

## Minutes of April 2, 2009

The Cass County Commission convened on April 2, 2009 at 10:00 A.M. for the 1st day of the April term, with members present as follows:

Gary L Mallory	Presiding Commissioner
W.J. "Bill" Cook	Associate Commissioner District 1
Brian Baker	Associate Commissioner District 2
Janet Burlingame	County Clerk
Lee Morris	Planning Director
Traey Lambertz	Codes Director-absent

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Presiding Commissioner Mallory opened the Zoning meeting at 10:15 am to review the following applications:

Presiding Commissioner Mallory made a motion to remove application #2780 from the table. Commissioner Cook seconded the motion and it passed unanimously by a roll call vote.

Presiding Commissioner Mallory asked if anyone present had any public comments. Comments as follows:

Chick Weedman, Attorney, spoke of the lot split and the rural density tier. Asked if a 5 acre was an allowable lot split. It seems to him that lot splits are treated differently depending on where you are in the county.

Susan Foster citizen spoke opposed to the lot split. Prefers 20 acres for split.

Mary Mills citizen spoke opposed to the lot split.

**Application #2780**-Lot Split & Zoning Amendment, 24006 E 315<sup>th</sup> St, Ford Property, S3,T43,R31- Commissioner Mallory made a motion to accept recommendation from Planning Board and **accept** Application #2780. Commissioner Baker seconded the motion and it passed. Commissioner Mallory vote Aye, Commissioner Baker voted Aye and Commissioner Cook voted Nay.

Presiding Commissioner Mallory made a motion to remove application #2779 from the table. Commissioner Baker seconded the motion and it passed unanimously by a roll call vote.

Presiding Commissioner Mallory asked if anyone present had any public comments. Comments as follows:

Chuck Weedman, Attorney, speaking for adjoining land owners. They are asking this application be denied.

Susan Foster citizen says need to look at the benefit to the residents that will live here. The risk for services for the residents.

Commissioner Baker asked the mental capacity of occupants and was told it was mild to moderate. Commissioner Baker talked with the Department of Mental Health and they said they have no issues for group homes in rural areas.

Chuck Weedman, Attorney, stated at February meeting it was stated they would not have juveniles and the applicant was now changing their position.

**Application #2779**-Conceptual Use Permit for a Residential Care Facility for Adults, S3,T43,R31- Commissioner Mallory made a motion to accept recommendation for Planning Board and deny Application #2779. Motion died for lack of 2<sup>nd</sup>. After further discussion Commissioner Cook moved to accept the application with restriction. Motion died for lack of 2<sup>nd</sup>. Commissioner Baker moved to deny application #2799 due to incompatibility with the adjacent area. Presiding Commissioner Mallory seconded the motion and it passed unanimously to **deny** application by a roll call vote.

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**Presiding Commissioner Mallory opened the regular Commission meeting at 11 am.**

**Janet Burlingame, County Clerk, reviewed the following with the Commission:**

1. Minutes from March 26, 2009 meeting. Commissioner Mallory made a motion to approve minutes from March 26, 2009 meeting. Commissioner Cook seconded the motion and it passed unanimously by a roll call vote.
2. Abatements-Approved- 2007 RE #233 & #234, 2007 Per #449, 2008 Per #371 & #373 & #374 & #375 & #376 & #377, 2008 RE #123 & #124,.

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**The Commission discussed the following items:**

1. **Contract with Lake Annette for Law Enforcement Assistance**-Commissioner Cook made a motion to approve and authorize Presiding Commissioner Mallory to sign contract. Commissioner Baker seconded the motion and it passed unanimously by a roll call vote.
2. **Contract with Sequoia Consulting Group.** Commissioner Baker made a motion to approve and authorize Presiding Commissioner Mallory to sign contract. Commissioner Cook seconded the motion and it passed unanimously by a roll call vote.
3. **Contract with MARC to provide training for County Employees-** Commissioner Cook made a motion to approve and authorize Presiding Commissioner Mallory to sign contract. Commissioner Baker seconded the motion and it passed unanimously by a roll call vote.
4. The Commission reviewed a County Policy that all telephone invoices shall be handled directly by the Cass County Auditors Office as of April 1, 2009. This will reduce all late fees. Commissioner Cook made a motion to approve County Policy. Commissioner Baker seconded the motion and it passed unanimously by a roll call vote.
5. The Commission reviewed a County Policy stating that the County shall not issue payments to employees to supplement Workers Compensation pay. Commissioner Cook made a motion to approve County Policy. Commissioner Baker seconded the motion and it passed unanimously by a roll call vote.
6. Agreement for Services Between Cass County, Missouri and the Cass County Corporation of Economic Development. Commissioner Baker made a motion to approve

the agreement for services. Commissioner Cook seconded the motion and it passed unanimously by a roll call vote.

7. Presiding Commissioner Mallory made a motion to cancel Item #6 of the Amended Contract Between Cass County and Cass County Corporation of Economic Development effective April 1, 2009. Commissioner Cook seconded the motion and it passed unanimously by a roll call vote.
8. Commissioner Baker made a motion to put Michele Phillip's name on the Visa Card for Authorization privileges. Commissioner Cook seconded the motion and it passed unanimously by a roll call vote.
9. Commissioner Baker made a motion to enter into contract with Jon Seabaugh and Cass County to accomplish several tasks for the county Road and Bridge Department and the Courthouse restoration grant. Commissioner Cook seconded the motion and it passed unanimously by a roll call vote.
10. Grant-Commissioner Baker made a motion to approve an agreement between Cass County and DNR for an Historic Courthouse Preservation Grant and authorize Presiding Commissioner Mallory to sign the agreement. Commissioner Cook seconded the motion and it passed unanimously by a roll call vote.

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**THE COMMISSION ADJOURNED AT 11:45 A.M.**  
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*(Originals Signed in the County Clerk's Office)*

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**GARY L. MALLORY**  
Presiding Commissioner

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**JANET BURLINGAME**  
County Clerk

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**W. J. COOK**  
Associate Commissioner District 1 South

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**BRIAN L. BAKER**  
Associate Commissioner District 2 North