

**ADAIR COUNTY COMMISSION MINUTES
TUESDAY, JANUARY 22, 2019
8TH DAY JANUARY REGULAR**

The Adair County Commission convened at 8:30 a.m. on January 22, 2019 in the Courthouse at Kirksville. Presiding Commissioner, Mark Shahan, and 1st District Commissioner, Bill King, were present. Second District Commissioner, Mark Thompson, was absent part of the day to attend a funeral. The Adair County Courthouse was closed on Monday, January 21, 2019 in observance of Martin Luther King Day.

At 10:00 a.m., the Commission hosted a pre-construction meeting regarding Adair County Bridge 0680007- Project BRO-B001 (50). Present at the meeting along with the Commission were Shannon Howe of Howe Company, LLC; Bradley Vollmer of Widel, Inc.; and Beth Brown and Robert Manzke of the Missouri Department of Transportation (MoDOT.)

Mr. Howe described the project as the construction of a new 138'- 0" three span over a low water crossing; precast type II concrete I-girder bridge with steel foundation; concrete abutments; and concrete encasement wall with SL-1 steel guardrail and appurtenances.

A sales tax exempt form was provided to the contractor as previously agreed to by the Commission. The bridge will be 22" wide with 30" high side railing. The width of the bridge was not taken lightly and also was previously decided upon by the Commission. The usual width of a bridge is 24". Kirksville Ready Mix will supply the concrete. Commissioner Thompson will serve as the contact person by default. Presiding Commissioner Shahan will be eligible after training at the County Commissioners Association of Missouri (CCAM) meeting in February. The bridge will be completed by August 9, 2019 or 130 calendar days after the waterway is closed, whichever comes first. Late damages will be \$700 per day.

Documents were signed and then attested by Adair County Clerk, Sandra Collop. One copy of the project papers will be retained by the County.

The Commission thanked the members of MoDOT and the contractor, Mr. Vollmer, for attending.

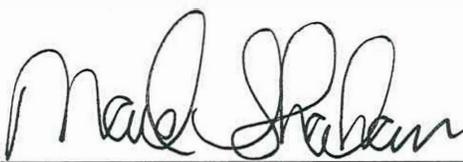
Mr. Howe then approached the Commission to consider the process to begin building another bridge. Since the recent soft match agreement had been approved by MoDOT, the County was now in a position to start 1-2 more bridges, with Archer Lane being one of the two. The study for Archer Lane had been completed in October, 2018.

Mr. Howe presented documents requesting MoDOT to approve another bridge construction. He wanted Commissioner Thompson to also review the documents. Mr. Howe encouraged the Commission to move forward. Based on his analysis, Adair County had \$1 million dollars' worth of projects they could begin. Archer Lane would be approximately one half of their funds. Mr. Howe also presented a map of Adair County which listed bridges (in green) that would be fully funded, at no cost to the County, and bridges (in red) indicating a study would need to be completed to see if it would be eligible for funding. If repair/rehab costs equaled 67-68% of constructing a new bridge, then it would be replaced.

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Presiding Commissioner

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The Commission thanked Mr. Howe for the information and will get back to him in the near future.

At 1:45 p.m., the Adair County Commission adopted the following resolution:

BE IT RESOLVED that this meeting be continued in closed session, with closed records and closed votes as permitted by law, for consideration of the following items as authorized by section 610.021.1 of the Missouri statutes:

Discussion under Subsection 1 of the statute for "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 actions or litigation involving a public governmental body or" ... and

BE IT FURTHER RESOLVED that if any business not covered by the stated reason or reasons for the closed session is raised during the closed session, that such business will be postponed until this meeting is reopened to the public and the sign for a closed meeting is removed from the doors of the Commission office. Present at the meeting were Presiding Commissioner Shahan; Commissioner King; Adair County Treasurer, Lori Smith; Adair County Clerk, Sandra Collop; and by telephone Adair County Legal Counsel, Ivan Schraeder of the Schraeder Law Firm. So motioned by Commissioner King and seconded by Presiding Commissioner Shahan. Both voted in favor of the motion at 1:45 p.m. on Tuesday, January 22, 2019.

Closed session ended at 2:25 p.m.

At 3:30 p.m., met to consider placing of a ballot issue in the April 2, 2019 Municipal Election. Present along with the Commission were a limited number of people from the public and a representative from KTVO Television.

Presiding Commissioner Shahan read aloud the Question to be considered for the April 2, 2019 Municipal Election:

Question

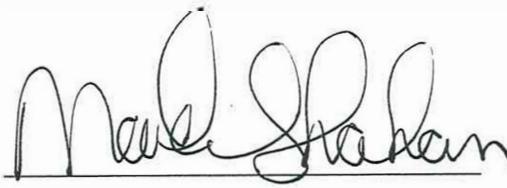
Shall the County of Adair, Missouri impose a monthly fee of \$1.00 on a subscriber of any communications service that has been enabled to contact 911 for the purpose of funding 911 services in the county until October 1, 2013 or until a 911 sales tax is approved by the voters, whichever comes first?

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Presiding Commissioner

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Amend the paragraph before the Question to read:

Presiding Commissioner Shahan to read aloud Resolution 2019-1 which includes following question to be considered for the April 2, 2019 Municipal Election:

IN REF. Order 8-A Resolution 2019-1: Purpose of Funding 911 Services

<p>COUNTY OF ADAIR, MISSOURI RESOLUTION NO. <u>2019-1</u></p> <p>A resolution of the County of Adair, Missouri, for purpose of funding 911 services, to impose a monthly fee on 911 enabled subscriber at the rate of \$1.00 per month pursuant to the authority granted by and subject to the provisions of Section 190.455 RSMo; providing for submission of the proposal to the qualified voters of the County for their approval at a Special election called and to be held in the County on Tuesday, April 2, 2019.</p> <p>WHEREAS, the County desires to impose a fee, as defined in Section 190.455 RSMo, at the rate of \$1.00; and</p> <p>WHEREAS, the County is authorized, under Section 190.455 RSMo, to impose a monthly fee; and</p> <p>WHEREAS, THE PROPOSED County fee cannot become effective until approval by the voters residing within the county at a state general, primary, or special election;</p> <p>NOW, THEREFORE, it resolved by the County Commission of Adair, Missouri, as follows:</p> <p><u>Section 1.</u> Pursuant to the authority granted by and subject to the provisions of Section 190.455 RSMo, a monthly fee is imposed for the privilege of utilizing 911 services.</p> <p><u>Section 2.</u> The rate of the fee shall be \$1.00 per month per enabled subscriber.</p> <p><u>Section 3.</u> This fee shall be submitted to the qualified voters of the County of Adair, Missouri for the approval, as required by the provisions of Section 190.455 RSMo, at a Special election hereby called and to be held in the County on Tuesday, the second day of April, 2019. The ballot or submission shall contain substantially the following language:</p> <p>Question</p> <p>Shall the County of Adair, Missouri impose a monthly fee of \$1.00 on a subscriber of any communications service that has been enabled to contact 911 for the purpose of funding 911 services in the county until October 1, 2023 or until a 911 sales tax is approved by the voters, whichever comes first?</p> <p><input type="radio"/> Yes <input type="radio"/> No</p> <p><u>Section 4.</u> The County Clerk is directed to take all necessary action to place the special election on the April 2, 2019 election.</p> <p><u>Section 5.</u> Within ten (10) days after the approval of this resolution by the qualified voters of Adair County, Missouri, the County Clerk shall forward to the Director of Revenue of the State of Missouri by United States registered mail or certified mail, a certified copy of this resolution together with certification of the election returns.</p>	<p><u>Section 6.</u> This resolution shall be in full force and effect from and after the date of this passage and approval.</p> <p>PASSED by the Commission of Adair County, Missouri this 22nd day of January, 2019 with the following roll call vote:</p> <p>Ayes: <u>MARK SHAHAN, BILL KING, MARK THOMPSON</u></p> <p>Nays: _____</p> <p> Mark Shahan, Presiding Commissioner</p> <p> Bill King, 1st District Commissioner</p> <p> Mark Thompson, 2nd District Commissioner</p> <p> Attest:  Sandy Collop, Adair County Clerk</p>
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ATTEST:

County Clerk

Presiding Commissioner

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Commissioner King moved to place the Question on the April 2, 2019 Municipal Election. Commissioner Thompson seconded the motion. Presiding Commissioner Shahan concurred.

A roll call vote was taken by Adair County Clerk, Sandra Collop:

Presiding Commissioner Shahan – YAY

First District Commissioner, Bill King - YAY

Second District Commissioner, Mark Thompson – YAY

Motion passed.

Attestation will be certified to the Adair County Clerk's Office today for the ballot issue to be included in the April 2, 2019 Municipal Election.

The Adair County Commission adjourned at 4:00 p.m. on January 22, 2019.

Unscheduled Public Walk-Ins and other Non-Agenda Items for Tuesday, January 22, 2019:

Bill Hettinger - Capri

ORDER 8 Attestation for Certification of a Question to impose a monthly fee to subscribers of communications services to be placed on the April 2, 2019 Municipal Election

ATTESTATION

TO: Adair County Clerk
FROM: Adair County Commission
Type of Election: Special Election concurrent with the April 2, 2019 Municipal Election
Date of Election: April 2, 2019

You are hereby notified that the Adair County Commission by resolution duly passed has called a special election to be held in the County on April 2, 2019. A copy of the said Resolution is enclosed.

You are hereby directed to conduct such election in accordance to 115 RSMo.

It is hereby certified that the foregoing is a complete and correct listing to be placed on the ballot in the aforesaid election.

Question

Shall the County of Adair, Missouri impose a monthly fee of \$1.00 on a subscriber of any communications service that has been enabled to contact 911 for the purpose of funding 911 services in the county until October 1, 2023 or until a 911 sales tax is approved by the voters, whichever comes first?

Yes No

Signed this 22nd day of January, 2019.


Attest:

Sandra Collop, Adair County Clerk


Mark Shahan, Presiding Commissioner


Bill King, 1st District Commissioner


Mark Thompson, 2nd District Commissioner

ATTEST:

County Clerk

Presiding Commissioner