

Ste. Genevieve County Commission Minutes

THURSDAY, MAY 12, 2022

12TH Day of the April Term. The Commission Met Pursuant to Adjournment. Present were Presiding Commissioner Garry Nelson, Associate Commissioners Karen Stuppy and Randy Ruzicka along with Deputy County Clerk, Michele Gatzemeyer.

Mr. Scott Schmieder, R&B Foreman, appeared before the Commission to provide report for today's meeting. Following were the items reported:

- *R&B Department working on Colony Church Road.

- *Potholes in need of repair.

- *Charter Church Road – Road ready to be prepped & ready to be 'chipped'.

- *Bid Requests placed for 'Fuel Bid Supply'. Low Bid received was from Heil Oil Company with pricing as follows: "On-Road" Fuel - \$4.859 per Gallon/"Off-Road" Fuel - \$4.709 per Gallon/"Gasoline" - \$3.729. (Copy of 'Fuel Bid Request along w/Tickets attached to Commission Record Supplement for this Date.)

Proposal presented to Commission by Mr. Keith Simpson w/Keith Simpson Contracting, LLC. As has been previously noted in 'Minutes'; project is considered to be of 'Emergency' In nature. Also as previously noted; the 'County' was advised that there are limited amount of Contractors that are able to perform work on 'antiquated bridges'. Upon review of 'Proposal'; Commissioner Ruzicka made a 'Motion' to 'Accept' proposed 'Bid' from Keith Simpson Contracting, LLC for 'Emergency Repairs' on Franklin Bridge at a 'Proposed' Estimated Amount of \$64,000. Commissioner Stuppy seconded the 'Motion'. Commissioner Ruzicka yea. Commissioner Stuppy yea. All in favor. Motion passed. (Copy of 'Proposal' attached to Commission Record Supplement for this Date w/Detailed Explanation surrounding 'Scope of Work'.)

Subject of 'Work' being completed @ Fairgrounds was noted. The following items of interest noted:

- *Brockmiller Construction has begun work on said project. Work currently underway on 'Extension of Barn utilized by 4-H'.

- *Call made to 'County' regarding tree limb that is 'down' at Fairgrounds. Commissioner Stuppy along with Mr. Schmieder inspected; Mr. Schmieder noted that it would be in the best interest of the 'County' to contact Citizens Electric for 'safe removal'. Commission to contact Citizens Electric.

Commissioner Ruzicka noted that he met with Mr. Jason Schott on behalf of Senate Bill 40 as well as Steve Wilson w/City of Ste. Genevieve 'Street' Department. Mr. Wilson to 'detail' Handicapped Parking Spaces @ Island of Flags on the 'Downtown Square' as has been previously noted.

Commission contacted Mr. Duck Bader, County Surveyor. The 'County' in conjunction with Mr. Bader, participates in a 'Re monumentation Program' each year as has been previously noted in 'Minutes'. Invoice Detail forwarded to Department of Agriculture in an effort for Ste. Genevieve County to receive reimbursement for their 'portion' of said funds. (Copy of correspondence verifying the same attached to Commission Record Supplement for this Date.)

In conversation with Mr. Bader, Commissioner Nelson posed question to Mr. Bader as it pertains to 'County Right of Way on County Roads'. Mr. Bader noted that his recollection is that it is his understanding per State Statutes that the 'County' has a 'minimum' Right of Way Width of '30' feet. This question has been posed by local residents with the influx of 'cable' work being completed by 'Broadband Companies', etc. For completely accurate information, recommendation is always that verification be completed with the 'Recorder of Deeds' Office.

Commissioner Stuppy provided report from the 'Community Services Forum' Meeting that she attended on Wednesday, 5/11/2022. Following were the items reported:

- *Drug Take Back completed on 4/30/2022. Event was overall success w/Commissioner Stuppy in attendance at the same.

- *Mr. Shawn Long, Ste. Genevieve County Library Director, was 'Guest Speaker' at this meeting. He noted very exciting information regarding recent events @ the 'Library' to include that local benefactor has contributed 'funding' for purchase of 'large format printer' that can be used by local public/(7) 'Free' Wi-Fi Zones available/Library offers excellent services such as 'Hoopla', Databases from 'A - Z' for such items as 'Planning a Vacation'/Access for Tutoring Services (for both kids as well as adults)/there is currently a focus for implementation of Senior Citizens Services.

- *Ms. Estrella Carmona is scheduled to be 'Guest Speaker' @ next regularly scheduled meeting on June 8th.

- *Mr. Steve Bleckler provided report on behalf of St. Vincent de Paul. (They have (3) A.C. Units that were obtained via 'Grant' to only be utilized for 'Disabled' or 'Senior Citizens'. (2) Scholarships given out for Seniors @ 'Valle' as well as 'Ste. Genevieve RII' High Schools.

- *Shirley Moore provided report for 'Options for Women'.

- *Bailey Otto provided report on behalf of Ste. Genevieve RII School District.

- *Retired Office Jeff McCarty reported that he will continue to do volunteer outreach in the 'Community'.

- *Bill Kraemer reported on 'Resources for Recovery'.

- *Mary Bleckler - Reported on upcoming events for Ste. Genevieve Co. Memorial Hospital.

- *Happy Welch provided report on upcoming 'events' for 'City of Ste. Genevieve'.

- *Robert Scott provided report on 'Adult Education'.

- *Janet Braun provided report on '4-H'. They are sponsoring 'Blood Drive' on 5/26/2022. They will also be offering 'Summer Camp' @ Hawn State Park w/Ste. Genevieve Trolley Services offering transportation services.

Sealed Bid Opening was held @ 10:00 A.M. for 'removal' of concrete labs with the plan being for 'Box Culverts' to replace 'low-water slabs' @ these locations. No one was present for the

same other than the Commission. Only (1) Bid was presented. The 'One Bid' received was from SR Excavating with a "Total Bid" Cost of \$32,000. (Copy of said 'Bid' Attached to Commission Record Supplement for this Date.)

Upon review/discussion surrounding said 'Bid'; Commissioner Ruzicka made a 'Motion' to 'Approve' awarding bid for 'Tearing Out' of Cave Road Box Culverts to SR Excavating as presented with 'Total Cost' being amount of \$32,000. Commissioner Stuppy seconded the Motion. Commissioner Ruzicka yea. Commissioner Stuppy yea. All in favor. Motion passed.

Mr. Stephen Jeffery w/Jeffery Law Group, LLC appeared before the Commission along with several residents that reside on 'western' end of the 'County'. Following were the points of 'interest' that Mr. Jeffery wanted to 'specifically' note:

- *Reference provided to RSMo 192.300, which has been on the 'Books' since 1946.

- *With 'amendments' to the law in recent years; specific review of RSMo 537.295 to be taken into consideration, especially 'Paragraph 2'. (Mr. Jeffery noted that 'Counties' can have Ordinances as they relate to 'Health'; however, consideration must be offered to RSMo 537.295.)

- *Next reference was made to RSMo 67.265, passed in '2021 specifically referencing 'contagious diseases'.

- *Reference provided along w/examples of (4) Court of Appeals Decisions noting reference to 'Health Ordinances' that do not relate to 'Zoning'.

- *Mr. Jeffery provided handouts relating to 'Air Quality Standards'. Information provided advising that there are no ambient air quality standards that relate to 'crystalline' particles – found in silica. It was also noted that EPA (Environmental Protection Agency) had no reason to develop national standards surrounding the same due to the 'limited' amount of areas that said material may be found. Study does reference 'particulate matter'.

- *Reference provided to 'Water Quality' in particular the Establishment Creek as well as Pickle Creek (near the referenced area). Said 'water sources' are referenced by the Department of Natural Resources as "Outstanding State Resource Waters".

- *Notation made that no statutes impose any setbacks; Mr. Jeffery suggested that if setbacks not imposed at a 'State Level', potential is there at 'County Level'.

- *Question was posed by the Commission as to "If" Ordinance imposed; what about other area mining operations. It was noted that 'existing' mining operations are in 'grandfathered' status.

- *Scope of some form of 'remedy' would be broader enforcement issues.

Accounts Payable for Date 5/12/2022 in the amount of \$145,474.32 were reviewed and approved for payment by the Commission.

ADJOURN

A Motion was made by Commissioner Stuppy to adjourn @ 12:35 P.M. Commissioner Ruzicka seconded the Motion.

Ordered that the Commission adjourn until 5/16/2022.

SUBMITTED BY:

APPROVED BY:

PRESIDING COMMISSIONER