

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

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

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

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

The Commissioners individually reviewed and approved previous minutes.

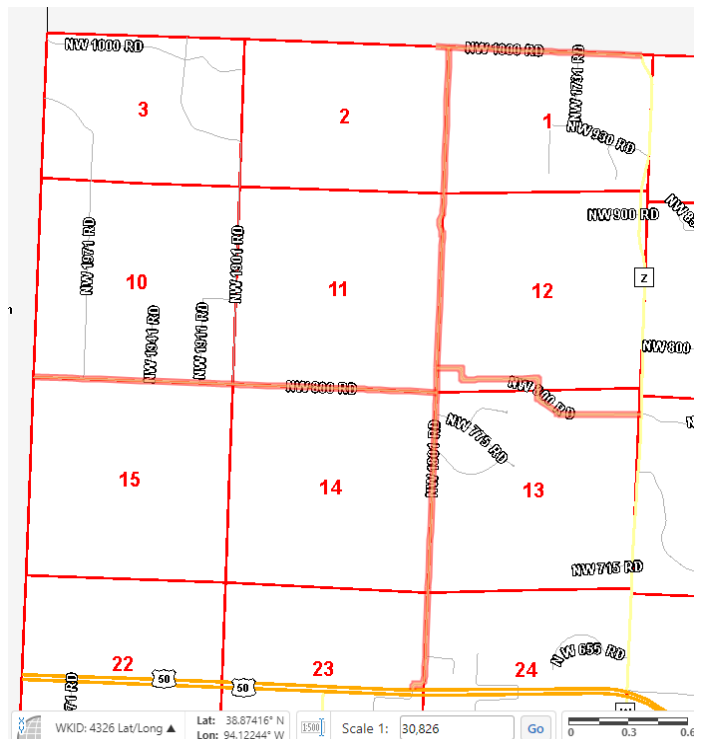
Having held the first hearing on December 29, 2022 and second hearing January 3, 2023 with no opposition to the Weight Limit of 15 tons on NW 1000th Road, NW 1801st Road and NW 800th Road, Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve Bill No. 139 | Ordinance 23-01 Ordinance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

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

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

– EXHIBIT A – Roads

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



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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

ATTEST: _____
 Diane Thompson, County Clerk

 Troy A. Matthews, Presiding Commissioner

 John L. Marr, Eastern Commissioner

 Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT
2nd Day's Proceedings, 5th Day of January 2023

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

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

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

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

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

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

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

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

Annual Disbursement	2023 Payment	Notes
University of MO Extension	\$59,577.00	\$4,964.75 per month
University of MO Extension • 4-H Youth Program Associate (YPA)	\$9,800.00	Upon receipt of invoice
Children's Mercy Hospital	\$15,000.00	Annually – June
Soil & Water Conservation	\$7,500.00	Annually – February
Warrensburg Cemetery Association	\$1,000.00	Annually
Prosecuting Attorney Retirement Fund	\$11,628.00	Annually
Westchester Plaza • Public Defender Rent	\$16,528.92	\$1,377.41 per month
Johnson County Ambulance District • Emergency Management Agency Rent	\$18,000.00	\$1,500 per month (001-060)

WHEREAS, the 2023 budget has been adopted with said payments appropriated; and,

NOW, THEREFORE, the Johnson County Commission approves the Annual Disbursements for 2023 and authorizes payments to be made accordingly.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

- a. Authorize Troy A. Matthews, Presiding Commissioner as sole Signing Official (SO) and Financial Reporting Users (FSR), for the eRA Commons grant management system.
- b. Authorize Troy A. Matthews, Presiding Commissioner and SO and FSR, or his duly authorized representative, Tracy E. Brantner, to submit these documents as required via the eRA Commons webportal.
- c. Approve Judge Wagner as the designated Johnson County representative for the Expanded Substance Abuse Treatment Capacity in Adult Drug Court project.
- d. Approve the Year 5 continuation application and narrative documents in order to request a program continuation from the Substance Abuse and Mental Health Services Administration (SAMSHA) with the approvals included above.

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

ATTEST: _____
Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

ABSENT
Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT
3rd Day's Proceedings, 9th Day of January 2023

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

The Commissioners met with Mitch Marquess for the Maintenance Updates; discussion included: Justice Center

- Rotating Door – rotating doors the door seals (top and sides) need to be replaced; Dormakaba (door manufacturer) will be on site to prepare a quote.
- Boiler – transformer showing age; Matthews recommended Marquess change all three transformers and save the old ones for a backup.

Equipment

- Utility Terrain Vehicle – ice melt spreader has a broadcaster with a bad motor; the vendor may recommend the \$600 be used towards an upgraded broadcaster. Marquess will share the options when they are received.

Courthouse

- Third Floor Bathroom Facilities – the plan is to remove the second bathroom facilities (sink and toilet) in the Recorder's office and build shelves for storage.

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

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

Exterior and Windows: Faulkner reviewed the windows and masonry, noting areas where water is getting into the building through cracked masonry and open mortar joints. Faulkner reviewed an overall facade assessment was not completed, just the windows with several of the sills on the West side have significant deterioration. Faulkner recommended an overall masonry restoration be included in the work plan. Faulkner recommended replacing the exterior wood paneling on the north side of the building. Faulkner noted the bars on the windows are causing issues with rusting and impacting the masonry. Faulkner shared photos of the building and pointed out issues with the windows and masonry. Some windows on the 4th floor may need additional work as the wood frames were left in place when the aluminum windows were installed. The steel lintels are rusting and cracking as well as causing issues with the surrounding masonry due to the steel expanding and the stone not. Faulkner recommended cleaning up the storefronts with more aesthetically pleasing materials. Interior windowsills might be impacted and there may be some hazardous materials remediation for lead based paint on the windowsills. Faulkner recommends a dark bronze frame for windows and storefronts due to conversations with State Historic Preservation Office (SHPO) and historical pictures. Brantner asked if an environmental assessment would be limited in scope. Faulkner stated the windows are a replacement project that likely does not include asbestos; the larger assessment would likely be needed when the HVAC work is done when there is the likelihood of breaking up floor tiles. Faulkner did not see anything other than the steel lintels and some areas of the mortar on the south exterior that were concerning. Faulkner's priority is to keep water out of the building.

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

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

(CONTINUED FROM PAGE 7) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**
3rd Day's Proceedings, 9th Day of January 2023

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

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

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

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

The Commissioners individually reviewed and approve previous minutes.

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

ATTEST: _____
Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT
4th Day's Proceedings, 10th Day of January 2023

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

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

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

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

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

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

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

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

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

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

COUNTY MARIJUANA SALES TAX

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

YES NO

If you are in favor of the question, place an “X” in the box opposite “YES”. If you are opposed to the question, place an “X” in the box opposite “NO”.

2. Notice and Publication. The Johnson County Commission requests the County Clerk, and the County Clerk is authorized and directed to take all actions necessary and appropriate to provide proper notice of election and publication of the notice of election regarding the ballot question described in paragraphs 1, above.
3. Conduct of Election. The election shall be held and conducted by the County Clerk of Johnson, Missouri, under the general election laws governing the County, on April 4, 2023 at the polling places designated, or hereafter designated for each precinct in the County by order or orders of the County Clerk of Johnson, Missouri, and that the polls of the election shall be opened and kept open on that day during the hours required by law. The election shall be conducted by the judges and clerks appointed or to be appointed by the County Clerk of Johnson, Missouri, who shall supply the judges and clerks with all necessary voting equipment, machines, ballot boxes, poll books, tally sheets, and other supplies and equipment required for the conduct of the election, and that the ballot to be used in voting upon the proposition shall be in substantially the form set forth in paragraph 1, above.
4. Legal Effect. This Order shall be in full force and effect from and after its passage. In the event a majority of the votes cast on the proposal described in paragraph 1 by the qualified voters voting thereon are in favor of the proposal, then the county sales tax which is the subject of this Order shall be imposed and in effect.

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

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

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

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

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

Discussion also included the following:

- Information Technology: JCEDC is considering a contract with NOC Technology.
- JCEDC Board of Directors Appointment: Brantner reviewed that with Densil Allen no longer the Presiding Commissioner, the Commission have an open seat on the JCEDC Board of Directors. The Commissioners discussed appointing Commissioner Matthews.
- JCEDC Contract: Brantner reviewed the 2023 Contract for Economic Development Services noting no changes in the contributions from the 2022 contract. Brantner asked if the Commission would prefer to have an itemized scope of services, similarly to those requested in the procurement processes; the Commission stated no preference.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve the 2023 Contract for Economic Development Services with Johnson County Economic Development Corporation with financial commitment toward funding the economic development activities for Johnson County for the January 1st to December 31st, 2023 period, as follows:

- Value of in-kind office and common space, utilities, custodial, printing and other services in the estimated amount of \$20,000; and,
- Contributions toward the salary of office support staff in the amount not to exceed \$35,000. JCEDC will invoice salary contributions based upon JCEDC incurred quarterly payroll, not including the Executive Director, and invoiced in April, July and October with any remaining balance invoiced lump sum in the 4th quarter; and,
- General funding for services in the amount of \$25,000 will be invoiced at \$6,250 quarterly in April, July, October and December.

Motion approved unanimously.

- Whiteman Area Leadership Council (WALC): Brantner asked if Troy Matthews would be willing to serve on WALC if the WALC nominating committee would appoint Matthews. Matthews stated his willingness.

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

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

ATTEST: _____
Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT
5th Day's Proceedings, 12th Day of January 2023

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

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

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

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

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

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

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

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

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

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

(CONTINUED FROM PAGE 11) **RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT**
5th Day's Proceedings, 12th Day of January 2023

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

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

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

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

ATTEST: _____
Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT
6th Day's Proceedings, 17th Day of January 2023

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

ATTEST: _____
Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT
7th Day's Proceedings, 19th Day of January 2023

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

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

Auctioneer Licenses

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

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

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

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

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

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

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

ATTEST: _____
 Diane Thompson, County Clerk

 Troy A. Matthews, Presiding Commissioner

 John L. Marr, Eastern Commissioner

 Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT

8th Day's Proceedings, 23rd Day of January 2023

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

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

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

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

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

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

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

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

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

Streeter shared that PWSW #3 has three projects: wastewater improvements at a cost of \$5 million, drinking water pump station at a cost of \$2.6 million which includes a tower rehabilitation of \$700,000. PSWD#3 is faced with a tremendous amount of spending. Brantner noted the Environmental Protection Agency (EPA) received significant funding for the State Revolving Fund. Streeter reported that PSWD#3 has a \$5 million bond question on the April 2023 ballot. Streeter stated they will be required to charge a certain minimum household rate and developers pay 100% for main extension. Streeter and Sanders noted a Community Development Block Grant (CDBG) Program Grant may be suitable for Hickory Hills since there is an inflow and infiltration (I & I) failure in the system that should not be there. Streeter confirmed that PSWD#3 annexed portions of Henry and Pettis Counties into their district; the expansion was driven by development. Briscoe noted the two City of Holden DNR applications were not approved and Holden has three (3) projects, with wastewater (estimated cost of \$1.2 million) being the priority. Lerda noted Holden is under an abatement order due to stormwater overflowing the sewer system lagoons in 2015 and 2017. Brantner stated the goal to finalize Johnson County's standalone water resource application quickly and the Commission's previously expressed desire to limit applicants to those previously applied and the total dollars allocated to those applicants would be \$1.1 million. Brantner announced the State Chamber of Commerce is rallying for the Trails Day at the Capitol on February 7, 2023.

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

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

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

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

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

The Commissioners individually reviewed and approved previous minutes.

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

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

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

ATTEST: _____

Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT
9th Day's Proceedings, 24th Day of January 2023

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

ATTEST: _____
Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT
10th Day's Proceedings, 26th Day of January 2023

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

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

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

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

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

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

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

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

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

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

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

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

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

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

ORDER: 20230126 - 01

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

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

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

ATTEST: _____
Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

ABSENT
Charles Kavanaugh, Western Commissioner

RECORD OF THE JANUARY TERM OF THE JOHNSON COUNTY COURT
11th Day's Proceedings, 30th Day of January 2023

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

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

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

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

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

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

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

The Commissioners individually reviewed and approved previous minutes.

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

ATTEST: _____
Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

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

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

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

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

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

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

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

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

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

ATTEST: _____
Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner