of Hickory Lake Subdivision, parcel 14-40-19-00-000-0014.03 in Kingsville, Johnson County Missouri on August 22, 2022. And now surviving heirs of Audy Willbanks: Linda Akers and Annie Robertson through the Law Office of Christopher E. Powers LLC are requesting surplus money paid at the time of sale greater than taxes, penalties, interest and all costs associated with the sale as referenced in the Tax Sale Certificate of Purchase Under Delinquent Tax Sale, Certificate Number 022-010 recorded at Book 3904, Page 68. Powers request was signed May 31, 2023. The Commission approved the request.

(CONTINUED FROM PAGE 200) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**7<sup>th</sup> Day's Proceedings, 17<sup>th</sup> Day of October 2023**

Commissioner Kavanaugh reviewed a Transportation Update provided from Dave Hinson:

*The Missouri Highway and Transportation Commission convened Thursday morning for their monthly public meeting to receive an update regarding the improvement of I-70, high priority unfunded needs, the issuance of bonds for debt management and vote on the creation of two new port authorities. The commission was informed the full I-70 improvement team has been formed and the full environmental study is nearing completion. The commission learned the INFRA/MEGA/Rural grant application for additional federal funds was submitted on August 21st and over \$299 million has been requested to supplement the \$2.8 billion for I-70. Finally, the first project of I-70 has released an RFP on October 6th on the Columbia to Kingdom City route and is expected to begin construction by summer 2024 and construction will be completed by late 2027. There was also a brief discussion and decision made on the issuance of the bonds for the I-70 improvement projects and these will include a rapid amortization issuance of bonds that hits the \$136 million appropriation cap but is estimated to reduce the debt service by \$345,700,000 and reduces the debt service from 20 years to 12.*

*Next, the commission received a presentation regarding the \$1.1 billion in unfunded transportation needs. These included \$125 million to improve bridge conditions, \$70 million to improve road conditions, \$115 million for fleet maintenance and operations, \$330 million to invest in projects that increase economic growth and improve safety, \$360 million for major interstate reconstruction and \$100 million to improve multimodal transportation options. To date, there is currently over \$1 billion in multimodal funding requests and to fully repair all of the high-priority roads and bridges would cost over \$2.1 billion. Many of the unfunded needs are found in Kansas City, northeast areas and southwest rural areas. It was noted public comment will begin again on unfunded needs during the next STIP cycle.*

*Finally, the commission voted in favor of the creation of two new port authorities. The first port is located in the Greater Montgomery County area. The port authority will be a key instrument in the development of the Montgomery County Mega-Site, which is a planned 2,800-acre large-scale, heavy manufacturing industrial park located near I-70 that will have the capacity to attract large scale manufacturing, good paying jobs, and significant private investments to the region. The other port is in the Northeast Missouri Region, in Clark County. The Clark County Commission and the City of Alexandria have publicly discussed creation of an agriculture-focused port authority since 2015, gaining momentum beginning in 2018.*

The Commissioners met with Scott Peterson, City of Knob Noster and Johnson County Monthly Meeting Police Chief: Peterson stated there was a vote to make the position an appointed position (versus elected) and the City is now interviewing for a police chief.

Budget: Peterson stated they are working on their 2024 January – December budget and trying to perfect the budget preparation process.

Animals: Board of Alderman is thinking about hiring someone to assess and develop a management plan for the excessive deer population within the city.

Sewer Project with County ARPA Funds: Still in the contracting process.

Burg Fest: The Commission thanked Peterson for the warning about the carnival staff's wastewater.

The Commissioners met with Diane Thompson, County Clerk, regarding the waiver of competitive procurement for DS300 Poll Place Scanner and Tabulator, Ballot on Demand Printer, and Software by Election Systems and Software.

WHEREAS, the Johnson County, Missouri County Clerk determined the need to upgrade the DS200 tabulators currently used for elections to the DS300 model; and, WHEREAS, a single vendor, Election Systems and Software, Omaha, Nebraska was identified to meet the aforementioned requirements for the tabulator equipment as being the sole source provider of equipment compatible with the Express Poll 5000 poll books, Express Vote ADA machines and DS450 central count scanner as well as the Election Night Reporting Software already in use by Johnson County; and, WHEREAS, Election Systems and Software has an agreement for the replacement of 12 DS200 tabulators with 12 DS 300 Poll Place Scanner/Tabulator: \$71,940; Ballot Box with Power Supply and AC Cord: \$11,460; Soft-sided Cases (12): \$1,740.00 Installation: \$1,975, Ballot on Demand laptop and printer: \$4,405, and annual ongoing maintenance of \$5,880 and, WHEREAS, the Commission has found and determined there is only a single feasible source based on Supplies are proprietary and only available from the manufacturer or a single distributor according to Revised Statutes of Missouri 50.783 (1); and, NOWHEREFORE, the County Commission authorized the County Clerk Office to post the following advertisement in legal notices of the Warrensburg Star Journal on Friday, October 6, 2023 (weekly paper requirement) and Sedalia Democrat on Friday, October 6, 2023 (daily paper requirement)

The County Commission of Johnson County, Missouri has waived the requirements of competitive bids or proposals for DS300 Poll Place Scanner and Tabulator, Ballot on Demand Printer, and Software because the Commission has found and determined there is only a single feasible source because supplies are proprietary and only available from the manufacturer or a single distributor; with Election Systems and Software, Omaha, Nebraska selling the DS300 Poll Place Scanner and Tabulator, Ballot on Demand Printer, and Software and therefore intends to contract for the purchase of only available from a single distributor; Election Systems and Software, Omaha, Nebraska for:

- 1<sup>st</sup> Year cost: \$25,000
- 2<sup>nd</sup> Year Cost: \$51,074
- Annual License and Maintenance Costs: \$5,880
- Also included was a customer discount of \$11,040

The Election Systems and Software, Omaha, Nebraska contract will be let no less than ten (10) days after the date this notice is published. Questions regarding this notice may be directed to Jennifer Powers, (660) 747-6161 or jpowers@jocomo.gov

WHEREAS, the County Commission received no correspondence from a vendor regarding their availability to sell the aforementioned equipment between the posting of the legal notice on October 6, 2023 and October 17, 2023; and, THEREFORE, the Johnson County Commission enters into an agreement with Election Systems and Software, Omaha, Nebraska for the aforementioned products, services, and costs.

The transfer of funds for payroll of County Officials and employees for the period September 30, 2023 through October 13, 2023 was approved from County funds in the following amounts: County Revenue: \$66,777.91; Road and Bridge Department: \$44,225.87; Assessment: \$16,106.38; Bridge Construction: \$24,464.47; Juvenile Officers: \$3,956.67; Prosecuting Attorney: \$28,564.98 MoSMART Sal Supplement: \$323.05; Recovery Court – SAMHSA Grant: \$0.00; Commission Administrative: \$0.00; Sheriff: \$72,299.06; Jail: \$79,523.67; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$340,337.03.

Commissioner Matthews attended the Johnson County Trails Coalition (Spirit Trail) Meeting.

Bids for Propane were opened at 1:30 p.m. on October 17, 2023, as advertised. Bids were received from the following by the 1:30 p.m. on October 17, 2023 deadline:

- ADJ Countryside Propane, Kingsville, Missouri
- MFA Oil, Warrensburg, Missouri
- ThompsonGas LLC, Riverside Missouri

Those present: John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; Jennifer Powers, County Clerk Chief Deputy.  
Commissioner Kavanaugh motioned and Commissioner Marr seconded to take the bids under advisement until October 24, 2023. Motion carried.

The Commissioners met with James Willeford, Stonehill Estates Homeowners Association President and Michael Lukesh regarding NW 700<sup>th</sup> Road and NW 11<sup>th</sup> Road. Concern is entrance of NW 700 off Hwy 13 and up the hill. The motor grader came out on Oct 5<sup>th</sup> to blade the road and it’s already wash-boarded. Willeford requested that the road counter be put back out to get an accurate count to possibly move forward with hard surfacing. Lukesh stated that the road is two to three inches below the ditch line. The property owners would like the road chip and sealed. Commissioner Kavanaugh stated he had talked to Jimmy Tye, Road and Bridge Supervisor, and Tye noted that chipping and sealing would make it hard to stop on NW 700<sup>th</sup> Road at the 13 Highway intersection in the winter when the road is icy and slick due to the steep grade of the hill. The Commission noted that part of the issue with the road wash-boarding is that there has not been any moisture (rain) to cut the road and the blades just bounce over the top of the road surface. Commissioner Kavanaugh noted the County cannot work within the Missouri Department of Transportation’s (MoDOT) right of way for 13 Highway (30 feet on each side of the center line). Lukesh stated he pushes snow for their subdivision so he understands the concern with when the road is slick. Willeford stated the Watertown Recreational Vehicle (RV) Campground is also down NW 700<sup>th</sup> Road and that brings increased traffic. Willeford stated NW 700<sup>th</sup> Road has only been graveled twice in the past year so if the road surface was chip and seal there would be better traction than just the dirt. Commissioner Matthews noted the road may need to be rebuilt because the roadbed has gotten so wide that traffic is likely driving on the culvert pipe on the south side of the road. Commissioner Marr, as a member of Traffic Advisory Council (TAC), has been informed that MoDOT will be reducing the elevation of the 13 Highway hill (south of E Highway) and he pushed for MoDOT to reduce the incline on NW 700<sup>th</sup> Road as well. Willeford noted that two to three inches of gravel will washboard in a few days. Commissioner Marr deemed that the gravel would not washboard as quickly if it was base rock; noting that he was afraid to put chip and seal on such a steep incline. Lukesh stated that MoDOT could possibly asphalt the apron of the NW 700<sup>th</sup> Road and 13 Highway intersection. Commissioner Kavanaugh stated the County is liable for the roads we put out there and, in this case, the steep hill right off 13 Highway intersection is an issue and it would cost a lot of money to fix the issue permanently. Commissioner Kavanaugh noted that the County could pay for an engineer to review the intersection and see if there are other alternatives. Willeford asked how Idlewild (NW 515<sup>th</sup> Road off of 13 Highway) was chip and sealed. Commissioner Marr stated property owners paid 100% of the cost for the County Road and Bridge Department to chip and seal the road in 2022 through the Dead-End Road / Subdivision Hard Surface Road Project application process; the concrete apron at the intersection was not poured by the County. Willeford stated NW 700<sup>th</sup> Road should be hard surfaced from 13 Highway to at least NW 175<sup>th</sup> Road because it should not be just Stonehill Estates paying for the improvement. The Commissioners noted that hard surfacing is done from starting or stopping from existing hard surface or intersections, so the stopping point could be NW 81<sup>st</sup> Road, NW 201<sup>st</sup> Road, NW 301<sup>st</sup> Road, or OO Highway. The group discussed benefits and disadvantages of chip and sealing NW 700<sup>th</sup> Road. Commissioner Marr felt that asphalt and concrete would be an astronomical price and chip and seal might not hold due to the incline. Willeford suggested twenty to thirty feet of concrete on the intersection apron with grooves for traction and chip and seal the rest. Commissioner Kavanaugh stated that if the property owners could get MoDOT to do the apron, the County would discuss a solution for the incline. Commissioner Matthews stated the first things to be done: work on the road base, reestablish squared back up and crowned, a new culvert pipe installed and ready for a new surface. Commissioner Marr stated he has a TAC meeting October 19, 2023 and if a MoDOT representative was present, he would discuss the issue with them. Commissioner Marr provided a contact number for MoDOT Kansas City District Office.

Adjournment was at 4:00 p.m. The next meeting will convene on October 19, 2023.

ATTEST: \_\_\_\_\_

Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_

John L. Marr, Eastern Commissioner

\_\_\_\_\_

Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**8<sup>th</sup> Day's Proceedings, 19<sup>th</sup> Day of October 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; and Diane Thompson, County Clerk. Not Present: Charles Kavanaugh, Western Commissioner. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$395,741.71.

At 8:30 a.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh (attended by zoom) to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;.

Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; and Mitch Marquess, Building and Grounds/Maintenance Supervisor.

At 9:00 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Kavanaugh and seconded by Commissioner Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Commissioner Marr motioned and Commissioner Matthews seconded to approve the distribution of funds from Purple Wave Auction, LLC (Online Equipment Sales) for 2008 John Deere Tractor BH#712 6330; Identification: LO6330H590173. Motion approved.  
WHEREAS, the Johnson County Commission hosted an online auction for various county equipment and vehicles on August 22, 2023 through Purple Wave Auction; and, WHEREAS, the tractor 2008 John Deere Tractor BH#712 6330; Identification: LO6330H590173 sold but due to extenuating circumstances, the buyer was not able to complete the transaction; and, WHEREAS, the Johnson County Commission hosted an online auction for tractor 2008 John Deere Tractor BH#712 6330; Identification: LO6330H590173 on September 26, 2023 through Purple Wave Auction; and, WHEREAS, the Johnson County Commission received settlement and payment from Purple Wave, Inc. on October 16, 2023; and, WHEREAS, the items have been verified through the Auditor's Office regarding the purchasing fund; and, NOWTHEREFORE, the County Commission authorizes the Treasurer to process the following distributions from Purple Wave Inc., check number 94215 in the amount of \$35,000.00:

Equipment	2008 John Deere Tractor BH#712 6330
Identification	LO6330H590173
Account Originally Paid From	002-120-56810
Account to be Deposited In	002-000-44305
Amount	\$35,000.00

Commissioner Matthews and Commissioner Marr discussed the Scoring update for Insurance Broker (Property & Liability) Request for Qualifications, Jennifer Powers, County Clerk Chief Deputy, presented the Scoring Update as submitted and signed by the Qualifications Review Team:

**1. REQUEST FOR QUALIFICATIONS**

- 1.1. On September 1, 2023, notice was given that Johnson County, Missouri was requesting qualifications from Insurance Brokers to provide professional Insurance Brokerage (Agent of Record) Services for Johnson County, Missouri in various commercial insurance markets including but not limited to property, casualty, liability, and auto insurance benefits for Johnson County, as well as other required areas not specifically listed.
- 1.2. An extensive list of criteria was outlined in the request for qualifications including but not limited to, interest letter, Broker information, resumes and availability of key personnel and internal support staff, proposed scope of services, and professional references.
- 1.3. Request for Qualifications details were obtained by contacting the Johnson County Clerk's Office, Johnson County Courthouse, 300 N. Holden, Suite 201, Warrensburg, MO at (660) 747-6161 or via email at: [jpowers@jococourthouse.com](mailto:jpowers@jococourthouse.com) or visiting <http://www.jococourthouse.com/bids.html>
- 1.4. The deadline for submittal of qualifications was 1:30 p.m. (CDST) on Tuesday, October 3, 2023.

**2. QUALIFICATIONS RECEIVED**

- 2.1. On or before the deadline of 1:30 p.m. local time on Tuesday, October 3, 2023, the following six (6) qualifications were submitted by the following, in alpha order:
  - AssuredPartners of Missouri LLC
  - Golden Rule Insurance Agency Inc.
  - Higginbotham Inc
  - McGriff Insurance Services LLC
  - Mike Keith Insurance, Inc.
  - Stafford-Leavitt Insurance



**3. QUALIFICATIONS REVIEW FOR COMPLIANCE**

- 3.1. A qualifications review was completed by staff to verify the information requested in the request for qualifications (RFQ) was provided in the submitted qualifications with the required format and if so, the RFQ should be considered responsive. The review was not to determine a score, or preference to a proposal; it was to determine eligibility for scoring.
- 3.2. The Commissioners determined that five (5) of the six (6) qualifications contained most of the required content and formatting and those five (5) qualifications are considered responsive.
- AssuredPartners of Missouri LLC
  - Golden Rule Insurance Agency Inc.
  - Higginbotham Inc
  - Mike Keith Insurance, Inc.
  - Stafford-Leavitt Insurance

**4. REVIEW AND SCORING OF EACH SUBMITTED QUALIFICATION**

- 4.1. The Qualifications Review Team was assembled and consisted of Charlie Kavanaugh, Scott Munsterman, Diane Thompson, and Daleah Wyne. The Qualifications Review Team remains consistent through the evaluation process – from review of each statement of qualifications, understanding the responses by each of the references check, interview phase, recommendation to negotiate and identification of the single best representative to lead Johnson County’s negotiation process.
- 4.2. Each of the five (5) qualifications were individually and autonomously evaluated and scored based on the requirements requested in the RFQ and just the information contained in the firm’s proposal. No other outside criteria or influences were allowed.
- 4.3. Each member of the Qualifications Review Team documented the scores and the average totals for each firm were tabulated and listed below in alpha order:
- AssuredPartners of Missouri LLC – 91.5
  - Golden Rule Insurance Agency Inc. – 53.5
  - Higginbotham Inc – 48.75
  - Mike Keith Insurance, Inc. – 70.50
  - Stafford-Leavitt Insurance – 48.75

**5. RECOMMENDATION**

Upon consideration of the aforementioned scores, it is the recommendation of the Qualifications Review Team for the Commission to forgo interviews, reference checks and the scoring of those tasks and proceed with the Johnson County Commission as lead negotiators in contract negotiations with the highest scoring Broker, AssuredPartners of Missouri LLC.

	Qualifications Scoring Maximum Points	AssuredPartners of Missouri LLC				Golden Rule Insurance Agency Inc.				Higginbotham Inc				Mike Keith Insurance, Inc.				Stafford-Leavitt Insurance			
		Charlie Kavanaugh	Scott Munsterman	Diane Thompson	Daleah Wyne	Charlie Kavanaugh	Scott Munsterman	Diane Thompson	Daleah Wyne	Charlie Kavanaugh	Scott Munsterman	Diane Thompson	Daleah Wyne	Charlie Kavanaugh	Scott Munsterman	Diane Thompson	Daleah Wyne	Charlie Kavanaugh	Scott Munsterman	Diane Thompson	Daleah Wyne
Cover Letter & Broker Information	15	15	15	11	15	10	5	10	15	0	9	13	15	10	5	13	15	10	5	14	10
Resumes & Key Personnel	25	20	25	21	25	10	5	23	20	0	10	22	15	10	10	20	25	15	5	21	15
Qualifications	30	30	30	20	30	10	5	25	20	0	15	23	25	15	15	26	30	15	5	19	15
Scope of Services	30	30	30	19	30	10	5	26	15	0	15	23	10	20	15	23	30	15	5	16	10
Reviewer Totals		95	100	71	100	40	20	84	70	0	49	81	65	55	45	82	100	55	20	70	50
Reviewer Average		91.50				53.50				48.75				70.50				48.75			
Proceed to Reference Checks and Interviews		No				No				No				No				No			
Interview Average		Not Applicable				Not Applicable				Not Applicable				Not Applicable				Not Applicable			
Reference Check		Not Applicable				Not Applicable				Not Applicable				Not Applicable				Not Applicable			
FINAL SCORE		91.50				53.50				48.75				70.50				48.75			
RANK		1				3				5				2				5			

Commissioner Marr motioned and Commissioner Matthews seconded to forgo interviews, reference checks and the scoring of those tasks and proceed with the Johnson County Commission as lead negotiators in contract negotiations with the highest scoring Broker, AssuredPartners of Missouri LLC. Motion approved.

Commissioner Matthews and Commissioner Marr met with Tracy Brantner, Johnson County Economic Development Corporation Executive Director, regarding the Brownfields Assessment Application. Brantner reviewed the brownfield application signed October 16, 2023 was not the correct application for an environmental assessment and there is no cost to “Brownfields Assessment Application.” Brantner reviewed that Jennifer Powers, County Clerk Deputy completed the correct application and withdrew the payment request for the \$200 application fee. Brantner stated the application is ready for Commission consideration. Commissioner Marr motioned and Commissioner Matthews seconded for Presiding Commissioner Matthews to approve and authorize Presiding Commissioner Matthews to sign the Brownfields Assessment Application. Motion approved.

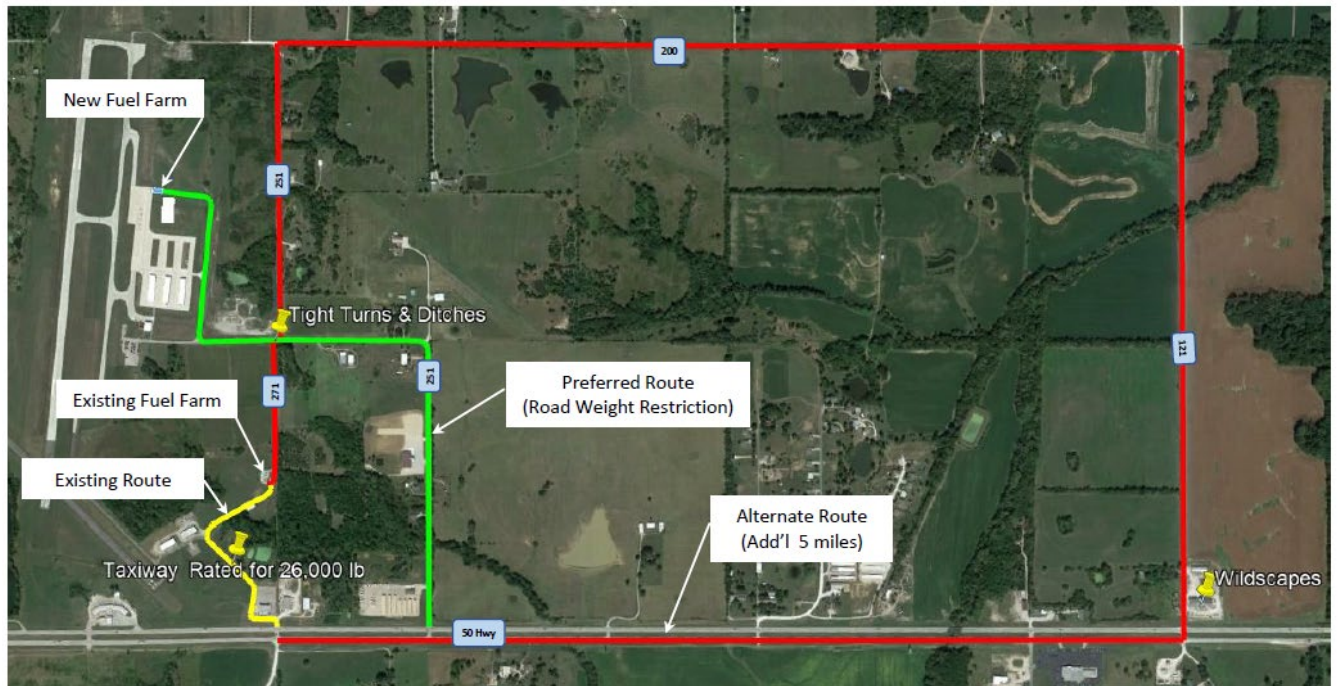


(CONTINUED FROM PAGE 204) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**8<sup>th</sup> Day's Proceedings, 19<sup>th</sup> Day of October 2023**

Commissioner Matthews and Commissioner Marr met with David Pearce, Executive Director for Governmental Relations and Dan Dietz, Sky Haven Airport Coordinator from the University of Central Missouri (UCM) regarding the request Johnson County amend the weight limit ordinance for NW 251<sup>st</sup> Road for purposes of fuel delivery trucks. Also present: Jennifer Powers, County Clerk Chief Deputy; Jimmy Tye, Road and Bridge Supervisor; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. Dietz reviewed the submitted letter and map, noting the current signage states the road speed limit is 45 miles per hour and “NO TRUCKS OVER 20,000 LBS.”

**Skyhaven Fuel Truck Access**

(251 Road)



Empty Semi-Truck and trailer = Approx. 35,000 lbs (exceeds road and taxiway weight limits)

Full Semi-Truck and trailer = 80,000 lbs (max allowed)

Frequency = Every 3-4 weeks on average



November 16, 2009 Ordinance 09-03 wording stated: “excess use of this section of road by commercial trucks traveling to the University of Central Missouri Sky Haven Airport has caused damage of the road... no truck registered for a gross weight of more than twenty thousand (20,000) pounds shall be operated at any time on the following road: NW 251 beginning at 50 Hwy and proceeding north and east to where the hard surface ends. The weight limit will not affect grain trucks or agricultural machinery on said roadway.”

Commissioner Marr stated the University had a construction project being done at the airport with multiple dump trucks, possibly overweight, driving on the road and destroying the road surface. Tye clarified the weight restriction was on the road not a limitation on the bridge's capacity. Tye stated the last bridge inspection had no limits on the bridge.

Dietz stated that the state has given UCM funds to develop a new fuel farm but the NW 271<sup>st</sup> Route is too tight for fuel trucks to make turns. Fuel trucks come in every 3-4 weeks depending on weather and usage. Commissioner Marr stated he did not see a problem for a fuel truck making the single run every few weeks but the dump trucks and construction debris to do construction on the airport is different. Commissioner Matthews stated that competitive motion from a dump truck is going to cause damage to the roads. Tye stated the only issue he saw was for construction dump trucks is too hard on the road(s).

Dietz stated there would be some grade work required, and depending on the engineers, the set up could be done piece by piece or as a single unit. Dietz stated they will reach out to the Commission regarding the design needed.

Commissioner Matthews and Commissioner Marr met with Tracy Brantner, Recovery Advisory Team Member, for the Johnson County American Rescue Plan Act (ARPA) Open Session; also present: Jennifer Powers, County Clerk Chief Deputy; Angie Sanders, Johnson County Public Water Supply District 3 (PSWD #3), District and Project Clerk. Brantner presented a letter from PSWD #3, providing a status update on the completion of the water tower rehabilitation project by Hogan's Inc. The letter from PWSD#3 to the Johnson County Commissioners indicated that the tower rehabilitation project would not solely utilize all of the funds set aside for this project through the Johnson County Water Resource Match program in the amount of \$387,500. Therefore, PWSD#3 is respectfully requesting the use of any unspent balance from the County's awarded ARPA Water Resource Match Funds not to exceed the original allocation of \$387,500. The letter further requested those funds be used to pay Hogan's Inc. to complete rehabilitation of the 450 SE 190<sup>th</sup> Road in Hickory Hills Subdivision water storage facility. However, Brantner noted the required procurement procedures would need to be followed for Hogan's Inc. or any contractor to improve the 450 SE 190<sup>th</sup> Road in Hickory Hills Subdivision water storage facility. Commissioner Matthews stated he was not interested in approving additional projects if the procurement was not followed for them, Commissioner Marr agreed.

Sanders indicated that PSWD #3 has several projects that align with the original Water Resources Match description and if the Commission would consider additional projects, PSWD #3 is committed to ensuring that proper procurement procedures are followed. Commissioner Matthews and Commissioner Marr agreed the Commission would consider PSWD #3’s request for additional projects to utilize the originally allocated funds, understanding that all procurement and deadline requirements are still required. Brantner noted the current guidance on County awarded ARPA funds is to have all payment requests submitted and processed by September 1, 2026. Sanders noted the project list and area needs is lengthy as additional residential areas are developed. Sanders noted PSWD #3 can seek Missouri's Clean Water State Revolving Fund (CWSRF) Loan Program funding. PSWD #3 service territory is not economically distressed to the level required to qualify for grant funds through Missouri Department of Natural Resources or any SRF funding. Brantner noted that the County's first expenditure of ARPA funds would trigger a different reporting process managed by Treasurer Heather Reynolds. Brantner also provided updates on other Water Resource Match Applicants:

- City of Holden opened bids for the retention pond project on October 16, 2023, and all bids were within the engineer’s estimated costs. The engineer is reviewing the five (5) bids to make a recommendation.
- Cities of Knob Noster and Leeton are progressing with their individual projects, working on contract and procurement documents.
- City of Centerview has not been in contact, and staff may reach out to Clerk Kris Swope, for updates.

Commissioner Marr attended the Transportation Advisory Committee Meeting at the Concordia Community Center.

Adjournment was at 4:00 p.m. The next meeting will convene on October 23, 2023.

ATTEST:

Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

NOT PRESENT

Charles Kavanaugh, Western Commissioner

RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT

9<sup>th</sup> Day's Proceedings, 23<sup>rd</sup> Day of October 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; and Diane Thompson, County Clerk. Not Present: Charles Kavanaugh, Western Commissioner. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Matthews and Commissioner Marr met with Darin Tobias for the Emergency Management Agency (EMA) Update. Tobias reviewed the prepared report:  
Weekend EMA Incidents/Events: Field fire (football field sized), attempted suicide, various University of Central Missouri (UCM) Homecoming events.  
Community Emergency Response Team (CERT): Training will be mostly completed online with in person/hands-on training on November 4, 2023.  
Household Hazardous Waste: Clean Harbor picked up their portion of the household hazardous waste collections but there is still oil be removed but more barrels are needed before that can be completed.  
Local Annual Great Shake Out: the October 19, 2023 earthquake drill was well attended.  
Bird Flu: Tobias stated there was an epidemiological update with detections of Highly Pathogenic Avian Influenza in Wild Birds avian influenza A (H5N1) in 43 of the 50 states.  
Search and Rescue Dog Training/Certification: EMA assisting to host the event this weekend in Pittsville.  
Office Cleaning: Commissioner Matthews reviewed that with the reduction of cleaning staff, the Commission is requesting EMA to hire someone to clean EMA offices. Tobias stated their fiscal year 2024 budget did not include any salaries unmatched by state grant funds. Tobias stated his willingness to assist with some cleaning duties until the unfilled custodial position is hired.

Commissioner Marr motioned and Commissioner Matthews seconded to approve 5970003 BRO-R051(43) (SW 1621 Road over Scaly Bark Creek) OWN, Inc., Project Invoice 2 with \$7,172.21 to OWN, Inc., to be paid from Bridge Construction, Consulting Engineer (006-000-57813) and MoDOT to reimburse the County \$7,172.21 into Bridge Construction, Inter-governmental Revenue (006-000-45210). Motion approved unanimously.

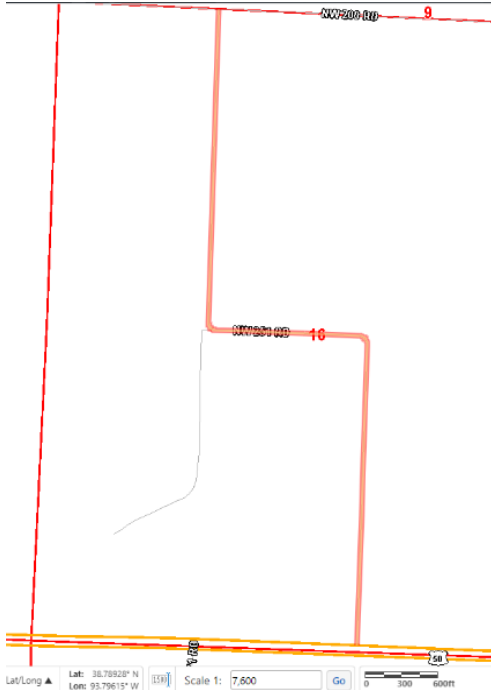
(CONTINUED FROM PAGE 206) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**9<sup>th</sup> Day's Proceedings, 23<sup>rd</sup> Day of October 2023**

Commissioner Matthews and Commissioner Marr met with David Pearce, Executive Director for Governmental Relations and Dan Dietz, Sky Haven Airport Coordinator from the University of Central Missouri (UCM) also present: Jennifer Powers, County Clerk Chief Deputy. Discussion was had reviewing Ordinance 09-03 (Bill #105) Weight Limit on NW 251<sup>st</sup> Road Beginning at 50 Highway and Proceeding North and East to be amended.

Commissioner Marr motioned to adopt Bill Number 140, Ordinance 23-02: Ordinance of the Johnson County Commission Weight Limits on Road and Bridges for NW 251<sup>st</sup> Road starting at 50 Highway and proceeding north, east and north again to where it intersects with NW 200<sup>th</sup> Road, in Section 16, Township 46 North, Range 26 West, all in Johnson County, Missouri. Commissioner Matthews seconded the motion. Motion carried.

WHEREAS, Johnson County is a county of the fourth classification; and WHEREAS, the following roads and bridges described and attached hereto by reference as Exhibit A (“Roads”), are county roads situated within Johnson county; and WHEREAS, pursuant to section 304.010.5, RSMo, the county commission of any county of the fourth classification may set the weight limit on roads or bridges on any county road; and WHEREAS, the Commission has determined that due to the condition of the Roads and the nature of the area in which the Roads are located, a weight limit of 10 tons (20,000 pounds) shall be imposed on the Roads described in Exhibit A in aid in the security of motorists on the Roads; and NOW, THEREFORE, be it resolved and ORDERED by the County Commission of Johnson County, Missouri, as follows:

1. Recitals and Findings. The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as though set forth in this section of this Ordinance, as the findings of the Commission.
2. Weight Limit. A weight limit of 10 tons (20,000 pounds) shall be imposed on the Roads set forth in Exhibit A. A map indicating the beginning and ending of the designated weight limit on the Roads is attached to this Order is attached Exhibit A-1 and incorporated herein by reference.
  - a. Exemption: The weight limit will not affect fuel or grain transport trucks or agricultural machinery on said roadway.
3. Posting of Signs; Violations. The County Commission directs the Road and Bridge Department to procure and install properly marked signs indicating the weight limits described in paragraph 2, above, on the Roads and after the Roads shall have been properly marked, the weight limits shall be of the same effect as the weight limits otherwise set by law, and shall be enforced by the State Highway Patrol and the County Sheriff as if such weight limits were established by state law. All road signs indicating weight limits shall be uniform in size, shape, lettering and coloring and shall conform to standards established by the department of transportation. Any person violating the provisions of this Order or section 304.010, RSMo. shall be guilty of a class C misdemeanor.
4. Effective Date. This Ordinance shall take effect and be in full force from and after its passage and approval by the County Commission and after the Roads have been properly marked by signs indicating the weight limits set by the County Commission, the weight limits shall be of the same effect as the provided for in section 304.010, RSMo. and shall be enforced by the State Highway Patrol and the County Sheriff as if such weight limits were established by state law.
5. Notice. Upon passage, this Order shall be sent to the Chief Engineer of the Missouri Department of Transportation, the Superintendent of Missouri State Highway Patrol, and to any road district maintaining roads in the County.



This Order shall be effective immediately upon its signature by the County Commission and shall supersede Bill No. 105, Ordinance 09-03, dated November 16, 2009.

Adjournment was at 4:00 p.m. The next meeting will convene on October 24, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

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RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT

10<sup>th</sup> Day's Proceedings, 24<sup>th</sup> Day of October 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Bids for Propane were opened at 1:30 p.m. on October 17, 2023, as advertised and taken under advisement until October 24, 2023. The Commissioners reviewed the bids and the prepared tabulation and differences:

Company	ADJ Countryside Propane	MFA Oil	ThompsonGas LLC
1. Instructions and General Conditions	Comply	Partial*	Comply
2. Specifications	Comply	Comply	Comply
2.8a Propane Price Per Gallon	\$1.23	\$1.15	\$1.04
3. Terms and Conditions	Comply	Partial*	Comply
3.14 Honor prices and terms for other entities	Yes	No	No
4. Compliance Checklist			
4.1 Date and time of bid received	10/16/2023 at 4:24 p.m.	10/17/2023 at 10:44 a.m.	10/17/2023 at 11:45 a.m.
4.5 All RFB Pages Included and Initialed	Partial*	Comply	Comply
4.6 1 Original - Bid Response and Addendum Signed (one sided only). Indicate original.	Comply	Partial*	Partial*
4.7 1 Copy - Bid Response and Addendum Signed (one sided copies only). Indicate copy.	Comply	Comply	Does Not Comply
4.8 W-9 Included	Comply	Does Not Comply	Does Not Comply
4.9 Insurance - Workers' Compensation Insurance (copy of policy)	Comply	Comply	Does Not Comply
4.10 Insurance - General Liability (copy of policy) Minimum \$500,000 per occurrence and \$3,000,000 in aggregate, covering both bodily injury and property damage, including accidental death	\$1,000,000 and \$2,000,000	Comply	Does Not Comply
4.11 Insurance - Automobile Liability (copy of policy) Minimum \$500,000 per occurrence and \$3,000,000 in aggregate, covering both bodily injury, including accidental death, and property damage to protect themselves from any and all claims	\$1,000,000 each	\$5,000,000 each	Does Not Comply
4.12 Insurance - Insurance for Loss of Materials, Supplies Tools and Equipment (copy of policy)	Does Not Comply	Does Not Comply	Does Not Comply
4.13 For Businesses (corporations, partnerships, LLP, LLC) ONLY: Work Authorization Certification Pursuant to 285.530 RSMo. (page 14) and E-Verify Memorandum of Understanding Business Signature Page(s)	Comply	Partial*	Partial*
The Bid appears to include __ required content	MOST	SOME	SOME
The Bid appears to follow __ format requirements	MOST	SOME	SOME
*Notes	Pages not applicable to 1549 Compliance not included.	Missing Federal Tax ID # from page 2. Original not indicated but easily noticed by the signature indentation. Federal Work Authorization Certification not notarized and no E-Verify MOU provided.	Original not indicated. Addendum not included. Copy not included. No E-Verify MOU provided.

Having considered the bids, Commissioner Kavanaugh motioned and Commissioner Marr seconded to award the propane bid to ThompsonGas LLC of Riverside, Missouri at a rate of \$1.04 per gallon of propane. Motion carried unanimously.

The Commissioners met with Stormy Taylor, Recorder, who asked if the Commissioners to use county funds to provide an employee holiday lunch (disposable dinnerware, meat, and sides provided by the county and employees providing drinks and desserts) in December. Commissioner Kavanaugh stated he would like to see the meal again. Commissioner Marr and Commissioner Matthews agreed. Taylor stated her willingness to talk with vendors and schedule the meal.

The Commissioners stated they would like to speak with other Elected Officials prior to adopting the 2024 Johnson County, Missouri Employee Holidays, consideration tabled until October 31, 2023.

The Commissioners met with Bobbi Yeo, Animal Shelter Director, for a monthly update. Yeo noted that the state inspector came yesterday and all non-compliant issues were taken care of. ODAS won't be due for another inspection for one year. Yeo reported that twelve cats were transferred to Wayside Waifs. Adoptions are going well, with five adoptions expected today. Yeo stated that there were three euthanasia planned – one dog had been at the shelter too long, two weren't adoptable. Yeo stated that the average length of stay for dogs was currently at 84 days for dogs and 39 days for cats. Yeo noted that the shelter is looking for veterinarians out of Kansas that can come to the shelter every other week for high volume spay and neuter. The cost is \$800/day. The hold up on this is the DEA requirements for storing drugs. The cost would be \$20,800 for 26 visits per year. Yeo noted that they will likely go over budget on veterinary services but not the animal care category. Yeo stated that the shelter board is working with EPIC students in the UCM marketing department to come up with an event that can be their signature annual fundraising event. Yeo shared that Board Treasurer Liz Houtsma will be in the shelter tomorrow to work on agreed upon procedures and it should be done by the November meeting. All invoices for two specific months are being pulled and provided to the CPA for review.



(CONTINUED FROM PAGE 208) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**10<sup>th</sup> Day's Proceedings, 24<sup>th</sup> Day of October 2023**

The Commissioners met with Lisa Treece, Human Resources Director, who presented pricing information for County Employee Health Insurance for 2024; also present: Jennifer Powers, County Clerk Chief Deputy. Treece stated consideration is scheduled for October 26, 2023.

The Commissioners approved a new wage continuation for a County Clerk employee.

Commissioner Matthews and Commissioner Marr reviewed and denied the following ROW for Spectrum Mid-America with Cat5 Construction Services contracting and work to begin October 13, 2023, and end October 30, 2023, with work to include boring from existing vault under BB Highway to the opposite side of BB Highway. The ROW was denied because BB Highway is not currently accepted as county-maintained road and therefore Spectrum will need to gain permission from Missouri Department of Transportation.

- 2023-267 | BB Highway: at 56 SW BB Highway, Warrensburg MO.

Commissioner Matthews and Commissioner Marr reviewed and denied the following ROW for Spectrum Mid-America with Sunrise Telecom contracting and work to begin October 12, 2023, and end January 30, 2024, with work to include boring from plowing or boring underground fiber optic cable for high-speed internet. The ROW was denied because South Oak Street is not currently accepted as county-maintained road and therefore Spectrum will need to gain permission from the City of Kingsville.

- 2023-269 | South Oak Street: Plow / Bore 1,288 feet; Nearest intersecting road: West Baltic Street

Commissioner Matthews and Commissioner Marr reviewed and denied the following ROW for Spectrum Mid-America with Sunrise Telecom contracting and work to begin October 12, 2023, and end January 30, 2024, with work to include boring from plowing or boring underground fiber optic cable for high-speed internet. The ROW was denied because AA Highway is not currently accepted as county-maintained road and therefore Spectrum will need to gain permission from Missouri Department of Transportation.

- 2023-278 | Southwest AA Highway: Plow / Bore 654 feet; Nearest intersecting road: SW 100<sup>th</sup> Road

**Retail Liquor by Drink Resort and Sunday by Drink Liquor License**

**Margaritas Mexican Restaurant LLC** d/b/a Margaritas Mexican Restaurant, 121 E. Pine Street, Warrensburg, MO requested and was granted prorated licenses to sell retail liquor by drink for one year. The prorated licenses shall expire June 30, 2024.

Commissioner Kavanaugh attended the University of Missouri Extension Council Meeting.

Commissioner Matthews and Commissioner Marr met with Jimmy Tye, Road and Bridge Supervisor. Discussion included the radio antenna that got struck by lightning, there is a \$5,000 deductible, and they thought that wind had broken the antenna so when someone came to do the repairs. Holden 14<sup>th</sup> Street the street south of that, they requested the County mow the ditch. The group also discussed the Business 13 Highway Asphalt Project questions from McClure Engineering:

1. What is compelling the need for this project?

The County does not have an engineer on staff to investigate problem areas, create construction specifications for bid specifications, provide construction contract documents, and oversee construction to confirm compliance with specifications. The County Road and Bridge Department does not have equipment (barricades, warning signs, flashing lights, temporary barriers) or trained flaggers for a project this size, considering the high traffic and speed of travel, to be completed in a reasonable amount of time.

The road is starting to show its age. South Business 13 Highway has not changed, until MoDOT added the roundabout and it's approach. North Business 13 Highway has 2 ages of the road:

- City roundabout to NE 375<sup>th</sup> Road that is the newer section of the road. The driving surface was expanded (onto the previous shoulders) to create a left turn lane at 240 and 246 NW 13 Highway to help reduce accidents with the influx of vehicle traffic to the business on the West side of the road.
- NE 375<sup>th</sup> Road north to the roundabout is an older road base. Water used to run across the road and caused some damage, the drainage appears to be corrected but there are potholes in this section.

2. What will make this a successful project?

A successful engineering road resurface project involves careful planning, execution, and quality control to ensure the road is safe, durable, and cost-effective. Here are some key items that contribute to a successful road resurfacing project:

- Road Assessment and Planning:
  - Condition Assessment: A thorough evaluation of the existing road's condition, including cracks, potholes, and surface defects.
  - Traffic Analysis: Studying traffic patterns and volumes to determine the appropriate type of resurfacing and lane closures.
- Surface Preparation: Properly cleaning and preparing the existing road surface, which may involve milling or removing the old surface layer.
- Drainage Improvement: Addressing drainage issues to prevent water from collecting on the road, which can lead to deterioration.
- Pavement Design: Designing the new road surface with appropriate thickness and structure based on the expected traffic load.
- Asphalt Mix Design: If using asphalt, designing the mix with the right proportions of aggregates, binders, and additives for durability and performance.
- Quality Materials: Ensuring that the selected materials meet quality standards and are free from impurities or defects.
- Construction Equipment and Techniques: Using modern and well-maintained equipment for paving and compacting to achieve a smooth, even surface.
- Road Striping and Markings: Planning and executing proper road striping to ensure clear and consistent lane markings, intersections, stop lines, and other essential traffic guidance markings. Using high-quality and durable paint or thermoplastic materials with reflective qualities for improved visibility during nighttime or adverse weather conditions that can withstand weather conditions and heavy traffic.

- i. Traffic Management: Implementing effective traffic control measures to minimize disruptions during construction, such as detours and lane closures.
  - j. Quality Control and Inspection: Regular inspection of the work during construction to ensure that specifications and standards are met.
  - k. Smoothness and Uniformity: Achieving a smooth and uniform surface to enhance driving comfort and safety.
  - l. Safety Measures: Ensuring the safety of workers and road users during construction by implementing proper safety measures and signages.
  - m. Environmental Considerations: Managing environmental impacts, such as dust control and proper disposal of materials.
  - n. Testing and Quality Assurance: Conducting tests on materials and finished surfaces, including density, compaction, and smoothness tests.
  - o. Project Management: Efficient project management to control costs, adhere to timelines, and handle unexpected challenges.
  - p. Communication and Public Outreach: Keeping the public informed about the project's progress and any changes in traffic patterns.
  - q. Long-Term Maintenance Plan: Developing a maintenance plan to extend the life of the resurfaced road and road striping, including periodic inspections and repairs.
  - r. Cost-Effective Solutions: Striving for cost-effective solutions that balance quality with budget constraints.
- A successful road resurfacing project requires a coordinated effort among engineer(s), construction crews, and the County to ensure the road is safe, durable, and can withstand the expected traffic loads for many years. Careful planning and quality control at every stage are essential to achieve this goal.
3. Has the County performed any prior maintenance activities?
- 2017 Burns and McDonnell, by the County's direction, engineered and oversaw the repair of an expansion joint on the Blackwater Bridge. The County has applied minor pothole patches.
- a. Do you know when the last MoDOT maintenance occurred and what it entailed?
- MoDOT hired Vance Brothers to complete a micro seal on the road the year before the County took over maintenance (possibly 2010 or 2011) but the micro seal was not a good, finished product and so Vance Brothers completed the work again the next year.
4. Any work intended beyond the travel lanes?
- Yes, this should be a complete project, involving all aspects needed to confirm Business 13 Highway is a high-quality road for long term use with minimal maintenance.
- a. Is this to be part of the assessment efforts?
- Yes, shoulder width/materials, guardrails, intersecting road transitions, etc. should be identified in the first step of the engineering scope of work so the bid documents are complete, and all known costs are known upfront with bids received.
5. Any work intended to structures?
- Yes, this should be a complete project, involving all aspects needed to confirm Business 13 Highway is a high-quality road for long term use with minimal maintenance. Bridges are inspected every two years by MoDOT and the County is give a report but since the County is planning to repair the road surface, it would be helpful to know if additional construction is needed.
- a. Is this to be part of the assessment efforts?
- Yes, bridges, culverts, etc. improvements should be identified in the first step of the engineering scope of work, so the bid documents are complete, and all known costs are known upfront with bids received.
6. Do you want us to assess for failures beyond the asphalt surface course?
- Yes, for a limited scope of work only. 240/246 NW 13 Highway and from NE 375<sup>th</sup> Road north to the roundabout are known areas for assessment. If other areas appear to have a base failure, then that area should be assessed, but the scope should be limited to areas of visual failure. If reasonable, list of additional areas should be provided before additional assessments are completed.
- a. Will full-depth replacement be considered for this maintenance effort?
- For a limited scope of the project only; overall the road is in good condition.
7. Any traffic concerns?
- Traffic generally moves appropriately. Attached is a listing of the roads intersecting Business 13 Highway and who oversees them, obviously there are multiple driveways also intersecting Business 13 Highway.
- 240/246 NW 13 Highway – Turn lanes should be improved.
  - BB Highway (MoDOT Maintained) does not have ideal sight distance and if a good solution is available, would be considered.
8. Should we assess striping and signage issues?
- Striping should be included. There are no known major signage issues but possibly add a left/center lane turn signs before the 240 and 246 NW 13 Highway intersection. The scope of work should include the contractor to provide traffic control during construction.
9. Anticipated budget + schedule?
- The Commission has not identified a budget for this project and would request an estimate. The Commission has discussed completing the project in 2024 or splitting the project between 2024 and 2025 if it would be more appealing to contractors or more budget friendly.

Adjournment was at 4:00 p.m. The next meeting will convene on October 26, 2023.

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**11<sup>th</sup> Day's Proceedings, 26<sup>th</sup> Day of October 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$182,174.20. A separate request for accounts payable was processed for an invoice that was sent to the Treasurer's office in August but should have been sent to the Circuit Court; that check was for \$1,581.43.

The Commissioners discussed the third full time Emergency Management Agency Deputy position and were all in agreement that Darin Tobias could advertise and hire the position; in an effort to maintain the level of reimbursement through the Emergency Management Performance Grant.

The Commissioners met with Tracy Brantner for the Johnson County Economic Development Corporation Monthly Update.

Whiteman Area Leadership Council (WALC): awarded a grant for marketing

Missouri Economic Development Council (MEDC): more tax credits for employers to retain employees, much has been passed in legislation, but funding has not been aligned yet.

Holden Business Park: Meeting tonight for the next step of the redevelopment of the land. May look at connections with Warrensburg Visitors

Missouri Supporting Early Childhood Administrators (MO-SECA): Provided QuickBooks training and business planning for childcare centers.

ARPA funding: Water Resource Management (WRM) Grant Updates (50/50 matching grant for drinking water and wastewater system upgrades awarded to Centerview, Holden, Knob Noster, Leeton and PWSD#3). The matching grants total \$1.1 million in ARPA funding. The Commission received a letter from PWSD#3 thanking the County for support and reviewing ongoing progress.

Brady Commerce Park: JCEDC is working with McClure Engineering on conducting a bathymetric survey of the lake located in the commerce park to determine depth and condition.

Johnson County Fairgrounds: Improved internet or a Wi-Fi hotspot at the Youth Community Building.

Investment Request: Brantner presented the third quarter request associated with the contract for services (\$6,250) as well as the third quarter bill for support staff (\$12,103.47). Brantner explained that the support staff contract has a cap of \$35,000 for the year.

The Commissioners met Lisa Treece, Human Resources Director, regarding 2024 County Employee Health Insurance. Also present were Randy Russell and Chris Porter, AssuredPartners. The initial renewal rate was 15%. AssuredPartners negotiated the cost down to a seven percent (7%) increase, which is reasonable with the current healthcare trends. Thompson noted another county utilizes United Healthcare and their 2024 increase was 8.5%. Treece noted one plan change Treece asked if the County is agreeable to absorb the increase of \$40.53/employee/month for the base plan. Kavanaugh moved and Marr seconded to accept the proposal as presented. Kavanaugh asked about insurance coverage for the courthouse during the renovation period. Russell discussed the types of coverage needed for the courthouse during the construction period as well as renter's insurance for the location(s) the county offices would move to.

The Commissioners met with Diane Thompson, County Clerk, who reviewed the need for a software program to assist coordination of all moving parts (staffing and equipment) to make sure elections in Johnson County run smoothly. Thompson reviewed having met multiple times with representatives for Modus Elections Software to review upgrades to the software since it was last used in 2014. Thompson noted the upgraded software has Poll Worker Management Software and Inventory Management Software. Thompson reviewed each election has 85-165 people working depending on the election size and those individuals have to be trained, scheduled, and paid for various roles; the Poll Worker Management Software provides a single resource point for staff and workers to access and update needed information. Thompson reviewed there is 91 pieces of electronic voting equipment utilized at the polls.

Commissioner Kavanaugh motioned, and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the Agreement for Software Services with InTech Software Solutions Inc, 5881 Pagenkopf Rd, Maple Plain, Minnesota for Modus Elections Software with one-time fee for data import, training, and onboarding support of \$4,500 and an annual subscription of \$5,480.00.

The Commissioners met with Jimmy Tye, Road and Bridge Supervisor, regarding the acceptance of Meadow Creek subdivision. Tye reviewed the June 8, 2023 meeting where it was determined that drainage matters needed to be corrected prior to approval. Tye stated those items were addressed with the roads meet county specifications for gravel roads and presented a letter of recommendation for acceptance. Tye noted that the Warrensburg Career Center students are building a house in the subdivision. Upon review of the order, Marr noted that SE 90<sup>th</sup> road should not be the road coming off of DD Hwy. Tye stated that he would meet with the Assessor's office regarding correcting the road numbers; following that meeting the order was updated.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to accept SE 90<sup>th</sup> Road, SE 451<sup>st</sup> Road and SE 461<sup>st</sup> Road in Meadow Creek Subdivision as county-maintained gravel roads. Motion approved unanimously.

WHEREAS, Johnson County Road and Bridge Supervisor has inspected and recommended SE 451<sup>st</sup> Road beginning at DD Highway and proceeding north and west 1,251 feet to where the road meets SE 461<sup>st</sup> Road; SE 461<sup>st</sup> Road 980 feet proceeding south to where it meets SE 90<sup>th</sup> Road; and SE 90<sup>th</sup> Road starting at its SE 451<sup>st</sup> Road intersection and proceeding 664 feet east to where it ends in the cul-de-sac all in Meadow Creek Subdivision of Montserrat Township, Section 27, Township 46 N, Range 25 W, for acceptance as a county-maintained road; and, WHEREAS, the aforementioned is a gravel road in a platted subdivision; and, WHEREAS, Meadow Creek has met the requirements, for the aforementioned section of roads, set by the County Commission for roads to be accepted as a county-maintained road; and, THEREFORE, Johnson County assumes the maintenance of said road as a county-maintained road; and, FURTHERMORE, County Road and Bridge Department will be responsible for the following:

1. Right of Way / Ditches: Johnson County will maintain ditches in the county's right of way. Property Owners may purchase a driveway or a field entrance culvert and request Johnson County Road and Bridge Department to install the culvert. It should be noted that the moving or addition of a driveway or field entrance must be approved by the County Road and Bridge Department.
2. Road Surface: Johnson County will be responsible for providing gravel, grading, and maintaining the road surface. Johnson County will be responsible for snow removal and any culverts under the roadbed that need to be replaced as is done with other county-maintained roads.

The Commissioners and Jimmy Tye, Road Supervisor, reviewed 2023 Hard Surface Road projects that were completed and the timeline for the application process.

- Review Completed Hard Surface Projects
  - Oak Creek – subdivision was hard surfaced previously. It was ground back to gravel in Fall of 2022, but the annual hard surface road payment wasn't stopped for 2023. Kavanaugh moved and Marr seconded to accept the roads in Oak Creek. The motion passed unanimously and the order to accept was executed.
  - Kiowa Hills-Cherokee Hills – beginning at NW 550, NW 1891<sup>st</sup> was chip and sealed. The roads had been chip and seal and were ground back to gravel. Discussion on the road maintenance association for Kiowa Hills-Cherokee Hills.
- Hard surface projects - timeline
  - Under number 3, Tye noted that he gives property owners a deadline of November 1<sup>st</sup> to request an application for a hard surfaced road application.
  - Under number 5, the deadline to submit a petition was set at December 1<sup>st</sup>. Tye noted that this would prevent petitions coming being submitted in the Spring for work to be done that Fall. Thompson noted it would also allow for better budgeting for the upcoming year, knowing how many projects to plan for.
- Review Road and Bridge Recommendations to update Gravel Maintained to Gravel Reimbursement Roads

2022 Micro Surface Contracted Work with Vance Brothers Inc. (not completed in 2023 either)

- SW 200<sup>th</sup> Road from 131 Highway to SW 1451<sup>st</sup> Road
- NW 430<sup>th</sup> Road from 131 Highway to NW 1501<sup>st</sup> Road
- NW 601<sup>st</sup> Road from 50 Highway to NW 100<sup>th</sup> Road
- NW 100<sup>th</sup> Road from NW 601<sup>st</sup> Road to NW 701<sup>st</sup> Road

The Commissioners convened a meeting with Paul Osborne from McClure Engineering to receive updates on the ongoing projects led by the firm. Attendees also included: Diane Thompson, County Clerk; Sheriff Scott Munsterman; Joe Epps and Tracy Bartlett, Maintenance Personnel from the Sheriff's Department; Tracy Brantner, Johnson County Economic Development Corporation Executive Director; Jimmy Tye, Road and Bridge Supervisor. The meeting's purpose was a comprehensive overview of the ongoing projects and their respective statuses, ensuring that all stakeholders were informed and aligned on the progress and upcoming milestones of these important initiatives.

- Sheriff's Office and Detention Center Wastewater Treatment System – Osborne informed the group that the project is progressing well. Commissioner Kavanaugh inquired about the timeline for the Wastewater Treatment Plant project at the Detention Center. Osborne stated that preliminary plans for the project would be available within two weeks of signing the Notice To Proceed. He anticipated that McClure Engineering would have all the necessary information and plans within 30-45 days to move the project forward. Osborne referenced an email from Mike Hall on October 18, 2023 regarding biosolids passing and being discharged into a nearby creek. Brantner mentioned that the related email had only been received by herself, Jennifer Powers, Chief Deputy County Clerk, and Tony Lerda from O&M Enterprises, which left the Commission unaware of the issue. Epps added that Lerda conducts system cleanouts quarterly. Powers did not receive the email due to the size of the attached images.
- Business 13 Highway Mill and Overlay – Osborne stated there is a list of questions that will need to be answered to get McClure and the County on the same page. Tye provided a copy of the bridge inspection for Blackwater bridge on Business 13.
- Sheriff's Office and Detention Center Insulation – Osborne indicated the contract for this project is expected to be finalized next week, facilitating the project's progression in the upcoming Spring. Munsterman emphasized that the project's funding stems from a grant with specific reporting deadlines every six (6) months, necessitating consistent communication with a designated contact from his office for grant reporting purposes.
- Justice Center Roof – Osborne confirmed the contract for this project would be finalized the following week, paving the way for the project to commence in the Spring. He highlighted that both this project and the Detention Center insulation project are architecturally intensive in terms of the scope of work.
- Justice Center Security and Lighting – It was noted that a portion of this project has already been addressed, and some aspects of the initial scope of work have been modified due to changes in the requirement for preparing for a capital murder case that is no longer being held.
- Sheriff's Office and Detention Center Back Up Generator and Security Systems – not discussed.



(CONTINUED FROM PAGE 212) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**11<sup>th</sup> Day's Proceedings, 26<sup>th</sup> Day of October 2023**

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The Commissioners met with Paul Osborne, McClure Engineering; Doug Boe, WSKF Architecture covering structure, health, wellness and safety and security, building assessment, site assessment, interior and exterior site accessibility; Steve Tobin, PKMR Engineers Project Manager covering mechanical, electrical and plumbing (MEP); for the Building Assessments and Maintenance Plans Review. Also in attendance: Sheriff Scott Munsterman; Joe Epps and Tracy Bartlett, Sheriff Department Maintenance personnel; Tracy Brantner, Johnson County Economic Development Corporation Executive Director; Jennifer Powers, County Clerk Chief Deputy; Mitch Marquess, Building and Grounds Supervisor.

Osborne noted that each professional will present and review the draft building assessments, stating the maintenance plans are in a rough form so they will make comments along the way to review some items but will wait to present a written draft.

**South Annex** – Boe reviewed the draft assessment survey.

**Roof:** Boe presented the draft assessment survey and highlighted minor leaking issues that were addressed when the County took ownership of the building. Marquess mentioned that the previous roof repair was conducted by Septagon. An upcoming roof inspection is planned to determine the exact type and condition of the roof. Different roofing materials have varying life expectancies, with standing seam roofs lasting approximately 50 years and screw-down roofs having a life expectancy of 20 years.

**Windows:** Boe indicated that the windows are approaching the end of their serviceable life. It was also discussed that control joints surrounding the windows should be replaced.

**Exterior:** Boe discussed the need to overlay the parking lot within the next few years. Additionally, it was noted that handicapped parking signs on posts must be installed. The metal railing requires repainting.

Concerns were raised about downspouts discharging onto the ground, which could result in ice build-up.

**MEP (Mechanical, Electrical, Plumbing):** Tobin pointed out that one of the HVAC units appears to have been recently replaced. It was observed that a backflow preventer has not been installed for the building.

Marquess clarified that there is a backflow preventer for the sprinkler system but not for the water entering the building.

**Justice Center** – Boe presented the draft assessment survey.

**Roof:** Boe emphasized the need for roof repairs and proposed a systematic approach. The initial step would involve a comprehensive roof inspection, including the collection of samples to formulate a well-informed plan for the roof project. Boe suggested that, with the Commission's guidance, they could engage Jason Pollard from Rooflink, LLC to diagnose, design, and install a high-quality, long-term roof system that complies with current codes and requirements. This undertaking is expected to take about a month to schedule. Following the inspection, a detailed drawing would be prepared, which might take around a month and a half to complete. Boe explained that Rooflink would be responsible for providing recommendations regarding coping, roof tear-off, new insulation, roof coating, a new membrane, and warranty, among other aspects. However, it was emphasized that the Commission would have the final say on the contents of the bid documents. Boe noted that the project could potentially advance to the bidding stage as early as February 2024 and estimated that the construction phase would likely span a month, with the work being executed in sections to prevent a complete tear-off at once.

**Exterior:** Boe brought attention to the need for flashing repairs (wall, roof, foundation, window and door), stressing that this would be addressed separately from the roof work. Additionally, Boe mentioned that settlement issues had been observed on the east steps, leading to masonry pulling away from the steps. While the initial assessment revealed the problem, the exact cause remains uncertain. Boe also pointed out minor masonry cracking on the north exterior elevation and grout issues. In addition, there are substantial stains on the masonry that require cleaning, a task typically undertaken in conjunction with resealing control joints. Boe emphasized that the north railings exhibit rust and highlighted the need for mitigation and repainting.

**Windows:** Boe pointed out that the windows may require replacement in the near future. Marquess mentioned that the windows are predominantly made of vinyl and many of them are non-operational. Boe also brought up concerns about the gypsum board surrounding the windows in the Law Library, possibly due to condensation or infiltration. Furthermore, Boe highlighted the presence of deteriorated gypsum/plaster along various ceiling edges, which may be a result of condensation from the existing steel beams. Osborne added that there will be recommendations for the parking lot and sidewalks as well.

**Interior:** Boe observed that some of the carpeting is showing signs of wear and staining, although it seems that many areas have been upgraded with carpet tiles. Tobin provided an overview of the MEP (Mechanical, Electrical, and Plumbing) systems, noting that they are generally in good condition. Most of the lighting has been converted to LED, and there are smoke detectors and sprinklers throughout the building. Tobin also mentioned that the HVAC system is approximately 20 years old, and its typical lifespan is 20-25 years, so the Commission should begin planning for a replacement within the next five (5) years. Marquess pointed out that both circulation pumps for the water loop have been replaced in the last six (6) months.

Marquess left to attend a different meeting.

**Detention Center** – Boe provided an overview of the building assessments, noting that the current condition of the buildings ranges from fair to poor. Boe presented a comprehensive list of necessary improvements to bring the building(s) up to code and enhance their suitability for detaining inmates. Munsterman highlighted that the current facility's capacity is set at 220 detainees. He discussed the increase in the number of local inmates over the years, from 50-60 when he first assumed the role of Sheriff to 70-80 local inmates, with an average of 88 inmates from contract transfers in 2023. This underscores the need for future planning to accommodate 150-175 detainees.

**Interior:** Boe stressed the need for the replacement or coating of interior walls with a more durable material to prevent damage. The group engaged in a discussion regarding recurring issues with water lines, which require frequent patching due to the hard water causing damage to water heaters and copper water lines. The challenges in the kitchen area were also discussed, particularly the former freezer (now dry storage) floor's failure. Additionally, there was a need identified to replace three (3) dorms that currently have porcelain toilets with stainless steel ones.

Tobin raised concerns about the condition of the HVAC unit in D Dorm, suggesting that the heat exchanger may require replacement, despite its 2016 nameplate. He also highlighted that HVAC units have an expected lifespan of 10-12 years and, given their constant use, should be planned for on the lower end of the lifespan. Commissioner Matthews raised the issue of the old switch's cost and lead time, suggesting an investigation into modern transfer switch systems. Tobin emphasized that there are still significant lead time delays for electrical equipment due to the pandemic.

Doors: The group discussed the deteriorating condition of many doors, both interior and exterior, as a result of rust, moisture, and extensive use. Epps mentioned staff has attempted welding repairs on the doors, but the doors have reached a point where welding is no longer a viable solution. It was recognized that all doors need wider doorways, both inside and outside, to facilitate meal transportation. Osborne was tasked with providing floor plans to Lieutenant Jason Shackles for identification of doors that require immediate replacement. Munsterman stressed the need to provide a handicapped-accessible entrance for the general public to access the Administrative Building. Munsterman described it as a two-door system with a small vestibule housing a “call box” and camera for public to communicate with staff. The exterior door remains unlocked, while the interior door is unlocked on weekdays from 7:00 a.m. to 4:30 p.m., with the Control Center responsible for unlocking it outside those hours. Munsterman emphasized the importance of making the main entrance to the building handicapped accessible to avoid potential lawsuits for inaccessibility.

Exterior: Boe pointed out that the siding is approaching the end of its useful life, and the plastic stone facade is deteriorating. He also highlighted challenges related to the highwater table, where downspout water is not effectively draining away from the building and sidewalks. Epps added that the sidewalks are in poor condition and sinking. Epps noted the Sallyport has a drainage pit that daylights to a ditch, likely because of excessive salt corrosion. Boe requested that the Sheriff's Office provide a photograph of the drainage pit for further assessment.

Insulation Project: Munsterman discussed the insulation project, emphasizing that it is specifically intended for inmate buildings to align with the Missouri Department of Public Safety's American Rescue Plan Act (ARPA) grant guidelines. Boe mentioned that bid specifications should be expected within a month of the notice to proceed, with the bid process possibly taking another month. The construction timeline could be complex, but Munsterman assured that they work closely with contractors. Brantner will send a general timeline used for County bidding, while acknowledging that additional requirements may be necessary due to the grant. Munsterman suggested that Boe request grant specifications from Shackles and noted the importance of completing the roof insulation project before June 2026 to meet the grant deadline.

135 W Market Street – Boe reviewed the building is in poor condition and retrofitting the current structure may be cost prohibitive unless there is some significant historical consideration. Boe stated the roof leak should be fixed to prevent water damage. Commissioner Matthews stated the roof is ongoingly damaged from ice falling off of the cellular tower. Tobin noted the HVAC and most MEP items are not in good condition, so he recommended completing minor repairs until such time that the offices in the building can be relocated. Boe recommended patchwork and maintenance until the County is ready to remove the structure and re-use the property. Commissioner Kavanaugh noted the building is not easily accessible for people with disabilities. Commissioner Kavanaugh stated the Commissioners and the Sheriff have talked about building Sheriff's Office and Detention Center on that property (and adjoining properties) in the future.

Commissioner Matthews attended the Johnson County Economic Development Corporation – Board of Directors Meeting.

Commissioner Kavanaugh and Commissioner Marr met with Jimmy Tye, Road and Bridge Supervisor; also present was Jennifer Powers, County Clerk Chief Deputy. Commissioner Kavanaugh noted that Assessor Mark Reynolds would like to purchase a new truck and give one for use by the Road and Bridge Department. Tye stated he still needs to research purchasing options for the Road and Bridge Department. Commissioner Marr reviewed the new state bid process for vehicles. Commissioner Kavanaugh stated a Windsor vendor had an inventory of white trucks on their lot.

Adjournment was at 4:00 p.m. The next meeting will convene on October 30, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT  
12<sup>th</sup> Day's Proceedings, 30<sup>th</sup> Day of October 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners discussed correspondence from Jennifer Powers, County Clerk Chief Deputy regarding the latest developments regarding the Courthouse's Brownfields Assessment. As a quick reminder, while our application outlined a specific scope of work, it's essential to understand that this project is entirely led and funded by the Department of Natural Resources (DNR). Consequently, the County does not have full control over the project. As per Tracy's suggestion, it may be advisable to discuss the project's scope with the Contractor when they are on-site. Here's a simplified estimated timeline overview for your reference:

- Application submitted: October 19, 2023
  - Project Update from DNR: October 25, 2023
  - DNR bids the project and selects the contractor: October – Early December
  - Contractor completes work on-site (coordinating with Maintenance): Mid-December
  - Contractor prepares a report, and the County receives recommendations from DNR: Mid-Late January
- October 26, 2023 correspondence from Mike Washburn DNR Environmental Remediation Program Brownfields/Voluntary Cleanup Section Environmental Specialist:
- I'll be the Brownfields/Voluntary Cleanup Program's project manager overseeing this Brownfields Assessment. I wanted to give you an explanation of the process and timeline involved. In the next few days I'll send out a bid request to the Department's contractors; the contractors will have two weeks to respond with their bid. After the bids are received, we'll choose one. We'll then request our financial section to encumber the funds necessary for the assessment – this typically takes another week or two. Once the funds are encumbered, we'll award the bid, and the contractor will typically conduct the work within a week or two of being notified of the award. Once the contractor receives laboratory results, they'll compose a report of their findings. Overall, this process will take 2 ½ to 3 months, from today, until we receive the Phase II report from the contractor. Once I've reviewed it and approved, I'll send you an electronic copy. We'll also send you a hardcopy along with a letter of our recommendations. Please let me know if you have any questions. I'll keep you posted of the progress as we go through the process.*

The Commissioners met with Mitch Marquess for the Building and Grounds Update; also present: Jennifer Powers, Chief Deputy County Clerk. Marquess reviewed there is a considerable roof leak on the north side of 135 West Market Street, the water is currently contained to two rooms that were used for storage of election poll booth dividers (those items have been relocated to a different area of the building). Commissioner Matthews noted the roof has a unique layout. Marquess reviewed the last roof leak was solved by a temporary solved by redirecting the leaking water through attic where University of Missouri Extension Office stores supplies. Marquess noted concern about equilibrium on a ladder with the roof height. Commissioner Marr recommended Marquess contact the Road and Bridge to see if the boom truck is available and would provide adequate visual of the roof to initially investigate the problem. Marquess stated he checked 122 Hout Street, after the large quantity of rain received and there was moisture in the basement gravel pit, but it was not a flooding issue. Marquess turned the dehumidifier on to assist with moisture control. Marquess noted he met with custodians and staff seem to be on board with the recent staffing and responsibility changes.

The Commissioners asked the Elected Officials of their preferences for the 2024 Johnson County, Missouri Employee Holidays. Commissioner Marr proposed doing away with one of the current holidays to observe Good Friday. Heather Reynolds stated she would prefer to have Good Friday off. Russell noted the Justice Center follows the state holiday schedule so there may be differences; a floating holiday was recommended. Davis stated the Commission needs to set the holiday schedule and if the offices want to take Good Friday they can determine that individually. Commissioner Marr was not in favor of that because office holders use Administrative Pay to close their office(s) rather than have their employees use paid time off. The consensus was whatever the Commission decided was fine. It was noted that if the courts are open, the Prosecutor's office must be open. They will likely follow whatever schedule the other offices in the Justice Center follow. Having considered the other Elected Officials recommendations, Commissioner Kavanaugh motioned and Commissioner Marr seconded to designate 2024 Holidays for Johnson County Employees:

New Year's Day	Monday, January 1, 2024
Martin Luther King, Jr.'s Birthday	Monday, January 15, 2024
Washington's Birthday	Monday, February 19, 2024
Good Friday	Friday, March 29, 2024
Truman Day	Wednesday, May 8, 2024
Memorial Day	Monday, May 27, 2024
Juneteenth	Wednesday, June 19, 2024
Independence Day	Thursday, July 4, 2024
Labor Day	Monday, September 2, 2024
Columbus Day	Monday, October 14, 2024
Veterans Day	Monday, November 11, 2024
Thanksgiving Holiday	Thursday-Friday, November 28-29, 2024
Christmas Day	Wednesday, December 25, 2024
Motion approved unanimously.	

Johnson County Salary Commission Meeting: Marcy Anderson, Circuit Clerk, called the Salary Commission meeting to order at 9:30 a.m. pursuant to Revised Statutes of Missouri 50.333.

**Roll Call**

Diane Thompson administered the roll call.

**Present**

Recorder of Deeds, Stormy Taylor

County Clerk, Diane Thompson

Prosecuting Attorney, Rob Russell

Sheriff, Scott Munsterman

Presiding Commissioner, Troy A. Matthews

Eastern Commissioner, John Marr

**Not Present:** Laura Smith, Collector

Western Commissioner, Charles Kavanaugh

Treasurer, Heather Reynolds

Assessor, Mark Reynolds

Auditor, Chad Davis

Public Administrator, Nancy Jo Jennings

Coroner, Clark Holdren

Diane Thompson established a quorum was present.

**Election of Salary Commission Chair**

Anderson opened the floor to nominations for chairman of the Salary commission. Davis motioned and Russell seconded that Mark Reynolds be elected chairman of the salary commission meeting. No further nominations were made. The motion passed unanimously.

**Financial Report**

Thompson provided the financial report for the county, noting that sales tax is up 3.93% across all funds with General Revenue projected to collect approximately \$3.4 million. Thompson noted that Assessed Value is currently at \$809,767,919, an increase of \$52,206,689 over the 2022 assessed valuation. Reynolds explained that A.V. would be higher if not for the Chapter 100 bonds and TIFs.

**Coroner Salary**

Clark Holdren requested the Salary Commission consider implementation of an increase of up to \$14,000 for the Coroner position with the passage of SB 1128 (50.327 RMSo). Holdren questioned if the increase would go into effect midterm. Russell stated that it couldn't for this type of increase, it would have to become effective with the next term of office. Holdren recognized that this increase could generate competition for the office but felt it was necessary to attract qualified candidates in the future. Davis motioned and Munsterman seconded to set the new base for the Coroner office at \$45,855 as authorized by 50.327 RSMo for the term beginning January 1, 2025.

A roll call vote was called for the motion: Recorder of Deeds, Stormy Taylor: Yea; County Clerk, Diane Thompson: Yea; Prosecuting Attorney, Rob Russell: Yea; Sheriff, Scott Munsterman: Yea; Presiding Commissioner, Troy A. Matthews: Yea; Eastern Commissioner, John Marr: Yea; Western Commissioner, Charles Kavanaugh: Yea; Laura Smith, Collector: Not Present; Treasurer, Heather Reynolds: Yea; Assessor, Mark Reynolds: Yea; Auditor, Chad Davis: Yea; Public Administrator, Nancy Jo Jennings: Yea; Coroner, Clark Holdren: Abstain. The motion passed unanimously.

**Salary Raises Based on Assessed Value**

Thompson reviewed the sliding scale based on assessed value that was adopted in 2021 and took effect for the first time January 1, 2023. The increases of 2.4%, 3.6% and 4.8% are tied to the wage scaled utilized for hourly employees and equal a one-step, one and a half step and two-step increase based on the amount that A.V. increases by.

John Marr stated his opinion that the current wage was sufficient. Marr motioned to freeze the salary for the next two years. There was not second to the motion, so the motion died and there was no further discussion to the matter.

Munsterman motioned and Kavanaugh seconded to continue the current wage increase process for budget years 2024 and 2025 using the sliding scale adopted in 2021 for the following offices: Assessor, Associate Commissioners, Auditor, Clerk, Collector, Coroner, Presiding Commissioner, Public Administrator, Recorder and Treasurer. Davis asked for clarification that if the A.V. was flat or decreased, no raise would be given. Mark Reynolds stated that was correct. Discussion on A.V. and our status as a fourth-class county.

Reynolds noted that we are in the first year of the five-year holding pattern to move from fourth class to second class, but the calculation includes not just increased A.V. but also Consumer Price Index (CPI) so the amount of assessed value we have to be above is constantly changing. Thompson provided the historical data on elected official raises since 2012, noting that there were several years where no increases in salary were given due to A.V. not increasing to the threshold required. Thompson stated that the average annual salary increase over the past twelve years was \$1,394.16, or \$53.62 per paycheck. This is the equivalent of less than two steps on the county wage scale and is under the amount given to hourly employees on an annual basis.

A roll call vote was called for the motion:

Recorder of Deeds, Stormy Taylor: Yea; County Clerk, Diane Thompson: Yea; Prosecuting Attorney, Rob Russell: Yea; Sheriff, Scott Munsterman: Yea; Presiding Commissioner, Troy A. Matthews: Yea; Eastern Commissioner, John Marr: No; Western Commissioner, Charles Kavanaugh: Yea; Laura Smith, Collector: Not Present; Treasurer, Heather Reynolds: Yea; Assessor, Mark Reynolds: Yea; Auditor, Chad Davis: Yea; Public Administrator, Nancy Jo Jennings: Yea; Coroner, Clark Holdren: Yea

**Adjournment** – Salary Commission Chair

Having no other business to discuss, Russell motioned to adjourn. The meeting was adjourned at 10:03 AM.

(CONTINUED FROM PAGE 216) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**12<sup>th</sup> Day's Proceedings, 30<sup>th</sup> Day of October 2023**

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At 1:27 p.m. in the Commissioners' Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected.

Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; and Randy Russell, Central States President with AssuredPartners.

At 1:59 pm. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Kavanaugh and seconded by Commissioner Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners hosted an Official Visit by Missouri State Treasurer, Vivek Malek  
Treasurer Malek will discuss intentions to see legislative changes to the MOBUCKS\$ program, as well as the reopening of the application portal for MOBUCK\$ Linked Deposit loans, which have become increasingly important to Missouri's small businesses, farmers, and ranchers.

Adjournment was at 4:00 p.m. The next meeting will convene on October 31, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**13<sup>th</sup> Day's Proceedings, 31<sup>st</sup> Day of October 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Darrin Tobias, Emergency Management Agency, regarding Reese School's emergency evacuation. Commissioner Kavanaugh requested Tobias request the Sheriff's written approval for the space to be used in that manner that is being requested. Tobias noted recent challenges without having an Information Technology (IT) provider for their office and his efforts to get quotes for IT service. Tobias stated that once he had received three (3) quotes, he will bring them before the Commission for consideration.

The transfer of funds for payroll of County Officials and employees for the period October 14, 2023 through October 27, 2023 was approved from County funds in the following amounts: County Revenue: \$66,681.13; Road and Bridge Department: \$45,420.21; Assessment: \$15,909.02; Bridge Construction: \$24,104.93; Juvenile Officers: \$4,026.78; Prosecuting Attorney: \$28,050.61; MoSMART Sal Supplement: \$276.90; Recovery Court – SAMHSA Grant: \$6,158.47; Commission Administrative: \$0.00; Sheriff: \$72,578.78; Jail: \$79,872.41; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$347,174.21.

Adjournment was at 4:00 p.m. The next meeting will convene on November 2, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**14<sup>th</sup> Day's Proceedings, 2<sup>nd</sup> Day of November 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Fees received in October 2023 from Stormy Taylor, Recorder of Deeds were approved. Fees deposited with the Treasurer were \$46,913.59.

The monthly report of monies received in October 2023 by Diane Thompson, County Clerk was approved. Deposited with the Treasurer was \$15,693.62.

The Commissioners reviewed and denied the following ROW for Spectrum Mid-America with Cat5 Construction Services contracting and work to begin October 13, 2023, and end October 30, 2023, with work to include boring from existing pedestal /tile point west 535 feet to first new vault location; boring 6 feet deep and under Highway W. The ROW was denied because Hwy W is maintained by the state and therefore Spectrum will need to gain permission from Missouri Department of Transportation.

- 2023-266 | NW 300 at 1684 NW 300<sup>th</sup> Rd

The Commissioners reviewed Right of Way (ROW) applications from Spectrum, many of which had been started prior to the Commission's approval. Commissioner Matthews left a message for Robert McGlaughlin, Sunrise Telecommunications, that work must wait until the ROW has been approved by the County. The Commissioners approved the following ROW for Spectrum Mid-America with Sunrise Telecom contracting and work to begin October 12, 2023, and end January 30, 2024 with work to include plowing or boring underground fiber optic cable for high-speed internet services:

- 2023-268 | SW 200<sup>th</sup> Rd: Plow/Bore 1,116 feet, Nearest intersecting Road: SW 200<sup>th</sup> Rd and Hwy 58
- 2023-270 | SW 300<sup>th</sup> Rd: Plow/Bore 938 feet, Nearest intersecting Road: SW 300<sup>th</sup> Rd and SW State Hwy T
- 2023-271 | SW 200<sup>th</sup> Rd: Plow/Bore 10,478 feet, Nearest intersecting Road: SW 200<sup>th</sup> Rd and SW 1951<sup>st</sup> Rd
- 2023-272 | SW 1871<sup>st</sup> Rd: Plow/Bore 4,643 feet, Nearest intersecting Road: SW 1871<sup>st</sup> Rd and SW 200<sup>th</sup> Rd
- 2023-273 | SW 275<sup>th</sup> Rd: Plow/Bore 5,811 feet, Nearest intersecting Road: SW 275<sup>th</sup> Rd and SW 1871<sup>st</sup> Rd
- 2023-274 | SW 1821<sup>st</sup> Rd: Plow/Bore 200 feet, Nearest intersecting Road: SW 1821<sup>st</sup> Rd and SW 275<sup>th</sup> Rd.
- 2023-275 | SW 1821<sup>st</sup> Rd: Plow/Bore 1,195 feet, Nearest intersecting Road: SW 1821<sup>st</sup> Rd and SW 375<sup>th</sup> Rd.
- 2023-276 | SW 375<sup>th</sup> Rd: Plow/Bore 6,487 feet, Nearest intersecting SW 375<sup>th</sup> Rd and SW 1821<sup>st</sup> Rd.
- 2023-277 | SW 1871<sup>st</sup> Rd: Plow/Bore 1,301 feet, Nearest intersecting SW 1871<sup>st</sup> Rd and SW 375<sup>th</sup> Rd.
- 2023-279 | SW 1901<sup>st</sup> Rd: Plow/Bore 4,370 feet, Nearest intersecting Road: SW 1901<sup>st</sup> Rd and 58 Hwy.
- 2023-280 | SW 1991<sup>st</sup> Rd: Plow/Bore 1,036 feet, Nearest intersecting Road: SW 1991<sup>st</sup> Rd and SW 130<sup>th</sup> Rd.
- 2023-281 | SW 130<sup>th</sup> Rd: Plow/Bore 1,014 feet, Nearest intersecting Road: SW 130<sup>th</sup> Rd and SW 1971<sup>st</sup> Rd.
- 2023-282 | SW 1971<sup>st</sup> Rd: Plow/Bore 1,171 feet, Nearest intersecting Road: SW 1971<sup>st</sup> Rd and SW 150<sup>th</sup> Rd
- 2023-283 | SW 150<sup>th</sup> Rd: Plow/Bore 1,247 feet, Nearest intersecting Road: SW 150<sup>th</sup> Rd and SW 1951<sup>st</sup> Rd
- 2023-284 | SW 1951<sup>st</sup> Rd: Plow/Bore 2,632 feet, Nearest intersecting Road: SW 1951<sup>st</sup> Rd and SW 200<sup>th</sup> Rd
- 2023-285 | 94 SE 501<sup>st</sup> Rd: Boring 31 feet across 94 SE 501<sup>st</sup> Rd and then back again at the corner of 94 SE 501<sup>st</sup> Rd and SE State Hwy DD

**Retail Liquor by Drink Picnic Liquor License**

**Holden Chamber of Commerce** d/b/a Holden Chamber of Commerce, 124 W 2<sup>nd</sup> Street, Holden MO requested and was granted license to sell retail liquor by drink picnic at a temporary stand located at the Haller Building, 101 W. 3<sup>rd</sup> St., Holden MO. The license shall be effective November 1, 2023 and expire November 7, 2023.

The Commissioners approved a wage continuation extension for one County Clerk employee.

The Commissioners received an update from Mike Hall, McClure Engineering regarding the Detention Center - Wastewater Treatment Compliance Timeline:

- Project Start/Authorized (October 16, 2023): Completed
- Preliminary Design (2.5 weeks): Survey is completed and drawn up. Hall will be looking into possible configurations late this week/early next week. No action is needed by the Commission at this phase.
- Final Design (2 weeks, November 16, 2023 or the week following): Will require Commission approval.

The Commissioners reviewed and approved accounts payable in the amount of \$146,650.85.

The Commissioners met with Kim Hall, 4-H Youth Development Specialist; Elaine Anderson, Extension Engagement Specialist; Emma Boyle, Office Manager; Mitchell Moon, Field Specialist in Labor and Workforce Development; Allison Bolt, Board Member for the University of Missouri Extension Monthly Update; also present: Jennifer Powers, County Clerk Chief Deputy.

Hall reviewed the recently completed 4-H Showcase at the University of Central Missouri Recreation Center with 60 participants in attendance from the seven (7) counties represented. Moon reviewed that his territory covers a large area, with a current focus on agritourism (i.e., pumpkin patches, corn mazes, distilleries, etc.). Anderson noted she was working with the Extension Chairperson to assemble the 2024 budget for board's approval, which would then be presented to the Commission for consideration. The Commissioners noted that budget requests need to be submitted prior to the end of November. Commissioner Matthews asked if Moon was willing to serve as the County-appointed Pioneer Trails Regional Planning Commission (PTRPC) Board of Directors, Johnson County Stakeholder Organization Representative. Moon stated he had reviewed the qualifications and discussed the matter with Norman Lucas, PTRPC Executive Director, who stated Moon meets the qualifications.

*RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT 14<sup>th</sup> Day's Proceedings, 2<sup>nd</sup> Day of November 2023 is continued on page 220.*

Discussion and Consideration: Courthouse Heating, Ventilation, Air Conditioning Schematic Designs  
Phillip Parra, P.E., IMEG | Principal / Client Executive; Stuart Braden, P.E., IMEG | Principal / Sr.  
Engineering Specialist; Rachel A Butz, IMEG | Electrical Designer; Trudy Faulkner, Vice-President AIA,  
LEED AP | STRATA Architecture + Preservation; Stormy Taylor, Recorder; Diane Thompson, County  
Clerk; Jennifer Pyle, Election Supervisor; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner,  
Johnson County Economic Development Corporation Executive Director.

Programming Discussion: Faulkner

- Walk through of floor plans to discuss requested changes for Departments – Faulkner reviewed those written reports contained information collected from the office holders/staff for each office.
  - Security for exterior doors with no security controls.
  - Restroom –First floor concerns with low ceilings, will take up space in front of the windows . Public restroom on first floor. Requested direction for level of modification that the Commissioners are wanting. Thompson expressed the concern that it seems unrealistic to only have one stall available for public women.
  - First Floor – must get rid of the ramp in the boiler room because it takes too much space . Commissioner Marr stated the ramp is used for custodian supply and salt delivery, storage of mower, etc.
  - IT – Faulkner recommended removing existing north interior stairs or remove part of the Auditor's vault for IT. Faulkner noted that changes to the stairs would require to have the conversation with State Historic Preservation Office (SHPO). All IT would be moved to the IT server.
  - Auditor – add a button release for door control.
  - Elections Technician
  - Treasurer – upgrade security to the doors and increase file storage Vault Storage
  - Security Grills on Windows – probably needed on the first-floor level.
- 2<sup>nd</sup> Floor
  - Commission Desks – reconfigure commission seating for three separate workspaces with two pass throughs between them.
  - County Clerk – redesign of main office with a portion of the counter being handicapped accessible.
  - Human Resources – recommended need for additional file storage. Acoustic separation between the office and bathroom.
  - Restroom – add mop sink to lady's employee restroom.
  - Kitchenette and Restroom – The Commissioners do not have a problem with the bathroom being used as it is. Pyle noted that in the weeks leading up to election day the kitchen is very needed. Faulkner recommended that a door be added.
  - Elections – Thompson stated that staff need to maintain the office in the vault because of the work that person does, they need a scanner, a quiet area to concentrate and close proximity to the voter card storage.
  - Information Technology (IT) – Braden confirmed that electrical panels would be on the walls, similar to those in public areas. Thompson asked if the room must be divided between IT and electrical and requested the Election vault door remain operational for emergency exit.
- 3<sup>rd</sup> Floor
  - Recorder's Office – need some IT storage from the room; ideally would be in the same location. Taylor reviewed the needed additional storage. Acoustic stuff is a concern
  - JCEDC – need to know if is feasible to add plumbing for the kitchenette
  - Public Administration – small lobby with a secured door that would be added with a window (similar to a bank teller). And conference space – not ready to make a decision with how the space will be used. Chimes are controlled in the maintenance room.
  - Fire Escape – whole attic space is full of wood, only one way to access the fourth floor is the stairs. Faulkner stated that in all of the code violations in the building, this is the one that is potential for the most loss of life. Parra stated that if they touch the elevator, they will be required to make it code compliant. Three potential location options: west, south and north

Braden reviewed two HVAC systems

**Option 1** is a hydronic system (chilled water and heating water) with dedicated outdoor air system (DOAS) unit and fan coil units to serve the 1st floor and an air handling unit with VAV boxes to serve the 2nd floor and another air handling unit to serve both the 3rd floor and the portions of the 4th floor as desired. Fan coil units have to be individually maintained (filters-monthly/quarterly, valves, other words).

**Option 3** is still a hydronic system which deletes the 1st floor DOAS unit and the air handling units in the attic and uses a DOAS unit in the attic to provide ventilation air to all of the floors and hydronic fan coil units to serve all of the spaces.

- Discussion of Egress for Third Floor
- Discussion of IT Providers and IT room consolidation
- Discussion of Security measures (current and future)
- Restroom Updates
- Window Operability
- Phasing vs Moving out for Construction
- Emergency Power needs
- Structural Stair Package

State Historic Preservation Office (SHPO) Review Conversation General Finishes Discussion: Back of House / Basement Spaces, Historic Public Spaces at Second and Third Floors, Commissioner's Area, Office Areas

**Decisions** (ideally before 11/9)

1. One (1) HVAC system to proceed for Design Development
2. Floor plan-areas that can be reappropriated to accommodate HVAC and or other operational requirements



**Next Steps**

- 1.Design Development (DD) - December 18, 2023. Meeting January 8, 2023 - final DD review meeting.
- 2. Construction Documents (CD) – Will submit scope of work and fees for CD with a goal to have CD's completed in May 2024 – will need to work out structural stair and entrance scope of work.

Adjournment was at 4:00 p.m. The next meeting will convene on November 6, 2023.

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

ATTEST: \_\_\_\_\_

Diane Thompson, County Clerk

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**15<sup>th</sup> Day's Proceedings, 6<sup>th</sup> Day of November 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners received the October 2023 Summary Settlement from Treasurer Heather Reynolds.

The Commissioners met with Darrin Tobias, Emergency Management Agency (EMA) Director, for an update on EMA activities. Tobias reported on several key developments:

- Coordination of volunteers for the Search and Rescue Dog Training of the United States (SARDUS), which was held north of Pittsville. The training and certification process went smoothly.
- Participation in a Ransomware Tabletop Exercise hosted by the Johnson County Ambulance District.
- Exploration of quotes from technology service companies for EMA's information technology needs, with plans to present options to the Commission in the coming week.
- Successful testing of the emergency alert system and plans to station staff or volunteers in areas where sirens were not reported to be heard during the next test.
- Completion of the most recent Community Emergency Response Team (CERT) training, which included a combination of virtual and in-person sessions. This format was effective and will likely be used again.
- Attendance at various training courses, including those related to the National Weather Service's Common Alerting Protocol and extreme temperature scenarios.
- Ongoing collaboration with Community Organizations Active in Disaster (COAD) to identify emergency service providers and shelters, along with plans to develop educational options for these groups.
- Johnson County EMA hosted the Quarterly Rural Region A Emergency Management Director Meeting and received a Mitigation Grant Overview that many EMDs were interested in the possibility of funding for storm shelters.
- Upcoming participation in the Homeland Security Exercise & Evaluation Program Pipeline Safety Program (HSEEP) hosted by the Pipeline Association of Missouri (PAM) for pipeline response training on November 8, 2023.
- Monthly reviews of the Emergency Operations Plan to ensure it remains current and effective.
- Expression of gratitude to the Commission for allowing the recruitment of a Deputy Director. Tobias received several resumes and is considering extending the posting period to accommodate additional applicants.

The Commissioners individually reviewed and approved previous minutes.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to appoint Greg Hassler as a Western Missouri Medical Center Trustee. Motion approved unanimously.

WHEREAS, Western Missouri Medical Center Trustee Sue Hook has resigned her position from the board; and, WHEREAS, Sue Hook was elected to a five year term on the Western Missouri Medical Center Board of Trustees in April 2019; and, WHEREAS, pursuant to 205.170(6) RSMo., Any vacancy in the board of trustees occasioned by removal, resignation or otherwise shall be reported to the county commission and be filled in like manner as original appointments, the appointee to hold office until the next following municipal election, when such vacancy shall be filled by election of a trustee to serve during the remainder of the term of his predecessor; and, WHEREAS, pursuant to 205.170(1) RSMo., The county commission shall appoint five trustees chosen from the citizens at large with reference to their fitness for such office, all residents of the county, not more than three of such trustees to be residents of the city, town or village in which the hospital is to be located, who shall constitute a board of trustees for such public hospital; and, WHEREAS, pursuant to 205.170(7) RSMo., No trustee shall have a personal pecuniary interest, either directly or indirectly, in the purchase of any supplies for such hospital, unless the same are purchased by competitive bidding; and, WHEREAS, Greg Hassler, 91 SW 120th Road, Warrensburg has expressed interest and stated he has met the qualifications for Western Missouri Medical Center Trustee; and, NOW THEREFORE, the Johnson County Commission hereby appoints Mr. Greg Hassler, 91 SW 120th Road, Warrensburg, Missouri to fill the vacancy of Sue Hook. The term will begin immediately and be in effect until the April 2, 2024 General Municipal Election.

The Commissioners received notice of emission recall for D22R6 Detroit, DD13, DD15, DD16 Soot Sensor Installation and Software Reprograming for VIN 1FUJG3DV1NHNS9742 | S/N 471928S0914277; information was sent to the Road and Bridge Department.

As discussed November 2, 2023, Commissioner Kavanaugh motioned and Commissioner Marr seconded to appoint Mitchell Moon as the Pioneer Trails Regional Planning Commission (PTRPC) Board of Directors, Johnson County Stakeholder Organization Representative. Motion approved unanimously.

*RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT 15<sup>th</sup> Day's Proceedings, 6<sup>th</sup> Day of November 2023 is continued on page 222.*

WHEREAS, Membership in the Commission shall be open to all Chief Elected Officials of each political subdivision of or within the Member Counties, or to such designated representative as the Chief Elected Official may appoint in writing on the official letterhead of the political subdivision, provided that such appointments shall be for a minimum time period of one calendar year; and, WHEREAS, The Board of Directors of the Commission shall consist of twenty (20) individuals; with sixteen (16) Members appointed and four (4) Members elected. Eight members shall be appointed by the Chief Elected Officials of dues-paying political sub-divisions, with one representative for each such political sub-division; Eight (8) members shall be appointed by the duly elected Presiding Commissioners of the Member Counties; and, Four (4) members shall be elected to represent political sub-divisions which are not assessed direct dues; and, WHEREAS, Membership on the Board of Directors shall be subject to the following:

- a. Appointees representing Johnson County, Lafayette County, Pettis County and Saline County shall be duly elected County Commissioners, who shall serve for their term of office and whose appointment shall be provided in writing on the official letterhead of the County.
- b. Appointees representing the City of Marshall, City of Sedalia and City of Warrensburg shall serve for a period of Two (2) years and whose appointment shall be provided in writing on the official letterhead of the City. These representatives may be reappointed by the Chief Elected Official to successive terms.
- c. Appointees representing the City of Higginsville/City of Lexington/City of Odessa shall serve for a period of One (1) year, with appointment rotating alphabetically between the three municipalities, commencing upon adoption with the City of Higginsville, and whose appointment shall be provided in writing on the official letterhead of the City.
- d. One (1) Small City and Villages representative Member shall be elected for each County from among the political sub-divisions which are not assessed direct dues. Members shall be elected for a term of approximately one (1) year during a regular Board of Directors meeting, provided that notice of nomination for election to Cities and Villages representation has been received in writing on jurisdiction letterhead to PTRPC no less than least forty-five (45) days prior to the meeting. All qualifying jurisdictions for positions will be notified of the nomination as Small City and Villages representative for the respective county no less than twenty (20) days prior to the regular PTRPC Board of Directors meeting. A Small City and Village representative may only be nominated by the chief elected official of a jurisdiction not assessed direct dues in the respective county. Representatives need not be an elected official but must reside in the assessed county of nomination. Positions serve one-year terms rotating from voting to 2<sup>nd</sup> alternate, 2<sup>nd</sup> alternate to 1st alternate and 1st alternate to voting. The alternates, in successive order, will be responsible to vote in the absence of the Primary Voting Member. Terms will begin upon the date of the annual meeting for rotations. If a member is elected prior to the annual meeting, the term of service will remain in effect until the annual meeting, at which point voting members will rotate positions. If a voting member has been serving less than four months, that member will retain position of voting member until next scheduled annual meeting. Voting, and alternate positions will be filled in order of receipt of notice of intent to fill the position. If no alternates have been nominated for position rotation, the voting member may serve consecutive terms until eligible alternates have been nominated. Once nominations, and subsequent election have been made, the representative elect shall be placed in the alternate position until scheduled rotation during the annual meeting. Eligibility and election will be considered for approval by the Board of Directors at the regular meeting following nominations.
- e. The duly elected Presiding Commissioners of Johnson County, Lafayette County, Pettis County and Saline County shall each appoint two (2) members to the Board, whose appointment shall be provided in writing on the official letterhead of the County, for a staggered term of two (2) years. Said members shall be residents of the County from which they are appointed and be nongovernment representatives on the Board either as a Private Sector Representative or Stakeholder Organization Representative:
  1. The Private Sector Representative shall be, with respect to any for-profit enterprise, any senior management official or executive holding a key decision-making position.
  2. The Stakeholder Organization Representative shall be a representative of any of the following subcategories: Chamber of Commerce Executive Director; Post Secondary Education; Workforce Development Groups; and, Labor Groups.
- f. All Board positions are predicated on payment in full of such dues, fees and levies as may from time to time be approved by the Board and the Commission. Jurisdictions not in compliance with this provision shall relinquish said Board position(s), with the resulting Board vacancy filled by majority approval of the Board for such time as the jurisdiction is not in compliance with this provision.
- g. An Alternate Member shall be appointed for each Regular Member of the Board. Such Alternate Member may represent the Regular Member at regular or special Board or Commission meetings when said Regular Member is absent, and in the event of resignation or termination of the Regular Member shall immediately be installed as the Regular Member.

WHEREAS, The Director of the Missouri Office of Administration, or his/her designee, shall be an ex-officio, non-voting member of the Commission and the Board of Directors; and, WHEREAS, All Missouri Senators and Representatives serving all or any portion of the region shall be ex-officio, non-voting members of the Commission and the Board of Directors; and, WHEREAS, Upon being absent from three consecutive regular Board of Directors meetings, a Board Member may be subject to dismissal from the Board by a majority vote of the Board of Directors. Said vote of the Board shall only occur at a regular meeting following due notice to the Member under consideration. If a Member is dismissed or otherwise vacates their position, the position shall be filled as provided for in Section 3.2 for the balance of the term; and, WHEREAS, the Johnson County Stakeholder Organization Representative has been vacant; and, WHEREAS, Mitchell Moon, 135 West Market, Warrensburg has expressed interest; and, WHEREAS, Moon stated he has met the qualifications for membership as identified in the Bylaws for Pioneer Trails Regional Planning Commission Board of Directors; and, NOW THEREFORE, The Johnson County Commission appoints Mitchell Moon, 135 West market, Warrensburg, to fill the Johnson County Stakeholder Organization Representative vacancy. The term will be effective November 6, 2023 and expire November 5, 2025.

(CONTINUED FROM PAGE 222) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**15<sup>th</sup> Day's Proceedings, 6<sup>th</sup> Day of November 2023**

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve BRO-R051(42) Bridge 2870004 (NW 1771<sup>st</sup> Road over South Fork of Blackwater) McClure Engineering, Project Invoice 4 with \$9,671.65 to McClure Engineering, to be paid from Bridge Construction, Consulting Engineer (006-000-57813) and MoDOT to reimburse the County \$9,671.65 into Bridge Construction, Inter-governmental Revenue (006-000-45210). Motion approved unanimously.

The Commissioners received notice of payments received from Missouri Department of Transportation (MoDOT) and processed by the Treasurer for the following:

- BRO-R051(42) Bridge 2870004 (NW 1771<sup>st</sup> Road over South Fork of Blackwater) McClure Engineering | Project Invoice 2 for \$6,074.11 and Project Invoice 3 for \$2,797.89
- BRO -R051(41) Bridge 1740004 (NW 500<sup>th</sup> Road over Branch of Walnut Creek) Great River Engineering | Project Invoice 3 for \$1,126.73

The Commissioners met with Jill Purvis, Executive Director, and Jamie DeBacker, Assistant Director, for the Warrensburg Main Street Monthly Update. Purvis provided the following updates:

- Burg Fest: Main Street achieved a significant increase in revenue, making approximately \$12,000, compared to last year's \$4,000. Purvis highlighted that carnival income contributed \$6,500, which was 15% of the carnival's total sales. DeBacker emphasized the importance of food vendors engagement with attendees to thrive at the event.
  - Beer Garden (Open Container Area): The group discussed the possibility of designating all of Pine Street as an open container area. DeBacker noted the current open container area is fenced in because Warrensburg Main Street gets the liquor license and is responsible for participants following the laws including liability of underaged drinking. DeBacker discussed a prior concert series held on Pine Street, which initially had good attendance. However, when the open container area was expanded to cover the entire West Pine Street, rather than taking advantage of the increased freedom to move around, attendees opted to sit in restaurants with canned music. This choice led to a decline in concert participation, eventually resulting in the cancellation of the concert series altogether.
- Dickens Christmas (December 2, 2023, 10:00 a.m. – 3:00 p.m.): DeBacker outlined the plans, which include market vendors located at 112 West Pine Street, carriage rides around the Courthouse, and soups served in various downtown businesses. Father Christmas will be at the historic train station at 9:34 a.m.
- 112 West Pine Street (Former Star Bar) Renovations: Purvis mentioned that Warrensburg Main Street received the building as a gift due to the former owner's need to liquidate commercial property before his passing. Renovations are required to prevent further damage to the building and neighboring structures, including loose bricks falling onto neighboring roofs. Estimates for immediate roof and brick work exceed \$300,000. Purvis emphasized that Warrensburg Main Street's primary mission is not property renovation, and the organization is ineligible for available grants due to its non-profit status.
- 125 North Holden Street Occupancy: Purvis noted that the Salvation Army will vacate the building by February 2024, making way for a community-supported full-service thrift store based out of Johnson County to occupy the larger part of the building.
- Business Incubator Program: Purvis discussed the intention to launch a Business Incubator Program in a smaller section of 125 N Holden Street. This program will support startup businesses in Warrensburg and Johnson County by offering free or low-cost workspace, mentorship, expertise, access to investors, and, in some cases, working capital in the form of a loan.
- Christmas Lights: DeBacker mentioned that the City of Warrensburg will install lights on the Courthouse's blue spruce tree and lighted garlands on light poles along Holden and Pine Streets. Commissioner Kavanaugh suggested the possibility of using red or green flood lights on the Courthouse for the Lighted Holiday Parade on December 1, 2023.

Purvis presented the 2024 Warrensburg Main Street Funding Request for \$8,500, which is an increase from the 2023 funding request of \$7,500. Commissioner Marr approved the \$8,500 funding request, and Commissioners Matthews and Kavanaugh concurred.

The Commissioners reviewed correspondence received November 6, 2023 from Allied Engineering Services, LLC regarding Wolf Creek Acres LLC's plan to modify their confined animal feeding operation in Section 30, Township 48 North, Range 26 West, in Johnson County, Missouri. The farm is located in the southwest quarter of the section. The current farm is a three-building sow farm producing weaned pigs and includes a farrowing barn, breeding /gestation barn and gilt development barn. The proposed new construction will add an 85'2" wide x 93'9" long addition to the south end of the gilt development barn. The new proposed animal numbers are 780 sows and litters, 3,899 breeding/gestating sows and boars, and 1,656 gilts. A new employee room will be constructed on the southwest corner of the proposed addition. All barns are slatted type buildings where hog manure generated from production falls beneath the floor into concrete pits. The farrowing barn has a two-foot-deep pit which is periodically drained to the adjacent breeding /gestation barn via permanent sewer pipes underground. The breeding /gestation barn and both the existing and proposed gilt development barns have ten-foot-deep pits which store the manure laden wastewater until it can be pumped to nearby farm fields. The proposed barn addition will be designed and constructed to meet the current standard of the Missouri Department of Natural Resources. The entire nutrient handling and storage structures have been designed as a no discharge system. Dead animals will be composted on-site in an existing mortality compost shed. Wastewater will be land applied on nearby farm ground. Land application will take place via a dragline system or tankwagon. The registered agent with the Missouri Secretary of State for Wolf Creek Acres LLC is Clinton Macoubrie, 515 Washington Street, Chillicothe MO 64601. Wolf Creek Acres LLC owns 30 acres at this location that will be utilized for this farming operation, their point of contact is Nick Fitzgerald with a mailing address of 1300 S Highway 75, Pipestone MN 56164; Written comments may be made to MODNR concerning this proposed farm for a period of 30 days, their address is PO Box 176, Jefferson City MO 65102-0176. The Commissioners expressed no desire to send written comments regarding this correspondence.

(CONTINUED FROM PAGE 223) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**15<sup>th</sup> Day's Proceedings, 6<sup>th</sup> Day of November 2023**

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The Commissioners met with Alex Schlader, Project Engineer; Justin Vogel, Transportation Vice President; Aaron McVicker, Project Manager; and Paul Osborne, Team Leader of McClure Engineering to discuss the Business 13 Highway Overlay Engineering; also present: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Jimmy Tye, Road and Bridge Supervisor. Schlader reviewed the purpose of the meeting was to determine the scope of work to be done for Business 13 Highway. Vogel stated the road surface was overall the road was in good shape, but the south roadway is significantly narrower than the north roadway. Schlader presented project maps and asked for the group areas that may need additional consideration for shoulders, culverts, bridges, guardrails, sight distance, turn lanes, or geotechnical engineering may be helpful for some areas of road problems. The group discussed areas that may need additional consideration:

- NW 400<sup>th</sup> Road Intersection – Commissioner Marr noted there is a sight distance issue for southbound traffic entering Business 13 Highway due to a hill and traffic increasing speed. Schlader stated the reduced speed could continue past the intersection to prevent accidents or signs could be added to alert drivers of the intersection. McVickers noted the signs could also be flashing when traffic was on NW 400<sup>th</sup> Road waiting to turn onto Business 13 Highway.
- Starting at NE 375<sup>th</sup> Road and proceeding North – Commissioner Matthews stated that roadway was created in the 1970's to direct traffic away from "old 13 highway" (NW 21<sup>st</sup> Road with two failing bridges) to the new 13 Highway with a single bridge over Blackwater River. Tye noted there used to be a problem with stormwater crossing the roadway but when the west ditches were better established, stormwater was no longer an issue. Tye stated Road and Bridge staff have tried to fix the potholes (on the east side of the road) but there may be a road substructure issue.
- Blackwater Bridge – Tye stated Missouri Department of Transportation (MoDOT) completed an inspection of the bridge but the inspection report has not been shared with the County at this time. Tye stated he will share that inspection with the McClure Team upon its receipt, to see if the bridge has issues that need to be addressed during construction.
- 240 and 246 NW 13 Highway – Tye noted the driving surface was expanded (onto the previous shoulders) to create a left turn lane at 240 and 246 NW 13 Highway to help reduce accidents with the influx of vehicle traffic to the business on the West side of the road. Schlader noted that is not an uncommon decision and the road is showing wear due to the traffic on shoulders that were not developed with a road substructure. Vogel noted this would be a good area to have a core sample taken for geotechnical engineering to see what is needed to improve the road, as it is probable the road will need full reclamation.
- South Lane Dividing Crack Starting at SE 125<sup>th</sup> Road – Commissioner Marr noted there seems to be a crack running the length of the roadway that could need to be looked at.
- South Shoulders and Ditching – Commissioner Matthews noted that some of the areas were ditched deeper than property owners can maintain and if possible, it may be welcomed to make those transitions more manageable.
- BB Highway Intersection – Commissioner Marr noted there is a sight distance issue but without removing the hill, he did not see how sight distance could be improved. Tye noted the speed limit is 45 miles per hour at that point, so that helps to prevent accidents.
- Culvert 285 feet North of NW 325<sup>th</sup> Road – Tye noted there is a dip in the road around the area of the culvert and that area may need a new culvert, lining, or other attention to address the structure. Tye stated the Road and Bridge Department has filled potholes and added guard rails because the drop off is significant.

The group discussed details of the work to be included in the scope. Commissioner Marr requested two options be included with estimated costs: overlay of the road surface with shoulders and a mill and overlay. Commissioner Kavanaugh stated he would like to see both options include life expectancy, maintenance timeline and costs. Schlader stated the plan will include a maintenance plan with details of when repairs need to be done with estimated costs; it will also include if those maintenance instructions are not completed timely, when to expect a full reclamation will be required. Commissioner Kavanaugh stated they want to see a good final product that will not require much maintenance by the Road and Bridge Department so if engineering is required, for culverts or other road stabilization issues, then it needs to be done. Vogel stated they can assess any culverts to see if a lining would extend the life or if a replacement is needed.

Vogel asked if the Commission had a preference for intersecting roads and driveways and the transition or apron noting they typically will do a four (4) foot apron on low traffic intersections or to the end of the right of way for high traffic intersections. Vogel explained that the apron helps to keep the roadway clear of gravel and provide a smoother transition for drivers. The Commissioners listed some of the high traffic intersections: 380 NW 13 Hwy, 240 and 246 NW 13 Hwy, and 128 SW 13 Hwy.

Schlader asked if the Commission had considered a preference of Portland Cement Concrete versus asphalt. Commissioner Marr stated they prefer asphalt for the roadway since it is likely more cost effective.

Commissioner Matthews stated they did not want to see rumble strips in the design of the roadway.

Commissioner Marr stated that ideally this project will be completed in a year. Osborne stated the timing could align with the Brady Commerce Park roadway project.

Commissioner Kavanaugh stressed the importance of thorough project maintenance by the engineering firm and contractors, with a minimal maintenance plan for the Road and Bridge Department upon project completion.

Vogel asked what funds would be used to pay or the project because if federal funds are used, there are some specific ecological guidelines that must be followed. The Commissioners stated they will not be using federal funds for this project.

As for immediate maintenance, it was decided that filling potholes or cracks would be unnecessary if the project proceeds as planned for 2024.

Schlader stated he would provide a scope of work for the Commission's consideration by November 17, 2023.

Laura Smith, Collector of Revenue, presented the tax distribution summary with total distribution (including tax sale) of \$157,440.85 for October 2023.

(CONTINUED FROM PAGE 224) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**15<sup>th</sup> Day's Proceedings, 6<sup>th</sup> Day of November 2023**

The Commissioners received notice from the Department of the Air Force (DAF) of availability of the draft environmental impact statement (EIS) for the B-21 Main Operating Base (MOB) 2 or MOB Beddown at Dyess Air Force Base (AFB), Texas or Whiteman AFB, Missouri. The Draft EIS evaluates the potential environmental impacts of the DAF's proposal to beddown the B-21 "Raider" bomber aircraft. The proposal includes infrastructure construction, Demolition, and renovation activities; additional personnel to support the B-21 mission; changes in aircraft operations at Dyess AFB, Whiteman AFB, and corresponding airspace units. The B-21 will eventually replace existing B-1 and B-2 bomber aircraft.

Adjournment was at 4:00 p.m. The next meeting will convene on November 7, 2023.

Troy A. Matthews, Presiding Commissioner	John L. Marr, Eastern Commissioner	Charles Kavanaugh, Western Commissioner
ATTEST: _____ Diane Thompson, County Clerk		

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**16<sup>th</sup> Day's Proceedings, 7<sup>th</sup> Day of November 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Heather Reynolds, Treasurer submitted that October 2023 sales tax funds which have been received and distributed as follows: General Revenue: \$292,786.22; Jail: \$146,393.46; County Law Enforcement: \$270,480.06; Animal Services: \$67,470.91; Road and Bridge: \$292.786.76; Law Enforcement: \$292,786.76; and Road Use Tax: \$273.383.96. Supporting documents from the State of Missouri were not received.

Commissioner Marr and Commissioner Kavanaugh met with Stephanie Truex for the Johnson County Community Health Services (JCCHS) Monthly Update.

Vaccinations and Testing: Truex reviewed that influenzas A and B have three (3) or four (4) cases reported each day, but the hospital reports all testing results directly to the state. Truex reviewed they offer vaccination clinics: Tuesdays for influenza, and Wednesdays for coronavirus (50 shots expected to be available for tomorrow's clinic). Truex stated that both vaccinations cost but are covered by Medicare.

Events: Project Community Connect (intended for under-insured and non-insured individuals) last Friday where they offered sexually transmitted disease testing, vaccinations, birth certificate assistance, etc. but the event had low attendance.

JCCHS is hosting a Senior Citizens Day (55 and older) today with 20 available coronavirus vaccinations, influenza vaccinations, balance checks, blood pressure checks, Medicare and falling educational session. Truex stated the event has been very well attended.

Commissioner Marr and Commissioner Kavanaugh discussed the 135 W. Market Street, Warrensburg roof.

The Commissioners reviewed and approved the following Right of Way (ROW) for Spectrum Mid-America with Sunrise Telecom contracting and work to begin October 15, 2023, and end May 15, 2024 with work to include plowing or boring underground fiber optic cable for high-speed internet services:

- 2023-286 | SW 1871<sup>st</sup> Rd: Plow/Bore 21,141 feet, Nearest intersecting Road: SW 375<sup>th</sup> Rd (38°42'47.83"N-94° 6'9.86"W) and SW 800<sup>th</sup> Rd."
- 2023-287 | SW 600<sup>th</sup> Rd: Plow/Bore 4065 feet, Nearest intersecting Road: SW 600<sup>th</sup> Rd and SW 1871<sup>st</sup> Rd
- 2023-288 | SW 650<sup>th</sup> Rd: Plow/Bore 3397 feet, Nearest intersecting Road: SW 650<sup>th</sup> Rd and SW 1871<sup>st</sup> Rd.
- 2023-289 | SW 800<sup>th</sup> Rd: Plow/Bore 3397 feet, Nearest intersecting Road: SW 800<sup>th</sup> Rd, SW 1871<sup>st</sup> Rd and SW 1921<sup>st</sup> Rd.
- 2023-290 | SW 1921<sup>st</sup> Rd: Plow/Bore 3707 feet, Nearest intersecting Road: SW 800<sup>th</sup> Rd and SW 1921<sup>st</sup> Rd.
- 2023-291 | SW 1821<sup>st</sup> Rd: Plow/Bore 3997 feet, Nearest intersecting Road: SW 1821<sup>st</sup> Rd and SW TT Hwy
- 2023-292 | SW 450<sup>th</sup> Rd: Plow/Bore 2352 feet, Nearest intersecting Road: SW 450<sup>th</sup> Rd and SW 1821<sup>st</sup> Rd.
- 2023-293 | SW 450<sup>th</sup> Rd: Plow/Bore 2585 feet, Nearest intersecting Road: SW 450<sup>th</sup> Rd and SW T Hwy
- 2023-294 | SW 400<sup>th</sup> Rd: Plow/Bore 4913 feet, Nearest intersecting Road: SW 400<sup>th</sup> Rd and SW T Hwy
- 2023-295 | SW 675<sup>th</sup> Rd: Plow/Bore 981 feet, Nearest intersecting Road: SW 675<sup>th</sup> Rd and SW T Hwy
- 2023-296 | SW 1601<sup>st</sup> Rd: Plow/Bore 14608 feet, Nearest intersecting Roads: SW 1601<sup>st</sup> Rd, SW 500<sup>th</sup> Rd, SW 600<sup>th</sup>, SW 700<sup>th</sup> Rd.
- 2023-297 | SW 1651<sup>st</sup> Rd: Plow/Bore 3629 feet, Nearest intersecting Road: SW 1651<sup>st</sup> Rd and SW 800<sup>th</sup> Rd
- 2023-298 | SW 830<sup>th</sup> Rd: Plow/Bore 1332 feet, Nearest intersecting Road: SW 1651<sup>st</sup> Rd and SW 830<sup>th</sup> Rd.
- 2023-299 | SW 500<sup>th</sup> Rd: Plow/Bore 3582 feet, Nearest intersecting Road: SW 500<sup>th</sup> Rd and SW 1601<sup>st</sup> Rd.
- 2023-300 | SW 600<sup>th</sup> Rd: Plow/Bore 7310 ft, Nearest intersecting Road: SW 600<sup>th</sup> Rd, SW 1601<sup>st</sup> Rd, T Hwy
- 2023-301 | SW 700<sup>th</sup> Rd: Plow/Bore 2647 feet, Nearest intersecting Road: SW 700<sup>th</sup> Rd and SW T Hwy
- 2023-302 | SW 700<sup>th</sup> Rd: Plow/Bore 6734 feet, Nearest intersecting Road: SW 700<sup>th</sup> Rd and SW 1601<sup>st</sup> Rd.
- 2023-303 | SW 1501<sup>st</sup> Rd: Plow/Bore 3482 feet, Nearest intersecting Road: SW 1501<sup>st</sup> Rd and SW 700<sup>th</sup> Rd.
- 2023-304 | SW 800<sup>th</sup> Rd: Plow/Bore 6029 feet, Nearest intersecting Road: SW 800<sup>th</sup> Rd and SW 1651<sup>st</sup> Rd.
- 2023-305 | SW 1651<sup>st</sup> Rd: Plow/Bore 3629 feet, Nearest intersecting Road: SW 800<sup>th</sup> Rd and SW 1651<sup>st</sup> Rd.
- 2023-306 | SW 830<sup>th</sup> Rd: Plow/Bore 1327 feet, Nearest intersecting Road: SW 830<sup>th</sup> Rd and SW 1651<sup>st</sup> Rd.

(CONTINUED FROM PAGE 225) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**16<sup>th</sup> Day's Proceedings, 7<sup>th</sup> Day of November 2023**

The Commissioners reviewed and approved the following Right of Way (ROW) for Spectrum Mid-America/Charter with Cat5 Construction Services contracting and work to begin November 1, 2023, and end November 22, 2023, with work to include boring 50 ft across 74 NE 175<sup>th</sup> road near the corner of NE 175<sup>th</sup> Road fiber optic cable for high-speed internet services under the road.

- 2023-307 | NE 175<sup>th</sup> Rd: at 74 NE 175<sup>th</sup> Rd, nearest intersecting road: Northern Hills Road

The Commissioners reviewed and approved the following Right of Way (ROW) for Spectrum Mid-America with National On Demand contracting and work to begin October 25, 2023, and end May 30, 2024 with work to include plowing or boring underground fiber optic cable for high-speed internet services:

- 2023-308 | SW 700<sup>th</sup> Rd: Plow/Bore 4509 feet, Nearest intersecting Road: SW 700<sup>th</sup> Rd and Hwy 131.
- 2023-309 | SW 800<sup>th</sup> Rd: Plow/Bore 10302 feet, Nearest intersecting Road: SW 800<sup>th</sup> Rd and SW 1421<sup>st</sup> Rd
- 2023-310 | SW 1501<sup>st</sup> Rd: Plow/Bore 747 feet, Nearest intersecting Road: SW 1501<sup>st</sup> Rd and SW 800<sup>th</sup> Rd
- 2023-311 | SW 815<sup>th</sup> Rd: Plow/Bore 1088 feet, Nearest intersecting Road: SW 815<sup>th</sup> Rd and SW 1421<sup>st</sup> Rd
- 2023-312 | SW 1411<sup>th</sup> Rd: Plow/Bore 594 feet, Nearest intersecting Road: SW 1411<sup>th</sup> Rd and Hwy 131
- 2023-313 | SW 830<sup>th</sup> Rd: Plow/Bore 4723 feet, Nearest intersecting Road: SW 830<sup>th</sup> Rd and 1551<sup>st</sup> Rd
- 2023-314 | SW 1551<sup>st</sup> Rd: Plow/Bore 4440 feet, Nearest intersecting Road: SW 830<sup>th</sup> Rd and SW 1551<sup>st</sup> Rd
- 2023-315 | SW 1551<sup>st</sup> Rd: Plow/Bore 1303 feet, Nearest intersecting Road: 1551<sup>st</sup> Rd. and Hwy 2
- 2023-316 | SW 750<sup>th</sup> Rd: Plow/Bore 1303 feet, Nearest intersecting Road: SW 750<sup>th</sup> Rd and SW 1251<sup>st</sup> Rd
- 2023-317 | SW 825 Rd: Plow/Bore 5190 feet, Nearest intersecting Road: SW 825<sup>th</sup> Rd and SW 1301 Rd
- 2023-318 | SW 1251<sup>st</sup> Rd: Plow/Bore 5306 feet, Nearest intersecting Road: SW 1251<sup>st</sup> Rd and SW 750<sup>th</sup> Rd
- 2023-319 | SW 1301<sup>st</sup> Rd: Plow/Bore 9130 feet, Nearest Road: SW 1301<sup>st</sup> Rd, SW 800<sup>th</sup> Rd and Hwy 2
- 2023-320 | SW 1301<sup>st</sup> Rd: Plow/Bore 2176 feet, Nearest intersecting Road: SW 1301<sup>st</sup> Rd, and Hwy 2.
- 2023-321 | SW 865<sup>th</sup> Rd: Plow/Bore 1804 feet, Nearest intersecting Road: SW 865<sup>th</sup> Rd, and SW 1301<sup>st</sup> Rd
- 2023-322 | SW 1201<sup>st</sup> Rd: Plow/Bore 666 feet, Nearest intersecting Road: SW 1201<sup>st</sup> Rd, and SW 925<sup>th</sup> Rd
- 2023-323 | SW 925<sup>th</sup> Rd: Plow/Bore 326 feet, Nearest intersecting Road: SW 925<sup>th</sup> Rd
- 2023-324 | SW 925<sup>th</sup> Rd: Plow/Bore 940 feet, Nearest intersecting Road: SW 925<sup>th</sup> Rd
- 2023-325 | SW 800<sup>th</sup> Rd: Plow/Bore 7982 feet, Nearest intersecting Road: SW 800<sup>th</sup> Rd and SW 1171<sup>st</sup> Rd.
- 2023-326 | SW 1171<sup>st</sup> Rd: Plow/Bore 5300 feet, Nearest intersecting Road: SW 1171<sup>st</sup> Rd and SW 800<sup>th</sup> Rd
- 2023-327 | SW 850<sup>th</sup> Rd: Plow/Bore 3892 feet, Nearest intersecting Road: SW 850<sup>th</sup> Rd and SW 1101<sup>st</sup> Rd
- 2023-328 | SW 1101<sup>st</sup> Rd: Plow/Bore 5021 feet, Nearest intersecting Road: SW 850<sup>th</sup> Rd and SW 1101<sup>st</sup> Rd
- 2023-329 | SW 700<sup>th</sup> Rd: Plow/Bore 7035 feet, Nearest intersecting Road: SW 700<sup>th</sup> Rd and SW 1201<sup>st</sup> Rd
- 2023-330 | SW 1101<sup>st</sup> Rd: Plow/Bore 5871 feet, Nearest intersecting Road: SW 1101<sup>st</sup> Rd and SW 700<sup>th</sup> Rd
- 2023-331 | SW 1051<sup>st</sup> Rd: Plow/Bore 2731 feet, Nearest intersecting Road: SW 1051<sup>st</sup> Rd and SW Kk Hwy
- 2023-332 | SW 1001<sup>st</sup> Rd: Plow/Bore 4139 feet, Nearest intersecting Road: SW 1001<sup>st</sup> Rd and SW Kk Hwy
- 2023-333 | SW 1001<sup>st</sup> Rd: Plow/Bore 1685 feet, Nearest intersecting Road: SW 1001<sup>st</sup> Rd and SW Kk Hwy

Adjournment was at 4:00 p.m. The next meeting will convene on November 9, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT  
17<sup>th</sup> Day's Proceedings, 9<sup>th</sup> Day of November 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$240,674.40.

The Commissioners approved a new wage continuation for a Sheriff's Office Employee.

The Commissioners met with Darrin Tobias, Emergency Management Agency (EMA) Director. Memorandum of Understanding (MOU) for City of Leeton Emergency Management (EM) Services: Tobias explained that the city is required to have EM services by the state and federal government for reimbursement purposes in the event of an emergency and as outlined in the Local Emergency Operation Plan. EMA would provide the same services for City of Leeton that are provided to the County for emergency situations, and there is a reimbursement to the County of \$1.77 per person based on Leeton's population. Commissioner Marr moved and Commissioner Kavanaugh seconded to approve the agreement. Motion approved unanimously.

Managed Information Technology (IT): Tobias presented quotes for managed IT services for EMA:

	Users	Monthly Fee	Regular Hourly Rate	Nonstandard Hourly Fee	Upgrade / Set Up Fee
Digital Computer Works	4 Users	\$480.00	\$75.00	\$150.00	\$2,699.00
Redneck Technology	4 Users	\$1,000.00			\$1,000.00
NOC Technology	10 Users with 5 Support Users	\$1,200.00			\$8,161.43

Tobias stated he would prefer to proceed with Digital Computer Works, considering their rates are reasonable and the proposal is thorough. The Commissioners were in agreement with Tobias's decision.

County Clerk Diane Thompson issued the Oath of Office to Darrin Tobias, Johnson County Emergency Management Agency Director.

The Commissioners met with Jimmy Tye, Road and Bridge Supervisor, regarding several issues: Salary Increases for Road and Bridge Employees: Tye indicated that he had talked with Lisa Treece, Human Resources Director and Chad Davis, Auditor and recommends a two-step increase (approximately \$0.72/hour) for all Road and Bridge employees to be effective November 11, 2023 for the last check in November. Tye stated he would like to start doing evaluations and will put something together for Treece and the Commission to review.

Trucks: Tye noted that Machens has two (2) half-ton trucks (one red and one blue) available. Road Acceptance: Ty noted that Tilman has requested SE 750<sup>th</sup> Road, a gravel road off of 23 Highway in Prairie Acres Subdivision be accepted by the County for maintenance. Tye reviewed the roadway, but cul-de-sac is only 75 feet wide, it appears to have four (4) homes built and occupied on the nine (9) lots. Tye noted that the subdivision was surveyed and platted with the appropriate right of way width but the culvert was not built to the specifications.

Purple Wave: Tye reviewed receipt of the Purple Wave Inc. check #95014 for \$13,900.00 from the October 17, 2023 online auction for sale of a 2014 Dodge Charger (VIN 2C3CDXAT8EH366654) for \$8,000.00 minus a \$100.00 listing fee and a 2014 Chevrolet Express 3500 prisoner transport van (VIN 1GCZGUCG2E1123349) for \$6,100.00 minus a \$100.00 listing fee. Tye reported that per the Purple Wave, Inc. agreement, there should not be any listing fees taken from the amount so he will contact Purple Wave to see if they will be sending a replacement check for \$14,100.00 or a separate check for \$200.00. The County Clerk's office was informed that funds should be deposited into Sheriff Equipment (082-190-56810) when the \$200.00 discrepancy has been resolved.

The Commissioners reviewed McClure Engineering invoice #148518 for engineering of the Sheriff's Office and Detention Center Wastewater Treatment System for \$4,364.00 to be paid from Jail Maintenance (016-060-57210) leaving \$13,806.00 remaining to be paid for the engineering project.

The Commissioners received correspondence from Wanda Thomas, 17732 Ranch Road, Wright City, Missouri about Senate Bill 190 and her request for the County to wait for 2024 legislature's or county legal counsel's clarification prior to adopting an ordinance for implementation. The Commissioners did not respond to Thomas.

The Commissioners reviewed and approved the following Right of Way (ROW) for Spectrum Mid-America/Charter with Cat5 Construction Services contracting and work to begin November 9, 2023, and end November 20, 2023, with work to include boring 50 ft across 74 NE 175<sup>th</sup> road near the corner of NE 175<sup>th</sup> Road fiber optic cable for high-speed internet services under the road.

- 2023-341 | 94 SE 501<sup>st</sup> Rd – boring 31 feet across 94 SE 501<sup>st</sup> Road

Johnson County received check #20043932 from Republic Services, Inc c/o Awin Management c/o Allied Waste Services in the amount of \$12,840.09 which represents the host fee for October 2023 (9,171.49 tons at a rate of \$1.40 per ton) was received on November 9, 2023 from the Show Me Regional Landfill.



(CONTINUED FROM PAGE 227) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**17<sup>th</sup> Day's Proceedings, 9<sup>th</sup> Day of November 2023**

The Commissioners met with Martin Robbins and Ken Tilman, who have requested the county accept SE 750<sup>th</sup> road, off of 23 Highway in Prairie Acres Subdivision. Also present: Jimmy Tye, Road and Bridge Supervisor; Jennifer Powers, County Clerk Chief Deputy. Tilman reviewed the development of the subdivision and the road. Tye noted briefly reviewing the road and that some of the County Specifications were not currently met. Tye noted the cul-de-sac's driving surface is 75 feet at the widest point, but the county requires 100 feet. Tilman expressed concern with the expansion of the cul-de-sac due to the already installed utilities (water or other utilities) and culverts. Tye noted the culvert(s) installed are plastic, (unknown if they are double walled) but seem to have an adequate amount of coverage. Tye noted a mailbox will likely need to be moved to expand the cul-de-sac and fill will need to be added prior to the one (1) inch rock. Tilman and Tye stated they would walk the roadway together later today and review any deficiencies. Tilman noted he will reach out to the contractor who created the road for the necessary repairs and contact the Road and Bridge Department when the repairs are complete for inspection. Commissioner Marr noted that upon the Road and Bridge Supervisors recommendation that the road meets the specifications, the Commission would take action to accept the road.

Adjournment was at 4:00 p.m. The next meeting will convene on November 13, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**18<sup>th</sup> Day's Proceedings, 13<sup>th</sup> Day of November 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Not present: Troy Matthews, Presiding Commissioner. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Marr noted there was a water main break on November 11, 2023 in the late afternoon which caused a large quantity of water to enter the ditches and some roadways south of the Booster Station on Marr Drive including SE 140<sup>th</sup> Road. It was noted that American Water was installing a pipe or replacing the pipe with a larger diameter along Business 13 Highway starting at Marr Drive and proceeding south, but no right of way application was sent regarding the work.

Commissioner Matthews and Commissioner Kavanaugh met with Mitch Marquess for the Building and Grounds Update, also present: Jennifer Powers, County Clerk Chief Deputy. 135 W. Market Street – Marquess reviewed efforts to keep the inside of the building dry with roof and downspout repairs needed. Marquess stated they would be taking off, cleaning and replacing downspouts, as well as cleaning the collection boxes. Marquess stated the roof is weak and does not have much structural integrity any longer. Commissioner Kavanaugh noted the building is not likely to be a permanent structure for the County but it needs to stay dry for University of Missouri Extension, Maintenance, and storage. 122 Hout Street – Marquess stated the dehumidifier was turned on after the last rain but he has not checked it to see if it is ready to be turned off.

Commissioner Matthews and Commissioner Kavanaugh met with representatives of Orkin Pest Control; also present: Jennifer Powers, County Clerk Chief Deputy and Mitch Marquess, Building and Grounds Supervisor. Orkin Pest Control Representatives reviewed a contract (04821-ORK) available through Sourcewell Cooperative Purchasing. Marquess reviewed that staff apply pest control to the Courthouse and the Justice Center. Commissioner Marr stated that Steve's Pest Control provides pest control to the Sheriff's Office and Detention Center, but it is unknown if pest control is provided to the Road and Bridge Department or South Annex.

Heather Reynolds, Treasurer submitted sales tax funds supporting documents from the State of Missouri were received for October 2023 which was distributed November 7, 2023.



(CONTINUED FROM PAGE 228)

RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT

18<sup>th</sup> Day’s Proceedings, 13<sup>th</sup> Day of November 2023

The Commissioners were informed of the following roads being reported to the Missouri Department of Transportation on October 24, 2023 for the Johnson County Road Inventory (Surface Type Code: 1-Unimproved Road; 2-Graded and Drained; 3-Soil Surface Road; 4-Gravel or Stone Road; 5-Bituminous, Low Type Road, 6-Bituminous, High Type Road; 7-Portland Cement Concrete Road; 8-Divided Highway; all roads were reported as privately maintained:

Road	Road Length	Surface Type	Description	Subdivision
SE 361 <sup>st</sup>	0.25	7	From DD Highway, go north 0.25 miles to SE 75 <sup>th</sup> Road	Residences at Bryson Lake
SE 70 <sup>th</sup>	0.12	7	From SE 351 go East 0.12 miles	
SE 351 <sup>st</sup>	0.13	7	From SE 85 go North 0.13 miles	
SE 85 <sup>th</sup>	0.19	7	From SE 351 go East 0.19 miles to SE 381	
SE 381 <sup>st</sup>	0.09	7	From SE 95 go North 0.09 miles	
SE 95 <sup>th</sup>	0.18	7	From SE 381 go west 0.18 miles	
SE 451 <sup>st</sup>	0.27	4	From DD Highway go North 0.27 miles to SE 461	Meadow Creek Subdivision
SE 90 <sup>th</sup>	0.09	4	From SE 451 go West 0.09 miles	
SE 461 <sup>st</sup>	0.20	4	From SE 90 go North 0.20 miles to SE 451	
SE 471 <sup>st</sup>	0.22	4	From DD Highway go South 0.22 miles	Maple Lake Estates
SE 511 <sup>th</sup>	0.35	4	From DD Highway go North .035 miles	
SW 300 <sup>th</sup>	0.61	4	From S Business 13 Hwy go West 0.61 miles to SW 325	Hidden Hills
SW 11 <sup>th</sup>	0.11	4	From SW 300 go South 0.11 miles	
SW 11 <sup>th</sup>	0.18	4	From SW 300 go North 0.18 miles	
SW 275 <sup>th</sup>	0.16	4	From SW 11 go north of SW 300, go west 0.16 miles	
SE 230 <sup>th</sup>	0.20	5	From South Business 13 Hwy go East 0.20 miles	Walnut Grove Estates
NW 150 <sup>th</sup>	0.25	4	From Holden St. go West 0.25 miles, then turns into driveway	
NW 245 <sup>th</sup>	0.07	4	From NW 21 go West 0.07 miles, then turns into driveway	Timber Hills
SW 145 <sup>th</sup>	0.19	7	From South Business 13 Hwy go West 0.19 miles	Weatherstone Villas
SW 11 <sup>th</sup>	0.34	7	From BB Hwy go North 0.34 miles	Weatherstone
SW 160 <sup>th</sup>	0.03	7	From SW 11 go East 0.06 miles	
SW 31 <sup>st</sup>	0.07	4	From BB Hwy go North 0.07 miles	Weatherstone Village
SW 160 <sup>th</sup>	0.52	4	From SW 31 go West 0.46 miles, go East 0.05 miles	
SW 150 <sup>th</sup>	0.74	4	From SW 160 go North and then West 0.74 miles	
SW 51 <sup>st</sup>	0.21	4	From BB Hwy go South 0.21 miles	
NW 70 <sup>th</sup>	0.23	4	From NW 151, go West 0.23 miles	Open Field
NW 65 <sup>th</sup>	0.22	4	From NW 151, go West then South 0.22 miles	Wethington Estates
NW 1991 <sup>st</sup>	0.14	4	From S Sam Moore Rd, go East and North 0.25 miles	

Adjournment was at 4:00 p.m. The next meeting will convene on November 14, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

NOT PRESENT  
\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

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RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT

19<sup>th</sup> Day's Proceedings, 14<sup>th</sup> Day of November 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Not present: Troy Matthews, Presiding Commissioner. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Marr and Commissioner Kavanaugh attended the KOKO Radio Broadcast: Johnson County Today. Discussion: animal shelter operations, upcoming meetings, and local community development.

The transfer of funds for payroll of County Officials and employees for the period October 28, 2023 through November 10, 2023 was approved from County funds in the following amounts: County Revenue: \$66,036.48; Road and Bridge Department: \$42,857.65; Assessment: \$15,662.55; Bridge Construction: \$24,400.07; Juvenile Officers: \$3,779.15; Prosecuting Attorney: \$28,191.51; MoSMART Sal Supplement: \$323.05; Recovery Court – SAMHSA Grant: \$0.00; Commission Administrative: \$0.00; Sheriff: \$73,267.78; Jail: \$78,672.59; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$338,265.80.

Commissioner Marr and Commissioner Kavanaugh met with Bryan Jacobs, Warrensburg Animal Rescue (WAR) Board President; and Bobbi Yeo, Old Drum Animal Shelter (ODAS) Executive Director regarding the Animal Shelter Operations 2024 Budget Request and Agreement Exhibit Updates.

October 2023 Animal Shelter Report:

- Neglected Animal Care: Yeo reviewed two recent cases of neglected animal care in connection with the Johnson County Sheriff's Office. Kingsville hording situation worked with the Johnson County Sheriff's Office, but no charges filed; 22 dogs in total collected. Sheriff's Office 8 dogs that had been abandoned case in the surrounding Warrensburg area.
- Staffing Changes: Animal Care Coordinator and kennel tech positions are vacant.
- Events: Reviewed events attended by ODAS.
- Facility: Food is now stored in sealed containers and staff is still working to manage the rodent population.
- Animal Care Quality of Life Assessments: Yeo reviewed the goal is for staff members to be assigned to fill out assessments daily on animals that seem to be highly reactive.

2024 Budget: The group reviewed and discussed the 2024 Budget Request and potential sales tax revenue changes. Commissioner Kavanaugh stated he would like to see the 2024 budget revenue from sales tax at the same rate as 2023 (\$701,315). Commissioner Marr noted his original hope was to have the animal shelter operating on a limited budget so that services will be available for ongoing operations if the tax is not passed again. Commissioner Marr recommended the county funds be used to provide the minimum with fundraising offsetting the difference. Jacobs justified the additional \$45,000: Contracted IT person, improved phone system, medical supplies and vet services. Thompson asked if the Kansas veterinarian for spay and neuters would be medical; Yeo noted the additional funds were to help provide a more stable workforce. The Commission asked for projections to the end of 2023, carryover to 2024, sharpened budget numbers and updated exhibits.

2024 Contract: Jacobs stated he would like to not have to pay for legal fees to amend the agreement and saw no matter that needs to be adjusted in the agreement. Kavanaugh stated the contract should be made with Old Drum Animal Shelter not Warrensburg Animal Rescue for 2024. Yeo noted there are exhibits that need to be updated as well.

2022 Financial Review: Yeo reported that the agreed upon procedures and financial review should be completed by the end of November.

Commissioner Marr and Commissioner Kavanaugh discussed vehicle purchases with Jimmy Tye, Road and Bridge Supervisor. Tye reported, after talking with Auditor Chad Davis, there is \$100,000 of available funds in Road Paving Use Tax (Fund 078) and Tye was in contact with various vehicle dealers in an attempt to locate needed vehicles for operations, as discussed November 9, 2023:

- ½ Ton Pick Up Truck – Road and Bridge: Tye located a 2023 Ford F150 Blue with a 2.7L EcoBoost V6 engine through Machen's Ford for \$50,385.00. Tye noted the engine has a capacity to tow 6,600 so it should be sufficient for Billy Schouten, who will need to pull a trailer for culvert transportation. Commissioners Kavanaugh and Marr requested Tye have the truck put on hold and paperwork prepared for the Commissioners official agreement to purchase; which would need to be on the agenda.
- Pick Up Truck – Road and Bridge: Tye located a 2023 Ford F350 cab and chassis with a 7.3L V8 for \$55,440.00 from Machens Ford but a bed would need to be purchased and installed. Tye stated a bed was available for \$5,755.00 from Key Hydraulics but installation is not available until December 2024. Tye stated the truck would be driven by Jared Reynolds and will need a larger motor for hauling equipment. Commissioners Kavanaugh and Marr requested Tye have the cab and chassis put on hold and paperwork prepared for the Commissioners official agreement to purchase; which would need to be on the agenda.
- Pick Up Truck – Assessor: Tye located a 2023 Ford F150 Red with a 2.7L EcoBoost V6 engine through Machen's Ford for \$51,265.00. The Commissioners stated that vehicle would need to be confirmed with the Assessor and the funds would need to come from the Assessor's budget. Thompson inquired about what funds needed to be budgeted and in which accounts for the purchase of any new vehicles.

Assessor Deputy Truck with 100,000 miles that will be given to the Road and Bridge Department at no cost since it was purchased with General Revenue funds.

The Law Enforcement Tax City Distribution for October 2023 distribution was made by Auditor Chad Davis on November 14, 2023 as follows: Centerview: \$1,441.39; Chilhowee: \$1,903.85; Holden: \$14,525.88; Kingsville: \$1,487.51; Knob Noster: \$14,247.88; Leeton: \$3,582.39; Warrensburg: \$94,565.14. The total distribution was \$131,754.04. The county portion was \$161,032.72.

Adjournment was at 4:00 p.m. The next meeting will convene on November 16, 2023.

<u>NOT PRESENT</u>		
Troy A. Matthews, Presiding Commissioner	John L. Marr, Eastern Commissioner	Charles Kavanaugh, Western Commissioner
ATTEST: _____ Diane Thompson, County Clerk		

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**20<sup>th</sup> Day's Proceedings, 16<sup>th</sup> Day of November 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$161,195.49.

**Retail Liquor by Drink Caterer Liquor License**

**Embrace The Grape LLC** d/b/a Embrace The Grape LLC, 301 NW Central Street, Suite J, Lee's Summit, MO requested and was granted license to sell retail liquor by drink picnic at a temporary stand located at the Milestones Barn, 380 North Business 13 Highway, Warrensburg, MO. The license shall be effective December 9, 2023 and expire December 10, 2023.

The Commissioners reviewed and approved the following Right of Way (ROW) for Spectrum Mid-America with Sunrise Telecom contracting and work to begin November 1, 2023, and end April 30, 2024 with work to include plowing or boring underground fiber optic cable for high-speed internet services:

- 2023-334 | SW 1601<sup>st</sup> Rd: Plow/Bore 876 feet, Nearest intersecting Road: SW 1601<sup>st</sup> Rd and SW 58 Hwy
- 2023-335 | SW 300<sup>th</sup> Rd: Plow/Bore 2673 feet, Nearest intersecting Road: SW 300<sup>th</sup> Rd and SW 58 Hwy
- 2023-336 | SW 1521<sup>st</sup> Rd: Plow/Bore 7592 feet, Nearest intersecting Road: SW 1521<sup>st</sup> Rd and SW 58 Hwy
- 2023-337 | SW 1501<sup>st</sup> Rd: Plow/Bore 2065 feet, Nearest intersecting Road: SW 1501<sup>st</sup> Rd & SW 1521<sup>st</sup> Rd.
- 2023-338 | SW 1451<sup>st</sup> Rd: Plow/Bore 10996 feet, Nearest intersecting Road: SW 1451<sup>st</sup> Rd & SW 95<sup>th</sup> Rd.
- 2023-339 | SW 1451<sup>st</sup> Rd: Plow/Bore 3299 feet, Near intersecting Road: SW 1451<sup>st</sup> Rd & 2 Private Roads.
- 2023-340 | SW 200<sup>th</sup> Rd: Plow/Bore 975 feet, Nearest intersecting Road: SW 200<sup>th</sup> Rd and SW 1451<sup>st</sup> Rd.

The Commissioners reviewed and approved the following Right of Way (ROW) for Spectrum Mid-America/Charter with Cat5 Construction Services contracting and work to begin November 10, 2023, and end November 30, 2023, with work to include boring for fiber optic cable for high-speed internet services along and under the road as applicable.

- 2023-342 | 1684 NW 300<sup>th</sup> Rd: Bore from existing pedestal/tie point west. Bore 535' to first new vault location. Bore 345" to second new vault location. MoDOT Permit requested for W Highway.
- 2023-343 | 21 NE 600<sup>th</sup> Rd: From side yard of address above listed and crossing the street approx. 70 linear feet and placing a fiber optic pedestal.
- 2023-344 | 1040 NE 175<sup>th</sup> Rd: Boring 4 ft depth across NE 175<sup>th</sup> Road to 1040 NE 175<sup>th</sup> Rd. MoDOT permit requested for 23 Highway.

Commissioner Matthews attended the Whiteman Area Leadership Council – Board of Directors meeting.

Commissioner Marr motioned and Commissioner Matthews seconded to appoint Charles Kavanaugh as the University of Missouri Extension Council – County Commission Member. Motion approved.

WHEREAS, Membership in the University of Missouri Extension Council is established by Missouri Revised Statutes 262.567.2; and, WHEREAS, a member of the county commission to be designated by the commission, or if none be so designated, then the presiding commissioner of the county commission; and, WHEREAS, council members, both elected and appointed, shall hold office for a term of two years, and until their successors are elected and qualified, provided that in the first council in a county approximately one-half of the elected and appointed council members shall be elected or appointed for a term of one year, and until their successors are elected and qualified; and, WHEREAS, vacancies in the elected council membership shall be filled until the next annual election by council appointment and vacancies in the appointed membership shall be filled until the next annual election in the manner provided for the original appointment; and, WHEREAS, all elected or appointed council members may serve two consecutive two-year terms, provided that those members elected or appointed for a one-year term may not be elected or appointed for more than one additional consecutive two-year term; and, WHEREAS, an elected or appointed council member upon serving two two-year consecutive terms shall become eligible for reelection or reappointment to the council after one year; and, WHEREAS, the county agricultural extension councils of the respective counties created under provision of section 262.561, RSMo. 1959, shall constitute the councils of the respective counties and shall perform the duties herein provided for such councils until the councils are established as provided by sections 262.550 to 262.620; and, WHEREAS, Charles Kavanaugh (551 NW 200<sup>th</sup> Road, Centerview, Johnson County, Missouri 64019) is the elected Western Commissioner who was appointed to as the County Commission Member effective June 24, 2021; and, WHEREAS, Kavanaugh expressed interest in continuing membership on the University of Missouri Extension Council; and, NOW THEREFORE, The Johnson County Commission appoints Charles Kavanaugh 551 NW 200<sup>th</sup> Road Centerview, to fill the University of Missouri Extension Council – County Commission Member. The term will be effective March 1, 2024 through February 28, 2026.

Commissioner Kavanaugh and Commissioner Marr met with Susan Morgan, resident regarding Senate Bill 190 – Senior Property Tax Relief Provisions which was signed by the Governor on July 6, 2023. Commissioner Kavanaugh stated personally he would favor the implementation of a freeze of property tax, pending the additional information but without clarification he cannot state his position as a commissioner. Commissioner Kavanaugh stated that at this time the Commissioners are in a neutral position until additional information is provided. Morgan asked if it was known how many property owners would be impacted by the passing of an ordinance. Commissioner Kavanaugh noted the various questions regarding eligibility and impact on taxing districts. Morgan also asked about the probability of getting fiber on SW 120<sup>th</sup> Road (off of SW 101<sup>st</sup> Road). Commissioner Marr noted that from the beginning of the installation of Rural Digital Opportunity Fund (RDOF) from Federal Communications Commission (FCC) fiber, the County Commissioners has not been asked where fiber is needed, the placement of fiber is directly related to RDOF allocations and likely to be a six (6) year project in Johnson County. Commissioner Marr noted that since SW 120<sup>th</sup> Road is not a county accepted roadway, the Commissioners would not be able to approve a right of way application for installation.

(CONTINUED FROM PAGE 231) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**20<sup>th</sup> Day's Proceedings, 16<sup>th</sup> Day of November 2023**

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Commissioner Kavanaugh and Commissioner Marr met with Jimmy Tye, Road and Bridge Supervisor.

State Bid Purchases: Tye noted an additional truck from Machens Ford with a V8 engine became available with a trailer package (wiring). Commissioner Marr stated that Assessor Mark Reynolds talked with him about needing a newer truck, then the truck Reynolds has been driving will be driven by Assessor Deputy George Taylor and Taylor's truck will be given to the Road and Bridge Department. Commissioner Marr stated that Reynolds needs to decide which of the available trucks he wants.

Broom – funds in 002. can he buy the broom off of a state bid out of fund 078. Commissioners approved.

Agreement pending.

Roller – double drum roller is working but it is at the end of it's life. Tye stated he intends to put a new double drum roller in the 2024 budget.

Purchase of Rental Equipment: Pad foot roller, 3 months would be reimbursed fully, then the next two months would be at 80%. Funds are not available except in 018. Used for 701<sup>st</sup> Road right now. Thompson reviewed legal counsel's recommendation to put this purchase out for bid to comply with state regulations.

Previous Equipment Purchase Agreements: Tye stated that the dump truck, day cab, and aerial lift truck that Gary Bell, former Road and Bridge Supervisor, ordered will not be delivered until February 2024 but Auditor Chad Davis stated the trucks should be paid in 2023 even though the equipment is not ready this year. Commissioner Kavanaugh stated his concern that the equipment should not be paid for until the equipment is in the county's possession. Commissioner Marr stated without a solid delivery agreement, it would be very concerning to send funds to the vendors.

Rock Budget: Tye noted that the rock budget was fully spent in April 2023, so 2024 budget will need to be increased.

Selection of Courthouse Heating, Ventilation, and Air Conditioning System (HVAC) system to proceed for Design Development: Commissioner Kavanaugh motioned and Commissioner Marr seconded to go with the original Option 3 – fan coil unit system. Thompson will notify IMEG and STRATA of the decision.

The Commissioners signed an Insurance Brokerage (Property and Liability) Agreement with AssuredPartners.

The Commissioners met to review and consider recommended updates to the County Employee Handbook Update and the County Travel and Training Policy. Also present were Lisa Treece, Human Resources Director and Major Aaron Brown, Johnson County Sheriff Department. Thompson noted that the mileage reimbursement rate for the county is currently \$0.55 per mile. The State of Missouri and IRS are reimbursing at \$0.65 per mile. Kavanaugh moved to increase mileage reimbursement to \$0.65/mile effective January 1, 2024. Marr seconded the motion. The proposed change passed unanimously.

Treece reviewed the updates to the employee handbook, many of which were taken from the MAC handbook template. The Commissioners noted that the definition of nepotism wasn't correct as it only stated "immediate family" but the definition they receive at training is within the fourth degree of consanguinity or affinity. Thompson recommended tabling approval of the handbook until after the MAC meeting to allow for the nepotism change and see if there are any other items the Commission want to change or add after they attend MAC. Brown asked about the current drug testing process, specifically for alcohol. He noted that they have had three employees test positive for alcohol at .003% without the Sheriff Department being notified. Brown indicated that according to the drug testing company (TOMO) that was a county policy. Treece stated that isn't the case, that the Sheriff Department is supposed to be mirroring the DOT drug testing requirements, which are anything over .00% is reported to HR and they then notify the department head. Brown stated that the Sheriff's Department wants to be notified of any positives and would like those expectations clarified with TOMO in writing. Treece stated that if off duty employees are called in for random drug testing, they aren't supposed to test for alcohol as they are allowed to consume alcohol on their day off and not be penalized for it. Brown noted that the Sheriff Department doesn't test off duty personnel for that reason and for the fact that in some instances, the field testers were late, and personnel was sitting and waiting for an hour or more for them to arrive.

Commissioner Kavanaugh verified the amount of propane remaining at the Sheriff's Department with Major Brown. The Commission determined and agreed that an order for propane should be placed immediately due to the onset of colder weather. Kavanaugh contacted Thompson Gas to place the order.

Commissioner Matthews attended the Johnson County Economic Development Corporation – Board of Directors meeting.

Adjournment was at 4:00 p.m. The next meeting will convene on November 20, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**21<sup>st</sup> Day’s Proceedings, 20<sup>th</sup> Day of November 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. The following proceedings were had to-wit:

The Commissioners attended the Missouri Association of Counties Conference held at Margaritaville Lake Resort in Osage Beach, Missouri November 19-21, 2023.

Adjournment was at 4:00 p.m. The next meeting will convene on November 21, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**22<sup>nd</sup> Day’s Proceedings, 21<sup>st</sup> Day of November 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners attended the Missouri Association of Counties Conference held at Margaritaville Lake Resort in Osage Beach, Missouri November 19-21, 2023.

Consideration: State Bid Purchases from Machen’s Ford:  
Road and Bridge Department

- 2023 F-150 4x4 Supercrew Cab, 5.0L V8 Engine, Electric Ten-Speed Automatic with Trailer Tow Package Oxford White for \$54,140.00
- 2023 F-350 4x4 Super Duty, DRW Regular Chassis, 7.3L Devct NA PFY V8 Engine, 10-speed Auto Torq Shift, Oxford White for \$55,440.00

Assessor

- 2023 F-150 4x4 Supercrew Cab, 2.7L V6 Ecoboost Engine, Electric Ten-Speed Auto with Tow Package, Atlas Blue Metallic for \$50,385.00

Commissioner Kavanaugh motioned and Commissioner Marr seconded to authorize the purchase of the three trucks presented at a total cost of \$159,965. The Road and Bridge Department vehicles will be paid for out of Fund 02 (002-120-56840 – Equipment Lease). The Assessor vehicle will be paid for out of Commissioners – County Car (001-080-56110) - \$34,000 and Commissioners Administrative – Vehicle Purchase (001-081-56820) - \$16,385. The Assessor will replace a ½ Ton 4 door truck that will be transferred to the County Barn to replace a vehicle that was rear ended. The motion passed unanimously.

The Commissioners reviewed paperwork for the Sorcewell Cooperative Purchase Agreement through Murphy Tractor and Equipment of a John Deere Superior Mid-Mount Broom DT74J Tier 4 Final JD 74 hp Turbo Diesel without Blade for the Road and Bridge Department but no action was taken.

The Commissioners will not meet on November 23, 2023 in observance of Thanksgiving Day.

Adjournment was at 4:00 p.m. The next meeting will convene on November 27, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

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RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT

23<sup>rd</sup> Day’s Proceedings, 27<sup>th</sup> Day of November 2023

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Mitch Marquess for the Maintenance Update; also present: Jennifer Powers, County Clerk Chief Deputy. Marquess reviewed the following:

Pest Control: Orkin reported Maintenance Staff should not be applying pest control for a commercial building because it requires a licensed professional and product being applied is also not intended for commercial use. Marquess confirmed that he and his staff apply products (spray, glue traps, etc.) to the Courthouse, Justice Center and 135 W. Market. The Commissioners discussed that Steve’s Pest Control applies pest control at the Sheriff’s Detention Center and South Annex. The Commissioners determined that Marquess and staff could continue applying pest control as is current practice.

Justice Center (25-year-old building) Heating Ventilation Air Conditioning (HVAC): Upright HVAC unit that was running hot went out, APEX confirmed there are three (3) actuators on each of the 17 units in that building that open the vents. When Marquess was trained, he was told to shut down the actuators when they are not working but in speaking with APEX it is noted that the actuators are there to prevent the spread of drafting fire and if they are not working, they should be fixed, not shut down. Marques stated the actuator motors are approximately \$800-\$900 and he knows of six (6) or seven (7) that are not operable. Commissioner Kavanaugh suggested the actuators be repaired and replaced to prevent a fire spreading. Commissioner Matthews agreed.

Justice Center Alarm Panel Duct Sensor: – Cintas stated the unit is old and needs to be replaced; there is one duct sensor on each HVAC unit. HVAC Inspection scheduled.

135 W. Market Street: Marquess reviewed that one downspout was replaced and the collection boxes were cleaned out.

New Trucks: Marquess noted the trucks allocated for their use are in poor condition and requested consideration for upgraded equipment. Commissioner Marr stated they can start looking for new truck but only one is needed since only one maintenance employee is able to drive.

Custodial Staff: Marquess noted that changes in the custodial staff seem to be producing cleaner facilities.

Courthouse HVAC: Marquess suggested the current maintenance office be used for the HVAC units. Marquess noted that they could set up an office in the basement of the Justice Center (former juvenile detention center). Marquess noted that the space is underutilized with one room full of bicycles.

The Commissioners reviewed, approved and signed the 2023 Audit Scope and Objectives with Gerding, Korte & Chitwood.

The Commissioners reviewed Melissa Massar, Great Rivers Engineering, November 20, 2023 correspondence regarding Missouri Department of Transportation (MoDOT) environmental staff that indicated BRO-R051(41) – CRD NE 500 over Branch of Walnut Creek needs a cultural resource survey of the site to comply with State Historic Preservation Office (SHPO) Section 106 to consider the effect of their actions on historic properties and provide the federal Advisory Council on Historic Preservation (ACHP) the opportunity to comment on proposed actions. This is not included in the current contract scope, so a supplemental agreement was drafted to add it. The plan is to use Missouri State University’s Archaeological Research Center to perform this work whom we selected from the list of approved subconsultants. The additional expense would be covered by the BRO funding.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the Supplemental Agreement with Great River Engineering for Bridge 1740004 BRO-R051(41) (NW 500<sup>th</sup> Road over Branch of Walnut Creek) Phase 1 Cultural Resource Study. Motion approved unanimously.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve BRO-R051(41) Bridge 1740004 (NW 500<sup>th</sup> Road over Branch of Walnut Creek), Project Invoice 4 with \$9,671.65 to Great River Engineering, to be paid from Bridge Construction, Consulting Engineer (006-000-57813) and MoDOT to reimburse the County \$9,671.65 into Bridge Construction, Inter-governmental Revenue (006-000-45210). Motion approved unanimously.

Commissioner Kavanaugh motioned, and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the John Deere Superior Mid-Mount Broom DT74J Tier 4 Final JD 74 hp Turbo Diesel without Blade by Sorcewell Cooperative Purchase Agreement through Murphy Tractor and Equipment for \$72,750.00. Motion approved unanimously.

Adjournment was at 4:00 p.m. The next meeting will convene on November 28, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**24<sup>th</sup> Day's Proceedings, 28<sup>th</sup> Day of November 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Johnson County Economic Development Corporation monthly update was cancelled.

The Commissioners reviewed the Building Assessment and Maintenance Plans as prepared by McClure Engineering.

The transfer of funds for payroll of County Officials and employees for the period November 11, 2023 through November 24, 2023 was approved from County funds in the following amounts: County Revenue: \$65,637.73; Road and Bridge Department: \$42,807.64; Assessment: \$15,946.73; Bridge Construction: \$24,823.09; Juvenile Officers: \$3,956.67; Prosecuting Attorney: \$28,261.66; MoSMART Sal Supplement: \$276.90; Recovery Court – SAMHSA Grant: \$0.00; Commission Administrative: \$0.00; Sheriff: \$73,929.58; Jail: \$78,614.90; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$338,349.87.

The Commissioners met with Bobbi Yeo, Executive Director and Bryan Jacobs, Old Drum Animal Shelter (ODAS) Board President for the Animal Shelter Monthly Update Presentation and Animal Shelter Operations 2024 Budget Request and Agreement Exhibit Updates

**2024 Animal Shelter Agreement**

County made changes to the agreement noting the change of name from Warrensburg Animal Rescue to Old Drum Animal Shelter.

County requests change to 3.4. Next Term Proposal: Contractor shall submit to County its proposed budget for January 1, 2025-December 2025 (FY 2025), and each Renewal Term should the parties renew the Agreement, by November 1<sup>st</sup> of the current term to include any proposed updates to the Exhibits, and County shall submit a draft contract by December 1st to Contractor.

**EXHIBIT INDEX** – ODAS updated documents to reflect the name change from WAR to ODAS

- A. Ancillary Programs – Yeo noted the two (2) programs added for 2024's agreement.
  - a. Food Pantry: In operation since before Yeo's employment. ODAS receives donated or low cost pet foods and supplies and distributes those supplies with the hope to keep pets in their home instead of being surrendered to the shelter. Yeo stated the plan to provide free or low cost spay and neuter options when resources are available.
  - b. Pets for Life: Yeo reviewed the program and the plan to implement the program for 2024. The Commissioners approved for ODAS to use donated funds or supplies (pet food, cat litter, etc.) to distribute to pet owners with the hope to keep pets in their home instead of being surrendered to the shelter. County funds shall not be used to purchase supplies for distribution to pet owners.
- B. Contract Kennel License – Yeo noted the state issues those licenses annually and the current license does not expire until January 31, 2024; besides the name change no other changes are expected.
- C. Veterinarian Contract – Yeo noted the new shelter veterinarian contract was signed and has been provided. Yeo noted ODAS is working to establish a contract with a veterinarian contract to preform mass quantities of spays and neuters since the shelter veterinarian will not preform surgeries; upon signing of that contract, ODAS can make that agreement available to the Commission. Yeo noted that Dr. Joanna R. Kuecker is the veterinarian of record for the shelter and the potential surgeon for high volume spay and neuters is Dr. Matthew Riegel.
- D. Veterinary Care Protocol – Yeo stated there were changes made by Dr. Kuecker but the changes are in line with the current standards for animal vaccinations and animal care.
- E. Animal Service Programs Policies and Procedures – Commissioner Kavanaugh noted that Easter was added to the holidays. Yeo noted that staff will be working but those working will be paid at holiday pay rate. Yeo noted no additional changes were made.
- F. Schedule of Fees – Minor changes to the 2024 document.
- G. Monthly Report – Yeo reviewed the Changed to reflect what has been sent in 2023
- H. 2024 Approved Budget – Yeo reviewed the 2023 Budget Projection submitted, per the Commission's request. Commissioner Kavanaugh stated he was not in favor of increasing the animal shelter budget from the amount approved for 2023. Commissioner Matthews stated the projected expenses for 2023 are ten percent (10%) less than the current budget. Thompson noted that across the board, all expenses (food, gas, insurance, etc.) have increased significantly and in reviewing the proposed 2024 budget, there did not seem to be any frivolous expenses.  
 Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve up to \$701,315.00 in county funds collected and received through the countywide sales tax, subject to the collection and receipt of sufficient sales tax revenue, for the 2024 Animal Shelter Budget as County Contract Revenue. Motion approved unanimously.  
 The Commission requested the 2024 Animal Shelter Budget be updated to reflect the reduced County Contract Revenue and the beginning cash balance for January 1, 2024 for all funds.
- I. Contractor Strategic Plan – Plan added for 2024
- J. Contractor Bylaws – Powers noted the bylaws submitted include no wording for County Board Member. Yeo stated that she is not the holder of that document. Jacobs stated he would send the updated bylaws.

- K. Personnel Policy or Employee Handbook – Yeo noted the ODAS Human Resources Committee updated the Personnel Policy including, but not limited to:
- a. Days and Hours of Operation
  - b. Payroll periods changed to biweekly
  - c. Insurance - \$50 accident or short term disability subsidy
- L. Conflict of Interest/Code of Ethics for Staff and Board Members – Document completely changed
- M. Volunteer Job Descriptions – Yeo noted no changes were made
- N. Social Media Policies – Yeo noted no changes were made
- O. E-Verify and Work Authorization Forms – updated the number of employees from 5-9 to 10-19; Work Authorization will need to be resigned to reflect the name change.
- P. City of Warrensburg Facility Lease Agreement with Contractor – Jacobs will work with the City to renew the lease, current agreement is until 12/31/2023. Jacobs has spoken to City Manager, Danielle Dulin.
- Q. Certificates of Insurance – The certificates of insurance are good until 1/1/24 or later depending on which insurance policy. Yeo submitted the application for renewal on Nov. 7 so expect to get new policies in place within the next few weeks. New certificates will be sent to the County once they are renewed.
- The Commissioners determined to remove wording from the #5 agreement regarding the ex-officio County Board Member since the County's appointed position was already a voting member.

**OLD DRUM ANIMAL SHELTER BYLAWS Adopted 7/20/2023 ARTICLE THREE - Board of Directors JOHNSON COUNTY APPOINTED BOARD MEMBER**

The board of commissioners have the right to appoint an individual to the Board of Directors as a voting member ("County Board Member"). The member shall have all the rights and responsibilities of any board member. If no vacancy exists, the County Board Member will be a non-voting member until a full board position is vacated. This non-voting member will receive all notices and agendas of meetings of ODAS, the right to attend and participate in all meetings of the board, whether open or closed, have the right of access to all records and documents of ODAS, and the right to report any such relevant information to the county. The non-voting member shall not be entitled to participate in any closed meeting of ODAS solely with respect to any contractual negotiations with the county or participate in closed meetings of ODAS regarding discussions and decisions made in anticipation of litigation at closed meetings where legal counsel for the Board is present. However, after the closed meeting, the Board will provide the County with a written report disclosing the outcome of the closed meeting discussion.

**Bylaws need to include wording based on the Cooperative Agreement #5**

The Johnson County Commission shall be entitled to select an individual for appointment to the Board of Directors as a voting member ("County Board Member"). The Member shall have all rights and responsibilities of any board member. Contractor agrees to amend its by-laws and take all other necessary and appropriate actions required in order to effectuate the purposes and intent of this paragraph. Contractor shall have the right to notify the County in writing of material concerns regarding the County Board Member based upon reasonable cause and circumstances. ~~The parties understand and agree that the County Board Member will not be appointed until the next vacancy in the Board of Contractor occurs. Until such time that a vacancy exists, the parties understand and agree that County shall be entitled to appoint an individual to the Board of Directors as an ex-officio, nonvoting member ("Ex-Officio Member"). The Ex-Officio Member shall have the right to receive all notices and agendas of meetings of Contractor, shall have the right to attend and participate in all meetings of the Board, whether open or closed, shall have the same right of access to all records and documents of Contractor, shall have the right to report any such relevant information to the County, and shall have all rights and privileges of a member of the Board except as specifically limited in this paragraph. The County Board Member or Ex-Officio Member shall not be entitled to participate in any closed meeting of the Board solely with respect to the negotiation of this Agreement or any amendments to it or any dispute between Contractor and the County regarding the interpretation, enforcement, or performance of the duties and obligations of the parties to this Agreement, and further provided that County Board Member or Ex-Officio Member shall not be entitled to participate in closed meetings of the Board regarding discussions and decisions made in anticipation of litigation at closed meetings where legal counsel for the Board is present at the closed meeting, however, after the closed meeting, Contractor shall provide the County with a written report disclosing the outcome of the closed meeting discussion.~~

The Commissioners reviewed and approved the following Right of Way (ROW) for Spectrum Mid-America/Charter with Cat5 Construction Services contracting and work to begin November 27, 2023, and end December 8, 2023, with work to include boring for fiber optic cable for high-speed internet services along and under the road as applicable.

- 2023-345 | NW 101 at 501 NW 101 Rd: Boring West on North Side of Road. Crossing over 101st Rd and tie into the pedestal.

The Commissioners reviewed and approved the following Right of Way (ROW) for Spectrum Mid-America/Charter with Cat5 Construction Services contracting and work to begin November 28, 2023, and end December 10, 2023, with work to include boring for fiber optic cable for high-speed internet services along and under the road as applicable.

- 2023-346 NE 75 1084 NE 75th Rd: Boring 4 ft depth across 1084 NE 75th Rd.



(CONTINUED FROM PAGE 236) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**24<sup>th</sup> Day's Proceedings, 28<sup>th</sup> Day of November 2023**

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The Commissioners met with Kyle Meyer, property developer, regarding the undeveloped Riverwood II Estates Replat. Meyer asked what would need to be done to get the roads (NE 51<sup>st</sup> Road and NE 21<sup>st</sup> Road) up to county specifications? The Commissioners presented the current specifications and noted that the County would not consider accepting the roadway until at least 50% of the homes were completely constructed and purchased. Meyer noted that the roads are at best a dirt path currently used for recreational vehicles and access to the wastewater treatment system. Meyer reviewed that if he bought the undeveloped Riverwood II Estates properties, he would develop the NE 21<sup>st</sup> Road and NE 51<sup>st</sup> Road roadways to dead-end into cul-de-sacs but would not develop the east-west road. Meyer stated he would prefer to have larger lots so may have it resurveyed or multiple lots sold together. Discussion included sewer running down the center of the roads and access to the wastewater treatment.

Adjournment was at 4:00 p.m. The next meeting will convene on November 30, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

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RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT

25<sup>th</sup> Day’s Proceedings, 30<sup>th</sup> Day of November 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; and Diane Thompson, County Clerk. Not present: Charles Kavanaugh, Western Commissioner. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Matthews and Commissioner Marr reviewed and approved accounts payable in the amount of \$285,456.92.

Commissioner Marr attended the Military Airport Zoning Commission at Knob Noster City Hall.

Commissioner Matthews and Commissioner Marr seconded to approve BRO-R051(41) Bridge 5970003 (SW 1621<sup>st</sup> Road over Scaly Bark Creek) Own, Project Invoice 3 with \$2,596.79 to OWN to be paid from Bridge Construction, Consulting Engineer (006-000-57813) and MoDOT to reimburse the County \$2,596.79 into Bridge Construction, Inter-governmental Revenue (006-000-45210). Motion approved.

A check was received from Travelers Insurance for repairs to a Dodge Charger (November 3, 2023 loss date, file number 028 AD F0F5496 F) that encountered a deer in the amount of \$2,183.76; it was noted that the vehicle was repaired at Warrensburg Chrysler.

Commissioner Matthews and Commissioner Marr met with Darrin Tobias, Emergency Management Agency (EMA) Director, who reviewed a request from former intern and current Community Emergency Response Team (CERT) Lead Volunteer, Dennis Pearson, in a class project questionnaire on interoperability communications within Johnson County. Tobias stated there is no direct cost involved, except staff time, and the results will also help EMA with other planning. Commissioner Matthews and Commissioner Marr approved EMA’s involvement with the project.

**Retail Liquor by Drink Resort Liquor License**  
**Magnolia Mercantile LLC** d/b/a Magnolia Mercantile, 109 A West Culton Street, Warrensburg, MO requested and was granted a prorated license to sell retail liquor by drink. The license shall expire June 30, 2024

Jimmy Tye, Road and Bridge Supervisor, updated the Commission regarding the Purple Wave Inc. online auction check #95014 as discussed November 9, 2023. Tye reported that Purple Wave, Inc. will be reimbursing the County the two (2) \$100.00 listing fees in a separate check instead of sending a new check. The County Clerk’s office has been informed to have the Treasurer’s office process the receipt of payment.

Adjournment was at 4:00 p.m. The next meeting will convene on December 4, 2023.

ATTEST: \_\_\_\_\_

Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

ABSENT

Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**26<sup>th</sup> Day's Proceedings, 4<sup>th</sup> Day of December 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Fees received in November 2023 from Stormy Taylor, Recorder of Deeds were approved. Fees deposited with the Treasurer were \$32,173.02.

The monthly report of monies received in November 2023 by Diane Thompson, County Clerk was approved. Deposited with the Treasurer was \$13,294.74.

The Commissioners reviewed and approved the following Right of Way (ROW) for Spectrum Mid-America with Cat5 contracting and work to begin December 4, 2023, and end December 18, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services:

- 2023-347 | 1314 NW 450<sup>th</sup> Road: directional boring (north / south) under NW 450<sup>th</sup> Road 100 feet

The Commissioners reviewed and approved the following Right of Way (ROW) for Jon S. Roberts (property owner) and work to begin December 1, 2023, and end January 1, 2024 with work to include trenching across the road at least 42 inches deep to place a two inch PVC waterline from a well to feed a pond:

- 2023-348 | SE 601<sup>st</sup> Road: ¾ mile south of EE highway

The Commissioners met with Darin Tobias, Emergency Management Agency (EMA) Director; and Shari Sims, EMA Deputy Director; for the EMA bi-weekly update. Tobias introduced Sims as the new hire. Tobias reviewed the report. Tobias stated that only three counties in the nine-county region have Community Emergency Response Teams (CERT) established so if a need arises, Johnson County would likely be called. Tobias stated the counties with CERT include: Johnson, Saline and Lafayette Counties.

The Commissioners deliberated on the Johnson County Business 13 Highway Rehabilitation project, managed by McClure Engineering Company. Commissioner Matthews reported discussions with Road and Bridge Supervisor Jimmy Tye on November 30, 2023, concerning McClure's Scope of Work for the rehabilitation, which is priced at \$213,900. This includes three areas with undetermined costs: Construction Administration, Resident Project Representative, and Subsurface Utility Exploration. Commissioner Matthews mentioned that Tye has been assigned to communicate with potential contractors to assess project requirements and investigate potential drainage issues. The decision regarding the scope of work has been temporarily postponed. Powers highlighted that during the Commission's meeting with all McClure representatives on November 6, 2023, there was a request for a 'hands-off' project. However, McClure is willing to reduce the scope of work and, consequently, the cost.

The Commissioners met with Jill Purvis, Executive Director and Jamie DeBacker, Assistant Director for the Warrensburg Main Street (WMS) Monthly Update; discussion included:

Christmas Lighting – DeBacker reviewed the successful sponsorship of the lighted garlands for downtown light poles and expressed the hope to expand lighting efforts for 2024.

Dickens Christmas – DeBacker mentioned engaging with several groups from outside Johnson County, expressing their enthusiasm for attending the event. Typically, attendance slows down around noon, but on this occasion, the event remained well-attended through its closing at 3:00 p.m.

Jingle Bell Brew Crawl, December 8<sup>th</sup> 5:00 p.m. – DeBacker mentioned that all 250 tickets for the event have been sold, and they are optimistic about it being well-received.

Farmer’s Market – Purvis has informed that Monica Mitcheltree has been instrumental in preparations for the 2024 season. However, due to an expected move during the season, she has decided to resign from her position. Consequently, WMS will be actively seeking a candidate to fill the vacant position.

Star Theater – Purvis reviewed that they are in the process of gathering quotes for repairs, including those for the roof, brickwork, awning, sheetrock, and painting. Simultaneously, they are actively seeking investors. In coordination with this, DeBacker will present the rental information with up to a three-month lead time. This allows potential investors to occupy the space within a reasonable timeframe, should one be identified.

Warrensburg Alley – DeBacker acknowledged the City of Warrensburg's initiatives to disinfect the alley and reduce the presence of objects such as benches and planters. The goal is to discourage the use of the space for sleeping and storage.

WMS – As of December 22, 2023, Jaime DeBacker will be the Director.

The Commissioners approved Cintas to replace one (1) failed smoke head on duct detector, test new smoke head to ensure proper operation, reset and restore system to normal operation at 101 W. Market Street (Justice Center) for \$939.98.

The Commission received the \$200.00 Purple Wave Inc. online auction check #96157; as discussed November 9 and 30, 2023 the check reimburses the County the two (2) \$100.00 listing fees from the online auction. The County Clerk’s office has been informed to have the Treasurer’s office process the receipt of payment.

Commissioner Matthews and Commissioner Kavanaugh requested the Road and Bridge Department blockaded Bridge M130008 on NW 21<sup>st</sup> Road over Devil’s Branch of Post Oak Creek (Section 11, Township 46 North, Range 26 West) with concrete blocks and barricades due to it’s poor condition.

Adjournment was at 4:00 p.m. The next meeting will convene on December 5, 2023.

ATTEST: \_\_\_\_\_

Diane Thompson, County Clerk	Troy A. Matthews, Presiding Commissioner
	_____ John L. Marr, Eastern Commissioner
	_____ Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**27<sup>th</sup> Day's Proceedings, 5<sup>th</sup> Day of December 2023**

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The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve BRO-R051(41) Bridge 5970003 (SW 1621<sup>st</sup> Road over Scaly Bark Creek) Own, Project Invoice 1 with \$9,170.66 to OWN to be paid from Bridge Construction, Consulting Engineer (006-000-57813) and MoDOT to reimburse the County \$9,170.66 into Bridge Construction, Inter-governmental Revenue (006-000-45210). Motion approved unanimously.

The Commissioners convened with Auditor Chad Davis and County Clerk Diane Thompson to collaboratively address the intricacies of the 2024 County Budget. Notably, the focus of the work session encompassed a detailed examination of specific funds, namely Fund 01 – General Revenue, and Fund 09 – Law Enforcement (Courts, Juvenile, Prosecutor).

The Commissioners received notice from Auditor Chad Davis that final invoice submission for payment in 2023 is before noon on December 13, 2023; any invoices received after this date will be paid in 2024.

The Johnson County Community Health Services Monthly Update was cancelled. It was reported that the Johnson County Community Health Services Board was able to move forward with the addendum to the prescription drug ordinance.

The Commissioners met with Diane Thompson, County Clerk, to discuss the County Employee Handbook Update, Travel and Training Policy. Discussion was tabled until December 6, 2023 following the closed session with legal counsel to confirm definition of nepotism. Commissioner Kavanaugh stressed that new employees should be provided with an employee handbook during onboarding and sign that they receive one.

The Commissioners reported a pothole on NW 800<sup>th</sup> Road (east of OO Highway) to Jimmy Tye, Road and Bridge Supervisor. Tye stated that crews would inspect and try to resolve the issue.

The Commissioners met with Alex Schlader, Project Engineer; Justin Vogel, Transportation Vice President; Aaron McVicker, Project Manager; Matt Allender, Project Engineer; and Paul Osborne, Team Leader of McClure Engineering to discuss the Business 13 Highway Rehabilitation Engineering; also present: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Jimmy Tye, Road and Bridge Supervisor.

Commissioner Marr expressed a desire to allocate the majority of funds to the road surface rather than in the planning or engineering phase. He inquired about the prerequisites for bidding out the project while ensuring a high-quality road. Schlader revisited the November 6, 2023, meeting where various issues were addressed, to which those issues would require time to research and develop a proper resolution. Schlader noted the initial preference for McClure's extensive oversight but acknowledged options to reduce the scope if the County wished to be more involved.

Schlader reviewed that geotechnical engineers are generally responsible for determining the pavement thickness needed for a structural design life based on traffic loading, soil conditions, and local climate and jurisdictional factors so their involvement is needed to ensure a durable end product. Schlader reviewed that geotechnical engineers bore deep below ground level and collect core soil samples to address potential drainage challenges or noticeable road weaknesses. Schlader clarified that while the initial plan considered worst-case scenarios, the County could opt for a more straightforward approach, such as a mill and fill, to significantly reduce engineering costs.

Tye reviewed that he and the Commissioners discussed the idea of talking with potential contractors about the project specifications and doing culvert inspections to minimize McClure's work to writing up the bid specifications and doing the installation inspections. Schlader stated that this is the County's project, and the engineering scope of work can be as large or small as the County chooses: mill and fill of the road without any drainage improvements, or mill and fill with County identified culverts or "soft spots" to be examined and improved, or the entirety of roadway including all drainage to be examined and improved. Schlader cautioned that contractors typically focus on asphalt needs and may not provide adequate guidance for substructure or drainage. Vogel stated that McClure could go through the scope of work and list the pros and cons with any risks that the County would assume by removing pieces of the scope of work. Commissioner Kavanaugh stated that he wanted to see a good road and it to be completed correctly but the road may not need a "top of the line" road. Vogel stated that narrowing of the scope will adjust the risks, for example if the scope is limited to mill and fill only and a culvert fails before, during or after construction, then the County would be liable for those damages and needed repairs to the substructure and asphalt; if the County is comfortable with those risks, that would be agreeable way to reduce engineering costs. Vogel asked for an overall fee percentage or target to spend on the engineering, the Commissioners did not have a target in mind.

Commissioner Marr stated that he would like to have McClure Staff inspecting the installation of compacted asphalt to ensure it was installed as specified and noted the discrepancy between his desire to have oversight but not pay much for that oversight. Commissioner Marr noted a challenge a contractor in a subdivision installing two (2) inches of asphalt at the edge of the road but not at the crown, and the asphalt was not necessarily two (2) inches after compaction. Commissioner Marr noted that having someone who can verify installation is being done as per the specifications is important.

(CONTINUED FROM PAGE 240) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**27<sup>th</sup> Day's Proceedings, 5<sup>th</sup> Day of December 2023**

The Commissioners revisited areas discussed on November 6, 2023, expressing thoughts on the need for additional/geotechnical engineering in specific locations:

- NW 400<sup>th</sup> Road Intersection – The Commissioners agreed to eliminate changes to the NW 400<sup>th</sup> Road Intersection from this project because a house is in the way of improved sight distances.
- Starting at NE 375<sup>th</sup> Road and proceeding North – The Commissioners identified this area to be investigated further.
- Blackwater Bridge – The Commissioners agreed to eliminate the Blackwater Bridge from this project.
- 240 and 246 NW 13 Highway – The Commissioners identified this area to be investigated further.
- South Lane Dividing Crack Starting at SE 125<sup>th</sup> Road – The Commissioners identified this area to be investigated further.
- South Shoulders and Ditching – The Commissioners agreed to eliminate the south shoulders and ditching from this project since there are only four (4) foot shoulders and improvements would require land acquisition.
- BB Highway Intersection – The Commissioners agreed to eliminate the BB Highway Intersection from this project because it would require land acquisition.
- Culvert 285 feet North of NW 325<sup>th</sup> Road – Tye will inspect the culvert and the Commissioners stated this area may need to be investigated further.

Schlader will send a pro / con / risks list by December 15, 2023; a zoom meeting was scheduled for December 18, 2023 to discuss and potentially move forward with a redefined scope of work.

Adjournment was at 4:00 p.m. The next meeting will convene on December 7, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**28<sup>th</sup> Day's Proceedings, 7<sup>th</sup> Day of December 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners received monthly fees collected report from Prosecuting Attorney, Robert Russell for October 2023 totaling \$3,405.00 which was deposited with the Treasurer.

The Commissioners received monthly fees collected report from Prosecuting Attorney, Robert Russell for November 2023 totaling \$3,210.00 which was deposited with the Treasurer.

The Commissioners reviewed an Indigent Affidavit and death certificate; the Commissioners approved the request made by Logan Sowers doing business as Williams Funeral Chapel for Ray Plemmons (actual or presumed date of death: November 13, 2023) at \$600.00 for the indigent burial.

The Commissioners reviewed an Indigent Affidavit and death certificate; the Commissioners denied the request made by Logan Sowers doing business as Williams Funeral Chapel for Lawrence Wayne Harbaugh (actual or presumed date of death: May 31, 2022) at \$600.00 for the indigent burial because Commissioner Kavanaugh was aware Harbaugh had family.

Commissioner Kavanaugh will contact Williams Funeral Home to make them aware of their decisions.

**Retail Liquor by Drink Picnic Liquor License**  
**Warrensburg Main Street Inc.** d/b/a Warrensburg Main Street, 125 N Holden, Warrensburg MO requested and was granted license to sell retail liquor by drink picnic at a temporary stand located at the 112 West Pine Street, Warrensburg MO. The license shall be effective December 6-12, 2023.

**Retail Liquor by Drink Caterer Liquor License**  
**Southern Comfort at Camp Bagnell LLC** d/b/a Southern Comfort at Camp Bagnall, 97 Wood River Road, Lake Ozarks MO requested and was granted license to sell retail liquor by drink caterer at a temporary stand located at the 139 West Pine Street, Warrensburg MO. The license shall be effective December 8-9, 2023.

Accounts payable were tabled until December 11, 2023 due to the accounting software being out of commission.

Commissioner Matthews and Commissioner Marr hosted a 2024 Budget Work Session. Present: Diane Thompson, County Clerk; Jimmy Tye, Road and Bridge Supervisor; discussion regarding the following funds: Road and Bridge (002), Bridge Construction (006), Road Construction and Maintenance Sales Tax (018), Fuel Fund (025), and Road Paving Use Tax Fund (078).

(CONTINUED FROM PAGE 241) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**28<sup>th</sup> Day's Proceedings, 7<sup>th</sup> Day of December 2023**

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The Commissioners reviewed a proposal as prepared by Orkin for monthly pest control services at the Justice Center (first year \$1,905.00, second year \$1,800.00) and Courthouse (first year \$970.00, second year \$900.00) as a part of the cooperative procurement available through Sourcewell Contract #042821-ORK. Having considered the proposal, the Commissioners determined they would continue with county maintenance staff applying pest control at the Justice Center and Courthouse and would not enter into an agreement with Orkin. Powers emailed the Orkin Representative with the Commission’s decision.

The Commissioners met with Emma Boyle, Office Manager; Mitchell Moon, Labor and Workforce Development; Elaine Anderson, Engagement Specialist; Lou Mercier, Agricultural Systems Technology; Allison Bolt, Board Member for the University of Missouri Extension Monthly Update. Boyle, Moon, and Mercier reviewed the prepared report. Bolt presented the 2024 University of Missouri (MU) Extension Johnson County Budget Request of \$85,988.00. Commissioner Marr noted the requested increase of \$15,900.00 in funding for the Youth Programming Associate (YPA) and overall increase of \$16,611.00 from County funds in 2024. Commissioner Marr stated he would like to see a maximum of \$5,000.00 increase from the 2023 County contributions for a total of \$74,377 in 2024.

Anderson reviewed the income funding:

- U.S. Department of Agriculture (USDA) and University of Missouri: salaries and benefits for extension specialists and most education assistants (headquartered in Johnson County but who’s focus is divided between counties), training for Extension specialists, travel to state-sponsored training and committee meetings, regional and statewide administration, long-distance phone calls to campus, some teaching aids, a portion of the cost of computer equipment, all computer maintenance costs, and postage for official business mail of Extension specialists. Fifty percent (50%) of the YPA salaries and benefits.
- Council (County Appropriations, Fundraising, Program Fees, Grants, Gifts, Etc.): space for the extension office, salaries and benefits for secretaries/office managers/cleaner, travel within the region, long-distance phone calls and local phone service, office furniture and equipment, audio-visual equipment, office and program supplies and printing, a portion of computer costs, insurance for office equipment and furnishings, and cost of council maintenance such as elections, bonds, and audits. Fifty percent (50%) of the YPA salaries and benefits.

Bolt explained that the Council would like to increase Dieckman’s hours so that he can work 40 hours a week instead of the currently allocated 30 hours. Bolt reviewed that YPA and Office Manager are the two staff mainly focused on Johnson County as their jobs, the other staff serve multiple counties. Boyle reviewed that when specialists travel to work in different counties, those counties reimburse travel expenses. Commissioner Kavanaugh asked about the Extensions plans for utilizing funds in CD’s and other saving sources. Bolt stated those funds have been designated by council to be held back for emergency use.

At 9:40 a.m. in the Commissioners’ Chambers, located on the 2<sup>nd</sup> Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record. Roll was called on the motion and the members voted as follows: “YEA” Matthews, Marr, Kavanaugh. “ABSTAIN” None. “NAY” None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Travis Elliott, Ellis, Ellis, Hammons & Johnson, P.C. (County Legal Counsel); Tracy Brantner, Johnson County Economic Development Corporation Executive Director. The Commissioners invited Jimmy Tye, Road and Bridge Supervisor to join the meeting at 11:36 a.m. Brantner left the meeting at 11:39 a.m.

At 12:42 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Kavanaugh and seconded by Commissioner Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: “YEA” Matthews, Marr, Kavanaugh. “ABSTAIN” None. “NAY” None. Motion carried.

Adjournment was at 4:00 p.m. The next meeting will convene on December 11, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**29<sup>th</sup> Day's Proceedings, 11<sup>th</sup> Day of December 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; and Diane Thompson, County Clerk. Not present: Charles Kavanaugh, Western Commissioner. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

Heather Reynolds, Treasurer submitted that November 2023 sales tax funds which have been received and distributed as follows: General Revenue: \$296,919.93; Jail: \$148,459.97; County Law Enforcement: \$278,253.42; Animal Services: \$69,378.54; Road and Bridge: \$296,919.98; Law Enforcement: \$296,920.15; and Road Use Tax: \$492,737.62.

Commissioner Matthews and Commissioner Marr met with Mitch Marquess for the Building and Grounds Update; also present: Jennifer Powers, County Clerk Chief Deputy. Marquess reviewed maintenance issues at the Justice Center:

- Heating Ventilation and Air Conditioning (HVAC)
  - Five (5) of the 30 Actuators are not working. Replacement and Installation Bids: APEX \$2,989 or Dennis Boling Heating and Cooling \$3,400 plus freight. The Commission requested Marquess proceed with APEX replacing the inoperable five (5) actuators.
  - Two (2) Wall Units in the Exercise Room – Marquess noted two units were reported out of service last week and APEX investigated the issues:
    - Burnt Contactor Coil: APEX repaired the unit upon inspection, and this unit is now operational.
    - Compressor Failure: Marquess reported that APEX quoted \$2,442 to replace the compressor and noted the County has a replacement unit in-house if they wanted that unit installed. Commissioner Matthews and Commissioner Marr approved for APEX to replace the compressor and save the on-hand unit for emergency use.
- Smoke Detectors – Marquess reported that Cintas has not yet scheduled to repair the duct detector smoke head that was approved by the Commission on December 4, 2023.

Marquess noted having met with a Henry Craft Representative (paper and cleaning product supplier), who compared prices of 12 items to those of Smith Paper & Janitorial Supply prices were within a dollar of each other except a case of toilet paper was \$30.00 cheaper. Marquess reviewed having presented Smith Paper and Janitorial Supply with the lower price, and Smith lowered the price \$20 toilet paper per case. Commissioner Matthews stated the Orkin Pest Control bid was declined by the Commission December 7, 2023. Commissioner Matthews and Commissioner Marr confirmed that staff should continue applying necessary pest control at the Justice Center, 135 E. Market, and Courthouse.

Commissioner Matthews and Commissioner Marr reviewed and approved accounts payable in the amount of \$532,949.50.

Commissioner Matthews and Commissioner Marr met with Treasurer Heather Reynolds who stated that she was aware of some counties who had received marijuana sales tax revenue, but Johnson County has not received marijuana sales tax revenue to date. Reynolds later reported there is currently only one dispensary in Johnson County, and they reported their sales tax to the Department of Revenue on December 1, 2023 so that revenue will be made available to the County in January 2024.

Commissioner Matthews and Commissioner Marr met with Jimmy Tye, Road and Bridge Supervisor, who reported the Foley Equipment Caterpillar Skid Steer 2024 Lease has a Sourcewell Contract #020223 Tye reported the foam insulation in the tire shop seems to have significantly improved the sound and temperature retention; the insulation will be painted a light grey this week. Commissioner Matthews noted that in the event the lower portion is damaged by use, they may want to consider a metal covering of low portion.

The Commissioners received the November 2023 Summary Settlement from Treasurer Heather Reynolds.

Laura Smith, Collector of Revenue, presented the tax distribution summary with total distribution (including tax sale) of \$18,019,338.95 for November 2023.

Johnson County received check #20046007 from Republic Services, Inc c/o Awin Management c/o Allied Waste Services in the amount of \$13,902.06 which represents the host fee for November 2023 (9,930.04 tons at a rate of \$1.40 per ton) was received on December 11, 2023 from the Show Me Regional Landfill.

Adjournment was at 4:00 p.m. The next meeting will convene on December 12, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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ABSENT  
Charles Kavanaugh, Western Commissioner

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RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT

30<sup>th</sup> Day’s Proceedings, 12<sup>th</sup> Day of December 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners attended the KOKO Radio Broadcast: Johnson County Today; discussion included sales tax, budget planning, and ongoing operations.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the Sourcewell Cooperative Procurement Sales Agreement of a 2023 Caterpillar 289D3 Compact Track Loader/Skid Steer Model 289d3xps2c, Stock WGN0608, Serial 0jx9117171, through Foley Equipment Company with a total price of \$85,960.00 with the expectation to complete the purchase through Caterpillar Finance as a 12 month and 500 hour lease with an annual payment of \$14,000.00 to be paid from Bridge Construction – Equipment Lease (006-000-56840). Motion approved unanimously.

The Commissioners met with Chad Davis, Auditor, who requested the Commission approve a transfer of \$50,000 from General Revenue to the Emergency Fund. The Commissioners approved and initialed the transfer.

The Commissioners hosted the 2024 Budget Work Session, also present: Diane Thompson, County Clerk; Chad Davis, Auditor; Rob Russell, Prosecuting Attorney. Discussion included:

- Emergency Fund (022): Davis reported that 2024 total estimated general fund revenues are currently \$5,703,590 and per RSMo. 50.540(4) an amount equal to not less than three percent (3%) shall be appropriated each year as an emergency fund. Davis noted the Commissioner’s approved transfer was completed and makes the County in compliance.
- Jail Sales Tax Fund (016) – reviewed refinanced lease payment and which will be paid off in February, 2026.
- Subdivision Road Maintenance Escrow Fund (045) – the per mile gravel reimbursement amount will stay the same for 2024
- Prosecuting Attorney Expenses (Fund 009)
  - Office Equipment upgrades needed to the program that redacts personal information of witnesses, etc. Missouri Association of Prosecuting Attorneys (MAPA) has a contract with Karpel: Case Management Software has 770 terabytes (TB) of storage, not stored on site. Court requires everything to be filed electronically, they need a high-powered graphics processor.
  - Salary: The 2024 request was for \$867,040 in salary expenses (009-160-57530), 2023 was \$730,000. The Commission asked for explanation. Russell presented the following:

2 Full/Part time Employees (video upload and redaction at \$14.50/hour)	\$60,320
Current Staff Raises	\$22,000
Mid-Year Raise for Prosecuting Attorney	\$5,000
Lawyers (\$2,000 for 3)	\$6,000
Female Lawyer	\$5,000
Recent New Hire	\$5,000
(does not include current salary costs – just increases) TOTAL	\$103,320

After discussion, Russell was agreeable with \$845,000 for his salary line.

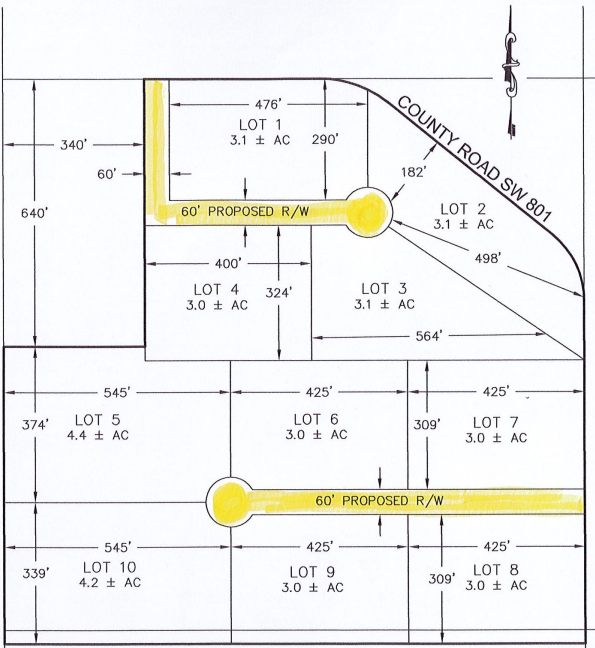
The transfer of funds for payroll of County Officials and employees for the period November 25, 2023 through December 8, 2023 was approved from County funds in the following amounts: County Revenue: \$68,607.28; Road and Bridge Department: \$40,501.69; Assessment: \$16,035.10; Bridge Construction: \$24,132.99; Juvenile Officers: \$3,978.86; Prosecuting Attorney: \$28,407.09; MoSMART Sal Supplement: \$276.90; Recovery Court – SAMHSA Grant: \$6,158.47; Commission Administrative: \$0.00; Sheriff: \$97,863.00; Jail: \$126,861.74; P.A. Child Support IV D: \$2,260.35; P.A. VOCA Grant: \$1,846.15; Grand Total: \$416,929.62.

The Commissioners met with Diane Thompson, County Clerk, who presented the newly proposed 2024 Animal Shelter budget from Old Drum Animal Shelter. Thompson noted that Yeo and the board had not previously been incorporating the carryover from 2023 in their calculations of the 2024 budget and that when factored in, there is no need for the increased amount of sales tax that had been previously requested. The contract amount can stay the same for 2024. Thompson also requested the Commission start looking for a replacement of the County Appointed Old Drum Animal Shelter Board Member to be in effect within the next six (6) months.



(CONTINUED FROM PAGE 244) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**30<sup>th</sup> Day's Proceedings, 12<sup>th</sup> Day of December 2023**

The Commissioners met with Jimmy Greer and Deangela Brown regarding a housing project at 548 SW 801<sup>st</sup> Road, Holden, (Section 22, Township 45 North, Range 27 West). Greer noted the current property is approximately 35 acres and Whitehead Surveying divided the property division into ten (10) lots with two (2) roads, each dead ending into a cul-de-sac with the plan for the roads to be accepted by the Commission when complete. Commissioner Marr stated that Greer can subdivide his property without a decision from the Commission but since Greer is wanting the roads to intersect with a county-maintained road and be county maintained themselves, he was right to come to the County early in the project. Commissioner Marr noted that if the road(s) are built to the county specifications, then it is likely that the Commission would accept the road(s). Greer stated he had printed off the county specifications from the county's website. Greer noted that he will have to develop the road base with a crown and ditching along the roadway but before developing too much, wanted to have the County review the project. Commissioner Matthews stated that the Road and Bridge Department will review the site and road locations off of SW 801<sup>st</sup> Road to see if they allow for adequate sight distance; Greer noted that Road and Bridge has been notified and is planning to take a look at the property. Greer stated they have started house construction on Lot #1 and it is likely to be completed in February 2024. Greer noted that each lot will have a septic tank and lagoon because the property does not perk well enough for lateral fields alone. Greer stated the property slopes west and north, so there could be an issue with stormwater on the most northwest corner lot. Greer stated he will also have to meet with electric company and water district to identify where utility lines will need to be. Commissioner Matthews reviewed that once county specifications are met, the Road and Bridge Supervisor will bring a written recommendation to the Commission for consideration to accept the roads, and then the Commission would take action. Commissioner Marr and Greer discussed the challenges identifying a solution for the steep hill on SW 475<sup>th</sup> Road west off of F Highway intersection due to the hill with the sight distance.



Adjournment was at 4:00 p.m. The next meeting will convene on December 14, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

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Charles Kavanaugh, Western Commissioner

**RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**31<sup>st</sup> Day's Proceedings, 14<sup>th</sup> Day of December 2023**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners reviewed and approved accounts payable in the amount of \$416,295.63.

Commissioner Marr reported attending the Region F Solid Waste meeting and noted there will not be a Johnson County county-wide clean up scheduled for 2024.

Commissioner Matthews attended the Whiteman Area Leadership Council.

The Commissioners determined not to hold a closed session to discuss animal shelter operations contract.

The Law Enforcement Tax City Distribution for November 2023 distribution was made by Auditor Chad Davis on December 14, 2023 as follows: Centerview: \$1,461.74; Chilhowee: \$1,930.72; Holden: \$14,730.95; Kingsville: \$1,508.50; Knob Noster: \$14,449.03; Leeton: \$3,632.97; Warrensburg: \$95,900.16. The total distribution was \$133,614.07. The county portion was \$163,306.08.

The Commissioners held the public hearing to amend the 2023 budget as advertised. WHEREAS, Diane Thompson, County Clerk and Chad Davis, Auditor, coordinated the amounts of revenues and expenditures for certain funds in the 2023 county budget that need to be amended; and, WHEREAS, the recommended changes have been entered into the county accounting program accordingly; and, WHEREAS, the proposed amendments were placed on the counter in the County Clerk office for public viewing ten days prior to the public hearing; and, WHEREAS, the Budget Adjustment Report is hereby attached to this order; and, NOW, THEREFORE, the County Commission approves the amendment of the following budgets for 2023:

**General Revenue Fund:**

Revenues increased by \$1,637,500 (unanticipated revenue in original budget)  
Expense increased by \$640,000 (unanticipated expenses – Commissioner Administrative)

**Road and Bridge Fund**

Revenues increased by \$1,242,000 (underestimated revenue in original budget)  
Expenses increased by \$200,000 (underestimated expenses in original budget)

**Bridge Construction Fund:**

Revenue increased by \$210,000 (underestimated revenue in original budget)  
Expenses increased by \$130,000 (underestimated expenses in original budget)

**Collector Tax Maintenance Fund:**

Revenue increased by \$16,000 (unanticipated revenue over original budget)

**Jail Sales Tax Fund:**

Revenue increased by \$200,000 (underestimated revenue in original budget)  
Expenses increased by \$275,000 (underestimated expenses in original budget)

**Road Construction Maintenance Fund**

Revenues increased by \$350,000 (underestimated revenue in original budget)  
Expenses increased by \$4,000 (underestimated expenses in original budget)

**Villages of Whiteman NID:**

Revenue increased by \$61,000 (underestimated revenue in original budget)

**Forest Ridge NID:**

Revenue increased by \$4,000 (underestimated revenue in original budget)

**Inmate Security Fund**

Revenues increased by \$25,650 (underestimated revenue in original budget)

**Sheriff Projects/Calendar:**

Revenue increased by \$950 (underestimated revenue in original budget)

**Road Paving Use Tax**

Revenues increased by \$2,500,000 (underestimated revenue in original budget)

**Sheriff/Jail Fund**

Revenues increased by \$865,000 (underestimated revenue in original budget)  
Expenses increased by \$521,100 (underestimated expense in original budget)

**Prop A Sales Tax**

Revenues increased by \$30,000 (underestimated sales tax in original budget)  
Expenses increased by \$130,000 (contract amount negotiated after budget was adopted)

**Sheriff's Commissary**

Revenues increased by \$222,650 (underestimated revenue in original budget)  
Expenses increased by \$150,000 (underestimated expenses in original budget)

Total Revenues increased: \$7,364,750

Total Expenses increased: \$2,065,100

The Commissioners met with Randy Russell and Callahan Taylor, AssuredPartners to review the 2024 Cyber, Property, Liability, and Auto Insurance Renewal; also present: Diane Thompson, County Clerk and Jennifer Powers, County Clerk Chief Deputy. Russell noted his recommendation was to proceed with Travelers Insurance which had an overall five percent (5%) increase in policy coverage. and reviewed the summary of coverage.

Property (building and personal property) deductible is now at \$10,000 (instead of \$5,000 in 2023); hail policy again; employee dishonesty policy is currently \$50,000 but would recommend an increase to \$100,000. Thompson noted having updated AssuredPartners with the current voting equipment. Russell will email Auditor Chad Davis and County Clerk Diane Thompson the numbers for each department.

Commissioner Kavanaugh motioned to proceed with Travelers Insurance for 2024 Cyber, Property and Liability Insurance Renewal with an increase in the employee dishonesty policy is currently \$50,000 but would recommend an increase to \$100,000.

Commissioner Allen and Commissioner Marr met with Randy Russell, AssuredPartners regarding 2023 Property, Liability and Auto Insurance;. Russell reviewed the proposal and recommended the Commission proceed with Travelers Insurance for all property, liability and auto insurance coverage.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the renewal premium of \$474,449.65 for Property, Liability and Auto Insurance with Travelers Insurance Companies the starting January 1, 2024 through January 1, 2025.

Adjournment was at 4:00 p.m. The next meeting will convene on December 18, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

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Troy A. Matthews, Presiding Commissioner

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John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT  
32<sup>nd</sup> Day's Proceedings, 18<sup>th</sup> Day of December 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Alex Schlader, Matt Allender, Justin Vogel, Paul Osborne, Aaron McVicker with McClure Engineering Company to discuss a reduced scope of work for the Johnson County Business 13 Highway Rehabilitation. Schlader reviewed the December 4, 2023 meeting where the Commission requested a reduced engineering scope of work and the drafted reduction, as emailed on December 15, 2023.

Task Description	Fee Deduct	Scope Change Description	Cautions
Preliminary Planning and Reports <i>Information Gathering</i> <i>Project Concept Drawings</i>  <i>Cost Opinions</i>	\$7,600	County staff to perform all field investigations of drainage structure. No concept drawings needed for alternate pavement/shoulder widths. No budgetary cost opinions needed prior to design. Plan to mill and pave based on pavement design.	
Preliminary Design and Plans <i>Preliminary Roadway Geometrics</i> <i>Preliminary Drainage Design</i> <i>Preliminary Plans:</i> <i>S, V, W, X-Sheets</i>  Geotechnical Design <i>Soil Treatment recommendations</i>	\$5,200  \$500	Preliminary design will only focus on the milling and resurfacing of the existing roadways. Geometrics will remain the same as existing (no widening of the roadway/shoulders). No drainage structures will be designed. No sidewalk ramp design. No ditch regrading. Only provide pavement thickness design based on cores. No subsoil recommendations.	If storm water drainage and structures are not addressed for project. It could lead to early failures in pavement.  Subsoil conditions could be the cause of pavement deterioration and may reduce the pavement life over time.
Final Design and Plans <i>95% Design Plans:</i> <i>L, RC, RR, RU, S, V-Sheets</i> <i>W, X-Sheets</i>	\$8,700	Final design will only focus on the milling and resurfacing of the existing roadways. Geometrics will remain the same as existing (no widening of the roadway/shoulders). No drainage structures will be designed. No sidewalk ramp design. No erosion control sheets for ditch regrading.	If storm water drainage and structures are not addressed for project. It could lead to early failures in pavement.
Preliminary Design Survey <i>Topographic Survey</i> <i>Drainage Structure</i> <i>Flowlines</i> <i>Ditch grades</i> <i>Utility Survey</i> <i>Collecting utility locates</i> <i>Boundary Survey</i> <i>In depth boundary research</i> <i>Field locate boundary features</i> <i>Project Base Maps</i> <i>Drone flight for high-res aerial</i> <i>Boundary/ROW</i>	\$1,350  \$6,300  \$8,400  \$9,000	Limit topographic survey from toe of foreslope to toe of foreslope. No topographic features for drainage structures or ditch grades. Will only rely on utility maps sent by utility companies (811). No boundary research will be performed. No topographic features for lot corners, section corners, etc. Will rely only on GIS parcel information. No drone flights for high-res aerial and processing. No boundary calcs for right-of-way base files.	If storm water drainage and structures are not addressed for project. It could lead to early failures in pavement.  Maps can be unreliable and additional coordination with utility companies to receive the maps will necessary.
General Meetings	\$5,500	No Public Interest Meeting.	No chance for public input on project.
Geotechnical Borings (Terracon) <i>Reduce Number of Borings</i>	TBD	Reduce the geotechnical borings. Minimal borings for only pavement design.	Subsoil conditions could be the cause of pavement deterioration and may reduce the pavement life over time.

Road Base: Schlader reviewed the potential items to repair needed to substructure or stormwater management. Commissioner Matthews stated that the County was not aware of any issues but will take care of resolving any drainage issues with it's own staff. Schlader reviewed that they drove the corridor about half a dozen times there are jointing cracks getting more pronounced, it would be wise to have those areas that be inspected through geotechnical boring. Commissioner Matthews stated he understood the added liability of removing McClure's involvement of the road structure inspections.

Survey Reduction: Schlader noted there may be issues if the Commission chooses to reduce the survey work since the survey is not limited to identifying where the current road is, it is also identifying the slopes and current conditions.

Public Meeting: Schlader noted the removal of public interest meeting could cause an increase in phone calls to explain the county's plan but if the Commission chose to educate the public from other methods, that could mitigate the public's concerns.

Costs: Schlader note viewed the exact reduction in price unknown for an exact amount since the borings cost has not been shared from Terracon but estimated engineering around \$161,350.

Schlader reviewed that a very rough estimation for construction (mill and overlay) is around \$3.5 million and typically engineering costs would be an additional six to eight percent (6-8%), now with the engineering reduction the engineering scope of work and cost is approximately five percent (5%).

Pedestrian Traffic: Thompson asked if this would be the time to address the pedestrian traffic on South Business 13 Highway. Commissioner Marr stated there are quite a few pedestrians using the narrow roadway and it can be challenging to see them sometimes, especially at night. Schlader noted his awareness

of Journey Home at 16 SW 265<sup>th</sup> Road, and the frequent pedestrians traveling along Business 13 Highway from that area, heading north into Warrensburg. Thompson noted the August 2023 incident where a pedestrian in the roadway, not on the shoulder, was struck by a vehicle resulting in a fatality; the pedestrian was reportedly not a resident of Journey Home. Thompson noted that some of the ditches are pretty deep and close to the shoulder so even in the event of a vehicle malfunction, there is not always a safe way to get out of traffic. Commissioner Kavanaugh noted that as vehicles and trailers have gotten larger, the road width has not changed much and when a pedestrian is wearing black, it could be a dangerous situation. Commissioner Marr noted it would likely be a minimum of \$500,000 to redo the ditches. Osborne asked about potential funding opportunities in a separate project to develop a sidewalk. McVickers noted there is a Transportation Alternatives Program (TAP) grant for alternative methods of transportation (trails, sidewalks, etc.). Vogel it may be worth the full surveying the south portion to see if the right of way is fully used, if the shoulder could be widened or which properties that might be impacted if the County wanted to expand the right of way. Commissioner Marr noted most of the pedestrians are coming from SW 265<sup>th</sup> Road. Next Steps: Commissioner Matthews stated they would discuss the reduced scope of work with Road and Bridge Supervisor and report to McClure.

The Commissioners discussed the next steps for SE 750<sup>th</sup> Road, off 23 Highway, to be accepted for County maintenance, as discussed November 9, 2023. Road and Bridge Supervisor, Jimmy Tye, stated the cul-de-sac diameter has been increased and the road seems to meet county specifications except one mailbox that still needs to be moved. A review of the Prairie Acres Restrictions or Plat in the Recorder's Office indicated a lack of language specifying the road's transfer to the County Road and Bridge Department. The Commissioners discussed options to proceed:

1. Request to Change Road Maintenance: Property Owners Petition, Township Registered Voters Petition, Subdivision Developer Letter, or Require No Request. The Commissioners agreed that a Subdivision Developer Letter would be appropriate.
2. Property Owner Notification: Signs, Mailed Letter, No Notification. The Commissioners determined signs posted at the beginning and end of road and in one additional location within the township was acceptable.

The item is on the Commissioners agenda for Monday, January 8<sup>th</sup> at 10:00 a.m. aforementioned items are received along with a Recommendation Letter from Road and Bridge Supervisor requesting the Commission accept the roads and stating the road and right of way meet the county specifications and/or noting the items that are not met.

The Commissioners reviewed correspondence from the United States Environmental Protection Agency, the U.S. Air Force, and the Missouri Department of Natural Resources to remind property owners in Johnson County of their obligations to help safeguard human health and the environment at former launch control facilities and launch facilities previously associated with Minuteman II missile operations. The following restrictions run perpetually with the land and, as applicable, include the following prohibitions:

1. No installation of water wells at all dismantled sites;
2. No ground disturbance below two feet at all dismantled sites;
3. No disturbance of the drainage characteristics at all dismantled sites (i.e., maintain drainage away from the property to prevent/minimize accumulation of standing water);
4. No penetration into or underground disturbance adjacent to the closed elevator shaft; and
5. No occupancy or use of legacy property structures for residential purposes without complying with appropriate regulations and laws.

The Commissioners met with Darrin Tobias for the Emergency Management Agency Update. Emergency Drills: Tobias noted they completed their first full after-action report from the pipeline exercise with the Local Emergency Planning Committee.

Emergency Alert Outdoor Sirens: Tobias stated staff are still working on confirming all outdoor sirens are operational by visiting different areas during the monthly emergency alert system tests.

Household Hazardous Waste: Tobias stated the Road and Bridge Department helped empty the last of the used oil barrels. Tobias stated that oil in plastic totes require the oil to be testing prior to being pumped into Clean Harbor's tanker but metal barrels can be loaded without being tested.

Automated External Defibrillators (AED): Commissioner Marr noted that there are automated external defibrillators (AED) at the Missouri surplus for \$10.00; Tobias stated that he was watching the surplus. Sheriff has AEDs in each vehicle, but the Sheriff's office manages the maintenance of those.

Solid Waste Community-Wide Clean Up: Commissioner Marr reviewed the plan from the West Central Missouri Solid Waste Management District F discussion was for Johnson County to have one in April 2025. Tobias agreed that April is easier to get volunteers.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the Indigent Burial Reimbursement Request to Greater Kansas City Community Foundation. Motion approved unanimously.

*Pursuant to the terms of the Greater Kansas City Community Foundation, we hereby request that you make grants to Johnson County office in the amount of \$400.00 for each of the following indigent cremations that have been conducted for Mary Katherine Wright, date of death August 8, 2023; Patricia Ridgeway, date of Death August 3, 2023. Included are:*

- An invoice from the funeral home for the services provided for each indigent burial
  - Copy of the death certificate for each indigent individual cremated per indigent burial statutes.
  - Copy of the check(s) for payment of above-mentioned invoice(s)
- We certify that no one has come forward to assume financial responsibility for the decedent and therefore the coroner believes, to the best of his knowledge, that the decedent was indigent.*

Adjournment was at 4:00 p.m. The next meeting will convene on December 19, 2023.

RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT  
33<sup>rd</sup> Day’s Proceedings, 19<sup>th</sup> Day of December 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Heather Shaffer, Elementary (kindergarten through 5<sup>th</sup> grade) Principal regarding Leeton R-X School District Request for Funds. Shaffer reviewed that the classrooms currently have smart boards, but the technology is ten (10) years old, which is near the end of technology life cycle. Shaffer reviewed that they are trying to update the boards in a cycle board to technology similar to a large tablet or iPad but the process would likely take a few years to update each classroom as they are \$2,400 to replace. Shaffer was informed that the County may have funds available to entities for the benefit of the community, so she is presenting to ask for funding. Commissioner Kavanaugh noted that he had planned to contribute personally but for a larger amount of funds, he recommend talking with Tracy Brantner, Johnson County Economic Development about grants that may be available. Shaffer reviewed that school children are also fundraising for the boards to be replaced and \$900 of those fundraised dollars are earmarked to be used for end-of-year field trips.

The Commissioners met with Scott Peterson, City Administrator, for the City of Knob Noster and Johnson County Monthly Meeting.  
American Rescue Plan Act (ARPA) Water Resource Match: Sewer project is moving forward with a planned bid release of January 2024.  
Transportation Alternatives Program (TAP): Received TAP grant for downtown sidewalks (one block each direction from State Street and McPherson Street intersection), the project may include electrical conduit for future use (charging stations or future festival with connection points out of the sidewalk).  
Building: Peterson stated the Board intends to approve and expansion for Public Works Barn, since right now equipment is unprotected.  
Staffing: New police chief is doing well but there is a shortage of police staffing.  
Sales Tax: Peterson stated that Knob Noster’s online sales tax revenue was higher than expected.  
Parks: Peterson stated the Park’s Board utilized grants but also overspent significantly in 2023, was given \$120,000 but they spent an additional \$50,000. Peterson noted that playground equipment is not as easy to install as one might thing, for example, the merry-go-round requires the substructure to be completely flat but also be able to drain water, requires a specialist for installation; that alone took one (1) year to complete. Peterson stated the equipment is in place now but the park typically holds stormwater. The Park’s Board is now working on two (2) additional parks and trying to purchase the property by the Subway from the railroad. Commissioner Marr noted that West Central Missouri Solid Waste Management District F may have grants available in summer 2024 for recycled materials such as park benches, trash cans, picnic tables, rubber mulch, etc.

Commissioner Matthews and Commissioner Marr met with Mellisa Massar for a Project Update: BRO-R051(41) Bridge 1740004 over Branch of Walnut Creek on NE 500<sup>th</sup> Road. Massar noted the geotechnical boring was completed, now staff will start right of way discussions with property owners and then the project will likely out for bid in Summer of 2024.

The Commissioners reviewed the Memorandum of Understanding for Gateway/Reese School Evacuation Facility with a letter of support from Sheriff Scott Munsterman. Commissioner Kavanaugh motioned, and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the Memorandum of Understanding for Shelter Services during any incident that requires evacuation with the of the Gateway / Reese School to the Sheriff’s Office Training Room located within the Johnson County Justice Center at 101 West Market Street, Warrenburg, to be in effect no longer than one year from the date signed. Motion approved unanimously. Furthermore, the Commission authorized one door key to be issued to Susie Osborn as the Gateway / Reese School Director.

Commissioner Matthews attended the Johnson County Trails Coalition (Spirit Trail) meeting.

Adjournment was at 4:00 p.m. The next meeting will convene on December 21, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner



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RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT

34<sup>th</sup> Day's Proceedings, 21<sup>st</sup> Day of December 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners met with Jimmy Tye for the Road and Bridge Department Update; discussion included:

- NW 1381<sup>st</sup> Road off of NW 350<sup>th</sup> Road in Marcindel Estates: Corey Gates
- Tilman Road – Prairie Acres 3 locations: Amish store, start and end of the road, January 6, 2023,
- Business 13 Highway Rehabilitation Project: Tye reviewed known potential bidders: Emmry Sapp and Sons stated they have a project in Garden City this year, Superior Bowen in Kansas City, Capital Materials in Sedalia. The Commissioners asked Tye to have the contractors review the project to get an estimated cost and to see if an engineer is needed for the project or if the contractor could write the bid specifications.
- Working Hours: Tye asked if, on December 22, 2023, after the Road and Bridge Staff Christmas Dinner the staff could eat, do the gift exchange, and then go home. The Commissioners approved the short day on December 22, 2023.

The Commissioners hosted a Right of Way and Establishment of Road Procedures work session.

Tye presented the Sourcewell Contract #090320-SDI Cooperative Purchasing Agreement for Brightly Software Inc. Asset Management at the Road and Bridge Department. Tye noted that this software will do tire, filter, sign, and combining it with the Assessor's GIS system but a sign layer may need to be added (similar to the county road designated color layer) to the GIS. Tye reviewed the specifications include a of the five-year agreement with a 3% increase each year to cover the setup fee. Commissioner Kavanaugh noted that this will need to be added to the annual disbursements.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the with Brightly Software Inc. offered through Sourcewell Contract #090320-SDI with a 60 month term (January 1, 2024 through December 31, 2028) for six (6) users with the first year price of \$8,495.00, second year price of \$8,592.67, third year price of \$8,850.45, fourth year price of \$9,115.97, and fifth year price of \$9,389.44. Motion approved unanimously.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the Caterpillar Financial Lease for Caterpillar Compact Track Loader/Skid Steer as the sales agreement was approve on December 12, 2023. Motion approved unanimously.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner to sign the State Homeland Security Program (SHSP) Grant Agreement for one year of Salamander Licensing as prepared by Pioneer Trail Regional Planning Commission for Johnson County Emergency Management Agency with \$2,250.00 from federal funds with \$0.00 county funds. Motion approved unanimously.

The Commissioners met with Mike Raaf, Doug Boe, and Paul Osborne, of McClure Engineering

Sheriff Detention Center Roof Insulation Scope of Work: Need to enter into an agreement for the engineering, bidding and construction administration. Update needed for the mid-January grant report.

Sheriff Detention Center – Wastewater Treatment Compliance: Mike Hall has been diligently working on behalf of the County to identify a UV unit that meets compliance standards and is cost-effective. Hall just finished the mechanical plan and am working on the electrical plan and site plan. Hall located a suitable unit priced under \$12,000 but there will be additional costs involved for installment (concrete vault, some electrical, etc.). Currently, Mike is finalizing the necessary paperwork and plans to submit the Department of Natural Resources (DNR) documentation to the Commission's by the end of this week.

Building Assessment and Maintenance Plans: The Commissioners asked about the scope of work for the building assessment, Osborn stated they are still working on the assessment and maintenance plans. Floor Plans are created and can have measurements added as needed, LiDAR.

Justice Center Roof: Boe stated roof bubbles are bursting and a roof inspection is needed to prepare bid documents. Would not recommend the same roof to be reinstalled so there should be a roof specialist review the concerns and provide product guidance. The Commissioners requested the engineering, bidding and construction administration scope of work be prepared for the Commission to act on.

South Annex: Roof would need lift or some other method of getting the roof. Matthews stated he would like to have a professional opinion on the roof and noted he had been on the roof, by route of a there would need; road and bridge department has a bucket truck. Boe noted that the roof is likely in good condition but the flashing could be an issue. Commissioner Matthews stated it would not need to be done before the end of the year. Boe noted the roof consultant may be beneficial to also look at that roof.

Commissioner Kavanaugh motioned, and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the Missouri Department of Health and Senior Services (DHSS), Detection and Mitigation in Confinement Facilities - COVID-19 grant for an amount not to exceed \$250,000.00 for the period of December 1, 2023 through July, 31, 2024. Motion approved unanimously. The Commissioners reviewed that the Sheriff's office plans to purchase commercial washers and dryers, full-body scanner, mattresses, medical software, wireless internet and other miscellaneous but eligible supplies. The Commissioners stated that the Sheriff's Office staff is aware of procurement procedures.

Commissioner Matthews attended the Johnson County Economic Development Corporation, Board of Directors meeting.

Adjournment was at 4:00 p.m. The next meeting will convene on December 26, 2023.

RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT  
35<sup>th</sup> Day’s Proceedings, 26<sup>th</sup> Day of December 2023

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The transfer of funds for payroll of County Officials and employees for the period December 9, 2023 through December 22, 2023 was approved from County funds in the following amounts: County Revenue: \$71,435.99; Road and Bridge Department: \$40,677.57; Assessment: \$16,144.70; Bridge Construction: \$23,030.31; Juvenile Officers: \$3,601.63; Prosecuting Attorney: \$28,376.18; MoSMART Sal Supplement: \$276.90; Recovery Court – SAMHSA Grant: \$0.00; Commission Administrative: \$0.00; Sheriff: \$78,861.38; Jail: \$76,811.91; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$343,311.54.

The Commissioners met with Tracy Brantner for the Johnson County Economic Development Corporation (JCEDC) Monthly Update. Brantner reviewed the JCEDC 2023 Annual Report. Veterans Road Extension through Brady Commerce Park: JCEDC overseeing the five-million-dollar (\$5,000,000) project with Superior Bowen hired to complete a design build project. (Design build is not allowable for cities and counties who are required to do design, bid, build projects.) Brantner noted the road plan will need to be discussed with the Commission and Road and Bridge as it will likely intersect with county road(s). Brantner noted once the road is complete, JCEDC will repackaging sites for the marketing for business recruitment.

Sales Tax: Brantner noted student loan payments were required in October 2023 and it is anticipated that many individuals put living expenses on credit cards. When those credit card bills come due, individuals will have to adjust their standard of living, so it is anticipated that sales tax will decline.

JCEDC Board: Doug Wickham will be joining the JCEDC Board of Directors

2024 County Projects: Brantner requested to confirm any projects the Commission wanted JCEDC’s involvement with for the upcoming year. The known projects include:

- Building Assessment, McClure Engineering
- Sheriff’s Detention Center Wastewater Compliance, McClure Engineering
- County Courthouse Heating, Ventilation, and Air Conditioning (HVAC), IMEG Engineering and STRATA Architecture

The Commissioners met with Bryan Jacobs, Board President, and Cassie Montgomery, Interim Co-Director, of Old Drum Animal Shelter (ODAS) for the Animal Shelter Monthly Update; also present: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy.

Staffing: Jacobs reviewed the director role has been temporarily divided between Cassie Montgomery and Molly Falke. Commissioner Kavanaugh asked if a staff member focuses on fundraising. Montgomery stated there is not a staff position focused on fundraising, but the ODAS board has a committee.

Events: Jacobs reviewed the recently completed Santa Paws, Mailing Campaign, Integrative Business Experience (IBE) Program at the University of Central Missouri (UCM), Western Missouri Medical Center Donation tree. Jacobs stated that it seems as though the community is behind ODAS.

Animal Sales: Jacobs noted ODAS has been notified of a resident who is breeding and selling dogs, but not collecting sales tax or registered as a state approved facility. ODAS has received calls but without proof submitted to the State, no action will be taken by law enforcement.

2024 Budget: Jacobs reviewed the December 21, 2023 ODAS approved 2024 budget. Jacobs noted there will likely be a significant reduction in the salary expenses with the recent resignation of the ODAS Executive Director.

2022 Audit: Jacobs is waiting on the review of agreed upon procedures from Bernard Tax and Bookkeeping.

Heather Reynolds, Treasurer submitted that January – June 2023 Sales Tax Interest funds which have been received were distributed as follows: General Revenue: \$48.50; Jail: \$24.25; County Law Enforcement: \$44.40; Animal Services: \$11.08; Road and Bridge: \$48.50; Law Enforcement: \$48.50; and Road Use Tax: \$52.03.

The Commissioners reviewed and approved the following Right of Way (ROW) for Spectrum Mid-America with Cat5 contracting and work to begin December 22, 2023 and end January 15, 2024 with work to include plowing or boring underground fiber optic cable for high-speed internet services:

- 2023-351 | 880 NW 750<sup>th</sup> Road: from pedestal, directional boring under NW 750<sup>th</sup> Road 50 feet to set a second pedestal.

Adjournment was at 4:00 p.m. The next meeting will convene on December 28, 2023.

ATTEST: \_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
Troy A. Matthews, Presiding Commissioner

\_\_\_\_\_  
John L. Marr, Eastern Commissioner

\_\_\_\_\_  
Charles Kavanaugh, Western Commissioner

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; and Diane Thompson, County Clerk. Additional public access made available via Zoom Meeting with the following details: Telephone Number: 312-626-6799 | Meeting ID: 828 0899 7149 | Passcode: 266225 The following proceedings were had to-wit:

The Commissioners approved wage continuation extension for a Sheriff's Office employee.

Commissioner Kavanaugh motioned to authorize Presiding Commissioner Matthews to sign the Wastewater Treatment Compliance Construction Application Permit Application, as prepared by McClure Engineering, to install UV in the existing wastewater treatment system. Commissioner Marr seconded the motion, which passed unanimously. Matthews signed the application.

The Commissioners discussed correspondence from Tony Lerda, O & M Enterprises, regarding effluent organic matter in wastewater washing out due to rainwater flows reaching the sanitary sewer stream in morning of December 25, 2023. Lerda reported having previously notified the Commission of this issue. Lerda stated jail maintenance personnel are confident there are no possible rainwater connections into the sanitary sewer system but somewhere rainwater is getting into the system. Lerda noted that stormwater did not always enter the sewer system so something has changed, possibly a foundation, sidewalk or driveway crack. Lerda requested the matter be researched:

1. Staff walking around the campus during a rain event and looking for water dropping through the ground.
2. Perform a smoke test on the system.

The Commissioners requested Lerda complete a smoke test and contact the Commissioners with the results.

The Commissioners received correspondence from the Department of Natural Resources regarding the Sheriff's Detention Center Wastewater Treatment Plant (ID MO0124885) operator training and certification vouchers (worth \$625) for the 2024 calendar year

The Commissioners contacted Lerda to come to the Courthouse and pickup the aforementioned documents.



The Commissioners met with Jeff Goth, Murphy Tractor Sales Representative to review services. Goth noted that in the past the County has purchased off state bid and Murphy has motor graders on the state bid. Commissioner Marr stated the County has to use the state bid or bid it out directly. Goth stated they currently they have a lead time of ninety days to receive the equipment. Tye stated that the County is also considering purchasing smooth drum and pneumatic rollers. Goth asked what the County's intent is to take delivery – Spring or Summer? Discussion on the comparison of John Deere and CAT products. Goth stated that a CAT 150 is the direct comparison to a John Deere 770 to compare apples to apples.

Pad Foot Roller Purchase: original cost was \$183,050. The County received the machine brand new in July and rented it for six (6) months. Murphy Tractor applied rental payments of \$36,450, which leaves a remaining purchase price of \$146,600. Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the purchase of the pad foot roller. Motion carried unanimously.

Consideration: Transfer from Road and Bridge to General Revenue for Administrative Fees and Salary Reimbursement. Thompson reviewed that a transfer, of up to three percent (3%), is allowed for each of the four (4) road or bridge funds, allowed under 50.515 RSMo for administrative services. Thompson reviewed various offices that provide administrative services for Road and Bridge: Commission, Clerk, Auditor, Treasurer, Collector and legal services. Thompson reviewed previous transfers:

2022 Administrative Fees from all Road Funds:

From: Road and Bridge (02-120-58330) To: GR (001-000-45803)	\$20,000.00
From: Bridge Construction (06-000-58330) To: GR (001-000-45802)	\$53,945.00
From: Road Const. and Maintenance (18-000-45832) To: GR (001-000-45832)	\$33,321.00
From: Road Paving Use Tax (78-000-58330) To: GR (001-000-45832)	\$15,761.00

2021 Administrative Fees from all Road Funds to General Revenue (GR):

From: Road and Bridge (02-120-58330) To: GR (001-000-45803)	\$89,368.00
From: Bridge Construction (06-000-58330) To: GR (001-000-45802)	\$53,629.00
From: Road Const. and Maintenance (18-000-45832) To: GR (001-000-45832)	\$31,987.00
From: Road Paving Use Tax (78-000-58330) To: GR (001-000-45832)	\$15,547.00

Thompson asked the Commission to consider an increased transfer to more accurately replenish the accounts providing administrative services (wages and supplies) to the Road and Bridge Department. The Commission noted upcoming projects and discussed possibly foregoing the approval of the administrative fee transfers in 2023 but reconsidering them in 2024.

Commissioner Kavanaugh made a motion to forego transfer of the administrative fees for 2023 to allow for a higher carryover in all road and bridge funds for 2024. Commissioner Marr seconded the motion. Motion passed unanimously.



(CONTINUED FROM PAGE 252) **RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT**  
**36<sup>th</sup> Day’s Proceedings, 28<sup>th</sup> Day of December 2023**

**Adoption of 2024 County Budget:** The Commission held the public hearing to adopt the 2024 County Budget. Present: Commissioner Matthews, Commissioner Marr, Commissioner Kavanaugh, County Clerk Thompson and Zach Bott, Warrensburg Star Journal.

**Public Viewing:** Thompson presented the proposed budget that was placed on the counter in the County Clerk’s office for public viewing and comment on December 18, 2023. Thompson also noted this public hearing was advertised in the Warrensburg Star Journal on December 15,2023 and no public comment was received for presentation at the hearing.

**Administrative Fee:** Thompson noted the changes discussed regarding the three percent (3%) administrative fee had been incorporated in the four road funds and in General Revenue. Thompson noted that the administrative fee of 3%, allowed under 50.515 RSMo, hasn’t been adjusted for at least two years and doesn’t accurately reflect the actual cost for the offices of Commission, Clerk, Auditor, Treasurer and Collector. Approved budget amounts need to be updated as well. The Commission can decide whether or not to make those transfers at a later date. Additionally, the Commission had rolled back the transfer to Road and Bridge to a flat \$20,000 and it has never been recalculated. Thompson presented the updated amounts for the 2024 budget: Fund 02: \$104,221, Fund 06: \$62,043, Fund 18: \$46,657 and Fund 78: \$35,069. Matthews recommended budgeting the newly calculated amount for 2024 and the Commission can make a determination at a later date as to making the transfer and if they will do the full amount.

Commissioner Kavanaugh motioned to accept the 2024 budget as presented. Commissioner Marr seconded the motion. Roll call vote: Matthews: YES, Marr: YES, Kavanaugh: YES. The motion carried to adopt the 2024 budget.

Commissioner Kavanaugh motioned to adopt and approve the 2024 Budget with the changes discussed and noted, as presented by Presiding Commission Matthews, County Budget Officer. The proposed budget includes \$340,879 currently set aside in the Emergency Fund, this amount exceeds the required three percent (3%) of the amount budgeted for the general fund revenues (\$5,844,390) pursuant to 50.540.4 RSMo, which would be \$175,332. Commissioner Marr seconded the motion. Roll call vote: Matthews: YES, Marr: YES, Kavanaugh: YES. The motion carried to adopt the 2024 budget.

**Budget Message:** Thompson also presented a copy of the budget message to the Commission and to Mr. Bott. Upon review of the budget message, Commissioner Kavanaugh motioned to accept the 2024 budget as presented. Commissioner Marr seconded. Motion passed unanimously.

Presiding Commissioner Matthews presented the 2024 Budget Message; a copy was given to Mr. Bott.

The 2024 Budget year will begin with Presiding Commissioner Troy Matthews, Eastern Commissioner John Marr, Western Commissioner Charlie Kavanaugh. The Commission held the levy hearing in August 2023 to adopt levies that will fund the 2024 budget. During the hearing, the Commission set the General Revenue levy from are as follows: General Revenue: \$0.1085 Road and Bridge: \$0.2363 and Sheltered Workshop: \$0.1156.

In addition to property tax, the County’s other main source of revenue is sales tax. The County’s total sales tax rate is 2.875% broken down as follows:

<u>Tax</u>	<u>Percentage</u>	<u>Purpose</u>	<u>Effective</u>
General Revenue	0.5000%	provides funding for the majority of county offices	1/1/1980
Road and Bridge	0.5000%	funding for bridges and hard surfaced roads	1/1/1985
Law Enforcement	0.5000%	45% of this revenue is distributed to the Cities	10/1/1993
Jail Bonds	0.2500%	will drop to 0.1250% when bonds are paid off	1/1/2011
Prop P	0.5000%	to provide increased funding for Sheriff personnel	10/1/2019
Prop A	0.1250%	to provide animal shelter services	10/1/2021
Emergency Services	1.0000%	provides funding for E-911/Central Dispatch*	4/1/2023

\*It should be noted that the Emergency Services Board is a separate entity with its own elected board members and budget. While the Emergency Services tax is factored into the overall county sales tax rate, those revenues are distributed directly to the Emergency Services Board by the Department of Revenue.

It is the intent of this Commission to protect the County funds via prudent adherence to the budget, which we are pleased to say has been successful thanks to all Elected Officials working together.

A priority of the County Commission continues to be providing some much-needed repairs and improvements to the Courthouse building at 300 N Holden St. While court is no longer held in this building, it is still the most important single structure in the County. This historic building, completed in 1898 of native Warrensburg sandstone, stands as a proud representation of county government and the backdrop to many community events for the past 127 years. Projects planned for the next eighteen to twenty-four months include: repair and replacement of the west entrance landing, stairs and west door and glass surround; improvements to the east handicap accessible door, entrance and interior ramp; resurfacing of the Courthouse and Justice Center parking lots; upgrades to electrical and plumbing and installation of HVAC in the Courthouse. These projects continue to move forward into the 2024 budget year and will likely carry over into 2025 as well.

The Johnson County Jail has some maintenance needs that have been identified by staff. The Commission will work with the Sheriff Department on a plan to prioritize projects. Other county buildings such as the South Annex (Assessor and Collector offices), Johnson County Justice Center, Road and Bridge Department structures in Warrensburg and Holden and facilities at 122 Hout St and 135 W Market (Extension office) are in good condition. The Commission meets biweekly with the Maintenance Department for regular facilities updates.

County roads and bridges continue to be in good shape. Currently there are four budget funds dedicated to the maintenance of roads and bridges in Johnson County. These funds have a combined carry over and anticipated revenue of \$14,265,000 and budgeted expenditures \$14,695,000. In 2023, Road and Bridge completed over 16 miles of chip and seal road projects during their construction season. The County plans to hard surface approximately 15 miles of roads in 2024, in addition to the mill and overlay

(CONTINUED FROM PAGE 253)

RECORD OF THE OCTOBER TERM OF THE JOHNSON COUNTY COURT

36<sup>th</sup> Day’s Proceedings, 28<sup>th</sup> Day of December 2023

of Business Route 13 both north and south of the Warrensburg City limits to where county maintenance ends at the north and south roundabouts respectively. The Commission will work with Road and Bridge to consider other projects on an ongoing basis as funding allows. The three (3) bridge projects planned in 2023 for NW 1621, NW 1771, and NE 500 are moving forward and are in the engineer phase. The county will continue to take a strong position requiring preparation of ditch sections and subgrade prior to considering hard surfacing of county roads.

Sheriff Munsterman continues to do an excellent job of keeping his budget balanced while providing for the safety of the County. The Sheriff is projecting approximately \$2.1 million from out-of-county prisoner housing. The prop P sales tax (1/2%) is expected to generate approximately \$3 million annually. Sheriff Munsterman and his Department exemplify the “protect and serve” motto by providing high quality and effective police, correctional and court security services in partnership with the community. The Sheriff Department also participates in community outreach opportunities such as “UCM Get the Red Out”, local parades, fairs & festivals and “Shop With A Cop”.

The County received the final draw down of ARPA (American Rescue Plan Act) funding in 2022. These federal funds have been allocated due to the economic impact to COVID-19 pandemic that began in March, 2020. The Commission in conjunction with the Recovery Advisory Team consisting of County Treasurer Heather Reynolds, County Clerk Diane Thompson and Johnson County Economic Development Executive Director Tracy Brantner, have identified several local community wastewater and drinking water projects to provide matching for as well as improvements to the Courthouse as previously mentioned. The County has until December 31, 2026 to fulfill the spending of funds.

Just as our local businesses and residents have seen with their own expenses, the County continues to experience challenges in purchasing road equipment, sheriff vehicles and other products due to supply chain issues. The County has also seen increased costs for supplies and equipment due to inflation and supply shortages. The Commission, with the cooperation of all county elected officials and department heads, will continue to look for ways to maximize the services the County provides while being mindful that the dollars we oversee come from the tax payers that have put their trust in us.

Lease Renewal: The Commissioners did not take action to renew outstanding lease purchases.

2024 Annual Disbursements: Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the 2024 Annual Disbursements. Motion approved unanimously.

WHEREAS, Johnson County Commission hereby authorizes the Auditor to pay the following entities during the year 2024:

Annual Disbursement	2024 Payment	Notes
University of MO Extension; including 4-H Youth Program Associate (YPA)	\$75,000.00	\$6,250.00 per month
Children’s Mercy Hospital	\$15,000.00	Annually – June
Soil & Water Conservation	\$7,500.00	Annually – February
Warrensburg Cemetery Association	\$1,000.00	Annually
Prosecuting Attorney Retirement Fund	\$11,628.00	Annually
Westchester Plaza <ul style="list-style-type: none"><li>Public Defender Rent</li></ul>	\$16,528.92	\$1,377.41 per month
Johnson County Ambulance District <ul style="list-style-type: none"><li>Emergency Management Agency Rent</li></ul>	\$18,000.00	\$1,500 per month (001-060)

WHEREAS, the 2024 budget has been adopted with said payments appropriated; and, NOW, THEREFORE, the Johnson County Commission approves the Annual Disbursements for 2024 and authorizes payments to be made accordingly.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the Justice Center Roof Replacement Engineering Scope of Work with McClure Engineering Company for a total of \$33,950.00 with an estimated completion date of February 28, 2024. Motion approved unanimously.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the Detention Center Insulation Engineering Scope of Work with McClure Engineering Company for a total of \$19,875.00 with an estimated completion date of March 28, 2024. Motion approved unanimously.

Retail Liquor by Drink Resort Liquor License  
**Elysian Fields LLC** d/b/a Elysian Fields, 858 NW Z Highway, Bates City MO requested and was granted license to sell retail liquor by drink. The license shall be effective until June 30, 2024.

Retail Liquor by Drink Resort Liquor License  
**Elysian Fields LLC** d/b/a Elysian Fields, 858 NW Z Highway, Bates City MO requested and was granted license to sell retail liquor by drink. The license shall be effective until June 30, 2024.

Adjournment was at 4:00 p.m. The next meeting will convene on January 2, 2024.

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

ATTEST: \_\_\_\_\_ Diane Thompson, County Clerk