

Minutes of August 29, 2011

The Cass County Commission convened on August 29th, 2011 at 9:00 A.M. for the 8th day of the July term, with members present as follows:

Vacant	Presiding Commissioner
W.J. Cook	Associate Commissioner District 1
Brian Baker	Associate Commissioner District 2
Janet Burlingame	County Clerk
Traey Lambertz	Codes Zoning Director
Ron Johnson	Auditor
Steve Cheslik	Treasurer

Commissioner Baker opened the Public Hearing on the Tax Levy meeting at 9:00 am and asked County Clerk Janet Burlingame to appoint an Acting Presiding Commissioner. County Clerk Janet Burlingame appointed Commissioner Brian Baker as Acting Presiding Commissioner pursuant to RSMo. 49.070. Commissioner Baker opened the Public Hearing Tax Levy Meeting as follows:

Commissioner Baker past out copy of what was in the newspaper regarding the tax levy numbers and that the purpose of this hearing was to set tax levy. Commissioner Baker's recommendation is to leave the levy the same current rate of .2520 with no increase.

Acting Presiding Commissioner Baker asked at this time if there was any Public Comment.

Public Comment:

Phillip Moore-I'm glad that you are not raising the levy. I think you get too much already.

Greg Durnell-I'm glad also.

Chris Bell-I know this has been a tough tough time for you and I wish to Thank You for not increasing the levy.

Bill Ruth-What about School Levy?

Brian Baker-School levy is set by schools

Janet Burlingame-Each entity sets its own tax levy.

Steve Cheslik-County collects those taxes, but county only over general levy.

Bill Ruth-I do not have a complaint, I didn't know how all this worked. You are doing a good job.

Vicky White-I don't know a lot about all this either, are you extending it in anyway?

Brian Baker-This was set by the people, but is on-going.

Janet Burlingame-Could be entities put something on ballot that has a sunset clause that would make it go away.

Flo Coffee-Are our property values going up? If they go up taxes may go up.

Brian Baker-That would be a question to discuss with our Assessor. Every house is different so I can't really answer that and suggest you talk to the Assessor.

Hugh Spence- The newspapers indicated that levy would be .2525. The hand out shows .350 line E. What is this?

Brian Baker-That is showing what the maximum could be by voter approval.

Hugh Spence-So maximum authorized levy to determine tax rate ceiling is .2525.

Brian Baker-Yes

Ron Johnson-Don't understand-Railroad and Real Estate large increase. If we keep same levy why is Real Estate going up?

Brian Baker-You might want to ask the Assessor that question and why he set what he did. I is my understanding that a lot of the values were below average, but that is a question for the Assessor.

Janet Burlingame- Now the Assessor sets Real Estate & Personal Property only. The Rail Road & Utilities is set by the State Tax Commission and the county has no control over it.

Herschel Young-Maybe a misunderstanding on issue. Tax on real estate and property tax.

Public Hearing for Tax Levy adjourned at 9:15 am.

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Commissioner Baker opened the 1<sup>st</sup> Public Hearing on the Section 115 of the IBC & revise Section 500.020of the Code of Ordinances of Cass County, Missouri meeting at 9:30 am and asked County Clerk Janet Burlingame to appoint an Acting Presiding Commissioner. County Clerk Janet Burlingame appointed Commissioner Brian Baker as Acting Presiding Commissioner pursuant to RSMo. 49.070. Commissioner Baker opened the Public Hearing as follows:

Traey Lambertz, Codes Zoning Director passed out the Section 500.020: Fee Schedules New Fees. He discussed the need for fee increase for the Codes Department to help with budget. He has 3 departments and has 1 employee per department. New Construction is extremely low. Mostly remodeling with non-professionals coming in now for inspections. Do have 2 commercial contractors with jobs coming in and 1 more from out of county wanting to come to Cass County.

Acting Presiding Commissioner Baker asked at this time if there was any Public Comment.

**Public Comment:**

**Greg Durnell**-I use to work in the electrical field and had a thought. What about charging a fee for re-inspection? If they fail the first time charge to go back out for 2nd.

**Traey Lambertz**-We do have re-inspection fee, but I leave that decision up to my guys doing the inspection. I have the best employees. If they blatantly do things, then yes they will have a re-inspection fee added.

**Chris Bell**-I am looking at these examples and that would be a 40% increase. Is that across the board for all for 40%?

**Traey Lambertz**- Yes, straight across the board increase.

**Chris Bell**- 40% increase to me seems a little extreme.

**Herschel Young**-The fees you collect is just for your office?

**Traey Lambertz**-Yes, we are a self sustained office.

**Herschel Young**-You were in charge 5 yrs ago- Where did the reserve go back then?

**Traey Lambertz**-I really couldn't tell where reserve money went, but back then I had 12 inspectors, now have 5 total in office- 3 department one each employee for that department.

**Hugh Spence**-This is total schedule of the new fees? Budget shows what \$295,000 in fee revenue. Where do you stand now?

**Traey Lambertz**-I don't have the exact figures in front of me now. Ron do you have those totals?

**Ron Johnson**-Codes will fall short about \$60,000. You all know I am against taxes and fees-but these fees are a genuine need for this office to operate. I think remodels need to pay fees that are set by our county.

**Hugh Spence**-So fee revenues are down \$60,000.

**Ron Johnson**- Yes, Codes is or will be \$60,000 to \$80,000 approximately by end of year.

**Hugh Spence**-Is this increase in fees going to give them the amount they need?

**Traey Lambertz**- It should.

**Hugh Spence**- I think increasing fees is a good way to go if that is our only choice.

*Herschel Young*-Traey, do you think these fees are just?

*Traey Lambertz*-Yes, I do. Numbers are good with ISC for our county size.

***1<sup>st</sup> Public Hearing for Section 115 of IBC adjourned at 10:00 am.***

Commissioner Baker opened the 2<sup>nd</sup> Public Hearing on the Section 115 of the IBC & revise Section 500.020of the Code of Ordinances of Cass County, Missouri meeting at 11:00 am and asked County Clerk Janet Burlingame to appoint an Acting Presiding Commissioner. County Clerk Janet Burlingame appointed Commissioner Brian Baker as Acting Presiding Commissioner pursuant to RSMo. 49.070. Commissioner Baker opened the Public Hearing as follows:

Acting Presiding Commissioner Baker asked at this time if there was any Public Comment.

**Public Comment:**

*Herschel Young*-I don't see any large markup that wouldn't be acceptable to any builder. I agree with the county's decision in raising fees.

***2<sup>nd</sup> Public Hearing for Section 115 of IBC adjourned at 11:05 am.***

Commissioner Baker opened the 3<sup>rd</sup> Public Hearing on the Section 115 of the IBC & revise Section 500.020of the Code of Ordinances of Cass County, Missouri meeting at 2:00 pm and asked County Clerk Janet Burlingame to appoint an Acting Presiding Commissioner. County Clerk Janet Burlingame appointed Commissioner Brian Baker as Acting Presiding Commissioner pursuant to RSMo. 49.070. Commissioner Baker opened the Public Hearing as follows:

Acting Presiding Commissioner Baker asked at this time if there was any Public Comment.

**Public Comment:- NONE**

***3<sup>rd</sup> Public Hearing for Section 115 of IBC adjourned at 2:10pm.***

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Commissioner Baker opened the regular Commission meeting at 2:30 pm and asked County Clerk Janet Burlingame to appoint an Acting Presiding Commissioner. County Clerk Janet Burlingame appointed Commissioner Brian Baker as Acting Presiding Commissioner pursuant to RSMo. 49.070. Commissioner Baker opened the Commission meeting as follows:

Commissioner Baker stated that No Public Comment will be taken at future meetings. All Comments must be submitted in writing to the County Clerk Janet Burlingame.

The Commission discussed the following:

1. Tax Levy-

Commissioner Cook made a motion to approve tax levy to stay the same current rate of .2520. Commissioner Baker seconded the motion and it passed unanimously by a roll call vote. (see attached)

2. IBC Decisions on Code of Ordinances-

Commissioner Cook made a motion to adopt and approve building permit fees structure as submitted by Codes Director Traey Lambertz effective Oct. 1, 2011. Commissioner Baker seconded the motion and it passed unanimously by a roll call vote. (see attached)

3. Petition to Establish Public Road in Cottonwood Springs Subdivision & NID.

The County Commission is acknowledging the receipt of petition establishing to start a public road. County Clerk's Office will verify signatures on petition and NID has been filed in County Clerk's Office where it will lay for the required amount of days. Public Hearing Oct. 6, 2011.

4. Order No. 11-14 (Approving Cooperative Agreement for Improvement & Maintenance with Mt. Pleasant Special Road Dist. For 184th St. & 184th Ter in Cottonwood Springs Subdivision- Commissioner Cook made a motion to approve Order No. 11-14. Commissioner Baker seconded the motion and it passed unanimously by a roll call vote.

5. Minutes from 8-22-11 and 8-25-11 meetings. Commissioner Cook made a motion to approve the minutes of 8-22 & 8-25 meetings. Commissioner Baker seconded the motion and it passed unanimously by a roll call vote.

6. KC Zoo Issue-(see attached statement from Commissioner Baker).

7. Request from Mt. Pleasant Special Road District for lowering the speed limit and changing the speed limit signs on certain county roads- Ordinance No. 11-05-Commissioner Baker made a motion to approve Ordinance No. 11-05 changing speed limit from 45 to 35mp on certain roads in Mt. Pleasant. Commissioner Cook seconded the motion and it passed unanimously by a roll call vote.

8. Appointment & Contract for Interim Broadband Mgr.-Tabled until next meeting.

9. Order No. 11-15 (Approving Interlocal Government Cooperative Agreement for Use of On Call Unit Rate Street Maintenance Construction-Tabled until next commission meeting.

10. Cooperate Agreement for Use of On Call Unit Rate Street Maintenance - Tabled until next commission meeting.

11. Resolution No. 11-14 (Approving an Agreement with Superior Bowen Asphalt Co. LLC.-Tabled until next commission meeting.

12. Cooperative Agreement with Superior Bowen Asphalt Co. LLC-Tabled until next commission meeting.

13. Missouri Department of Health & Senior Services Contract Amendment No. AOC11380013 Titled ARRA-Child Care and Development Block Grant- Commissioner Cook made a motion to approve and authorize Commissioner Baker to sign Contract Amendment. Commissioner Baker seconded the motion and it passed unanimously by a roll call vote.

14. Pam Shipley, Collector Requesting Disbursement of 2010 Tax Sale Surplus Monies Certificate of Purchase # 10-05, Tax Sale #158, Taxpayer Name: Peggy David, amount \$2,730.98, Payable to Michael Hamburg – Approved.

15. Pam Shipley, Collector Requesting Disbursement of 2010 Tax Sale Surplus Monies Certificate of Purchase # 10-06, Tax Sale #159, Taxpayer Name: Th & JL Davids, amount \$173.61, Payable to Michael Hamburg – Approved.

16. Pam Shipley, Collector Requesting Disbursement of 2010 Tax Sale Surplus Monies Certificate of Purchase # 10-07, Tax Sale #160, Taxpayer Name: Th & JL Davids, amount \$198.17, Payable to Michael Hamburg – Approved.

17. Pam Shipley, Collector Requesting Disbursement of 2010 Tax Sale Surplus Monies Certificate of Purchase # 10-24, Tax Sale #534, Taxpayer Name: Clarence E Turner, amount \$17,372.15, Payable to Michael Hamburg – Approved.

18. Pam Shipley, Collector Requesting Disbursement of 2010 Tax Sale Surplus Monies Certificate of Purchase # 11-02, Tax Sale #31, Taxpayer Name: Jon Boydston, amount \$3,428.28, Payable to Karl Calini – Approved.

Commissioner Cook made a motion to adjourn at 2:45 pm. Commissioner Baker seconded the motion and it passed unanimously by a roll call vote.

(CD’s are available in the County Clerk’s Office of all Public Hearings and Meetings for a fee.)

(Vacant Position)

Presiding Commissioner

JANET BURLINGAME
County Clerk

W. J. COOK
Associate Commissioner District 1

BRIAN L. BAKER
Associate Commissioner District 2