

# ADAIR COUNTY COMMISSION MINUTES

## TUESDAY, SEPTEMBER 13, 2016

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IN REF. ORDER NO 8 Shelby County Commission Minutes for September 1 and September 8, 2016

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ADAIR COUNTY CLERK

County Commission Minutes

September 1, 2016

The Shelby County Commission met on Thursday, September 1, 2016 at 8:00 a.m. with Associate Commissioners Maurice Shuck and County Clerk Tracy Smith present. Presiding Commissioner Glenn Eagan was absent.

The commission read and approved the minutes of the August 29, meeting by a vote of 2-0, with Maurice and Kerry voting yes.

Supervisor of Road and Bridge Randy Trivette met about road projects and the availability of 1" rock.

911 Director Mary Lu McConnell filed the signed agreement for Geo Comm support and maintenance for 911.

Circuit Clerk Rose Shively filed the August 2016 report of fees collected in the Circuit Court.

The commission met in the courtroom for the purpose of meeting with all five counties (Shelby, Marion, Knox, Schuyler and Adair) that the Ameren project is proposing to go through. The counties that were present, in addition to Shelby, were Knox, Schuyler and Adair. Marion County was not present. The information is a summary of the conversation and those who attended.

Those who were present were:

Shelby County: Maurice Shuck and Kerry McCarty Associate Commissioners and County Clerk Tracy Smith.

Adair County: Stanley Pickins, Presiding Commissioner, Sandy Collop County Clerk, Carson L. Adams and Mark Thompson, Associate Commissioners.

Schuyler County: Rodney Cooper, Presiding Commissioner and Jeff Lindquist, Associate Commissioner.

Knox County: Roger Parton, Western County Commissioner and Evan Glasgow, Presiding Commissioner.

Neighbors United Against Ameren's Power Line; Nena Myers, Marian Spring, Donna Vanskike, Hermon Spiker, Tom Shively, (all of Shelby County) Deborah Ganes (Adair County)

Others present:

Martina Bonnell with the Shelby County Herald, Larry Roberts, Dennis Perigo Shelby County Sheriff, Bill Hester Shelby County Sheriff's Deputy, John Chinn Shelby County Collector and Caitlin Kerber who is observing as a MIZZOU University of Missouri student in a public policy class.

Kerry opened the meeting and thanked everyone for coming and Maurice mentioned that the purpose of this meeting was to check with all counties involved, to see if they were continuing with their original position of being opposed to the project? (This was in light of the discussion on August 22, 2016, where our prosecutor had relayed conversations from Ameren's attorneys, 229.100, then they could come back and file suit against the county). It was announced that Marion County had called and that they could not attend the meeting but they were still against the project. Each county, Adair, Schuyler, Knox and Shelby, said they are still against it. It was also asked, are you going to follow it all the way? Some said it is hard to say if we don't know where we would be but, yes, this is where we are now. It was asked if anyone else had been contacted by Ameren besides Shelby County. It was asked if every county got the packet of information with the sample ordinance asking for assent under 229.100 to cross county roads. Everyone got the packet but recently, Shelby CO Commission is the only one who has had contact through their prosecuting attorney. Nena mentioned that since each county is still saying no, she would like to see each commission respond with a formal no. A general discussion was held where various people added to the conversation. Tom mentioned that there are people who are trying to take away your rights at the state level. John talked about the economic impact with the pipeline that didn't happen in some ways in the county, for instance the workers stayed out of the county. Maurine said the assent should have been a prerequisite. Evan commented that he thought that if Ameren wanted to meet, they should meet with all 5 counties together. (All of the counties who were present seemed to be in favor of this idea of meeting together.) Deborah said that there was never a cost analysis for the Missouri portion and that the megawatts were misrepresented at one point during a hearing that was held. Someone said we should have another meeting, maybe in Knox County. Maurice thanked everyone for attending the meeting and this part of the meeting ended.

Turner Nowak with Boundary Solutions phoned and will send the commission a packet of information regarding what they sell or service.

The commission adjourned at 12:00 and will meet again on Tuesday, September 6 at 8:00 a.m. 2016.

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County Commission Minutes

September 8, 2016

The Shelby County Commission met on Thursday, September 8, 2016 at 8:00 a.m. with Presiding Commissioner Glenn Eagan, Associate Commissioners Maurice Shuck and Kerry McCarty and County Clerk Tracy Smith present.

The commission read and approved the minutes of the September 6, 2016 meeting by a vote of 3-0, with Maurice, Kerry and Glenn voting yes.

Supervisor of Road and Bridge Randy Trivette met to go over several projects that he has left to do and what he has been working on.

Allied Engineering Services, LLC, sent a letter stating the county had recently been notified that Jason Daniel is contracting a new swine barn in Section 2, Township 59N, Range 12W, in Shelby County. The Missouri Department of Natural Resources asked that another letter be sent to inform the county that Jason owns 10 acres at the location and that other properties that will be utilized by this operation are owned by other farmers in the general area.

Treasurer Jesse Burton filed the Summary Settlement of All Funds for the county for August 2016.

Recorder of deeds, Audrey Buzzard, filed the August, 2016 report of fees collected in the Recorder's office for the month.

Assessor Liz Miles met about upcoming meetings with GIS Mapping Companies, so that they can demonstrate their product. Midland GIS will be coming September 13 at 10:30 and Mapping Solutions on September 29<sup>th</sup> at 11:00 a.m. There could also be another meeting set up with another company.

The commission discussed that they had talked to Bill Dees with MECO Engineering to let him know that we would not be applying for the MODot TAP Grant.

The commission met with Ameren Representatives Jim Jantry, Brett Farmer, Eric Dearthmont, Joe Muehlenkamp, Jeff Hackman and Leah Detimers (ATX). Ameren requested the meeting for the purpose of ATX's request, asking for an assent pursuant to section 229.100, RSMo. Under this section of law, the county commission could grant approval for a company to cross the public roads in the county. Jim Jantry began by going over the general history of their project to date. They said that they were meeting now with Shelby County and would soon be meeting with the other four counties, and they would answer questions that anyone might have today. Ameren Officials asked the Shelby Commission if they had received the packet of


information that was sent out to all counties on August 9<sup>th</sup> and if they had read the packet and if they had any questions about anything that was in the packet of information and if the sample ordinance that was provided by them made sense. They each said they had read it and understood it. Maurice said that they (Ameren) had really not allowed enough time and that 99% of the people here are against it and that they had put elected officials in a rough position here. Jim asked what else could we do or answer? Maurice explained that we asked a few things of someone some time ago. Jim said that he understood the position that he is in. Maurice said I think if we sign this today, we will have let our people down. Eric said that granting assent is not asking if you file it (the project), it is about the assent. Eric said, I appreciate where you are coming from but if this goes on past today, we can talk about what that might look like. This is about the roads. Maurice mentioned the threat of a law suit. Eric said that is not what we want. Eric and Jeff went on to add that a court suit would be a way to find out, what does the law say? I know it puts you in a terrible spot, it isn't a threat but legal action asking a question. Maurice mentioned the land owners signing (meaning that if the majority of the land owners signed, the county would sign). Jim said and Brett agreed, that by the land owners not talking to them, it puts them into a different arena. Again the question is about the roads. Maurice said, if you go to court against us (Shelby Co Commission), does it go to them legally (meaning does it give Ameren the right to sue the landowners)? Ameren officials said, I hope not. That is a last option to take land owners to court. Maurice commented that these are good folks here.

After Ameren went over the information that they had to present, requesting the county to sign the ordinance allowing assent per 229.100 RSMo and after the Shelby County commission asked their questions and made comments, others who were present, were invited to ask questions. Adair (Stan and Marj) and Knox County Commissioners (Fain), as well as several people that were with Neighbors United Against Ameren asked questions and made statements, all voicing their opposition to the project. Jeff, who is a planner with Ameren, went on to answer many questions about the project. As the conversation continued, Glenn asked, what is the time frame for Shelby County? Eric said today or Monday. At a point in the discussion, Maurice said, I am not signing anything today. People continued to make comments against the project and Ameren continued to answer questions. Jeff reminded people a few times during the meeting that others made good points, that really come back to what is at hand and he again explained to the commission, what they are asking them to do is to sign a road crossing and to have your PA or attorney review it.

The county Commission that were present, in addition to the Shelby County, were, were Knox, Schuyler and Adair. Marion County was not present. The above information is a summary of the conversation and those who attended the meeting.

Shelby County: Glenn Eagan, Presiding Commissioner, Maurice Shuck and Kerry McCarty Associate Commissioners and County Clerk Tracy Smith.

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ATTEST:   
County Clerk

  
Presiding Commissioner