

Osage County Commission Meeting Minutes

August 25, 2020

Meeting called to order by Presiding Commissioner Darryl Griffin at 8:35 AM

District 1 Commissioner John Glavin present

District 2 Commissioner Larry Kliethermes present

Media – HB Dodds

Front Desk Clerk – Heather Gyorkos

Present for all or part of the meeting: Susan Long, Nicci Kammerich, Andi Rice, Tim Neuner

Approval of the Agenda and Minutes:

Commissioner Griffin asked for a motion for approval of today's agenda and the meeting minutes for August 18th, 2020 and August 20th, 2020. Commissioner Kliethermes made a motion to approve the agenda and the minutes. Commissioner Glavin seconded the motion. A roll call vote was then taken. Commissioner Griffin asked "Commissioner Glavin how do you vote?" Commissioner Glavin responded "yes." Griffin asked "Commissioner Kliethermes how do you vote?" Commissioner Kliethermes responded "yes." Griffin asked "Commissioner Griffin how do you vote?" Commissioner Griffin responded "yes."

Bills, Notes and Communication:

-Commissioner Griffin said we have an email from Martha Ray, she is retiring the end of September and has new individual stepping in as community organizer, Jenn Millard. She would like to come and introduce her to commission. I'll send her an email saying we are available on Tuesdays and Thursdays.

-Commissioner Glavin made a motion to approve the timesheets. Commissioner Kliethermes seconded the motion. A roll call vote was then taken. Commissioner Griffin asked "Commissioner Glavin how do you vote?" Commissioner Glavin responded "yes." Griffin asked "Commissioner Kliethermes how do you vote?" Commissioner Kliethermes responded "yes." Griffin asked "Commissioner Griffin how do you vote?" Commissioner Griffin responded "yes."

-Commissioner Griffin said we received a letter from Chamois Osage Development Corporation sent by Susan their project director. They grand opening is September 19th, 2020 at St. Johns Church of Christ 407 S. Vine St, Chamois from 12:00pm-3:00pm. This is for Chamois Historic Preservation.

Meetings:

-Closed Meeting August 27th, 2020 at 2:00 PM Regarding Litigation

-August 27th, 2020 meeting regarding road in Babtown

-September 1st, 2020 – Final hearing for Vacating roadway

Road and Bridge:

-Foreman Ron Kempker presented the commission with the road reports for August 11th, 2020-August 18th, 2020 and August 18th, 2020-August 25th, 2020.

-Commissioner Glavin said CR316 was not graded, never touched it. Ron Kempker said I will go check it.

-Ron Kempker said I am going to run an ad in the UD for a job opening at road and bridge. If you know anyone send them our way. Thought I would hand out a couple of fliers.

-Ron Kempker said with what you mentioned this is the agreement with Maries County. See what you think of that one. Commissioner Griffin said that looks good to me. It shows Maries County is responsible for purchasing and hauling the rock up there. Commissioner Kliethermes made a motion to sign the agreement with Maries County. Commissioner Glavin seconded the motion. A roll call vote was then taken. Commissioner Griffin asked "Commissioner Glavin how do you vote?" Commissioner Glavin responded "yes." Griffin asked "Commissioner Kliethermes how do you vote?" Commissioner Kliethermes responded "yes." Griffin asked "Commissioner Griffin how do you vote?" Commissioner Griffin responded "yes." Kempker said I will get the clerk to get us a copy and mail off to Maries County. Griffin said we need a copy after they sign. Commissioner Glavin said one thing on this contract, is there a time limit on years? Griffin said no year set. Just an agreement annually. Glavin said just read and make sure. We don't want to lock in in for 20 years. Griffin said we can break it anytime. Kliethermes said doesn't say a time. So, anyone can break it. Griffin said how many times was it like that before. Kliethermes said never had a contract. Griffin said the real call is going to be the labor on the grader not the rock or hauling it. They pay for all that. Glavin said bet you can't buy a grader for 320. They go up about 20 a year. Griffin said put working in there and rewrite it saying the price will review every year or something to that effect. If cost goes up for the fuel this price is subject to. Glavin said to change or be negotiated. Griffin said be negotiated. Glavin said once a year, once every two. Griffin said put in there every 2 to 3 years. This price is negotiable if the cost is maintained if the road is incurred, something like that. Glavin said don't put 2 to 3, put 2 or 3. 3 would be good. Kempker said 3. Kliethermes said yes. Griffin said I wouldn't put the year in. Say the annual cost will be looked at, if our cost goes up is negotiable something to that effect. Because if it goes up, you're locked in. If the fuel prices go up to \$4.00 again it could happen. Glavin said that's a real possibility. Kliethermes said contract will be reviewed every 3 years. Griffin said is you want to put that in there that's fine. Kliethermes said that way we are not tying it down. Glavin said and he may decide to take care of the road themselves. Kempker said

the contract will be reviewed every 3 years. Griffin said that would be good. If you can type that up, I'll pick it up and bring to the clerk's office and get that taken care of. Just add that wordage in there. That should cover it.

-Ron Kempker said also we have our invoice back from truck 32 dump truck. Ended up being \$10,698.79 for the rear seal and transmission gears. Commissioner Griffin said what year, that's the blue truck. Kempker said yes, 2004, I think. Griffin said 16-17 years old. Kempker said that invoice will be coming. Commissioner Glavin said it doesn't have that many miles on it. One is 250 one is 270. Griffin said might not have a lot of miles but they are hard miles on the gravel road. Difference of running highway and running gravel.

-Ron Kempker said Barry Kraus has been working on the box on CR306. Have the floor poured in it and the footers. They will do the footers, floor and then the wall. Commissioner Griffin said I was down there and looked at it. Kempker said it's still a work in progress. Are making good way on it.

-Ron Kempker said for the bridge we got all the signs and barricades up on each end. We barricaded oh the north end 8 feet back from the rock wall where the bridge structure itself is. Solid 2-foot blocks across the road back to back with no gaps, in case anyone bypasses the barricades. When you come around the corner where the guard rail was, we ran another set of double security there. We have 3rd set of blocks stacked double high at the last driveway toward the bridge. We give 50-75 feet, double set barricade blocks across 4-foot-high all the way across with the bridge and closed sign. Other side off the back at CR610 and CR611 we put road closed local traffic only sign up there. South end put barricades in to block the bridge off. 4-foot-high all the way across rail to rail, sign on bridge closed. The street intersection at Westphalia and CR611 also has .2-mile road closed local traffic only. Taped it off at both ends from the bridge on the side, so whoever tries to get through there has to go through the barrier tape also. If there is anything to change let me know. Commissioner Kliethermes said I was down there Sunday and looked at it, I thought it was better. We have marked it very well. Kempker said is there anything else I need to do? Want to keep it safe for the public.

-Commissioner Kliethermes said I got a call about CR517 and went Sunday to look at it. It's a little short road. Go down T into Koeltztown and make a right on P road you can access CR517. Across from the church they tore a building down and put in a parking lot for the church. On CR517 there is a cross pipe and was working fine before but with taking the building down it might make a change with the flow rate. Looked at it and talked to the guy Monday, it's hard to determine if the pipe is going to be adequate or not. Putting rock base down for the parking lot and might help slow the water. Need to look at it when the work is complete. We might need to put in a bigger pipe at a future date. I can't see tearing that pipe out if we don't need to.

-Commissioner Kliethermes said I received a call from CR604 and Highway 50 at Moffat Auction. The road is pretty bumpy in there. Ron Kempker said it had a lot of loose stuff on it. Kliethermes said would be a prime example from the grader class, that one has a lot of material on the side. Get that and throw it in there, can't cut much because of this weather. Take washboard out, bring gravel in and put a crown. I think that will help the road.

-Commissioner Griffin asked Ron Kempker if he received mailing from Weller Salvage about parts. Kempker said yes.

-Commissioner Griffin said did everyone get a copy of the email from Doug Thomas MO-DOT, lists some of the stuff he still wants. Commissioner Kliethermes said yes. Looking for liability of property and insurance certificate. Griffin said who will get that stuff to him, the engineer or is that our responsibility. Commissioner Glavin said the contractor. Kliethermes said the insurance certificate I don't know. Griffin said since you are the go man between the engineer and McVicker will you verify this John or somebody else. Glavin said the guys are working on the bridge I will talk to them. Griffin said guess there is a form here also on the different classes of working and their rates also. Did everyone get a copy of that? I think you go on that jobsite you need a vest. Glavin said says you need to but never seen anyone get kicked off of a bridge site without one. Griffin said you go down to the bridge you better have a vest I say. It doesn't mean it can't happen. Glavin said do you have an extra vest at the shop? Ron Kempker said yes. Glavin said I'll go and pick up a yellow vest at the shop. Griffin said good to play by the rules. Wait to see of the contractor is responsible.

-Commissioner Griffin said did everyone get a copy of this paperwork from Amanda Grellner on vacating the road. Commissioner Kliethermes said yes, I did. Commissioner Glavin said the thing with vacating these roads and bridges with the statutes the hearing is the first day of the new commission. If you close a road it will be contested if you don't give this people time. Griffin said this road is not an active road. Glavin said I know. Its not a big issue now but the next one is a road in use better go by the numbers. Kliethermes said people need 90 days. Griffin said this is a subdivision that was never developed. Glavin said if you have a road in use and want it vacated better play by the numbers. Us vacating roads the next step is circuit court. Griffin said I wanted to bring to your attention from Amanda Grellner for the Muellers for Babbstown in Argyle. Area. The hearing is September 1st, 2020 and will put on the agenda to sign.

-Commissioner Griffin said I have an update; I called the highway commission to get on the agenda to talk about Hwy 50 and CC last week. Received a call from district engineer Michelle Watkins. Talked about concerns. Asked about speed slow down. Everything I asked there was an answer for. She did tell me probably in 5-7 years there will be a light out there. Told her about the growth in development, the library, schools and State Tech. Having congestions and near misses. Did ask to have speed lowered to 40 and her answer was the road has a slow period when school is in session. She said no funding available and need to reconfigure the roads. Been in touch with Tech adding an entrance. Michelle said there was a MO-DOT person out there observing the traffic. Engineers are still sequestered and not going out. Expressed concerns of our citizens of Osage County. She suggested a round about out there and I told her no way. Told her the MRPC board had voted to send a letter for a clear bill with road gas tax nothing attached to get something done. September 8th, 2020 in Houston, MO county's getting together on funding for Hwy 63 from West Plains to Cole County. Commissioner Glavin said somehow, we need to convince these people that Hwy CC and Hwy 50 is not Osage County property. All of these kids come to attend college and if I heard about that intersection and I were a parent I would be concerned. Griffin said I would encourage everyone to call highway commission and voice your concerns. There is a petition with over 600 signatures. Every time I see a representative, I will bring it up, I won't let this die. Encourage everyone to contact their legislators.

Health Department:

-Susan Long said there have been 70 active cases and one on my desk and another to check on so that would make 72. Working with new state database. Looking at purchasing a cell phone for the health department. Everyone is pitching in.

-Susan Long said on Friday treasurer Fitzpatrick designated up to 15% of Cares funding to local health departments. Commissioner Griffin said set aside 15%. Commissioner Glavin said up to 15%. Long said yes. Glavin said that's \$217,000.00.

Old Business:

-Commissioner Griffin said you want to talk about the sick leave policy for the virus. I see where you changed the word mask to face covering. Susan Long said that was the only request I had in it. And speaking of face coverings the masks arrived yesterday afternoon. We have a choice of around the ears or tie. Try to get to departments for people to choose and if not here come to the health department. I do have ear protectors down there. Griffin said for the Covid sick leave policy everywhere it says mask is changed to face covering. Nicci Kammerich said I emailed Amanda in regards to this. When we read it off, she said how I was reading it and interpreting it, it didn't say anything about testing in here and if you wanted to add that in the sick leave policy whether they are tested. If you want to pay for that you need to add it to the sick leave policy. She also said the 2nd paragraph where it says employee doesn't have enough sick leave probably needs to go on sick leave policy too. Transfer over there since it is on the vacation one. Need to make more clear if we are going to pay for testing and have them use their time for testing need to make that clear. If they test positive make clear on hours so it's for everybody. That's the recommendations. Ron Kempker said my understanding on the 14 days' pay period nothing mentioned they need to pay it back on the sick leave policy. Kammerich said if an employee does not have sufficient sick leave to cover the required 14-day period and test positive the county may pay up to 14 days while they recover. Long said but that one is covered under the Cares Act. Kammerich said it says the county may not the county will pay. That is up to them or if that is the term they need to use. Andi Rice said the Cares Act is going to end, Covid is not. If that's the case this should be an addendum. Kempker said if a new person comes on the county will pay them for up to 2 weeks. Do they pay that back when they earn time? Long said right now with the Cares Act it covers. If they are ill with Covid. A Covid like illness in question is covered by the Cares Act. I have a little more lead way now but certain criteria. Not necessarily have to pay for testing. I have some to send to the state lab at no charge but need to meet certain criteria. I got that this week from the state. Rice said the financial part of it was never an issue. It's how we pay the employees. Had an employee who was ordered to test by doctor, was out for 2 days and did not have sick leave. Dipped into future sick leave and will take it back as earned. Got tested again because of contact, got tested, waited another 2 days. Now 4 days in the sick hole. Long said is that 4 12's? Rice said yes. Griffin said that was the question. Associating with people where do we say enough is enough. Long said that's why the vacation policy is more wordy than the sick leave policy. Griffin said did that employee get you in writing a doctor required that test? Rice said yes, the first time. The second it came through Susan's office. Griffin said ok. Long said right now you cannot get tested without an order in Jefferson City. In Columbia you don't need an order. Any testing from St. Mary's or Cap Region you need an order. Griffin said ok. Long said as far as out first responders I do have orders for the sheriff office that I can't test them without an official doctor's order. I have a little more lead way now. Can test without prior authorization but need to meet certain criteria. Rice said maybe we can go back to normal sick leave. If you're sick and you haven't accrued or earned it you don't get paid for it. Unless you legitimately have Covid and required to quarantine 14 days, and that is covered through the Cares Act. I'm not saying we already paid 2 days so if that was the policy in place, we paid her twice. Kammerich said this payroll the end of the month yes, but everything is covered for the last 2 days. She already made these up from the time earned this month. Rice said so if that policy was in place, we need to deduct those hours. Moving forward maybe we should do that then. I'm not saying anybody is being irresponsible but might have people think twice about not wearing a mask or social distance. Kammerich said I kinda agree with Andi on going back to regular policy unless they actually have it. Tim Neuner said shouldn't Covid relief cover it if they were tested and have to wait for the results. Commissioner Glavin said yes. Long said with Covid you are supposed to be quarantined. A lot of people do not understand that. Anyone isolating or quarantining out of my office get a letter and then a letter of release. We need this documentation for businesses, not just the county. It's a hard thing to lose income for 2 weeks on anybody. We have people who are doing nothing wrong and still come in contact with it. Rice said how long do you play them then? Long said I have a feeling this will continue. They grant we just received is for 20 months. I think realistically we are looking at another 2 years with this. Rice said everything is so time sensitive. So, my employee was supposed to work at 7:00 and I wasn't informed until 11:00. If you are requesting a document from the health department or the doctor that's not going to happen. It's a case by case basis. I don't want anyone to abuse it. Long said right now you won't get it without a doctor's order. St. Mary's you definitely need to have symptoms, Cap Region all you need is an order. I have been running these things by Amanda. Rice said so they shouldn't be using sick leave pay. Long said I thought we put Covid on. Rice said we did put Covid but they are using their sick leave. Long said I thought that was covered by the Cares Act. Rice said how does that work then. Does each office have to request hours x 10 for each individual? That doesn't make sense. Long said we refer people to talk to their employer because we know funds are available. That would be a Dept of Labor question. Rice said if my employee both times if she were paid thru Cares funding, not advance her sick time. How does my office get money back from Cares? Griffin said submit that before the end of the year, be requested and pay it back. Rice said what pot of money does that come from? Neuner said your budget. Put in with new equipment you got for Covid and add for reimbursement. Rice said I think we would wait until the end of the year for one lump sum. Neuner said something will have to be done for the budget. Glavin said you don't have to do it every single time. Put it all together. Long said that's like with overtime for my staff. Neuner said keep track of that. I thought when we were in Rolla you estimate the Cares reimbursement payment to zero. Your reimbursing and paying out now we need to have somewhere in the budget for the audit. Travis said just pay what's in the budget and have a sub fund. If we are doing a reimbursement to departments, we need to have something to go against. Kliethermes said will have to put a number in there anyway because of the audit. Kammerich said I was recommended not to do the budget until December because of all the Cares Act funds. Do not change it because of all the stuff coming in. If there is money out

there, we would need to amend it again. Rice said so if someone is a contact to a case we automatically are going to pay regardless. Griffin said hopefully that's part of the Cares Act. Long said if a close contact the health department should be investigating that. They are supposed to provide documentation. If someone says they are a contact they are documented. And if they are a contact in another county, they need to let me know. We've had a couple of people already when dealing with the sheriff office say they have Covid to avoid trouble. Kammerich said do you think as far as testing, being a close contact or a positive case under Covid each office needs to document the order and release letter to submit for the Cares Act by December 31st instead of advancing sick leave. Griffin said December 30th. Kammerich said is that what we are wanting to do? Rice said the county can do one employee reimbursement instead of each office. Neuner said lump it all together. Griffin said it would be less confusing. Kliethermes said that's probably the best way to approach it. As long as the Cares Act is available. Neuner said that was part of it when it was sent. They keep changing it so many times. Griffin said I recall them saying they would pay up to 14 days. Kammerich said do we need a limitation on how much to pay an employee or a case by case basis. Griffin said case by case. Kammerich said 10 or 14 days what are we going with? Rice said no, she had a person have to quarantine 3 different times for 14 days. The test never came back positive. Long said it depends on the employer. Some are going by the old which was 2 negative tests. Kammerich said so no limitations. Griffin said its no fault of theirs. Rice said so for my employee if she didn't have symptoms all she had to do was come in and wear a mask, even if they have been exposed. Long said if they are essential. I just updated my letter of quarantine to reflect that. If you are an essential employee and have no symptoms can go to work and wear a mask all the time. If you have symptoms stay home and quarantine. Rice said no limitations, anything Covid related we pay for and submit the end of the year. On or before December 30th unless extended. But if we want in this year's budget need to amend the budget. If anything in December can carry over to 2021. Kammerich said I assume so with the Cares Act fund. Rice said are we going to reverse what we have done for my employee? Griffin said no, what's done is done. Rice said if that's what we are saying now the Cares Act is for its not fair to do that to her. She had a doctor note. Neuner said what her sick days. Rice said I guess it would be paying her 4 days. Glavin said she won't get extra money but get her sick days back. Kammerich said if an employee of Osage County is required by a health facility to be tested for Covid or the office holder is requiring to test because of symptoms the employee must immediately quarantine until results are available. Employee must supply an order for test and documentation of release of quarantine before returning to work. Office holders are to submit these documents by December 30th to commission for reimbursement of Cares Act funding. Griffin said would you say the test would be paid by the Cares Act. If you're required to do it. Long said if required I'm not sure if covered by the Cares Act. Griffin said the test cost several hundred dollars. Long said we can do some through the health department at no charge. If you have a doctor's order and no insurance that will be your only issue. Rice said that shouldn't be an issue with a county employee. You have our insurance or other elsewhere. Kammerich said the sheriff department requires deputies to have insurance but other offices they don't require employees to have insurance. Do you want me to take that part out and said if employee of Osage County is required to get tested by health facility for Covid the employee must quarantine? Rice said the office holder may require the employee to get tested. Long said most people develop symptoms 5-9 days after exposure. Testing right away will not show. Kammerich said take off the office holder part. Griffin said still didn't answer my question of who's going to pay for it, and if no insurance. Long said you'll have to go to Columbia. I can do some at no charge through the state lab on a case by case basis. Rice said add a sentence in there case by case basis. Griffin said we were worried about people not having sick days. Glavin said hate to see an employee not have a test because they are scared of a \$200.00 bill. Rice said we would want to see documentation of everything. Griffin said we are not trying to be difficult. Long said need to ask MRPC to make sure its covered. Griffin said I will call down and ask Kelly. What do you have written down Nicci? Kammerich said if an employee of Osage County is ordered by a health facility to get tested for Covid they employee must immediately quarantine until results are available. Employee must provide order for testing and release before returning to work. Office holders must submit documents by December 30th to commission for reimbursement of Cares funding. There may be certain circumstances that require the department to handle on a case by case basis and if the employee has been tested the employee may be able to submit order documentation and receipt to be reimbursed for testing by the end of the year. Long said on the vacation policy if essential employee with no symptoms can come to work and wear a mask. They will be monitored by department policy and office holder. Commissioner Kliethermes made a motion to reinstate sick days used by employee. Commissioner Glavin seconded the motion. A roll call vote was then taken. Commissioner Griffin asked "Commissioner Glavin how to do you vote?" Commissioner Glavin responded "yes." Griffin asked "Commissioner Kliethermes how do you vote?" Commissioner Kliethermes responded "yes." Griffin asked "Commissioner Griffin how do you vote?" Commissioner Griffin responded "yes." Kammerich said I will type up and send over to Amanda for her to look at and then have you vote on it.

New Business:

-Commissioner Griffin said we need to appoint Sharon Lehman to the library board. Commissioner Glavin made a motion to appoint Sharon Lehman to the library board. Commissioner Kliethermes seconded the motion. A roll call vote was then taken. Commissioner Griffin asked "Commissioner Glavin how to do you vote?" Commissioner Glavin responded "yes." Griffin asked "Commissioner Kliethermes how do you vote?" Commissioner Kliethermes responded "yes." Griffin asked "Commissioner Griffin how do you vote?" Commissioner Griffin responded "yes."

-Commissioner Griffin said I found out from Bonnie Pergie the audit on the Cares fund is the whole county. All departments need to be audited. Need to reword the ad to say single audit for county and Cares fund. I will do that and get put in. Commissioner Glavin said it ain't going to be cheap. Griffin said the Cares fund pays for it. Glavin said can't use money that's already budgeted that's why.

-Commissioner Griffin said we have documents from IC School Loose Creek. They have their receipts and we pre-approved it. Was a little lower than the original amount of \$9,990.32. Approved amount was \$9,972.06. The check has been written and sent off.

-Commissioner Griffin said we have a request from State Tech for 2,832.33 for Cares funds. Commissioner Glavin made a motion to approve request State Tech for \$2,832.33. Commissioner Kliethermes seconded the motion. A roll call vote was then taken. Commissioner

Griffin asked "Commissioner Glavin how to do you vote?" Commissioner Glavin responded "yes." Griffin asked "Commissioner Kliethermes how do you vote?" Commissioner Kliethermes responded "yes." Griffin asked "Commissioner Griffin how do you vote?" Commissioner Griffin responded "yes." Commissioner Glavin said we need to send anyone over \$75,000.00 a letter saying don't stop making requests. If in December we open it back up and we could have a flood of people applying then. Griffin said don't know if we would. Glavin said if over the limit now send a letter. Griffin said we can make an announcement in the paper opening up at a certain time. Glavin said just because we get request, we don't have to approve them. If we wait until December 1st a rush of paperwork will come through. Griffin said we'll do it before December 1st. Glavin said I'm taking about reimbursement. Griffin said will give us something to think about. Glavin said I think December 1st is good.

Public Comments:

Adjournment:

-With no further business, the commission meeting adjourned at 11:17 am. Commissioner Glavin made a motion, seconded by Commissioner Kliethermes. A roll call vote was taken. Commissioner Griffin asked "Commissioner Glavin how to do you vote?" Commissioner Glavin responded "yes." Griffin asked "Commissioner Kliethermes how do you vote?" Commissioner Kliethermes responded "yes." Griffin asked "Commissioner Griffin how do you vote?" Commissioner Griffin responded "yes."



Darryl Griffin
Presiding Commissioner

