

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT
13th Day's Proceedings, 2nd 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 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 2nd 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

 Troy A. Matthews, Presiding Commissioner

 John L. Marr, Eastern Commissioner

 Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT
14th Day's Proceedings, 6th 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 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 375th Road, just south of NW 425th 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 375th road, starting at NW 425th 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 15th), Wine Walk (April 22nd), Piccadilly (March 24th), Burg Fest (Oct 6-7th).
- Burg Fest – Purvis stated 2023 is the 10th 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
14th Day's Proceedings, 6th 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 700th Road; Plow/Bore 4489 feet, nearest intersecting road Missouri Hwy O
- 2023-004 | SW 725th Road; Plow/Bore 1382 feet, nearest intersecting road: Missouri Hwy O
- 2023-005 | SW 600th Road; Plow/Bore 3065 feet, nearest intersecting road: Missouri Hwy O
- 2023-006 | SW 500th Road; Plow/Bore 283 feet, nearest intersecting road: Missouri Hwy O
- 2023-007 | SW 831st Road; Plow/Bore 3819 feet, nearest intersecting road: SW 500th Road
- 2023-008 | SW 500th Road, Plow/Bore 2694 feet, nearest intersecting road: SW 801st Road
- 2023-009 | SW 801st Road, Plow/Bore 2047 feet, nearest intersecting road: SW 500th Road
- 2023-010 | SW 801st Road, Plow/Bore 5056 feet, nearest intersecting road: SW 575th road
- 2023-011 | SW 575th Road, Plow/Bore 4208 feet, nearest intersecting road: SW 701st Road
- 2023-012 | SW 701st Road, Plow/Bore 7608 feet, nearest intersecting road: SW 500th road
- 2023-013 | SW 500th Road, Plow/Bore 2294 feet, nearest intersecting road: SW 701st Road
- 2023-014 | SW 701st Road, Plow/Bore 7093 feet, nearest intersecting road: SW 700th road
- 2023-015 | SW 701st Road, Plow/Bore 2495 feet, nearest intersecting Road: SW 700th Road
- 2023-016 | SW 700th Road, Plow/Bore 12427 feet, nearest intersecting Road: SW 701st Road
- 2023-017 | SW 601st Road, Plow/Bore 2539 feet, nearest intersecting road: SW 700th Road
- 2023-018 | SW 601st Road, Plow/Bore 4749 feet, nearest intersecting road: SW 700th Road
- 2023-019 | SW 601st Road, Plow/Bore 9456 feet, nearest intersecting road: Address 454 SW 601st Rd
- 2023-020 | SW 831st Road, Plow/Bore 3115 feet, nearest intersecting road: SW 700th Road
- 2023-021 | SW 725th 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 151st 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 151st Road.
- 2022-154 | NW 1051st Road – South of NW 365th: Rocks need to be picked up and removed, and level out the ground in work area.
- 2022-155 | NW 1071st Road – NW 425th 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 1101st Road – NW 425th Road: Plow rips need to be leveled out and cleaned up in work area.
- 2022-157 | NW 425th Road – NW 1101st Road: Plow rips need to be leveled out and cleaned up in work area.
- 2022-158 | NW 1201st Road – NW 400th Road: Plow rips need to be leveled out and cleaned up in work area.
- 2022-159 | NW 400th – NW 1221st Road: Plow rips need to be leveled out, rocks need to be picked up and work area cleaned up.
- 2022-164 | NW 500th – 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 611th – NW 105th Road: Brown sign road, this road is not County maintained.
- 2022-167 | NW 501st – NW 105th Road: Plow rips need to be leveled out, rocks picked up and work area cleaned up.
- 2022-168 | NW 501st – NW 105th Road: Plow rips need to be leveled out, dirt and rock removed from ditch and cleaned up.
- 2022-170 | NW 601st Road – NW 200th Road: Plow rips need to be leveled out, and work area cleaned up.
- 2022-267 | NW 1000th Road – NW 131st 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

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
15th Day's Proceedings, 7th 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.

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
16th Day's Proceedings, 9th 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 1001st 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 1001st is inside the City of Knob Noster and is being maintained by the city's street department.

Also discussed were NE 55th 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 951st Road and SE 981st 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 1101st Road (nearest intersecting street NW 425th 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.

(CONTINUED FROM PAGE 27) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**
16th Day's Proceedings, 9th Day of February 2023

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 contractor’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

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
17th Day's Proceedings, 14th 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 17th Day's Proceedings, 14th Day of February 2023 is continued on page 30

(CONTINUED FROM PAGE 29) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**
17th Day's Proceedings, 14th Day of February 2023

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 1121st Road and NW 1111th 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 1111th 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 1111th 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

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT
18th Day's Proceedings, 16th 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**
18th Day's Proceedings, 16th 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 500th 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

 Troy A. Matthews, Presiding Commissioner

 John L. Marr, Eastern Commissioner

 Charles Kavanaugh, Western Commissioner

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

Commissioner Matthews shared that a generator was tested at the jail on Monday, February 20th. 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

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT
20th Day's Proceedings, 23rd 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 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 100th 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 1971st Road; Plow/Bore 5315 feet, Nearest intersecting Road: SW 50th Road
- 2023-028 | SW 50th Road; Plow/Bore 2186 feet, Nearest intersecting Road: SW 1971st 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
21st Day's Proceedings, 27th 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-007 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

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT
22nd Day's Proceedings, 28th 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 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 Veibroek 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

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner