

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

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

The Commissioners met with Mitch Marquess for the maintenance update.

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

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

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

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

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

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

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

The Commissioners individually reviewed and approved previous minutes.

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

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

ATTEST:

Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

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

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

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

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

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

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

The Commissioners met with Jimmy Tye, Road and Bridge Supervisor; discussion included:

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

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2nd Day's Proceedings, 4th Day of April 2023**

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

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

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

ATTEST:

Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

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

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

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

The Commissioners met with Mitch Marquess, Maintenance Supervisor, regarding the Justice Center:

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

Commissioner Matthews attended a Whiteman Area Leadership Council meeting.

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

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

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

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3rd Day's Proceedings, 6th Day of April 2023

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

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

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

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

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

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

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

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

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

TOTAL \$2,219.40

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

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3rd Day's Proceedings, 6th Day of April 2023

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

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

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

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

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

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

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

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

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

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

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

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

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

ATTEST: _____
Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

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

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

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

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

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

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

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

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

Miller stated the roads are hard surface and have been accepted by the County but should not be identified as a subdivision road since the roads are used as a through road to reach other subdivisions. Miller noted some of the roads were initially established as emergency access to the Knob Noster State Park.

Commissioner Marr stated the roads were not established or developed by Johnson County; a contractor created the roads. Commissioner Marr noted that gravel reimbursement is allocated for county accepted hard surface roads and those monies are sent to the Homeowners Association or Road Maintenance Association if applicable. For subdivisions with no HOA or RMA, funds are held in an escrow account with the County. Commissioner Marr noted that the County has never accepted a section of roadway that requires a crossing of a dam, and likely never will. Thompson provided excerpts of minutes from 2000, 2001 and 2003 stating that the Commission will not accept any portion of a road built over a dam.

Commissioner Marr contacted and requested the Road and Bridge Department ditch along SE 125th Road off of SE 611th Road in Lake Michael Subdivision. Miller asked about the roadway repair, if the road surface was impacted by culvert maintenance. Commissioner Marr stated the Road and Bridge department would repair the road with a cold mix, if the surface of the road was impacted by correcting the water drainage. Thompson provided Miller with a GIS map of the subdivision highlighting the roads that were accepted by the Commission in 2003 as well as the process for property owners to utilize funds in their subdivision escrow account to make necessary road repairs.

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

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

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

YES	2312
NO	910

The Commissioners individually reviewed and approved previous minutes.

RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT 4th Day's Proceedings, 10th Day of April 2023 is continued on page 70

**(CONTINUED FROM PAGE 69) RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT
4th Day's Proceedings, 10th Day of April 2023**

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

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

ATTEST: _____
Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT
5th Day's Proceedings, 11th Day of April 2023**

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

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

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

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

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

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

ATTEST: _____
Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT
6th Day's Proceedings, 13th Day of April 2023

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

The Commissioners reviewed and approved accounts payable in the amount of \$153,582.58.

The Commissioners discussed the Justice Center Security Enhancements noting the estimated cost for all five (5) bollards was \$12,500 plus shipping, installation and concrete work with a total estimated cost of \$39,623. Commissioner Kavanaugh reported having contacted Blackwater Anvil LLC who provided an estimated cost of \$450.00 per four (4) foot long, eight (8) inch diameter grade five (5) stainless steel pipe (unknown polished finish). Commissioner Kavanaugh stated the pipe would not have a cap like the bollard would. Commissioner Matthews stated the bollard could be filled with concrete, with the concrete formed into a rounded top, if a cap was not obtainable. Commissioner Marr noted the Road and Bridge Department could do the concrete work and install the bollards, rebar stirrups per the specifications.

Commissioner Kavanaugh reported having spoken with Randy Russell, AssuredPartners, regarding the water damage at 122 Hout Street, Warrensburg. Commissioner Kavanaugh stated Russell's recommendation, if the County wants to proceed with recouping expenses from the water meter breaking, is to seek legal counsel. The Commissioners requested the meeting be set as soon as possible.

The Commissioners reviewed two (2) quotes to replace the door access keypad on the staff entrance door at the northwest corner of the Justice Center:

- Dormakaba: \$2,112.23 includes 2 amp power supply, battery backup, freight, installation, Rosslare Keypad
- Nightwatch Security and Telephone: \$909.00 includes door access pin pad and reader, mullion, program new master code and train on-site personnel to add/remove/change codes

Having considered the quotes, Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve proceeding with Nightwatch Security and Telephone to replace the door access keypad at the northwest corner of the Justice Center. Motion approved unanimously.

The Commissioners met with Scott Munsterman, Sheriff; Mike Haynes, Captain; Jason Shackles, Lieutenant. Discussion included various projects needed at the Sheriff's Detention Center. Munsterman stated a needed welding project (wall trim) in the day room. Munsterman noted that Haynes and Shackles will be attending the mandatory training for County Jail Maintenance and Improvement (CJMI) Award and Compliance Workshop and asked if anyone else planned to attend. The Commissioners were not aware of anyone planning to attend. Munsterman noted they will be working with the contractor to plan the work in each of the dorms, limiting intake and moving detainees to allow for construction. Commissioner Kavanaugh asked if there are any budgeted projects that could be completed during the installation of the insulation. Shackles stated the buildings all have plumbing issues, so they try to work on those as they arise. Shackles noted the bed frames are all rusty, so even though mattresses are new, the rust is staining them. Shackles stated they could purchase new or try to power wash and paint the frames. Munsterman stated he was not aware of any needed HVAC repairs but they do not necessarily need repairs on a schedule. Munsterman stated the floor surface has not been updated to minimize the slipperiness. Haynes reviewed they are selling multiple vehicles and will provide a list to the County Clerk's office so titles can be located. Munsterman noted the mower has been repairs but will likely need to be replaced in the upcoming year(s). Munsterman asked about the Commission's intent to continue the one fourth of one cent (¼¢) tax for the jail. Munsterman stated the funds would be needed to continue repairing the current jail or to build a new one. Munsterman invited the Commission to attend a site visit at the Callaway County new detention center.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve Order 20230413 to Authorize the Presiding Commissioner to sign State Fiscal Year (SFY) 2023 American Rescue Plan Act (ARPA) State and Local Fiscal Recovery Funds (SLFRF) County Jail Maintenance and Improvements Grant (CJMI) Award #SLFRP4542-CJMI022

WHEREAS, the Federal Department of Treasury awarded American Rescue Plan Act (ARPA) funds to the State of Missouri on May 10, 2021; and WHEREAS, the State of Missouri identified the Office of Administration / Department of Public Safety as the pass through entity; and WHEREAS, The State of Missouri Department of Public Safety, Office of Homeland Security Division of Grants created a grant program titled State Fiscal Year (SFY) 2023 American Rescue Plan Act (ARPA) State and Local Fiscal Recovery Funds (SLFRF) County Jail Maintenance and Improvements Grant (CJMI) for maintenance and improvements for county jails, provided that any grant awards disbursed from this appropriation shall be matched on a 50/50 basis provided that such funds shall be matched by the recipient or local entity with a project period of January 1, 2023 through June 30, 2026; and WHEREAS, the Johnson County, Missouri Sheriff's Office applied as a County Jail Administrative Agency eligible entity to ensure facilities are safe and secure for inmates, staff, and the citizens of Missouri with a project to remove and replace the insulation in each of the four (4) inmate housing dorms at 278 SW 871st Road, Centerview, Missouri; and WHEREAS, the aforementioned project was awarded a subaward agreement for a total federal award of \$239,000.00 with federal funds obligated to Johnson County, Missouri in the amount of \$119,500.00 with a cost sharing or matching \$119,500.00; and WHEREAS, the Commission recognizes that the Sheriff's Office will be responsible for following all compliance measures required by the procurement, reporting, and record retention for the project as identified by the Federal Department of Treasury and the State of Missouri Office of Administration / Department of Public Safety; and NOW, THEREFORE, the Johnson County Commission hereby authorizes the Johnson County Presiding Commissioner to enter into the subaward agreement providing funds for the project from Jail Sales Tax Fund, Building and Grounds Maintenance (016-060-57210) and reimbursements of up to \$119,500.00 to be deposited in Jail Sales Tax Fund Miscellaneous Revenue (016-000-44745).

Commissioner Matthews attended the Whiteman Area Leadership Council – Board of Directors Meeting.

At 11:30 a.m. in the Commissioners' Chambers, located on the 2nd Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

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

At 12:20 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Marr to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Request for Bids: Micro Surface Road Treatment was advertised on March 17, 2023 in the Warrensburg Star Journal. Bid specifications were posted on the Johnson County website and emailed to the following potential bidders: Calvert's Paving Inc., Clever Stone Company Inc., Kansas City Asphalt, Platinum Paving & Concrete Kansas City, Vance Brothers, Inc. The project includes all work incidental to the supply and placement of micro surface treatment on NW 501st Road starting where the 50 Highway concrete apron (state right of way) ends and proceeding north to where the road meets NW 500th Road and continues westward to where the road intersects with NW 521st Road and proceeding north to where the OO Highway asphalt apron (state right of way) ends. The deadline for receipt of bids was 1:30 p.m. on Tuesday, April 13, 2023. The County received one question prior to the April 4, 2023 questions deadline and an addendum was released with the response on the County website and to the aforementioned potential bidders.

Bids for Micro Surface Road Treatment were opened at 1:30 p.m. on this date, as advertised. In attendance: Troy Matthews, Presiding Commissioner; John Marr, Eastern Commissioner; Charles Kavanaugh, Western Commissioner; Jennifer Powers, County Clerk Chief Deputy; Alek Vance, Vance Brothers, Inc.

A single bid was received, from Vance Brothers, Inc.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to award the Micro Surface Road Treatment to Vance Brothers, Inc. with Micro Surface Treatment Total Cost of \$3.25 per square yard, for a total of \$289,110.25, using ISSA Type II Microsurfacing, with estimated dates of work being five (5) days an expected start date of June 1, 2023.

The Commissioners and Alek Vance, Vance Brothers, Inc. signed the Agreement for Micro Surface Road Treatment.

The Commissioners reviewed and approved the following Right of Ways for Bright Speed with Schatz Underground contracting and work to begin April 13, 2023 with an unknown end date with work to include plowing or boring underground fiber optic cable for high-speed internet services.

- 2023-031 | Business 13 Highway starting at SE 135th Road headed South for 680 feet; then West 85 feet crossing Business 13 Hwy; boring and placing 1.25 inch conduit then pulling fiber

The Commissioners reviewed the nominations of Bekki Currier and Bill Wayne for Trails Regional Library Board of Trustees (TRLBOT) appointments to fill two board vacancies. Also present: Barbara Seitter, Jae Steinkuhler, Karen Churn from Trails Regional Library Staff; and Raymond James, Emily Constant, Barbara Curtis as Johnson County Residents; Holli Burge joined by zoom. The Commissioners opened the meeting to individuals in attendance.

Steinkuhler expressed concern that TRLBOT is micromanaging the library's operations, with specific focus on the Director and that overreach has run off the last two (2) Directors. Staff is concerned the current director will leave as a result of the board's actions as well. She noted that she should be more concerned with funding changes being made by the Secretary of State effective April 30, 2023 than the drama the board is causing. Steinkuhler stated TRL staff want to do their job but with TRLBOT causing strife with the Director, the work environment is often tense. Steinkuhler presented a statement, with TRL staff signatures attached, expressing concerns of continued dysfunctional and micromanaging by TRLBOT if the bylaws are amended to remove the term limits. Steinkuhler also noted examples of TRLBOT being difficult to work with regarding staff parking, branch hours during the pandemic, threatening termination of a director over craft programs, only advocating for the branch closed to where they live and not advocating for the district as a whole, which were notated in the TRLBOT meetings minutes presented (documents held in TRL folder).

Churn, who has worked with the library for 27 years, noted expertise on the board isn't a concern. Anyone that wants to serve should be given an opportunity. She believes the Commission should review all of the applications submitted. If the Commission accepts the recommendation of the board knowing all of the options, that is fine.

James stated there is no transparency between the board and the public. James noted that additional information should be pushed out regularly from the board to express what is going on. James stated that librarians know what their procedures are and there is no reason to be managed in detail. James stated that even this meeting was not posted on the Commissioner's agenda on the County's website. Thompson noted that the meeting was on the amended agenda and posted at least 24 hours in advance. Director Hawes was also made aware of the agenda item. It was discovered that the updated agenda had not been posted on the website.

**(CONTINUED FROM PAGE 72) RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT
6th Day's Proceedings, 13th Day of April 2023**

Constant reviewed a prepared statement (in TRL folder) stating that TRLBOT members Scotty Walker, Ron McMullin, and Judy Wolter make irresponsible decisions based solely on their own agenda. Constant stated during Walker's TRLBOT leadership, TRL has had a turnover of four directors in the past five (5) years and at least eight (8) other employees in leadership positions have left due to repeated harassment and intimidation tactics. Constant stated that additionally, during the same five-year period, eight (8) board members have resigned or not sought reelection due to the toxic environment created by Walker, McMullin and Wolter. Constant shared that a former trustee (wishing to remain anonymous) stated Walker held meetings and coordinated votes outside of the posted public meeting, then when voting on new trustees, Walker would dominate the conversation. Constant stated Walker would bring applications of candidates from his own community that he, McMullin and Wolter would back aggressively, despite the fact that the appointment meant disproportionate representation for Johnson County. Constant stated, "the library board should not be allowed so much say over who is chosen to serve on the board. By law, that authority lies with the County Commission. Allowing board member influence has opened the door to cronyism. Quality applicants are passed over in favor of acquaintances, creating lopsided representation where the largest town has no board members and a smaller one may have three."

Churn stated that the Commission has a lot of say on how TRL will progress with who they choose to serve on the board. It was noted that Bill Wayne and his late wife Sandra were loyal library users for many years. Commissioner Marr noted that he had read all the applications and is in favor of tabling the motion to read through them again as the board's recommendation may not carry as much weight as it did in the past. Commissioner Kavanaugh motioned and Commissioner Marr seconded to table the Trails Regional Library Board of Trustees Appointments to Unexpired Terms until April 18, 2023. Motion approved unanimously.

Adjournment was at 4:00 p.m. The next meeting will convene on April 17, 2023.

ATTEST:

Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

**RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT
7th Day's Proceedings, 17th Day of April 2023**

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

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

- 335 E. North, Warrensburg (Road and Bridge Department) – Marquess stated the Road and Bridge Department staff is replacing tile in their breakroom. Marquess supplied some chemicals to help with the removal process.
- Hout Street – Marquess stated the fans, venting and humidifier seems to be helping to improve the air quality in the building.
- Justice Center Northwest Staff Door – Marquess noted the Commission's March 14, 2023 decision for Nightwatch to repair the secured staff entrance.
- Utility Task Vehicles (UTV) – Marquess noted that Swisher's looked at the compression and that is not a problem. Marquess noted that an oil pressure gauge was installed at no additional cost.
- Justice Center Heating Ventilation and Air Conditioning (HVAC) – Marquess noted the pump for one of the large HVAC solid loop systems has been shutting down and the pump is losing water (which is not normal). Marquess stated APEX is going to look at the unit and see what it will cost to repair or rebuild the unit. Marquess noted there are two (2) large units in the building and both were installed at the same time so there is likely to be a similar problem for the second unit. Marquess noted these HVAC units are likely to be expensive to repair.

The Closed Session pursuant to RSMo. 610.021 (11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid; was tabled to April 18, 2023.

The Commissioners reviewed and approved the Indigent Affidavit request made by Clark Holdren doing business as Sweeney Phillips and Holdren Funeral Home for Richard Lewis Coffman at \$600.00 and \$400.00 for refrigeration for the indigent burial for each for a total of \$1,000.00.

(CONTINUED FROM PAGE 73) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**
7th Day's Proceedings, 17th Day of April 2023

The Commissioners discussed appointing a Surveyor for Johnson County. No determination was made regarding remonumentation of section corners or appointing a surveyor.

Retail Liquor by Drink - Picnic License

Warrensburg Main Street d/b/a Warrensburg Main Street at 125C North Holden, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary concession stand and designated concession area at 107 Ming St, Warrensburg, MO. The license shall be valid for seven (7) days and expire April 26, 2023.

Warrensburg Main Street d/b/a Warrensburg Main Street at 125C North Holden, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary concession stand and designated concession area at 220 Maynard St, Warrensburg, MO. The license shall be valid for seven (7) days and expire April 26, 2023.

Warrensburg Main Street d/b/a Warrensburg Main Street at 125C North Holden, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary concession stand and designated concession area at 111 E Culton St, Warrensburg, MO. The license shall be valid for seven (7) days and expire April 26, 2023.

Warrensburg Main Street d/b/a Warrensburg Main Street at 125C North Holden, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary concession stand and designated concession area at 105 E Pine St, Warrensburg, MO. The license shall be valid for seven (7) days and expire April 26, 2023.

Warrensburg Main Street d/b/a Warrensburg Main Street at 125C North Holden, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary concession stand and designated concession area at 105A S. Holden St, Warrensburg, MO. The license shall be valid for seven (7) days and expire April 26, 2023.

Warrensburg Main Street d/b/a Warrensburg Main Street at 125C North Holden, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary concession stand and designated concession area at the 211 N Holden St, Warrensburg, MO. The license shall be valid for seven (7) days and expire April 26, 2023.

Warrensburg Main Street d/b/a Warrensburg Main Street at 125C North Holden, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary concession stand and designated concession area at 212 N Holden St, Warrensburg, MO. The license shall be valid for seven (7) days and expire April 26, 2023.

Warrensburg Main Street d/b/a Warrensburg Main Street at 125C North Holden, Warrensburg, MO requested and was granted license to sell retail liquor by drink - picnic at all of a temporary concession stand and designated concession area at the 213 N Holden, Warrensburg, MO. The license shall be valid for seven (7) days and expire April 26, 2023.

Adjournment was at 4:00 p.m. The next meeting will convene on April 18, 2023.

ATTEST: _____
Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT
8th Day's Proceedings, 18th Day of April 2023

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

The Commissioners individually reviewed and approved previous minutes.

Carlin Dillon came in to speak to the Commissioners about the library board situation Dillon: (had been speaking when I walked in the room)... We'll have that choice to do what we feel is best at that time. Partly the board's fault for not being able to get experience as an officer. Dillon noted she hasn't seen Scott or Judy do anything out of the ordinary. Dillon stated that the board is lucky to get maybe get two applicants in the past. This time we had 9 and two dropped out. Dillon noted that the board interviewed the applicants. She stated that a lot were ex librarians, worked in the library or connected to the library. Dillon asked the Commission if they wanted to stack the board with library people? The Commission noted they are not stacking them with anything. Dillon noted that the library district has buildings that need repair. We need someone with business experience. We've had a big turnover in staff in the last couple of years. Marr stated he would like to have someone from each community where the library has a branch have representation on the board.

(CONTINUED FROM PAGE 74) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**
8th Day's Proceedings, 18th Day of April 2023

Dillon noted that the board tries to be impartial and look at it as a whole. Are all libraries treated equally? No. Some don't have patrons that come in enough to warrant being open as many hours.

Marr stated that the Commission also looked at all the applications.

Dillon stated it's hard to get people to apply. For a while everyone was from Warrensburg. Then we had three from Holden. Dillon noted that she tries to be impartial where others aren't. She doesn't agree with the board members going off. She also noted that the library has had trouble with the homeless. Some are upset with the way the board is trying to handle the situation.

Matthews stated that the Commission doesn't hear complaints from the library; they hear it from the public not wanting to go to the library. What do you want us to do?

Representatives from the City of Warrensburg arrived for their 8:30 meeting scheduled on the agenda.

Conversation on the TRL issue was tabled. Commission moved on to the City meeting that's on the agenda

The Commissioners met with Danielle Dulin, City Manager and Enrico Villegas, Assistant City Manager for the City of Warrensburg and Johnson County Monthly Meeting; discussion included:

- Sewer Plant Upgrades – Dulin stated they are currently in the design phase and both sewer plants are at, or near capacity. Dulin stated at this point the plan is an additional large holding tank (SVR) at each plant and the City is taking measures to be proactive preventing storm water into the sewage pipes. Dulin noted U.S. Environmental Protection Agency (EPA) Regulations could alter opportunities for future development until the issue(s) are resolved.
- State Revolving Fund (SRF) Bond Question – Dulin stated City Council is considering a Special November 2023 Election noting sewer users are already paying for the bonds in their sewer rates; if the bond fails, the City will issue a certificate of participation and which will be a higher interest rate.
- 122 Hout Street – Commissioner Kavanaugh noted the County is working on a solution to the broken water meter.
- Maguire Street Corridor Rehabilitation (from Russell Street to Broad Street) – Dulin stated the City is in negotiations with an engineer with a project timeline of two (2) years using a Construction Manager at Risk (CMAR). Dulin stated the intent is to resolve the congestion issues so drivers do not stop avoiding Maguire Street. Villegas stated the roadway would not be widened but there are other methods to move traffic off of Maguire Street and stay within the same footprint. Villegas noted the design of the corridor will determine the design of the interchange. Dulin stated that phase one in 2016 was going to be the interchange and that is the bottleneck. Dulin noted the bridge is Missouri Department of Transportation's (MoDOT) property and the City's desire is to only spend city monies on Warrensburg property.
- Community Development Block Grant (CDBG) Program for Market Street – Villegas stated the City should hear grant results next week.
- Cooper Boulevard extension from Thompson to Hawthorne – Villegas stated the street project will include sidewalk, curb and gutter to increase interest in development of the area. Villegas stated the area is zoned as a mixture of multi-family residential and commercial.
- Courthouse Construction – Commissioner Kavanaugh stated the entrances project should be starting soon and the heating ventilation and air conditioning (HVAC) project is moving forward. Commissioner Kavanaugh noted the HVAC construction timeline could be one (1) year if the building is evacuated, or two (2) years if staff remain in the building but the Commission has not received cost estimates for the options to determine which HVAC system to bid. Dulin stated the City Council Chamber space could be used for Commission meetings if needed but would need to work around Tuesdays court.
- Warrensburg Convention and Visitor's Bureau Center – Dulin stated it is exciting news to have received the state grant with a \$250,000 match.
- Animal Shelter – Commissioner Kavanaugh stated the County is still in the negotiation process.
- City Budget – Dulin noted the City's efforts to increase community engagement getting the City's message out by meeting people where they are versus expecting the public to attend meetings or forums. Dulin stated the City needs to start helping build some of the infrastructure, noting "if you build it, they will come."

The Commissioners met with Scott Peterson, City Administrator, for the City of Knob Noster and Johnson County Monthly Update; also present: Diane Thompson.

- Right of Way Work – Peterson noted fiber installation project is complete in the city but the company struck one last water main on their way out. Commissioner Kavanaugh stated someone is looking for a warehouse to store fiber conduit (2-6,000 sq ft). Peterson stated he would make others aware but he is not aware of Knob Noster having anything that size available.
- Old Town South – Peterson noted the new restaurant is still trying to work out the kinks but was approved for a liquor license even though Miller and Sons was not at the same location.
- Asphalt Bid Project – Peterson noted they are working to get Washington Street milled and overlaid and although he was told to wait until April when the asphalt plants open, he is not having any luck getting the work scheduled.
- Staffing – Peterson stated the City is hiring a marketing and branding firm to promote local businesses to hopefully bring more visitors into the city; public works is fully staffed. Police Officers are a revolving door with eight (8) officers budgeted. Peterson stated the police department has new cars. Commissioner Kavanaugh noted workers compensation claims from academy accidents for Sheriff's Office.
- April 2023 Election – Peterson stated the newly elected officers will take office today: Mayor Garret Carter (owner of B&G Scoops), Ward I Alderman Jennifer Palmer, Ward II Alderman Edward Thering, Ward III Alderman Tom Charrette. Peterson stated voters also passed the recreational marijuana sales tax and the Board has a zoning ordinance ready to go but the City has not received any inquiries about a dispensary wanting to come into Knob Noster.
- Knob Noster State Park – Peterson noted an upcoming meeting with park representatives to discuss a bike/pedestrian lane down 23 Highway to connect to Spirit Trail. Peterson stated they are working

toward annexing part of Hwy 23 and DD for law enforcement purposes. Peterson noted the state park has a lot of construction projects going on.

- Knob Noster Fair – Peterson stated the fair and carnival is June 8-10, 2023 with parade on the 8th. Peterson stated a non-profit fair board sets up the event. Commissioner Kavanaugh stated the Johnson County Fair Association was interested in bringing a carnival back.
- Courthouse Entrances – The Commissioners noted the courthouse will be in renovation soon to repair the east and west entrances.
- Wastewater Project – Peterson stated the City is finishing up the sewer project, currently locating manholes. Peterson noted the next step using a pipe inspection camera to locate sewer pipes and know the status of the pipe structure. Peterson stated the Board of Aldermen is divided on what to do: some want to pick one area to inspect and locate with the camera then fix any issues in that area; while others want to get the camera work completed so the worst issues are known.

The Commission took up the appointment of two vacancies on the Trails Regional Library Board of Trustees (TRLBOT) that was tabled from April 13, 2023. Present: Commissioners, Thompson, Jae Steinkuhler, TRL Warrensburg branch manager; Sandy Henke and Carlin Dillon, TRL Board members; Barbara Erickson, Mary Solomon, Barb Rhodes, patrons.

Dillon stated that she believes someone from TRL is trying to overthrow the board. She also stated she does believe the board should have term limits. Dillon has concerns about the lack of training of the other board members, which are all relatively new.

Matthews noted that the Commission can't tell TRLBOT not to change their bylaws, but the commission doesn't have to honor unlimited terms.

Dillon noted that they TRLBOT hasn't voted on the bylaws change yet, but wondered why it wouldn't be acceptable for Walker, Wolter and McMullin to stay on another year or two. Kavanaugh noted that wasn't what was proposed to the Commission.

Carlin shared that, per the bylaws, when a motion is made and seconded it has to receive unanimous approval. If it does not, it will be revisited at the following meeting and only needs a majority vote to be approved. Carlin noted that the removal of term limits wasn't passed unanimously in the previous meeting and the director provided four alternatives that would be presented at the upcoming meeting. Kavanaugh noted that an outgoing board member can act in an advisory capacity without having a vote. Carlin stated that the terms were set up so there wouldn't be a big turnover but with several board members resigning, that is how it will be.

Erickson noted that she is interested in the library board from a taxpayer and patron standpoint. She noted that there are five board members in Johnson County but no representation from Warrensburg. Dillon stated Warrensburg has had representation in the past. Erickson noted that she has been invited to apply but didn't because she didn't want the headache. Dillon stated, per the bylaws, no person represents a certain part of the county, that the board members represent the county as a whole.

Commissioner Marr asked how the public knows where there is an opening on the board. Dillon stated that it is advertised in the newspaper and on the radio, posted on the door of each branch of the library and all applications are sent to the Commission with the board's recommendation. Marr asked if Walker was going off the board because he's termed out. Dillon noted he is. Marr asked if all three of the outgoing board members want to remain on the board, with the reply being "for a short time". Dillon and Henke noted they don't want an inexperienced board. They expressed concern that there are library employees "in board business" and that they've come to override the Commission's decision on who to appoint to fill the vacancies. Commissioner Kavanaugh stated that was incorrect. Dillon stated that in the board packet, the board members were "threatened if they didn't vote a certain way, the Commission would override us" and showed the Commissioners a document from the packet.

Kavanaugh noted that the three outgoing members can't serve another term by the board's own bylaws as they are term limited out. Henke noted that she wasn't aware of the agenda item for library board appointments on the Commissioners' April 13th meeting and felt the library employees should follow protocol with the chain of command.

Dillon asked Steinkuhler if she was here as an employee. Steinkuhler stated that she was on her own time. Dillon stated that, looking at the names of who was at the last meeting, they should have followed the chain of command. Marr asked if any employees would suffer repercussions for attending Commission meetings. Dillon stated "there could be" and noted that employees have been warned not to talk to board members. Dillon stated that the bylaws have a grievance process to protect whistleblowers. Kavanaugh noted that the employees didn't ask the Commission to do anything, that they came to address their opinions about board term limits, as taxpayers and on their own time.

Henke noted that the employees feel threatened and are too scared to come to the board with concerns about what is going on behind the scenes. Dillon stated that the director says the board can't approach employees to even ask how things are going and employees can't approach the board.

It was stated that the library board has a reputation of being hard to deal with. Past directors have also been hard to deal with and acted behind and around the board.

Commissioner Marr moved and Commissioner Matthews seconded to appoint Bekki Currier and Goldie A. Edwards. The motion passed unanimously.

Appointment: Trails Regional Library Board of Trustees, Goldie Edwards – WHEREAS, the Johnson County Commission appointed Georgia Jarman to the Trails Regional Library Board of Trustees, the term was effective July 1, 2020 and to expire June 30, 2024; and, WHEREAS Ms. Jarman submitted her Trustee resignation on February 28, 2023 to Jackie Hawes, Trails Regional Library Director; and, WHEREAS, the Trails Regional Library requested applicants to complete and submit an application to the Trails Regional Library Board of Trustees, and WHEREAS, the Trails Regional Library Board of Trustees received seven (7) applications, and WHEREAS, having reviewed the applications, the Trails Regional Library Board of Trustees nominated Bill Wayne of 431 SE Y Highway, Warrensburg, Missouri 64093 at the March 22, 2023 Trails Regional Library Board of Trustees meeting; and,

(CONTINUED FROM PAGE 76) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**
8th Day's Proceedings, 18th Day of April 2023

WHEREAS, after careful consideration of the applications received and the recommendation of the Trails Regional Library Board of Trustees, the Johnson County Commission, pursuant to 182.640.2 RSMo has opted to select Goldie A. Edwards, 607 Oakmont Dr, Warrensburg, MO to fill the vacancy of Georgia Jarman; and, NOW, THEREFORE, the County Commission hereby appoints Ms. Goldie A. Edwards to serve Georgia Jarman's unexpired term on the Trails Regional Library Board of Trustees. The term shall become effective April 13, 2023 and expire June 30, 2024. FURTHERMORE, Ms. Edwards will be eligible to serve as a Trustee two (2) additional terms as stated in the Trail Regional Library Board of Trustees Bylaws if so desired and if approved by the Johnson County Commission.

Appointment: Trails Regional Library Board of Trustees, Bekki Currier – WHEREAS, the Johnson County Commission appointed Jana Brookshier to the Trails Regional Library Board of Trustees, the term was effective July 1, 2022 and to expire June 30, 2025; and, WHEREAS, Ms. Brookshier submitted her Trustee resignation on January 6, 2023 to Jackie Hawes, Trails Regional Library Director; and, WHEREAS, the Trails Regional Library requested applicants to complete and submit an application to the Trails Regional Library Board of Trustees, and WHEREAS, the Trails Regional Library Board of Trustees received seven (7) applications, and WHEREAS, having reviewed the applications, the Trails Regional Library Board of Trustees nominated Bekki Currier of 810 South Lexington, Holden, Missouri 64040 at the March 22, 2023 Trails Regional Library Board of Trustees meeting; and, NOW, THEREFORE, after careful consideration of the recommendation and actions of the Trails Regional Library Board of Trustees, the Johnson County Commission hereby appoints Ms. Bekki Currier of 810 South Lexington, Holden, Missouri to serve Jana Brookshier's unexpired term on the Trails Regional Library Board of Trustees. The term shall become effective April 13, 2023 and expire June 30, 2025. FURTHERMORE, Ms. Currier will be eligible to serve as a Trustee two (2) additional terms as stated in the Trail Regional Library Board of Trustees Bylaws if so desired and if approved by the Johnson County Commission.

Henke asked why not choose both recommendations of the board. Marr noted that the Commission reviewed all of the applications and felt that these two were the best people to fill the positions. Rhodes noted that one concern she has is that not only does Warrensburg have no representation, but also that the board is hostile to the interests of the Warrensburg branch. Dillon stated that the board doesn't withhold applications. Rhodes countered that they used to and the board needs to make sure the county as a whole is represented. Dillon and Henke stated that they have no problem working with Edwards; she was an excellent candidate. Dillon stated she feels the applicants are handpicked. She is one of ten votes and doesn't always agree with the rest of the board.

It was asked if there would be an opportunity for additional applications to be received for the two upcoming positions. The Commission noted that some of the previous applicants asked to be considered for future seats. Solomon asked if executive session minutes were available to the public. Thompson noted that only certain portions of the closed session minutes are available pursuant to 610 RSMo. Henke asked if the library board could have "any other issues as presented" like the Commission has on theirs. Thompson noted that they would need to consult their legal counsel on that. Because the Commission meets all day and their agenda is laid out with items happening at specific times, the "any other issues" notation allows elected officials to present monthly fee reports and other ministerial matters that don't require action by the Commission. If a matter that required a vote was presented to the Commission under the "other issues" clause, no action can be taken until the issue is formally on the agenda.

At 11:03 a.m. in the Commissioners' Chambers, located on the 2nd Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Travis Elliott, Ellis, Ellis, Hammons & Johnson, P.C. (County Legal Counsel); Randy Russell, AssuredPartners President Central States (County Insurance Representative).

At 11:25 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Marr and seconded by Kavanaugh to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Commissioner Matthews attended the Johnson County Trails (Spirit Trail) Coalition in the third-floor conference room.

At 2:31 p.m. in the Commissioners' Chambers, located on the 2nd Floor of the Johnson County Courthouse, a motion was made by Kavanaugh and seconded by Matthews to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to Closed Session: Pursuant to RSMo. 610.021 (11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid; Roll was called on the motion and the members voted as follows: "YEA" Matthews, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried. Other individuals in the closed session: Diane Thompson, County Clerk; Tracy Brantner, Johnson County Economic Development Corporation Executive Director.

At 3:11 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Kavanaugh and seconded by Matthews to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

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

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

ATTEST: _____ Diane Thompson, County Clerk

RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT
9th Day's Proceedings, 20th Day of April 2023

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

The transfer of funds for payroll of County Officials and employees for the period April 1, 2023 through April 14, 2023 was approved from County funds in the following amounts: County Revenue: \$69,715.79; Road and Bridge Department: \$46,106.33; Assessment: \$16,111.95; Bridge Construction: \$24,739.54; Juvenile Officers: \$5,488.16; Prosecuting Attorney: \$28,120.72; MoSMART Sal Supplement: \$415.35; Recovery Court – SAMHSA Grant: \$0.00; Commission Administrative: \$0.00; Sheriff: \$76,242.21; Jail: \$78,023.65; P.A. Child Support IV D: \$2,248.82; P.A. VOCA Grant: \$1,846.15; Grand Total: \$349,058.67.

Commissioner Matthews and Commissioner Kavanaugh approved a wage continuation extension for an employee at the Road and Bridge Department.

Commissioner Kavanaugh reported attending the Trails Regional Library Board of Trustees (TRLBOT) meeting. Emily Constant, Johnson County Resident; thanked Commissioner Kavanaugh for attending the meeting. Commissioner Matthews received a phone call from Carlin Dillon regarding the TRLBOT.

Commissioner Matthews and Commissioner Kavanaugh reviewed and approved accounts payable in the amount of \$125,121.21.

Commissioner Kavanaugh spoke with Sheriff Scott Munsterman regarding heating, ventilation, air conditioning issues in the administrative office area, Commissioner Kavanaugh stated the work should be under warranty and instructed Munsterman to call Air Design first and if no response, to call Dennis Boling.

The Commissioners hosted a Johnson County American Rescue Plan Act (ARPA) Public Session with Diane Thompson, County Clerk; Tracy Brantner, Johnson County Economic Development Corporation (JCEDC) Executive Director. Also present: Jennifer Powers, County Clerk Chief Deputy; Ray Briscoe, Holden Mayor; David Streeter, Public Water Supply District #3. Brantner stated the County completed its reporting for obligated or spent ARPA monies April 1, 2022 and March 31, 2023 and noted the reporting changed in one year prior. Brantner stated JCEDC's willingness to provide ARPA reporting support to Johnson County communities. Brantner reviewed the County received a State Community Policing grant for a match of \$119,000 (detention center insulation replacement), and Warrensburg Convention and Visitor's Bureau received a grant from the state for \$250,000. Brantner reviewed that an Entertainment Grant is available for loss of income during COVID (also available to non-profit).

Water Resource Match Project Updates – Brantner stated the County is willing to do intermittent draws for this match with documents being submitted to Brantner.

- City of Holden – Briscoe stated the board of public works meeting scheduled for April 26, 2023 and reviewed challenges with the variety of projects needed and funding.
- Public Water Supply District #3 – Streeter reviewed the various efforts to continue moving forward on the water projects. Streeter reviewed the District received \$400,000 in bonds and the April 4, 2023 passing of \$5,000,000 in sewage system revenue bonds. Streeter stated the project will be public for bid within 14 days with the anticipated August 15, 2023 start date and completed work by the end of October. Streeter noted the all the efforts to allow the district to continue to grow with the current residential and business development within the district. Streeter stated the water well source and pump station will take the district to the next level; 62,000 gallons is the current capacity, with 150,000 to be added for phase 2. Streeter stated he is now investigating what phase 3 would be for the district. Streeter noted that developers pay for the infrastructure and to hook up to the district lines and new customers will pay the same rate as other customers. Streeter noted the user rates were likely to have needed to increase, since the cost of living has increased significantly in recent years, and now with the growth and anticipated revenue, the growth will help to maintain the low or no change rates. It was discussed that wastewater costs more than drinking water because the treatment of wastewater requires more expertise.

Briscoe updated the City of Holden received a T-Mobile Grant for sidewalk improvements. Briscoe discussed a potential income survey for City of Holden in comparison to just using the census data.

Commissioner Matthews and Commissioner Kavanaugh met with Jimmy Tye, Road and Bridge Supervisor. Tye stated the Road and Bridge Department, upon request and agreement with property owners or a homeowners association (HOA) if the road surface was chip and sealed by the county, the Department will apply a layer of chip and seal on the road with all costs (labor and product) to be charged, by the Department to the property owners or HOA, to which the payment is received and tracked by the Department. Tye noted that Seneca Hills Subdivision (NW 530th Road off of AA Highway) is patching their road and have requested the Department apply a chip and seal coat. Tye reviewed various projects: 335 E North St, Warrensburg breakroom floor project is expected to be completed by April 28, 2023; SE 300th Road hill was full of shale, so staff spent weeks to repair the road base; 3-6 inch rock hauling from an old quarry with the price less than half of normal costs; box culvert at SW 1001st Road, North of 600th Road, is to be replaced; Sheriff's Detention Center parking lot and around the dumpster has had gravel placed; brush moved from Sid Mifflin's; bulk fuel station had a malfunction but seems to be working; road signs by Holden are being vandalized but will be repaired; fence row being removed at NW 100th Road, West of AA Highway to the county line. Tye noted having approved Spectrum Communications to install fiber closer to the road on NW 471st Road (off of NW 800th Road in Section 18, Township 47 North, Range 26 West). Tye stated Spectrum fiber was installed in the culvert instead of going under the pipe at NW 1351st Road; the crew was told to correct the installation.

(CONTINUED FROM PAGE 78) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**
9th Day's Proceedings, 20th Day of April 2023

Tye noted that David Guinn with Missouri American Water, will be installing a watermain along Business 13 Highway starting at Marr Drive and proceeding south. Tye noted they plan to cut through the roads except SE 180th Road and will concrete the roads when work is complete.

Tye noted the standing agreement with Public Water Supply District #3 where the Department will move the water district's track hoe and in return gets to use water for county projects.

Commissioner Kavanaugh stated NW 391st Road needs to be ground up to gravel, and culverts are in poor condition due to asphalt millings being transported and stored at the fairgrounds. Matthews stated that if NW 391st Road is a county road, the road needs to be maintained. Powers noted NW 391st Road is not identified in the Assessor's GIS program and contacted the Assessor's Office regarding the discrepancy. Commissioner Kavanaugh asked what was going to be done about the dust on NW 215th Road (south of Dan Houx property). Tye noted the Commission had the Department apply base one stabilization to the road, which reduced the dust but if there is still an issue, sodium chloride (used for dust control) could be added to the gravel but the County only provides dust control on the road to the landfill.

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

ATTEST: _____
 Diane Thompson, County Clerk

 Troy A. Matthews, Presiding Commissioner

 Not Present
 John L. Marr, Eastern Commissioner

 Charles Kavanaugh, Western Commissioner

RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT
10th Day's Proceedings, 24th Day of April 2023

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

The Commissioners reviewed and approved previous minutes.

The Commissioners met with Mary Lutjen for the Custodial Update. Lutjen noted having challenges with an employee who was not completing the tasks as outlined, specifically the floors. Lutjen noted retraining the employee, providing a more detailed checklist and giving a verbal warning but Lutjen is still having to complete tasks the next morning. Lutjen noted, when asked why tasks were not being completed, the employee has stated being often distracted by her cellular phone and taking longer than normal breaks. Lutjen stated an option to remove floors from the job and reduce the employee's working hours to reflect only removing trash and cleaning the bathrooms with Lutjen increasing her hours to complete the floors. Commissioner Kavanaugh stated if the employee is not doing the job, Lutjen should work with the Human Resources Office (HR) to follow proper procedures to release the employee, since the employee is unwilling or unable to complete the tasks of the job. Lutjen requested to amend the job description to be more reflective of the current expectations. Commissioner Kavanaugh stated the job description should be updated with HR.

The Commissioners met with Bill Wayne regarding his application to the Trails Regional Library Board of Trustees. Wayne noted having requested the meeting with the Commission to understand why the recommended appointment from the Board was not given but having seen the article from the Warrensburg Star Journal, the meeting may not have been necessary. Commissioner Matthews stated the decision was made because it was needed to establish that the County Commission has authority over the board appointments. Commissioner Matthews noted the Trails Regional Library posted Wayne and Bekki Currier as Trustees on their website before the Commission made any appointments. Commissioner Matthews stated if Wayne was still interested in receiving an appointment to the board, the Commission would consider the application with the June 30, 2023 appointments. Wayne noted having 60 people reporting to him in the military and his experience with business management. Wayne noted having discussed the board with Scotty Walker, Trails Regional Library Board of Trustees President and having met with Walker.

The Commissioners reviewed correspondence from Dean Willie, Gator Graphics, requesting to make an offer to purchase a lot in Shamrock Farm Business District on 50 Hwy within 60 days. The letter references the easements on the entire property and requests to be informed of the process resolving the easements so the property can be built upon.

The Commissioners; Trudy Faulkner, STRATA Architecture; and Philip Steed, Structure Engineering Associates (SEA) hosted the pre-bid meeting for the Johnson County Courthouse – East / West Entrances and Accessible Entrance Repairs. Also in attendance: John Carrier, MCR; Ronnie Roustio, Pullman; Dylan Walters, CiM Restoration. The Commissioners turned the meeting over to Faulkner and Steed. Faulkner reviewed the bid specifications and walked through the areas for construction. Faulkner stated an addendum will be issued addressing all questions.

Adjournment was at 4:00 p.m. The next meeting will convene on April 25, 2023.

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

RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT
11th Day's Proceedings, 25th Day of April 2023

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

The Commissioners met with Tracy Brantner, Executive Director, for the Johnson County Economic Development Corporation (JCEDC) Monthly Update; also present: Jennifer Powers, Chief Deputy County Clerk.

1. East / West Courthouse Entryways: Brantner noted yesterday's pre-bid meeting and bids due May 11, 2023.
2. Courthouse Heating, Ventilation and Air Conditioning (HVAC): Commissioner Matthews thought IMEG was going to present cost estimates and recommended this project needs a follow up.
3. Justice Center Security and Lighting: Commissioner Matthews noted the Commission is evaluating the individual projects for completion.
4. Detention Center – Insulation: Brantner noted the Sheriff's award of Missouri ARPA funds. Powers noted the Commission were informed that two (2) Sheriff's officers attended a training April 18, 2023 regarding use (procurement/reporting) of the ARPA funds.
5. Detention Center – Security Control Systems: Brantner was not aware of the project being complete.
6. Detention Center – Fencing: Commissioner Kavanaugh noted a quote was received and an initial invoice has been paid so product could be ordered, but installation would likely wait until the planting season was slowed.
7. Detention Center – Wastewater Maintenance Contract Renewal: Brantner noted this project will need an engineer to put for procurement.
8. Building Assessment, Maintenance Plans, and On-Call Engineering – Powers noted being contacted regarding the project and informed the representative that a meeting will soon be scheduled regarding negotiations.
9. On-Call HVAC – Bid specifications were approved by the Commissioners on April 18, 2023; Powers noted the Commissioners approved the bidder list on April 20, 2023. Brantner requested Service Plus Mechanical Contractors, LLC be added to the list.
10. Broadband – Brantner noted no state ARPA funds were designated for use in Johnson County.
11. Shamrock Business Park – Brantner noted the procurement process to sell any tax dollars and suggested a closed session to review situations. Commissioner Kavanaugh noted the process has gone too long and Shamrock needs to be made a higher priority. Powers will note it for the next closed session agenda.
12. American Rescue Plan Act (ARPA) Policies and Procedures – Brantner noted JCEDC is working to help the smaller communities submit their ARPA reporting.
13. Right of Way Procedures and Policies – Powers noted the importance of these revisions as it relates to the County's ability to work within the right of way.

Brantner noted the lack of opportunity to distribute print media. Brantner reviewed that JCEDC is reaching out to find a combination of firms to assist with talent recruitment and moving residents into Johnson County with measurable results. Brantner noted the shift in today's work environment to remote working, which allows for individuals to live where they choose and keep their current employment. Brantner noted this is making rural areas less desirable to some if the needed access to technology and services is not available.

Brantner reviewed the first quarter's invoices: \$6,250 for Contract Services and \$11,382.56 for Support Staff. Commissioner Kavanaugh thanked Brantner and the JCEDC staff for their dedicated efforts to the County, businesses, and local communities.

Brantner requested the Commissioners assist with the replacement of ten (10) chairs for the third-floor conference room; with an estimated cost of \$2,000. The Commissioners agreed the chairs needed to be replaced and stated they would pay 50% of the replacement chairs.

At 9:31 a.m. in the Commissioners' Chambers, located on the 2nd Floor of the Johnson County Courthouse, a motion was made by Marr and seconded by Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

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

At 10:21 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Marr and seconded by Kavanaugh to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

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

The Commissioners met with Gloria Brandenburg, State Emergency Management Agency, Statewide Regional Coordinators, Region A Coordinator; also present Cassidy Burwick, Emergency Management Agency Director; Jennifer Powers, County Clerk Chief Deputy. Brandenburg reviewed the responsibilities of the Presiding Commissioner for emergency management in Johnson County.

The Commissioners met with Heather Reynolds, Treasurer, who updated the Commissioners about receiving additional correspondence regarding opioid settlement(s).

RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT 11th Day's Proceedings, 25th Day of April 2023 is continued on page 81

(CONTINUED FROM PAGE 80) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**
11th Day's Proceedings, 25th Day of April 2023

Commissioner Matthews and Commissioner Marr met with Bryan Jacobs, WAR President and Bobbie Yeo, Old Drum Animal Shelter (ODAS) Executive Director for the Warrensburg Animal Rescue (WAR) Monthly Update. Yeo asked if there were any questions about the submitted reports. Commissioner Matthews asked for clarification regarding the credit. Commissioner Matthews asked about the Balance Sheet Accounts Receivable \$70,071.30; Yeo stated those monies are the outstanding county invoices. Commissioner Marr asked about the Auto Insurance for the van and truck (received from the City of Warrensburg). Yeo noted the van is used often to transport animals. Jacobs noted the truck is not used often but since it was given to WAR, getting rid of the truck now may not be best, in the event animal control is later required in a contract. Yeo noted using population data to compare percentages of intakes; Warrensburg being the highest percentage. Yeo noted ODAS is often fully occupied but she has been working with the individuals' finding animals and they have been willing to keep the animal in their backyard until the owner can be found; Yeo noted those numbers are not reflected in the reports. Yeo noted ODAS is perpetually full of dogs but currently accepting cats. Yeo stated staff are evaluating animals in foster care monthly. Yeo noted having three (3) officer intakes during March and so far seven (7) officer intakes in April. Yeo noted ODAS recently euthanized three animals (feral cat, medical cat, and dog behavioral). Yeo reviewed the process for considering euthanasia and involvement of volunteers or staff if a decision has been made to euthanize so people who have worked with the animal can be there when they are euthanized. Yeo reviewed the veterinarian visits each week but has already visited for this week so the recently acquired dog potentially with canine parvovirus; that dog has been taken to Lifetime Animal Center. Yeo stated some thanks to Ester Stevens (training to be a professional dog trainer) all current staff completed training for kennel entrance and exits, bite prevention, dog fight breakup, kennel calming routine, etc. Yeo noted the importance of all staff using the same procedures and the need to have onboard training for staff. Yeo noted the hope to make dogs more appealing to potential owners by eventually training dogs with simple commands (sit, lay down, come, etc.). Yeo stated potential owners are not typically interested in adopting an animal who is body slamming themselves against the gate. Yeo stated the next step is to establish a training program for the volunteers and arrange an onboarding process for the volunteers; when the program is established, all volunteers will be reevaluated and onboarded for the position. Yeo noted training is needed for the person and the animal. Yeo stated her greatest challenge is the need for another office person; Yeo noted doing the office manager job two days each week which leaves other tasks not being completed. Yeo noted an adoption event at Swisher's on April 29, 2023, and de-stress event at the University of Central Missouri with the shelter bringing April 28, 2023. Jacobs stated the last WAR meeting had more public comments that rehashed issues from the past.

The Commissioners reviewed and approved the following Right of Ways for Spectrum Mid-America with Sunrise Telecom contracting and work to begin May 1, 2023 and end August 1, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services.

- 2023-045 | E Division Rd: Plow/Bore 8473 feet, Nearest intersecting Road: SE 501st Rd
- 2023-046 | SE 501st Road: Plow/Bore 5150 feet, Nearest intersecting Road: E Division Rd
- 2023-047 | NE 115th Road: Plow/Bore 6733 feet, Nearest intersecting Road: NE 651 rd
- 2023-048 | NE 631st Road: Plow/Bore 731 feet, Nearest intersecting Road: NE 115th Rd
- 2023-049 | NE 651st Road: Plow/Bore 1085 feet, Nearest intersecting Road: NE 115th Rd
- 2023-050 | NE 661st Road: Plow/Bore 275 feet, Nearest intersecting Road: NE 115 Rd
- 2023-051 | NE 110th Road: Plow/Bore 569 feet, Nearest intersecting Road: NE 651st Rd
- 2023-052 | NE 641st Road: Plow/Bore 6902 feet, Nearest intersecting Road: NE 65th Rd
- 2023-053 | NE 65th Road: Plow/Bore 1161 feet, Nearest intersecting Road: NE 641st Rd
- 2023-054 | NE 175th Road: Plow/Bore 3354 feet, Nearest intersecting Road: NE US Hwy 50
- 2023-055 | NE 200th Road: Plow/Bore 1989 feet, Nearest intersecting Road: NE State Hwy P
- 2023-056 | NE 200th Road: Plow/Bore 4630 feet, Nearest intersecting Road: NE 521st Rd
- 2023-057 | NE 521st Road: Plow/Bore 7937 feet, Nearest intersecting Road: NE 200th Rd
- 2023-058 | NE 350th Road: Plow/Bore 2674 feet, Nearest intersecting Road: NE 521st Rd
- 2023-059 | NE 250th Road: Plow/Bore 4735 feet, Nearest intersecting Road: NE State Hwy P
- 2023-060 | NE 400th Road: Plow/Bore 6224 feet, Nearest intersecting Road: NE 601 Rd
- 2023-061 | NE 601st Road: Plow/Bore 6499 feet, Nearest intersecting Road: NE 621st Rd
- 2023-062 | NE 621st Road: Plow/Bore 5164 feet, Nearest intersecting Road: NE 601st Rd
- 2023-063 | NE 621st Road: Plow/Bore 393 feet, Nearest intersecting Road: NE 400th Rd

The Commissioners reviewed a request from Dennis Bowers, Windsor Fire District Assistant Chief, for the Johnson County Commission, along with the other involved counties (Pettis, Benton, Henry) to sign the Local Government Certification for the Districts' application to the Neighborhood Assistance Program (NAP). It was reviewed that RSMo. 32.110 requires a local government certification for all projects submitted to the Department of Economic Development, Neighborhood Assistance Program (NAP). All applicants, as part of their proposal, must submit this completed form. Applications submitted without a completed Local Government Certification form will be denied.

NAP applicants must complete Sections I, II, III, and IV of this form before forwarding to the appropriate government authority. Local governments must complete section V, and may, at their discretion, require supporting documentation and/or a copy of the actual NAP proposal as a condition for their endorsement. This form does not signify approval of a proposed NAP project by the local unit of government. This form serves only to certify that the proposed NAP project is not in conflict with the existing plans and ordinances approved, enacted, or enforced by the local unit of government.

Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign the Windsor Fire District Missouri Department of Economic Development Fiscal Year 2024 Neighborhood Assistance Program (NAP) Round 1 Application upon Windsor Fire District submittal of the completed application. Motion approved unanimously.

(CONTINUED FROM PAGE 81) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**
11th Day's Proceedings, 25th Day of April 2023

The Commissioners reviewed and approved the following Right of Ways for Brightspeed Communications with Squan contracting and work to begin April 20, 2023 and end August 1, 2023 with work to include plowing or boring underground fiber optic cable for high-speed internet services.

- 2023-032 | SE 150th Rd, beginning at 159 SE 125th Rd boring 678 feet and ending at 173 SE 125th Rd
- 2023-033 | SE 125th Rd, beginning at 140 SE 150th Rd boring 1,308 feet east crossing SE 150th Rd and ending behind 163 SE 125th Rd
- 2023-034 | SE 190th Rd, beginning at 1 SE 190th Rd boring 1,133 feet east and ending behind 25 SE 190th Rd
- 2023-035 | SE 51st Rd, beginning at 1 SE 190th Rd boring 1, 184 feet east crossing SE 51st Rd and ending at 214 SE 51st Rd
- 2023-036 | SE 150 Rd, beginning at 146 SE Missouri 13 Business boring 1,395 feet east crossing SE 150 Rd and ending behind 18 SE 150 Rd
- 2023-037 | SE 245th Rd, beginning at 225 Hilltop Dr boring 879 feet south crossing SE 245th Rd and ending behind 106 SE 245th Rd
- 2023-038 | SE 240th Rd, beginning at 324 SE 250th Rd boring 1,960 feet north under SE 240th Rd, continuing north and ending behind 125 SE 215 Rd
- 2023-039 | SE 225th Rd, beginning at 144 SE 225th Rd boring 998 feet east ending at 158 SE 225th Rd
- 2023-040 | SE 245th Rd, beginning at 227 SE 121st Rd boring 1,601 feet south crossing SE 245th Rd and ending at 149 Valley View Rd
- 2023-041 | SE 121st Rd, beginning behind 229 Hilltop Dr boring 726 feet east crossing SE 121st Rd and ending behind 130 SE 235th Rd
- 2023-042 | SE 141st Rd, beginning 200 SE 131st Rd boring 967 feet east crossing SE 141st Rd and ending behind 151 SE 225th Rd
- 2023-043 | SE 240th Rd, beginning at 324 SE 250th Rd boring 1,960 feet north under SE 240th Rd, continuing north and ending behind 125 SE 215 Rd

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

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

ATTEST: _____

Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner

RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT
12th Day's Proceedings, 27th Day of April 2023

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

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

The Commissioners reviewed and approved accounts payable in the amount of \$310,460.70.

The Commissioners met with Junior and Mary Sisk, Sisk Construction, regarding the courthouse. Mr. Sisk noted Commissioner Kavanaugh's request to have any documents regarding the corner statues that previously were placed on the East and West of the courthouse. Mr. Sisk stated when the roof was replaced, the old gutter system was not removed and so it is likely depositing rust on the roof. Mr. Sisk requested the opportunity to put the pedestal, statue, and crest on the courthouse. Mr. Sisk reviewed the way to install the statue. Mr. Sisk asked if the termite damage has been remediated on the south side of the courthouse.

The Commissioners discussed the April 17th indigent burial and having considered the December 16, 2021 memorandum of understanding for the purchase of a cooler for the Coroner's use, the Commissioners agreed the \$1,000 payment for Richard Coffman should be reduced by the amount charged for refrigeration (\$400.00) with the amended amount to be paid of \$600.00 to Sweeney - Phillips and Holdren. Commissioner Marr contacted Coroner Clark Holdren, regarding the indigent refrigeration fee; Holdren was in agreement to the reduced indigent burial fee.

RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT 12th Day's Proceedings, 27th Day of April 2023 is continued on page 83

(CONTINUED FROM PAGE 82) **RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT**
12th Day's Proceedings, 27th Day of April 2023

At 8:45 a.m. in the Commissioners' Chambers, located on the 2nd Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Jimmy Tye, Road and Bridge Supervisor.

At 9:16 a.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

The Commissioners met with Jimmy Tye, Road and Bridge Supervisor, for the Road and Bridge Update. The Commission prepared a memorandum recommending that all employees check their federal and state withholdings. If they feel a correction needs to be made, they can complete a new W4 with Human Resources.

The Commissioners met with Butch Stockton, 823 NW 775th Road, Centerview, regarding requested Right of Way Repairs; also present: Jennifer Powers, County Clerk Chief Deputy; Kyle Nichols, Spectrum Communications; Dave Porter, Sunrise Communications; Cody Worley, Sunrise Communications.

Right of Way Repairs – Stockton stated repairs have not been made to his property from the damage done by Sunrise Communication's right of way work (contracted by Spectrum Communications) and equipment storage. Stockton stated there is still no grass and the top fence panel has not been fixed. Commissioner Matthews noted reviewing the site yesterday with Stockton's property looking better than most.

Commissioner Matthews stated there is not much that can be done in regard to growing grass since the county is experiencing a sight drought this spring, unless Stockton wanted to water the grass seed.

Nichols noted the attempts made by Sunrise and Spectrum to resolve the matter and asked what it will take to resolve the issue, noting a settlement was even offered but denied by Stockton. Stockton stated he was willing to consider a cash settlement at this time. Nichols stated a willingness to pay Stockton to fix the fence, and for the price for sod if Stockton will sign a Release of Liability Waiver. Stockton stated he wants money for the sod company (east side of the driveway about halfway to M Hwy) and fence one panel (Straight Line Fence). Nichols will contact Straight Line Fence and a sod company for pricing. Payment to Stockton and release of liability scheduled to be signed by both parties on June 1, 2023 at the Commissioners Chambers.

NW 775th Road and M Highway Release of southeast corner of property – Stockton stated the NW 775th Road and M Highway intersection was moved by the County and in doing so, a small corner of his land was separated by the road. Stockton requested documents showing the move of NW 775th Road or how it impacted his property. Stockton stated he has been maintaining the land but it is only used by people trying to sell vehicles so he would like to be released from the liability of the property. Stockton requested he be released from the ownership of this land, and therefore no longer owning, maintaining, or paying taxes that piece of property he cannot use.



The Commissioners met with Scott Munsterman, Sheriff, also present was Jennifer Powers, County Clerk Chief Deputy. Munsterman stated Electronic Contracting Company (ECC) has been onsite for two weeks installing door locks. Munsterman stated one door was left off that needs wires run to it and the cost for ECC to do the work \$2,266.50. Munsterman asked if he could have an electrician run the wires, but ECC would require engineer stamped drawings if they did not do the work. Powers noted this change order is not on the agenda and would not likely be considered an emergency. Commissioner Kavanaugh stated the County did not want additional fees because action was not taken by the Commission immediately. Commissioner Kavanaugh motioned and Commissioner Marr seconded to approve and authorize Presiding Commissioner Matthews to sign quotation 44485 for Electronic Contracting Company to make modifications to the access control system by providing an additional Mag-Loc, card reader and wiring to support control to the door "BD-1" in the Johnson County Jail Facility for \$2,266.50. Motion approved unanimously. Commissioner Matthews signed the document. Munsterman stated he would send a copy to County Clerk's Office for records.

Munsterman stated it was unknown if the Sheriff's Administration heating, ventilation, and air conditioning (HVAC) unit repairs were going to be under warranty or not.

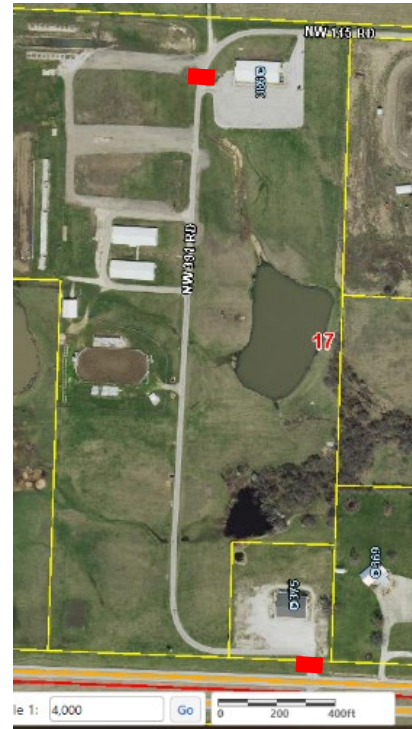
The Commissioners reviewed correspondence from Nightwatch Security and Telephone regarding the Justice Center Northwest Employee Entrance Keypad.

RECORD OF THE APRIL TERM OF THE JOHNSON COUNTY COURT 12th Day's Proceedings, 27th Day of April 2023 is continued on page 84

The Commissioners met with Jackie Langston, Johnson County Fair Association President, regarding needed road repairs at NW 391st Road off of 50 Highway; also present: Jimmy Tye, Road and Bridge Supervisor; Jennifer Powers, County Clerk Chief Deputy. Langston presented the Commissioners with copies of a letter signed by the Johnson County Fair Association Board Members requesting the Commission turn NW 145th Road (road should have been listed as NW 391st Road) into a gravel road before the July 10-15, 2023 fair. The letter also noted the intent for the road to eventually be chip and sealed. Langston reviewed the significant damage to the road and culverts in 2022 was due to the traffic from Emery Sapp and Sons, Inc. (ESS) transporting millings from the Missouri Department of Transportation (MoDOT) project (Contract ID:211119-C01, Rt 50 Johnson County, J3P3064) to be temporarily stored on fairground property as referenced in the Material Storage Agreement and Release between Johnson County Fair Association and ESS (a copy of the agreement is in the general court papers). Langston asked if the County was aware of the agreement between Benjamin Denney signed with ESS. Tye stated former Road and Bridge Supervisor, Gary Bell, was aware and advised Denney not to accept the storage agreement. Langston noted ESS has removed all of the millings they are going to remove and ESS stated a willingness to pay for damages so they can be done with this project. Langston stated the four piles of millings remaining are property of the fair association and can be used but ideally one would be available for future parking lot repairs. Tye reviewed work will start at the end of MoDOT's right of way for 50 Highway and stop at the north entrance of the youth building (signified by the red marks on the map). Tye reviewed options:

1. Grind the bad chip and seal spots, then fill holes with millings and base one stabilizer; less dusty option
2. Grind the full road surface, replace or repair road culverts, have a gravel road with base one stabilization; dusty option. Tye stated purchase and replacement of parking lot culverts would be the responsibility of the Owner. Commissioner Marr stated the Owner could hire for dust control to be sprayed on the road.

Langston stated they would like to proceed with option 2, a gravel road surface, and will provide a list of event dates for the Road and Bridge Department to try to avoid in road work. Commissioner Marr will provide Langston with dust control contact information. Commissioner Kavanaugh stated the county is willing to remove the milling piles but will not reshape the parking lots. Commissioner Marr stated Road and Bridge could level out the millings into the parking lot since the equipment will be there; Commissioner Matthews agreed. Tye will prepare a cost estimate for a 2024 chip and seal and an estimated cost for the road to be put back to gravel. The Commissioners also recommended Langston include dust control cost in the request to ESS.



The Commissioners met with Jimmy Tye, Road and Bridge Supervisor, who reported Road and Bridge Staff recently encountered a fiber line not marked by the utility locator because the fiber company is not telling the locators and installation is only 16-21 inches deep on NW 850th Road west of NW 1501st Road. Tye noted the conduit was broken but fiber was intact. Tye noted this is likely to be an ongoing problem because installers are not following the depth requirements as discussed and approved by the Commission on August 9, 2021. Commissioner Marr noted the potential contacts from JNR Adjustments regarding the County paying for the repairs. Tye noted former Road and Bridge Supervisor, Gary Bell, was very familiar and involved with the right of way projects; so Tye's involvement has been very limited until now.

At 1:34 p.m. in the Commissioners' Chambers, located on the 2nd Floor of the Johnson County Courthouse, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to close the meeting pursuant to Section 610.021 of the Revised Statutes of Missouri relating to (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Other individuals in the closed session: Diane Thompson, County Clerk; Jennifer Powers, County Clerk Chief Deputy; Tracy Brantner, Johnson County Economic Development Corporation Executive Director. At 2:54 p.m. having no further business to discuss with regard to the matter before the Commission, a motion was made by Commissioner Marr and seconded by Commissioner Kavanaugh to adjourn the closed portion of the meeting and proceed with the open meeting. Roll was called on the motion and the members voted as follows: "YEA" Matthews, Marr, Kavanaugh. "ABSTAIN" None. "NAY" None. Motion carried.

Adjournment was at 4:00 p.m. The next meeting will convene on May 1, 2023.

ATTEST: _____
Diane Thompson, County Clerk

Troy A. Matthews, Presiding Commissioner

John L. Marr, Eastern Commissioner

Charles Kavanaugh, Western Commissioner