

RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT  
13<sup>th</sup> Day's Proceedings, 1<sup>st</sup> Day of August, 2017

---

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Bill Gabel, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner and Diane Thompson, County Clerk. The following proceedings were had to-wit:

Payroll for County Officials and employees for the period July 15, 2017 through July 28, 2017, was approved from County funds in the following amounts: County Revenue: \$64,691.86; Road and Bridge Department: \$38,019.83; Assessment: \$11,511.89; Bridge Construction: \$19,358.75; Circuit Court-Div2: \$461.82; Juvenile Officers: \$5,519.55; Prosecuting Attorney: \$19,537.03; MOSMART Deputy Sal Supp Grant: \$1,573.80; Commission Administrative: \$0.00; Sheriff: \$33,319.10; Jail: \$36,432.22; P.A. Child Support IV D: \$1,908.62; P.A. VOCA Grant: \$1,461.67; Grand Total: \$231,796.14.

The monthly report of monies received in July 2017 by Diane Thompson, County Clerk was approved. Deposited with the Treasurer was \$12,994.75.

Work Compensation Policy Change was not discussed, the agenda item should have been listed as Compensated Time. The Commissioners met with Lisa Shore, Human Resources, regarding a change in the policy for compensated time (comp time). The Commissioners requested Shore provide the suggested changes in a written policy for review and approval from the Commission. After the policy change has been approved the Commissioners will send a memo to the Elected Officials for distribution to employees.

Fees received in July, 2017 from Jan Jones, Recorder of Deeds were approved. Fees deposited with the Treasurer were \$30,897.05.

The Commissioners reviewed and approved the Wulff-Rodgers Construction proposal for \$4,940.00 to install a 25 feet handrail (primed and painted), 5 feet x 5 feet pad of concrete, and extend 8 inch pipe to the edge of pad at the Johnson County South Annex.

The Commissioners met with Gary Bell, Road and Bridge Supervisor, regarding ongoing road and bridge projects.

Commissioner Gabel and Commissioner Marr met with Assessor Mark Reynolds. Discussion included required signage for handicapped accessible parking spaces and a leak in the roof of the South Annex. Reynolds also discussed concerns as the Floodplain Manager with recent rain affecting Cynthia Freeman.

Commissioner Gabel and Commissioner Marr reviewed the communication with Charter for the Johnson County South Annex from Collector Ruthane Small. Small stated the original quote to have Charter installed was \$6,100 with Charter paying the first \$5,000. Small stated she is working with Charter to get internet service (preferably fiber optic).

Adjournment was at 4:00 p.m. The next meeting will convene on August 3, 2017.

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

\_\_\_\_\_  
William H. Gabel, Presiding Commissioner

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

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

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**14<sup>th</sup> Day's Proceedings, 3<sup>rd</sup> Day of August, 2017**

---

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Bill Gabel, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner and Diane Thompson, County Clerk. The following proceedings were had to-wit:

Accounts payable in the amount of \$549,774.70 (this amount includes the Health Savings Account employee deposits and payroll) were reviewed and approved for payment.

The Commissioners met with Kim Hall, Allison Bolt and Amy Jackson with University of Missouri Extension Council for the monthly update with Clover Kid Day Camp this week.

The Commissioners met with Dan Ewing, Maintenance, regarding the handicapped accessible door at the Justice Center. Ewing stated he has contacted a company to proceed with the door's repair.

The Commissioners met with Robert Steinkuehler, Warrensburg Planning and Zoning Committee requesting the County hard surface NE 151<sup>st</sup> Road starting at Veteran's Road in Warrensburg and proceeding north to the North to the Highway 13 East Loop Bypass due the expected increased traffic.

The Commissioners contacted STRATA regarding invoice number 6 for the Courthouse Roof and Tower Repairs. The Commissioners stated the billing of \$3,600.00 for the State Historic Preservation Office was acceptable and asked for explanation of billing for qualifying All Trades Historical Restoration (ATHR). STRATA shared documentation requires multiple contacts through phone calls and emails to (ATHR), which described part of the challenge and need for additional costs. STRATA explained the investigation process to qualify the contractor typically takes one (1) day, ATHR took extensive time over four (4) months not only for their qualification but also ATHR's bonding company. STRATA stated there is concern regarding the paperwork submittal. Typical payout takes two weeks for review of Architect and then for the County's review. STRATA explained that it took four (4) attempts to get a correct first change order. Commissioners requested to receive notification from STRATA regarding additional charges for STRATA before any work is done or billed. STRATA is focused on keeping a good relationship with the County. The Commissioners stated they would like the \$6,300 of additional time for ATHR on Invoice 6 to be 50% (\$3,150) to be paid; STRATA agreed. Commissioners would like to see if additional information is required with forthcoming invoice submittals. STRATA will continue to communicate with County Clerk Chief Deputy Jennifer Powers, who will forward to the Commissioners as needed. The Commissioners will amend the current invoice number 6 and proceed with billing. STRATA requested the Commissioners contact them with any concerns.

Commissioner Marr motioned and Commissioner Kavanaugh seconded to rescind the moratorium on acceptance of new subdivision roads that was issued August 13, 2001 and reflected in the minutes of the 5th Day of Proceedings of the August Term. Motion approved unanimously. BILL: 127, ORDINANCE: 17-07, DATE: August 3, 2017, DESCRIPTION: Rescind Moratorium accepting new subdivision roads effective Sept. 1, 2001, SECTION: Roads

The Commissioners tabled accepting the following roads until Tuesday, August 8, 2017: Rolling Meadows – Hard Surface, The Highlands – Hard Surface, The Preserves – Gravel, Hazel Hill – Gravel.

The Commissioners met with Cassie Hollis and Eddie Huffine with All Trades Historical Restoration regarding the update on the Courthouse Roof and Tower Repairs. It was noted that measurements will be completed this weekend for the lead coated copper and half of the lead coated roof materials will be delivered next week.

The Commissioners received a letter regarding Dismantled Minuteman II Missile Sites in Johnson County Missouri from the United States Environmental Protection Agency Region 7. A letter was sent with property restrictions prohibiting the following (without prior approval): Installation of water wells, Ground disturbance below two feet, and disturbance of the drainage characteristics. A complete statement of restrictions and covenants is found in the original Quitclaim Deed included with the letter.

The Commissioners received the monthly fees collected report from Prosecuting Attorney, Robert Russell for June 2017 totaling \$5,370.00 and July 2017 totaling \$3,811.00 which was deposited with the Treasurer.

The Commissioners met with Rusty Tevis with concerns of the blade angle of the motor grader on the roads south of TT Highway due to the ridge on the outside of the roads instead of a crown in the center of the road. Also discussed resurfacing SW 500 Road.

Adjournment was at 4:00 p.m. The next meeting will convene on August 7, 2017.

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

\_\_\_\_\_  
 William H. Gabel, Presiding Commissioner

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

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

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**15<sup>th</sup> Day's Proceedings, 7<sup>th</sup> Day of August, 2017**

---

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Bill Gabel, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner and Diane Thompson, County Clerk. The following proceedings were had to-wit:

The Commissioners reviewed and approved the Dead End Road Hard Surface Petition presented by Elvin Maloney for NW 175th Road, beginning at NW 21st road and proceeding 0.279 mile (1475 feet) to the dead end in Sections 13 and 14, Township 46 North, Range 26 West, in Johnson County, Missouri with three-fifths of the residents and / or landowners of record of all property along the described roadway. The total cost of \$8,800.38, as figured by the Road and Bridge Department, has been paid in full to the County Clerk and submitted to the Treasurer. The estimated fifteen (15) feet width of the road does not meet the minimum road specifications but has been approved unanimously by the Commissioners due to infrequent use of the road.

The Commissioners met with Troy Armstrong, Emergency Management, regarding Johnson County flooding from rains August 5, 2017. Armstrong stated notifications were sent through Facebook and the phone/email emergency alert system. Various roads and two houses were reported to be flooded with six or seven vehicle rescues due to the flooding. Armstrong presented the Emergency Management Bi-Weekly Report.

The Commissioners met with Lisa Shore, Human Resources, regarding updates from the Society Human Resource Management (SHRM) conference Shore recently attended:

- Missouri Human Rights Act changes were signed by Missouri Governor, Eric Greitens, to take effect on August 28, 2017. Once effective, Senate Bill 43 will (1) implement "the motivating factor" decisional standard; (2) implement the federal burden shifting framework at the summary judgment stage of litigation; (3) prohibit MHRA claims against individual employees; (4) implement damages caps based on employer size; and (5) create the Missouri Whistleblower Protection Act.
- A Guide to Restroom Access for Transgender Workers issued by the Department of Labor's Occupational Safety and Health Administration (OSHA) stated the best policies also provide additional options, which employees may choose, but are not required, to use. These include: Single-occupancy gender-neutral (unisex) facilities; and Use of multiple-occupant, gender-neutral restroom facilities. Equal Employment Opportunity Commission (EEOC) stated most gender identity claims are related to restroom facilities.
- Salary Basis Requirement and the Part 541 Exemptions under the Fair Labor Standards Act (FLSA) are still being considered by the Department of Labor with an update expected October 2017. Current discussions are for regional salary minimums for exemption instead of nationwide.

The Commissioners met with Julie Turnipseed for the Warrensburg Main Street Monthly Update with the following discussions:

- Main Street Old Drum Plaza: April 2020 is the goal for completion of Main Street Old Drum Plaza. Commissioner Gabel would like to see an improvement in that area. Commissioner Marr shared concerns about funding being available to update heating and cooling systems at the Courthouse and at this time geothermal is not on the plans. The Sheriff's Office and Detention Center would be priority for geothermal. The current Commission has not investigated geothermal and may not proceed with that process.
- BurgFest: (September 22<sup>nd</sup> 4:00 p.m.-11:00 p.m. and 23<sup>rd</sup> 10:00 a.m.-11:00 p.m., 2017) Looking for additional flatbed trailers for staging
- Downtown Trick or Treat Halloween: (October 31<sup>st</sup> 4:00 p.m.-6:00 p.m.)
- Dickens Christmas: (December 2, 2017) Not expecting a living nativity on the courthouse lawn.

The Commissioners met with Gary Bell, Road and Bridge Supervisor, regarding ongoing road and bridge projects.

The approval of the Rules and Regulation for Establishment Acceptance and Maintenances of Public Roads and Platted Subdivision in Johnson County was tabled until the Prosecuting Attorney presents the Commission with his review.

Wayne Wischropp d/b/a Wischropp Auctions, 622 Topeka Avenue, Tyndon, KS requested and was granted an auctioneer license for the period of ten days to begin August 21, 2017 and expire August 30, 2017.

Adjournment was at 4:00 p.m. The next meeting will convene on August 8, 2017.

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

\_\_\_\_\_  
 William H. Gabel, Presiding Commissioner

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

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

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**16<sup>th</sup> Day's Proceedings, 8<sup>th</sup> Day of August, 2017**

---

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Bill Gabel, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner and Diane Thompson, County Clerk. The following proceedings were had to-wit:

Commissioner Gabel and Commissioner Kavanaugh met for the KOKO Radio Broadcast: Johnson County Today with Collector Ruthane Small and Assessor Mark Reynolds. Discussion included Courthouse Roof & Tower Repairs, Road Repairs, County Budget additional topics include:

- Johnson County South Annex: The Assessor and Collector are going to be closed Friday, August 11<sup>th</sup> and Monday, August 14<sup>th</sup> to move from the Courthouse to the South Annex. Both offices will be open for business Tuesday, August 15<sup>th</sup>.
- Spirit Trail Ground Breaking: Tuesday, August 15<sup>th</sup> 10:00 a.m. at DD Hwy and SE 501 Road.
- Hazardous Household Waste Collection: Friday, August 18<sup>th</sup> 9:00 a.m.-1:00 p.m. and Friday, September 22<sup>nd</sup> 9:00 a.m.-1:00 p.m.

WHEREAS, Johnson County has inspected NW 355<sup>th</sup> beginning at Highway 131 and proceeding east to NW 1251<sup>st</sup>; NW 1251<sup>st</sup> beginning at NW 355<sup>th</sup> and proceeding north and east to NW 450<sup>th</sup> Rd including the two cul-de-sacs and NW 1221<sup>st</sup> from NW 450<sup>th</sup> south to and including the cul-de-sac, all in Rolling Meadows, Sections 34 and 35 Township 47N and Range 28W, and Sections 2 and 3, Township 46N and Range 28W for acceptance as a county-maintained road in Johnson County, Missouri; and, WHEREAS, the aforementioned roads have 9,346 feet (1.77 miles) in a platted subdivision; and, WHEREAS, the aforementioned roads were chip and sealed in 2016 by the Johnson County Hard Surface Road Cooperative; and, WHEREAS, Rolling Meadows has met the requirements set by the County Commission for roads to be accepted as a county maintained road; and, THEREFORE, Johnson County assumes the maintenance of said roads with the following exceptions:

1. Johnson County will only be responsible for snow removal and any culverts under the roadbed that need to be replaced.
2. Johnson County will not be responsible for any maintenance on the asphalt surface of the road.
3. Johnson County will place funds in an escrow account pro-rata per mile, currently \$1,400.00 per mile, each year as other homeowner associations beginning 2017.

WHEREAS, Johnson County has inspected South East 80<sup>th</sup> Road beginning at South East 591<sup>st</sup> Road and proceeding Northwest to the Cul-De-Sac, all in The Highlands, Section 26, Township 46N and Range 22W, for acceptance as a county-maintained road; and, WHEREAS, the aforementioned road has 1,934 feet of chip n seal road in a platted subdivision; and, WHEREAS, The Highlands has met the requirements set by the County Commission for roads to be accepted as a county maintained road; and, THEREFORE, Johnson County assumes the maintenance of said roads with the following exceptions:

1. Johnson County will only be responsible for snow removal and any culverts under the roadbed that need to be replaced.
2. Johnson County will not be responsible for any maintenance on the asphalt surface of the road.
3. Johnson County will place funds in an escrow account pro-rata per mile, currently \$1,400.00 per mile, each year as other homeowner associations beginning 2018.

WHEREAS, Johnson County has inspected SE 390<sup>th</sup> road starting at State Highway 23 and proceeding West to SE 971<sup>st</sup> Road; and SE 991<sup>st</sup> Road beginning at SE 390<sup>th</sup> Road and proceeding South to cul-de-sac; and SE 981<sup>st</sup> Road beginning at SE 380<sup>th</sup> Road and proceeding South through SE 390<sup>th</sup> Road and ending at the cul-de-sac; and SE 971<sup>st</sup> Road beginning at the cul-de-sac at SE 380<sup>th</sup> Road and proceeding South through SE 390<sup>th</sup> Road and ending at the cul-de-sac; and SE 380<sup>th</sup> Road beginning at cul-de-sac at SE 380<sup>th</sup> Road and proceeding East and South to the cul-de-sac; all in The Preserve, also known as Twin Oak Estates, Section 9, Township 45N and Range 24W, for acceptance as a county-maintained road; and, WHEREAS, the aforementioned are gravel roads in a platted subdivision; and, WHEREAS, The Preserve has met the requirements 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.

WHEREAS, Johnson County has inspected NW 11<sup>th</sup> Road beginning at NW 575<sup>th</sup> Road and proceeding Southwest and NW 565<sup>th</sup> Road beginning at NW 11<sup>th</sup> Road and proceeding Northeast to State Highway 13, all in Hazel Hill Estates, Section 26, Township 47N and Range 26W, for acceptance as a county-maintained road; and, WHEREAS, the aforementioned road is a gravel road in a platted subdivision; and, WHEREAS, Hazel Hill Estates has met the requirements 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.

**By the Drink (Caterer)**

MLG Enterprises, LLC d/b/a Bodies, 126 W. Pine Street, Warrensburg, MO requested and was granted license a Retail License by Drink Caterer to sell liquor valid Thursday, August 10, 2017 at West Pine Street, Warrensburg, MO.

(CONTINUED FROM PAGE 534) **RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**16<sup>th</sup> Day's Proceedings, 8<sup>th</sup> Day of August, 2017**

---

The Commissioners conducted a bid opening for the road surface of the Forest Ridge Neighborhood Improvement District. Bids for Johnson County Forest Ridge Road Project were opened at 1:30 p.m. on this date. The following bids was received and read aloud:

<b>Company Name – Location</b>	<b>Bid Bond</b>	<b>Documents</b>	<b>Total Bid Price</b>
KAT Excavation Inc. – Bates City, MO	Attached	Signed	\$414,462.00
Chester Bross Construction – Palmyra, MO	Attached	Signed	\$329,626.15
Higgins Asphalt – Tipton, MO	Attached	Signed	\$424,356.75

The following Plan Holders of Record did not submit bids: Radmacher Brothers – Pleasant Hill, MO  
 Those present: Bill Gabel, Presiding Commissioner; John Marr, Eastern Commissioner; Jennifer Powers, County Clerk Chief Deputy; Sue Sterling, Daily Star Journal; Mark Huck, Burns and McDonnell; Jerry Stevenson, Burns and McDonnell.

Commissioner Gabel motioned to take the bid under advisement and table discussion until the bids have been qualified and the bid tabulation is completed. Commissioner Marr seconded. Motion approved unanimously.

Commissioner Marr spoke with Tom Meloy regarding reopening SW 500<sup>th</sup> road. Commissioner Marr explained if the road was not closed by petition and hearings, the road could be bought up to County specifications by the property owners. The County does not have plans to invest in the road at this time.

Commissioner Gabel and Commissioner Marr met with Tracy Brantner, Johnson County Economic Development Corporation, regarding Missouri Gas Energy (MGE) access to Dollar Tree Distribution. The Commissioners encourage Brantner to proceed discussing matters with MGE for further planning.

Adjournment was at 4:00 p.m. The next meeting will convene on August 10, 2017.

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

\_\_\_\_\_  
 William H. Gabel, Presiding Commissioner

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

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

RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT  
17<sup>th</sup> Day's Proceedings, 10<sup>th</sup> Day of August, 2017

---

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Bill Gabel, Presiding Commissioner; John Marr, Eastern Commissioner; and Diane Thompson, County Clerk. The following proceedings were had to-wit:

Johnson County received the sales tax distribution for the month of July 2017 from the Missouri Department of Revenue. The monies were distributed as follows: General Revenue: \$192,677.57; Road and Bridge: \$192,666.69; Jail: \$96,320.19; Law Enforcement: \$192,639.61; and Road Use Tax: \$72,863.41.

Commissioner Marr attended Johnson County Military Airport Zoning Commission Meeting.

Commissioner Gabel met with Joe and Raymond Caldwell with concerns of the eroding creek bank of the SW 81<sup>st</sup> bridge.

Commissioner Gabel and Commissioner Marr met with Trudy Faulkner, STRATA Architecture; Kirk Matchell, Structural Engineering Associates (SEA); Eddie Huffine of All Trades Historic Restoration (ATHR) for a Courthouse Site Visit. Commissioner Gabel stated the invoices may be submitted by ATHR's with frequency of their needs and the County is not requiring a biweekly invoice submittal.

Accounts payable in the amounts of \$55,781.57 and \$625.00 were reviewed and approved for payment.

The Law Enforcement Tax City Distribution for August, 2017 was made by Auditor Chad Davis as follows: Centerview: \$948.37; Chilhowee: \$1,252.64; Holden: \$9,557.34; Kingsville: \$978.71; Knob Noster: \$9,374.43; Leeton: \$2,357.05; Warrensburg: \$62,219.29. The county portion was \$105,951.75. The total distribution was \$86,687.83.

Commissioner Gabel and Commissioner Marr reviewed and signed the change order one (1) for the Spirit Trail with Buildet LLC to correct a total shown on the Bid Form Line 41 Item 605 Class B Concrete Retaining Wall. The total shown on the Amount should have \$69,225.00 was miss calculated and should be deleted and replaced with \$65,325.00. This amount was corrected in the Contract Amount and therefore does not change the executed Contract Amount of \$1,113,843.89. Therefore this Change Order is a No Cost Change Order.

Tax Distribution Summary for July, 2017 was received and approved as submitted by Ruthane Small, Collector.

Upon receiving approval from the Circuit Court, Commissioner Gabel and Commissioner Marr signed a letter authorizing Warrensburg Main Street, Inc. to operate a beer garden in the employee parking lot of the Johnson County Justice Center located at 101 West Market Street in Warrensburg, Missouri on Friday and Saturday, September 22 and 23, 2017 during the Burg Fest. Commissioner Kavanaugh will review and sign August 14, 2017.

**By the Drink (Caterer)**

Stahon Enterprises, LLC d/b/a Fitter's Pub, 131 W. Pine Street, Warrensburg, MO requested and was granted license a Retail License by Drink Caterer to sell liquor valid Thursday, August 10, 2017 at West Pine Street, Warrensburg, MO.

Adjournment was at 4:00 p.m. The next meeting will convene on August 14, 2017.

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

\_\_\_\_\_  
William H. Gabel, Presiding Commissioner

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

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

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**18<sup>th</sup> Day's Proceedings, 14<sup>th</sup> Day of August, 2017**

---

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Bill Gabel, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner and Diane Thompson, County Clerk. The following proceedings were had to-wit:

The Commissioners met with Assessor Mark Reynolds who stated concerns regarding approximately 10-15 feet of mud where the south annex employees park from the recent rain. The Commissioners stated the Road and Bridge Department were busy working to repair road damage from the rains and would not be available to clean up the mud.

Commissioner Kavanaugh motioned and Commissioner Gabel to accept the contract between ALL PRO Electrical Technology, Inc. and the Johnson County Commission dated the 14<sup>th</sup> day of August, 2017 for the sum of \$210,000.00 to be paid in two installments (\$105,000.00 at the start of the project and \$105,000.00 upon completion of the project) with the extended service warranty plan in the amount of \$18,250.00 for one year's service and the following change orders: Change Order 1 (additional \$24,746.85 for different cameras), Change Order 2 (deletion of \$13,712.60 from cameras), Change Order 3 (addition of \$9,217.25 for tower camera). Motion approved unanimously. Upon further inspection the individual charges listed on the change orders were incorrect, All PRO Electrical Technology, Inc. was contacted for a corrected version.

The Commissioners reviewed and approved the invoice from ALL PRO Electrical Technology, Inc. for \$105,000.00.

The Commissioners discussed (by conference call) the Forest Ridge Neighborhood Improvement District (NID) with David Martin, Gilmore & Bell and Mark Huck, Burns and McDonnell. Martin stated once the NID has been petitioned and approved, the project becomes the County's responsibility to complete the project. It was expressed that the roll of the NID homeowners and processes may need to be explained to the homeowners. Discussed also that mobilization fees typically include the bonding, insurance, and moving equipment to the site. Huck stated he is willing to come and be in person for a meeting with Searcy and other Forest Ridge Homeowners. It was cautioned if Searcy attempts to negotiate with the sub-contractor or the contractor that would be in violation of the required NID procurement process. The bid award for the Forest Ridge Neighborhood Improvement District Road Project was tabled until August 17, 2017 for further discussion with the Robert Searcy and the Forest Ridge Homeowners.

The Commissioners met with Gloria Brandenburg, Emergency Management Director to discuss buy out or similar programs for Cynthia Freeman. Brandenburg shared two options which will be emailed to Freeman with more information available at [www.fema.gov](http://www.fema.gov):

- Flood Mitigation Assistance (FMA): Nationally competitive grant funded by an annual Congressional appropriation. The property must be NFIP-insured to be eligible. Repetitive Loss (RL) properties are funded at 90% (requires a 10% local match) and Severe Repetitive Loss (SRL) properties are funded at 100%. The application period opened today; applications are due to SEMA by COB October 13.
- Hazard Mitigation Grant Program (HMGP): Funding becomes available after a disaster is declared. Declared counties get priority for funding. This program does not require flood insurance, however it only provides a 75% federal share (requires a 25% local match). The deadline for DR-4317 (April-May 2017 flooding declaration) NOIs was July 14, however we accept NOIs any time. The project/NOI is entered into SEMA's active database and is stored there for two years. When funding becomes available we look to this database for potential projects.

The Commissioners accepted the summary settlement report of Heather Reynolds, Treasurer, for the month of July, 2017.

The Commissioners approved Wage Continuation for one employee from the Sheriff's Department.

Adjournment was at 4:00 p.m. The next meeting will convene on August 15, 2017.

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

\_\_\_\_\_  
 William H. Gabel, Presiding Commissioner

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

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

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**19<sup>th</sup> Day's Proceedings, 15<sup>th</sup> Day of August, 2017**

---

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Bill Gabel, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner and Diane Thompson, County Clerk. The following proceedings were had to-wit:

Payroll for County Officials and employees for the period July 29, 2017 through August 11, 2017, was approved from County funds in the following amounts: County Revenue: \$47,839.57; Road and Bridge Department: \$38,646.49; Assessment: \$11,409.02; Bridge Construction: \$19,358.75; Circuit Court-Div2: \$461.82; Juvenile Officers: \$4,526.11; Prosecuting Attorney: \$19,260.96; MOSMART Deputy Sal Supp Grant: \$1,573.80; Commission Administrative: \$0.00; Sheriff: \$33,211.89; Jail: \$34,843.55; P.A. Child Support IV D: \$1,913.43; P.A. VOCA Grant: \$1,461.92; Grand Total: \$214,507.31.

The Commissioners met with Harold Stewart, Warrensburg City Manager, for their monthly meeting. Discussion included:

- Business 13 Highway North of Warrensburg Roundabout – construction may begin Spring 2018
- County Road HH Highway – currently a county road inside city limits; discussion about transferring ownership from the County to the City
- Prevailing Wage – Impacting County / City projects and budgets
- Neighborhood Improvement District (NID) process

Commissioner Gabel and Commissioner Kavanaugh attended the Spirit Trail Ground Breaking Ceremony at DD Highway and SE 501<sup>st</sup> Road.

The Commissioners received and reviewed the amended monthly fees collected report by the Prosecuting Attorney, Robert Russell, for June 2017 with the changes to the Law Enforcement Restitution Fund as the corrected amount to be \$5,095.00; the total remains \$5,370.00 which was deposited with the Treasurer.

The Commissioners discussed the Notice to Proceed for the Spirit Trail. Commissioner Kavanaugh stated concerns regarding funding – low county sales tax revenue, uncertain revenue from the Department of Natural Resources and the project puts a burden on the Road and Bridge department's budget. Commissioner Marr motioned and Commissioner Gabel seconded to provide Buildet LLC with a Notice to Proceed. Roll Call Vote; Marr: AYE, Kavanaugh: NO, Gabel: AYE. Motion passed.

The Commissioners accepted the amended (for June 22, 2017 CERF Overage and Deduct Outstanding Checks) summary settlement report of Heather Reynolds, Treasurer, for the month of July, 2017. A letter regarding a payroll check that was not corrected in the accounting computer software was also attached.

The Commissioners received the completed Right Of Way for Project Number 2017-02 by Ed Pagel, Panhandle Eastern an Contractor: SKW, Reese McClain to complete Right of Way work installing positive cable for Cathodic Groundbed at SW 951<sup>st</sup> Road. The final inspection was completed and approved on August 10, 2017 by Gary Bell, Road and Bridge Supervisor and the \$20,000 security bond (submitted with the application) shall returned.

Commissioner Marr and Commissioner Gabel met with Gary Bell, Road and Bridge Supervisor regarding ongoing road and bridge projects.

Commissioner Marr and Commissioner Gabel met with Lisa Shore, Human Resources regarding a check received from Blue Cross Blue Shield in the amount of \$14,385 for an overestimate and overpayment of estimated ACA taxes. Also reviewed was the timeline and specification preparation for the Johnson County Health Insurance Bid. Shore requested to involve the current insurance provider to establish guidelines for the bid specifications. Thompson stated the documents would be prepared as soon as possible to allow for ample review by the Commission.

Adjournment was at 4:30 p.m. The next meeting will convene on August 17, 2017.

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

\_\_\_\_\_  
 William H. Gabel, 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, 17<sup>th</sup> Day of August, 2017

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Bill Gabel, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner and Diane Thompson, County Clerk. The following proceedings were had to-wit:

The Commissioners met with Gary Bell, Road and Bridge Supervisor, regarding ongoing road and bridge projects. Bell discussed receiving identical emails regarding the maintenance of Crabtree Subdivision roads. The road and bridge department responded with the County's policy to not maintain hard surface roads within subdivisions but with county accepted hard surface roads, the County would annually reimburse the subdivision for the amount that the County would have spent on maintaining a gravel road.

Accounts payable in the amount of \$159,439.52 were reviewed and approved for payment.

The Commissioners held a discussion on Forest Ridge Neighborhood Improvement District (NID) with Robert Searcy and Bill McCoy, Forest Ridge Subdivision; Mark Huck, Burns and McDonnell; Gary Bell, Road and Bridge Supervisor; and Diane Thompson, County Clerk. Thompson shared the options each homeowner would be able to choose for the payment of their NID: Full Payment (due within 20 days of the completed work) or Special Tax Assessment (amount required for the bond, including interest, is divided between any homeowner that did not pay in full and will be assessed for ten [10] years on the property tax). A Special Tax Assessment may not be paid in advance. It was discussed that the NID, once the petition is approved, becomes the County's project and not the homeowners. The Commissioners stated they would like to hear the opinion of the homeowners. Searcy hopes to have a meeting the evening of August 22, 2017 to update the homeowners on the current status of the NID and hear their opinions. Searcy stated concerns with the pricing of the NID project with the bids received, as it will greatly impact each household. Searcy discussed the possibility of the project being dismantled and the homeowners proceeding without the County's overseeing of the project. Thompson clarified that the homeowners would have to fully fund the project, since bonds and special tax assessments are only available through the NID. Searcy, being a developer of Forest Ridge, stated he is able to amend the Subdivision Restrictions and Covenants if a 2/3 vote is not possible to impose a road maintenance fee. Huck stated the plans could have the seal removed and then the plans would be the property of the County. Huck stated the homeowners could proceed with the project on their own but Burns and McDonnell would not ensure the work. The engineering costs already incurred would still require payment. Searcy reviewed his discussion with Chester Bross who stated their bid is based on the Engineer drawings (typically they do not preview the road) and mobilization is figured based on their procedures. Maintenance on hard surface roads were discussed with differences noted for properly engineered roads vs. improperly formed roads. Huck stated there may be a way to reduce costs approximately \$15,000 by changing the scope of work: the reclaiming could be changed to eight (8) inches to eliminate the additional digging of the soft spots in the road (this may not reflect a change in the price), reduce the road size from 18 feet to 16 feet and eliminate 4 feet of the driveway. Searcy stated changing the scope of would not financially impact the project enough to make a difference. The Commissioners identified if the hard surface subdivision roads were accepted by the County the roads would not be fully maintained by the County. The County would remove snow, maintain culverts under the road surface, and reimburse the subdivision based on the estimated funds spent annually maintain a gravel road of the same size. Searcy asked if the County does not proceed with the NID who pays the already incurred costs. Marr stated the County should not be responsible for the engineering costs of Forest Ridge's NID project. Discussion tabled until Searcy sends a response from the Forest Ridge meeting August 22, 2017 evening.

The Commissioners reviewed, discussed and approved Pay Application #2 for the Courthouse Roof and Tower Repairs for a total of \$190,191.00 to All Trades Historical Restoration. Accounts Payable in the amount of \$190,191.00 was reviewed and approved for payment.

The Commissioners received and accepted the Certified Payroll from All Trades Historical Restoration. The following payrolls were included: Payroll One (1) ending July 22, 2017; Payroll Two (2) ending July 29, 2017; Payroll Three (3) ending August 5, 2017; Payroll Four (4) ending August 12, 2017

Commissioner Gabel reported supporting the repeal of the Missouri Prevailing Wage Law at the Senate Interim Committee on labor reform meeting in Jefferson City, Missouri on August 16, 2017.

Commissioner Gabel and Commissioner Marr met with Jon Dwiggins regarding services available from Howe Engineering.

The Commissioners conducted a Bid Opening for the Johnson County, MO Dust Control on Landfill Road. Bids for Johnson County Dust Control on Landfill Road were opened at 1:30 p.m. on this date. The following bids were received and read aloud:

- |  |  |
|--|--|
| <b>Scotwood Industries, INC. – Overland Park, KS</b> | <b>MLCR, LLC – Oak Grove, MO</b>               |
| • Product: DustGard Magnesium Chloride Solution      | • Product: Calcium Chloride and Lignosulfonate |
| • Price Submitted: \$1.050/gallon                    | • Price Submitted: \$18,200.00                 |

The following plan holders did not submit bids: Global Stabilization, LLC  
Those present: Bill Gabel, Presiding Commissioner; John Marr, Eastern Commissioner; Jennifer Powers, County Clerk Chief Deputy; Sue Sterling, Daily Star Journal; Doug Pratt, Scotwood Industries. The bids were taken under advisement for further consideration.

Adjournment was at 4:00 p.m. The next meeting will convene on August 21, 2017.

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

\_\_\_\_\_  
William H. Gabel, Presiding Commissioner

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

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

RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT  
21<sup>st</sup> Day's Proceedings, 21<sup>st</sup> Day of August, 2017

---

The Honorable Johnson County Commission met this day pursuant to adjournment. John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner and Diane Thompson, County Clerk. The following proceedings were had to-wit:

The Commissioners reviewed previous minutes.

The Commissioners met with Gary Bell, Road and Bridge Supervisor, regarding ongoing road and bridge projects. Bell discussed the maintenance of Crabtree Subdivision roads.

The Commissioners tabled amending the order: Crabtree Subdivision Hard Surface Road Acceptance (updated subdivision perimeter) until the plats are explained by Western Missouri Title Company.

The Commissioners received notice from the Circuit Court of a CAFA Forfeiture for Case No. 16JO-CC00005 (Scott Kramer). The Sheriff's department will deliver \$1,940.00 to the County Clerk's office, which will be turned over to the Treasurer for distribution to the schools and school funds as provided by the law of the State of Missouri.

The Commissioners reviewed and approved wage continuation for a maintenance department employee.

Adjournment was at 4:00 p.m. The next meeting will convene on August 22, 2017.

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

ABSENT \_\_\_\_\_  
William H. Gabel, Presiding Commissioner

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

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

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**22<sup>nd</sup> Day's Proceedings, 22<sup>nd</sup> Day of August, 2017**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Bill Gabel, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner and Diane Thompson, County Clerk. The following proceedings were had to-wit:

The Commissioners met with Gloria Brandenburg for the bi-weekly Emergency Management Update. Brandenburg reported the EMA will be going to the State Emergency Management Agency (SEMA) Conference at Lake of the Ozarks today through August 25<sup>th</sup>. It was discussed that Cynthia Freeman had not reported flooding from the rain the previous night.

The Commissioners met with Dan Ewing, Maintenance, to discuss the courthouse generator. Ewing will identify, from Boling Heating & Cooling Refrigeration & Electrical Services Inc., the capabilities of the generator. Discussion with regard to what items should be connected to the generator. Ewing will research emergency lighting, smoke detectors and carbon monoxide detectors for the courthouse. Ewing stated there has been one (1) time that people(s) were stuck in the elevator within 16 years. Ewing noted the elevator requires three-phase electric power which may not be compatible with the generator. Commissioner Gabel asked about variable frequency drive (VFD). Also discussed were roof leak repairs in various county buildings and the courthouse clock and chimes.

The Commissioners reviewed the draft and discussed the Johnson County employee health insurance proposal. Discussion tabled until August 24, 2017.

The Commissioners reviewed, approved, and signed the following documents as prepared by Treasurer Heather Reynolds: Closing and Transfer of funds (\$100.00) from Equity Bank (County Grants Account) to Central Bank of Warrensburg (County Funds Account); and Closing and Transfer of funds (\$100.00) from Equity Bank (CDB Grant Account) to Central Bank of Warrensburg (County Funds Account). Reynolds stated approximately seven thousand dollars will remain in Equity Bank until cases are closed for CAFA forfeitures.

The Commissioners met with David Tickemyer regarding his recommendations for development of subdivisions. Tickemyer stated being against blanket zoning but without zoning, the county does not have the authority establish expectations for subdivisions. The Commissioners, Tickemyer and Thompson discussed suggestions/options for Arbor Meadows Subdivision:

- Identify who has authority to replot a subdivision if the developer went bankrupt and the property owners do not occupy 80%
- Involve all property owners in a discussion for a solution regarding the roads
- Property owners could replot the subdivision to remove the farming property from the subdivision
- After the subdivision was replot, the property owners could need to update recorded deeds to reflect the changes (sample: lot #1 in Arbor Meadows versus the Southwest corner of the Northwest quarter of the Southwest quarter in Section 34, Township 47N, Range 28W, all in Johnson County, Missouri)
- The subdivision home owners could create a restriction for use of the property within the subdivision and record their restrictions and covenants
- if the farmers do not need access to the road and therefore do not want to pay for the road, the property owners can restrict access

Adjournment was at 4:00 p.m. The next meeting will convene on August 24, 2017.

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

\_\_\_\_\_  
William H. Gabel, Presiding Commissioner

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

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

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**23<sup>rd</sup> Day's Proceedings, 24<sup>th</sup> Day of August, 2017**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Bill Gabel, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner and Diane Thompson, County Clerk. The following proceedings were had to-wit:

Accounts payable in the amount of \$74,375.51 were reviewed and approved for payment.

The Commissioners met with Martha Bennett regarding the review of Health Insurance Bid Specifications. Also present was Lisa Shore, Human Resources and Rob Russell, Prosecuting Attorney. Russell stated concerns doing a request for proposal for a broker due to the statute requiring annual renewal for that service. Russell suggested the request for proposal be for insurance and include detailed expectations of the insurance broker since the County is only required do a competitive bid for insurance every three (3) years. Russell stated the Commission may only budget one (1) calendar year at a time. Bennett will make necessary changes to reflect the request for proposal for insurance with detailed expectations of the broker for the Commissioners review.

The Commissioners met with Rob Russell, Prosecuting Attorney, who requested to discuss the Commissioner's memo dated August 17, 2017 regarding reporting of work time and comp time. Russell stated the following:

- Salaried and Exempt from Overtime Employees
  - Verify Status: Each elected official should identify if the position qualifies as "salaried and exempt from overtime" as based on the Fair Labor Standards Act (FLSA), with the assistance of Human Resources if necessary. Russell expressed concerns that some current salaried exempt county employees may not meet the FLSA requirements.
  - Time Cards: Salaried staff should not submit time cards to prevent the presumed payment for time worked over 40 hours. Salaried staff should monitor their work schedule and their supervisors should monitor work to verify staff responsibilities are being completed.
  - Vacation/Sick Leave: Salaried/Exempt employees should not earn vacation or sick leave the same as non-salaried employees. Salaried/Exempt employees should be contracted vacation time reoccurring/negotiated annually with their elected employer.
- Employee Handbook: The handbook only applies for those overseen by the Commission. Elected Officials should have their own handbook but may adopt all, part or none of the Commission's handbook. This includes being closed for holidays, work hours, attire, etc.
- Compensated Time: The Office Holder should annually budget comp time to be paid out annually. Elected Officials may set their own limits and payout timing for comp time in their handbook.

The Commissioner met with Doug Pratt of Scotwood Industries regarding a review of the dust control products submitted for the landfill road bid. Pratt stated there is no clear way to identify an exact lifespan of the dust control due to varying factors (rain, road base, traffic, etc.). Pratt expressed concerns about lignosulfonate (similar to tree sap) which is prone to wash off the road. Pratt explained lignosulfonate is intended to be worked into the road surface. Pratt stated Scotwood will meet the prevailing wage for the project and provide certified payroll reports.

The Commissioners did not make a decision on the Dust Control on Landfill Road bid. Bid decision is rescheduled for Monday, August 28, 2017.

The Commissioners did not make a decision on the Johnson County Forest Ridge NID Road Project bid. Commissioner Gabel requested a signed copy of Robert S Searcy's email be provided. Bid decision is rescheduled for Monday, August 28, 2017.

The Commissioners met with Becky Bolejack from Western Missouri Title Company to explain the Crabtree Subdivision Plats in relation to Tract B. Also present was Gary Bell, Road and Bridge Supervisor and Jennifer Palmer, Recorder Deputy. Bolejack explained the original plat of the Crabtree Subdivision (book 9 page 101) identifies Tract A and B. Tract B was replat and recorded (book 10 page 279) which divided parts of Tract B. Bolejack stated the plat could have been more clearly identified as "not part of this replat" instead of "not in subdivision." The Commissioners stated the Crabtree Subdivision roads identified as accepted maintained with exceptions by county as based on the Commission Order dated September 4, 2007 is still in effect and should not be changed as discussed on July 25, 2017.

The Commissioners met with Gary Bell, Road and Bridge Supervisor. Bell mentioned concerns with the NW 175<sup>th</sup> Road possibly being developed by Kyle Meyer outside of the County's easement. The following was approved for a news release: Johnson County received twenty inches of rain in the month of August. The Road and Bridge Department is working to repair damage that occurred following the recent storms and flooding on the 1,200 miles of county maintained roads. Priority is being given to the impassable roads first. Road crews will get to all of the roads as quickly as possible. The Johnson County Commission appreciated the patience and cooperation of county residents as work is completed.

The Commissioners reviewed the Project Invoice No. 9 for the Johnson County Spirit Trail [FLAP-9901(430)] in the amount of \$2,553.64 with a federal reimbursable amount of \$2,042.91. Commissioner Gabel and Commissioner Marr signed the invoice.

Adjournment was at 4:00 p.m. The next meeting will convene on August 28, 2017.

ATTEST:

\_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
William H. Gabel, Presiding Commissioner

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

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

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**24<sup>th</sup> Day's Proceedings, 28<sup>th</sup> Day of August, 2017**

---

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Bill Gabel, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner and Diane Thompson, County Clerk. The following proceedings were had to-wit:

The Commissioners met with Ruthane Small, Collector. Discussion included the South Annex roof leak, the Collector's purchase of folding tables, tax sale properties.

The Commissioners met with Gary Bell, Road and Bridge Supervisor, regarding ongoing road and bridge projects.

The Commissioners met with Rob Russell, Prosecuting Attorney, regarding his approval of the Health Insurance Request for proposal. Also discussed was the potential purchase of property to eliminate the need to rehabilitate the Post Oak Bridge off of NW 21<sup>st</sup> Road and rebuilding the Blackwater Bridge. Russell recommended to prepare a petition to close the bridges and the road between them. Russell suggested putting a low water crossing at Post Oak. Bell stated the concerns about a low water crossing due to the deep crevasse. Bell also stated the west wall is settling and guardrail is in poor condition of Post Oak Bridge.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to request for proposals for the Johnson County Employee Health Insurance as prepared. Motion passed unanimously. INVITATION FOR PROPOSAL: The Johnson County Commission is requesting proposals for a fully integrated, managed care, cost managed health care program. Proposal Specifications: Bid Specifications may be obtained by emailing Jennifer Powers at [JPowers@jococourthouse.com](mailto:JPowers@jococourthouse.com) Proposal Submission: Sealed proposals will be accepted in the County Clerk's Office no later than 2:00 p.m. on Thursday, October 5, 2017 at which time proposals will be opened in the Commissioner's Office. The words "RFP for Health Insurance & Brokerage Services" must be clearly marked on the outside of the envelope containing said proposals. Timeline: Questions due from potential proposers – September 15, 2017 by 2:00 p.m.; Submission date for proposals – October 5, 2017 by 2:00 p.m.; Broker interviews – As Needed; Award of contract – October 17, 2017 at 1:30 p.m.; Open enrollment – First Two (2) Weeks of November. Proposal Award: The County Commission reserves the right to reject any and/or all proposals and to waive any technicalities, including immaterial irregularities in any proposal offered. The County Commission may select the proposal which they determine to be most advantageous.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to request proposals for the Johnson County Audit as prepared. Motion passed unanimously. REQUEST FOR PROPOSAL: Johnson County Audit – Jo Johnson County, Missouri invites qualified certified public accountants to submit proposals for the performance of an audit of its financial accounts and records covering the period of January 1, 2017 to December 31, 2017, for the purpose of rendering an auditor's opinion regarding the fairness of applicable financial statements and a separate report of the internal control, management weaknesses observed, and county's compliance with applicable legal provisions, in accordance with generally accepted government auditing standards. Also, the County is asking for a separate bid for the single Audit Act Amendments of 1996 and OMB Circular A-133 as this won't apply every year. It should be noted that Johnson County hopes to establish a working agreement of at least three years with the firm selected. For this reason, we are asking each firm to list the fees for audits of 2017, 2018 and 2019. However, the County reserves the right to accept the proposal on a one year basis. Proposal Specifications: General information, performance specifications, and instruction can be obtained by visiting [www.jococourthouse.com](http://www.jococourthouse.com) or contacting the Johnson County Auditor's Office, Johnson County Courthouse, 300 N. Holden, Warrensburg, MO or calling (660) 747-2633. Proposal Submission: Five (5) copies of your sealed proposal will be accepted by the County Clerk's Office at the courthouse until 1:30 p.m. Thursday, September 14, 2017, at which time they will be opened in the County Commissioner's Office. The envelopes containing said bids shall be clearly marked "AUDIT BID". Proposal Award: The County Commission reserves the right to reject any and/or all proposals and to waive any technicalities, including immaterial irregularities in any proposal offered. The County Commission may select the proposal which they determine to be most advantageous.

The Commissioners met with Gary Bell, Road and Bridge Supervisor, regarding ongoing road and bridge projects.

The Commissioners received an amended 2017 schedule of payments from the Auditor. Diane Thompson, County Clerk, reviewed the charges and discussed the payout dates.

Diane Thompson, County Clerk, reviewed the County's ProForma with the Commissioners. The percentages for tax levies are as follows: General Revenue 0.1275%, Road and Bridge 0.2381%, Senate bill 40 (Johnson County Board of Services/Sheltered Workshop) 0.1174%. The Levy Hearing is scheduled for September 7, 2017 at 9:30 a.m.

The Commissioners met with Sue Sterling, Daily Star Journal, regarding their August 25, 2017 news release stating "Johnson County received twenty inches of rain in the month of August. The Road and Bridge Department is working to repair damage that occurred following the recent storms and flooding on the 1,200 miles of county maintained roads. Priority is being given to the impassable roads first. Road crews will get to all of the roads as quickly as possible. The Johnson County Commission appreciated the patience and cooperation of county residents as work is completed."

The Commissioners reviewed and approved previous minutes.

*(RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT 24<sup>th</sup> Day's Proceedings, 28<sup>th</sup> Day of August, 2017 are continued on page 544)*

**(CONTINUED FROM PAGE 543) RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT  
24<sup>th</sup> Day's Proceedings, 28<sup>th</sup> Day of August, 2017**

The Commissioners proceeded with a decision for the Johnson County Dust Control on Landfill Road bid. Bids for Johnson County Dust Control on Landfill Road were opened at 1:30 p.m. on August 17, 2017 as advertised. The bids were taken under advisement for verification process. Below are the verified bid results:

Company Name	Scotwood Industries, INC.		MLCR, LLC
Company Location	Overland Park, Kansas		Oak Grove, Missouri
Product for Application	DustGard Magnesium Chloride Solution		Calcium Chloride and Lignosulfonate
Minimum Rate of Application	0.5 gallons/square yard	0.35 gallons/square yard	Two (2) applications at 0.5 gallon/square yard. Each application will be applied in two (2) coats. 1st coat at 0.2 gallons/square yard and 2nd coat at 0.3 gallons/square yard (total 1.15-1.25 per running foot)
Expected Life of Dust Control	One (1) Year	Six (6) Months	Each application will be a three (3)-four (4) month life expectancy with First application after bid award and Second application in 2018.
Option A Pricing	\$6,625.50	\$4,636.30	No Bid
Option B Pricing	\$13,143.90	\$9,201.00	\$18,200.00
Notes	Option A and / or B will meet the minimum gallon per truck load and no additional cost will be applied.		No minimum number of gallons will apply to this project.
Will the Bidder, if approved, submit payment and performance bonds?	Yes		Yes, but cost will be added to bid

Having considered all bids Commissioner Kavanaugh motioned and Commissioner Marr seconded to award the Johnson County Dust Control on Landfill Road to Scotwood Industries, INC. of Overland Park, Kansas for Option A Pricing for 0.35 gallons per square yard at the cost of \$4,636.30. Motion approved unanimously.

The Commissioners proceeded with a decision for the Johnson County Forest Ridge NID Road Project. Bids for Johnson County Forest Ridge Road Project were opened at 1:30 p.m. on August 8, 2017 as advertised. The bids were taken under advisement for verification process which was completed, a recommendation and concurrence was submitted from Burns and McDonnell. Below are the corrected tabulations as provided by Burns and McDonnell on August 10, 2017:

	Total Roadway Construction Cost
<i>Engineer's Opinion (Probable Cost)</i>	<i>\$300,000.00</i>
Chester Bross Construction – Palmyra, Missouri	\$329,626.15
KAT Excavation, Inc – Bates City, Missouri	\$414,462.05
Higgins Asphalt Paving – Tipton, Missouri	\$424,356.75

A letter from Robert S Searcy, Forest Ridge Road Maintenance Manager, was received stating support to proceed for a majority of the homeowners. Having considered all bids and based on the recommendation of Mark Huck, Burns and McDonnell, Commissioner Kavanaugh motioned and Commissioner Marr seconded to award the Johnson County Forest Ridge Road Project to Chester Bross Construction Co. of Palmyra, Missouri at the cost of \$329,626.15. Motion approved unanimously.

#### **Retail Liquor by Drink Temporary and Sunday by Drink Licenses**

MLG Enterprises LLC d/b/a The Mule House, 130 W. Pine, Warrensburg, MO requested and was granted licenses to sell liquor by the drink weekdays for 90 Days ending 11/15/2017 and Sundays. The license shall expire June 30, 2018.

#### **Retail Liquor by Drink Picnic License**

Holden Sports Association INC. (Darren D. Greene) d/b/a Holden Sports Association INC., 508 W. Chestnut in Holden, MO requested and was granted licenses to sell liquor by the drink for seven days beginning 08-23-2017. The license shall expire August 31, 2017.

The Commissioners received and approved a request from David Streeter, Public Water Supply District No. 3, and Contractor: (same) to complete Right of Way work installing approximately 6" water main bore under SE 350 Road approximately 4,650 feet from intersection of SE 951 Rd and SE 350 Rd. A \$60,000 security bond was submitted with the application (project number: 2017-004) to be returned upon completion after the final inspection by the County.

The Commissioners received and approved a request from David Streeter, Public Water Supply District No. 3, and Contractor: (same) to complete Right of Way work installing approximately 6" water main bore under SE 350 Road approximately 5,340 feet from intersection of SE 951 Rd and SE 350 Rd. A \$60,000 security bond was submitted with the application (project number: 2017-005) to be returned upon completion after the final inspection by the County.

Adjournment was at 4:00 p.m. The next meeting will convene on August 28, 2017.

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

\_\_\_\_\_  
William H. Gabel, Presiding Commissioner

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

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

**RECORD OF THE JULY TERM OF THE JOHNSON COUNTY COURT**  
**25<sup>th</sup> Day's Proceedings, 29<sup>th</sup> Day of August, 2017**

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Bill Gabel, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner and Diane Thompson, County Clerk. The following proceedings were had to-wit:

The Commissioners met with Assessor Mark Reynolds regarding any flood damage within the County for the necessary reports. The Commissioners asked Reynolds to discuss flood damage with Emergency Management. Reynolds also reported the air conditioner on the Assessor's side of the South Annex is not working but a replacement part has been ordered and expected September 1, 2017.

Payroll for County Officials and employees for the period August 12, 2017 through August 25, 2017, was approved from County funds in the following amounts: County Revenue: \$47,540.35; Road and Bridge Department: \$36,358.46; Assessment: \$11,706.76; Bridge Construction: \$19,290.84; Circuit Court-Div2: \$461.82; Juvenile Officers: \$7,571.16; Prosecuting Attorney: \$19,303.50; MOSMART Deputy Sal Supp Grant: \$1,573.80; Commission Administrative: \$0.00; Sheriff: \$33,728.65; Jail: \$35,620.16; P.A. Child Support IV D: \$1,604.77; P.A. VOCA Grant: \$1,461.68; Grand Total: \$216,221.95.

Commissioner Kavanaugh reviewed county roads.

The Commissioners received a letter from Deborah Tackett Haller regarding Kyle Meyer's development of NW 175<sup>th</sup> Road. Tackett Haller's letter noted:

- Meyer has never being denied access through Tackett Farm to his property
- Johnson County Commission did not contact the property owner(s) for input for reopening the long abandoned road
- Potential unwanted access by individuals who are not property owners because of this dirt road connects Tackett Farm to an existing road and fences demarking property boundaries have been removed
- Compensation for the adverse impact to the farm due to the reopening of abandoned portion of NW 175<sup>th</sup> Road by Johnson County Missouri Commission at the request of Kyle Meyers
- Meeting request with the Johnson County Commission and Kyle Meyers to discuss recourse and compensation for removed fences, uneven pastures, loss of future hay revenue, additional fencing to secure the property from trespassing, and current and future environmental impacts on Tackett Farm

Commissioner Gabel and Commissioner Marr discussed the letter and will attempt to set up a meeting (possibly September 11<sup>th</sup> or 12<sup>th</sup>) for the involved parties.

Commissioner Gabel shared his attendance to the Missouri Extension Monthly Meeting Monday evening, August 28, 2017.

The Commissioners reviewed and signed documents for a credit application for the Road and Bridge Department.

The Commissioners tabled the approval of Hard Surface Road Annual Payments to Subdivisions until September 7, 2017.

Adjournment was at 4:00 p.m. The next meeting will convene on August 31, 2017.

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

\_\_\_\_\_  
William H. Gabel, Presiding Commissioner

\_\_\_\_\_  
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, 31<sup>st</sup> Day of August, 2017**

---

The Honorable Johnson County Commission met this day pursuant to adjournment. Present: Bill Gabel, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner and Diane Thompson, County Clerk. The following proceedings were had to-wit:

The Commissioners reviewed and discussed a letter received by Terra Technologies, David L. Flick, notifying the Commission that Valley Oaks Steak Company LLC is planning construction of a new confined / concentrated animal feeding operation sections 15 and 22, Township 47N, Range 29W, in Johnson County, Missouri. The letter stated the facility is located in the SW  $\frac{1}{4}$ , NW  $\frac{1}{4}$ , and NE  $\frac{1}{4}$  of the section with the farm including an eight-building concentrated cattle feedlot producing beef. Valley Oaks Steak Company, LLC owns 400.7 acres at this location that will be utilized for this farming operation, their address is 1921 W 50 Highway, Lone Jack, Missouri. The letter stated written comments may be made to the Missouri Department of Natural Resources for a period of 30 days at P.O. Box 176, Jefferson City, Missouri. Commissioner Gabel stated his support for the development.

Accounts payable in the amount of \$254,655.32 were reviewed and approved for payment.

Commissioner Kavanaugh did not attend the Pioneer Trails Regional Planning Commission meeting.

The Commissions watched the statue atop the Johnson County Courthouse "Minerva" being lowered for maintenance.

The Commissioners reviewed and approved previous minutes.

The Commissioners received the fiscal year 2018 budget request from the Circuit Court and Juvenile Office.

Commissioner Gabel signed a letter requesting a grant extension for the Johnson County Spirit Trail Letter to the grants management section of the Department of Natural Resources, Missouri State Parks. The request is to extend the project completion of November 30, 2017 to February 2018.

Adjournment was at 4:00 p.m. The next meeting will convene on September 5, 2017.

ATTEST:

\_\_\_\_\_  
Diane Thompson, County Clerk

\_\_\_\_\_  
William H. Gabel, Presiding Commissioner

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

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