

THE RALLS COUNTY COMMISSION MEETING

Ralls County Commissioner, Wiley Hibbard called the adjourned meeting to order with the following members present, Junior Muehring, Eastern District Commissioner, John Lake, Western District Commissioner and Ralls County Voter Registration Clerk, Torrie Murphy.

Junior Muehring opened the meeting with prayer. The Pledge of Allegiance to the Flag was made.

The Ralls County Voter Registration Clerk read the minutes from the August 29th, 2022, meeting. John Lake made a motion to approve the minutes as read. Junior Muehring seconded the motion. Motion passed unanimously.

The Ralls County Commission met with Road Supervisor, Brian Sanders to discuss Road & Bridge issues.

The Ralls County Commission signed accounts payable, as listed in the warrant registry.

Charlene Goodpasture met the Ralls County Commission to discuss petitioning to have Swallow Dr closed.

Presiding Commissioner, Wiley Hibbard made a motion to pass Resolution NO. 09012022A, in reference to the Chapter 100 Bonds for Huck Finn Solar, LLC. John Lake seconded the motion. Motion went as follows:

Wiley Hibbard	-	yes
John Lake	-	yes
Junior Muehring	-	yes

Luke Hirtzel from Jane Surveying met with the Ralls County Commission to discuss compliance surveying work according to Ordinance 12152016.

Prosecuting Attorney, Rodney Rodenbaugh called in to speak with the Ralls County Commission regarding questions for ordinance 12152016.

July Term

September 1st, 2022

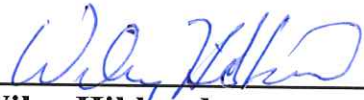
Ordinance 12152016 is regarding court order drainage issues in Spencer Township.

The Ralls County Commission reviewed and discussed the American Rescue Plan Act (ARPA).

The Ralls County Commission discussed road maintenance.

John Lake made a motion to adjourn. Wiley Hibbard seconded the motion. Motion passed unanimously.

Commission will meet again on September 8th, 2022, unless convened by court.



Wiley Hibbard
Presiding Commissioner

APPLICATION FOR VACATION OF ROAD

The undersigned being residents of Jasper Township, Ralls County, Missouri, through which the hereinafter described road runs, do hereby make application for the vacation of such road, which is useless, and the repairing of the same is an unreasonable burden upon the County. The road we are proposing to vacate begins at the intersection of Dove Trail and Quail Drive in the Northwest Quarter (NW-1/4) of Section Twenty-One (21), Township Fifty-Four (54) North, Range Five (5) West, Ralls County, Missouri, and runs in a West-Northwesterly direction to the point on the North line of the Northeast Quarter (NE-1/4) of Section Twenty (20), Township Fifty-Four (54) North, Range Five (5) West, from whence point the road travels in a Westerly direction along said North Quarter Section Line.

James W. Pass

Sarah Evans

Richard S. Warner

Rick Warner

Jeannette Smith

Lisa M. Smith

John A. Smith

Katherine Smith

Jordan Brown

Wayne Smith

Leora Hurg

Mark Hurg

Charlene Gogfaster

Peggy R. Wilson

Don

Bill

Curt A. Barick

Randy W. Egan

George E. Lane

Marg F. Lane

Carolyn Smith

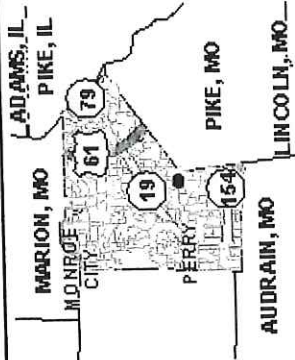
Charlotte Smith

Larry S. Dowell

Mark Carma

Michael Carma

Ralls County, MO



This Cadastral Map is for informational purposes only. It does not purport to represent a property boundary survey of the parcels shown and shall not be used for conveyances or the establishment of property boundaries.

THIS MAP IS NOT TO BE USED FOR NAVIGATION

Notes

228.070. Repealed by L.2006, S.B. No. 932, § A

Historical and Statutory Notes

re Aids

ies § 30:3, Creation of
Private Action.

ies § 30:6, Prescription

The repealed section, which related to the highway engineer's approval of a change or establishment of a road, was derived from:

L.1953, S.B. No. 60, p. 666, § 1.

L.1949, p. 551, § 8475e.

R.S.1939, § 8475.

R.S.1929, § 7829.

L.1923, p. 347.

R.S.1919, § 10627.

L.1917, p. 442.

228.080. Order to establish road, when

Research References

Treatises and Practice Aids

18 MO Practice Series § 30:3, Creation of
Public Roads by Private Action.

18 MO Practice Series § 30:9, Miscellaneous
Statutes Terminating Public Roads.

Notes of Decisions

Public road . 8

8. Public road

County court order establishing a strip of undeveloped land as a public road was not, by itself, sufficient to establish a public road subject to abandonment, and therefore ad-

joining landowners could not claim adverse possession of strip of land premised on the alleged abandonment, where the land was never developed into road used by the public for ten years. *Przybylski v. Barbosa* (App. W.D. 2009) 289 S.W.3d 641, rehearing and/or transfer denied. Adverse Possession ⇐ 5.1; Highways ⇐ 66

228.090. Relinquishments, deeds, plats to be filed and recorded

Research References

Treatises and Practice Aids

18 MO Practice Series § 30:3, Creation of
Public Roads by Private Action.

228.100. Condemnation proceedings, when

Research References

Treatises and Practice Aids

18 MO Practice Series § 30:3, Creation of
Public Roads by Private Action.

228.110. Roads may be vacated, how

1. Any twelve residents of the township or townships through which a road runs may make application for the vacation of any such road or part of the same as useless, and the repairing of the same an unreasonable burden upon the district or districts. The petition shall be publicly read on the first day of the term at which it is presented, and the matter continued without further proceedings until the next term.

2. Notice of the filing of such petition and of the road sought to be vacated shall be posted up in not less than three public places in such township or townships, at least twenty days before the first day of the next term of the commission, and a copy of the same shall be personally served on all the persons residing in the district whose lands are crossed or touched by the road proposed to be vacated in the same

manner as other notices are required to be served by law; and at the next regular term the same shall again be publicly read on the first day thereof.

3. If no remonstrance is made thereto in writing, signed by at least twelve residents of the township, the commission may proceed to vacate such road, or any part thereof, at the cost of the petitioners; but if a remonstrance thereto in writing, signed by at least twelve residents of such township or townships, is filed, and the commission after considering the same shall decide that it is just to vacate such road, or any part thereof, against the vacation of which the remonstrance was filed, the costs shall be paid by the parties remonstrating, and the original costs, and damages for opening such vacated road shall be paid by the petitioners to those who paid the same, except that if five years have elapsed since the original opening of the same no such reimbursement shall be made.

4. Notwithstanding any other provision of this section to the contrary, in any county with a charter form of government, any twenty-five residents of the county through which a road subject to this section runs and who reside on any portion of such road or on another road that intersects such road and within one mile of the right-of-way to be vacated, may apply for the vacation of such road or part of such road as no longer serving the public health, safety, and welfare. The county may, by order or ordinance, provide for notice and hearing of such petitions and for filing and hearing remonstrances against them.

(R.S.1939, § 8482. Amended by L.1990, H.B. No. 1070, § A; L.2007, S.B. No. 22, § A.)

Research References

ALR Library

- 175 ALR 760, Necessity for Adhering to Statutory Procedure Prescribed for Vacation, Discontinuance, or Change of Route of Street or Highway.
68 ALR 794, What Justifies Discontinuance of Highway.

Encyclopedias

- 53 Am. Jur. Proof of Facts 3d 519, Proof of Intent to Abandon Easement.

- 98 Am. Jur. Trials 371, Dominant Estate Owner's Abandonment of Easement of Way.

Treatises and Practice Aids

- 18 MO Practice Series § 30:3, Creation of Public Roads by Private Action.
18 MO Practice Series § 30:9, Miscellaneous Statutes Terminating Public Roads.

Notes of Decisions

- Adverse possession 13
Construction and application 1.5
Sufficiency of evidence 10.5

1.5. Construction and application

Term "useless," as used within statute permitting the vacation of a publicly established road when the road or a portion thereof is useless and when repairing of the road would be unreasonably burdensome, should not be given an arbitrary and absurd interpretation; uselessness contemplated and required to permit vacation of a public road must be a practical, not an absolute, uselessness. *Ard v. Shannon County Com'n* (App. S.D. 2014) 424 S.W.3d 468. Highways ⇨ 75.1

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5. Grounds for vacation or change

A public road can be abandoned in one of two ways: through either a formal vacation accomplished by filing a petition or nonuse by the public for five years continuously. *Przybylski v. Barbosa* (App. W.D. 2009) 289 S.W.3d 641, rehearing and/or transfer denied. Highways ⇨ 75; Highways ⇨ 79.2

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Series § 30:3, Creation of
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Series § 30:9, Miscellane-
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424 S.W.3d 468. Highways

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s 75; Highways 79.2

7. Abandonment

A public road can be abandoned in one of
two ways: (1) through either a formal vaca-
tion accomplished by filing a petition, or (2)
nonuse by the public for five years continu-
ously. *Burris v. Mercer County* (App. W.D.
2008) 252 S.W.3d 199, rehearing and/or
transfer denied. Highways 75; High-
ways 79.2

10.5. Sufficiency of evidence

Evidence was sufficient to support trial
court's finding that portion of county road
crossing landowners' properties, which land-
owners sought to have vacated, was "useless"
and that repairing and maintaining such por-
tion of the road would place an unreasonable
burden upon the county, as necessary to
support vacation of road under applicable
statute; evidence established that road was
located in a creek bed and was subject to
frequent flooding which damaged roadbed
and left large ruts, that road was typically
impassable or dangerous to those traveling
by car, that alternate road was well-main-
tained and not subject to flooding, that road
was used very rarely by the public, and that
county had provided only minimal mainte-
nance on road in the past and did not cur-
rently have the funds to maintain the road.
Ard v. Shannon County Com'n (App. S.D.
2014) 424 S.W.3d 468. Highways 77(5)

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V.A.M.S. § Ard v. Shannon County Com'n
(App. S.D. 2014) 424 S.W.3d 468. Highways
77(5)

13. Adverse possession

The statute of limitations on an adverse
possession claim of a dedicated road only
begins to run once it is vacated or aban-
doned. *Przybylski v. Barbosa* (App. W.D.
2009) 289 S.W.3d 641, rehearing and/or
transfer denied. Limitation Of Actions 44(2)

228.150. Districting and repair of new roads—owner of land given time to yield possession—penalty for refusal

Research References

Treatises and Practice Aids

18 MO Practice Series § 30:3, Creation of
Public Roads by Private Action.

228.160. Roads may be enclosed and route changed, when

Research References

ALR Library

97 ALR 192, Right of Private Citizen to
Complain of Rerouting of Highway or
Removal or Change of Route or Di-
rectional Signs.

Treatises and Practice Aids

18 MO Practice Series § 30:3, Creation of
Public Roads by Private Action.

228.190. Roads legally established, when—deemed abandoned, when—
deemed public county road, when

1. All roads in this state that have been established by any order of the county
commission, and have been used as public highways for a period of ten years or
more, shall be deemed legally established public roads; and all roads that have been
used as such by the public for ten years continuously, and upon which there shall

THE RALLS COUNTY COMMISSION MEETING

Ralls County Commissioner, Wiley Hibbard called the adjourned meeting to order with the following members present, Junior Muehring, Eastern District Commissioner, John Lake, Western District Commissioner and Ralls County Clerk, Kristal Hiner.

Junior Muehring opened the meeting with prayer. The Pledge of Allegiance to the Flag was made.

The Ralls County Clerk read the minutes from the September 1st, 2022, meeting. John Lake made a motion to approve the minutes as read. Junior Muehring seconded the motion. Motion passed unanimously.

The Ralls County Commission met with Road Supervisor, Brian Sanders to discuss Road & Bridge maintenance.

The Ralls County Commission signed accounts payable, and payroll as listed in the warrant registry.

The Ralls County Commission signed a letter of support for Ralls County Electric Cooperative for the Monkey Run fiber project.

The Ralls County Commission attended a meeting via Zoom with PGAV regarding the feasibility study at Frank Russell area at Mark Twain Lake.

Collector Tara Comer presented the Ralls County Commission with the August 2022 collectors' settlement and the current year totals.

The Ralls County Commissioners received the following August 2022 reports from Treasurer Jena Epperson: Cash Receipts, Check Register, Liquidity and Investment and Account Fund Ledger.

Matt Walker with Poepping Stone and Bach Associates met with the Ralls County Commissioners to have an application signed for a permit on Oregon Road.

July Term

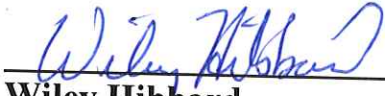
September 8th, 2022

John Lake made a motion to pay SAMs, Smith Construction and 911 (radios) out of the ARPA expense line. Junior Muehring seconded the motion. Motion passed unanimously.

The Ralls County Commission reviewed and discussed the American Rescue Plan Act (ARPA).

John Lake made a motion to adjourn. Wiley Hibbard seconded the motion. Motion passed unanimously.

Commission will meet again on September 12th, 2022, unless convened by court.



Wiley Hibbard
Presiding Commissioner

THE RALLS COUNTY COMMISSION MEETING

Ralls County Commissioner, Wiley Hibbard called the adjourned meeting to order with the following members present, Junior Muehring, Eastern District Commissioner, John Lake, Western District Commissioner and Ralls County Clerk, Kristal Hiner.

Junior Muehring opened the meeting with prayer. The Pledge of Allegiance to the Flag was made.

The Ralls County Clerk read the minutes from the September 8th, 2022, meeting. John Lake made a motion to approve the minutes as read. Junior Muehring seconded the motion. Motion passed unanimously.

The Ralls County Commission met with Road Supervisor, Brian Sanders to discuss Road & Bridge maintenance.

The Ralls County Commission signed accounts payable as listed in the warrant registry.

The Ralls County Commissioners received the August 2022 Sales and Use Tax reports.

John Lake made a motion to go into closed session for job interviews. Junior Muehring seconded the motion.

Wiley Hibbard	–	yes
John Lake	-	yes
Junior Muehring	-	yes

Regular session reconvened.

Sheriff Brad Stinson met with the Ralls County Commission regarding the radio frequency for our panic alarms and that it needs to be updated.

Mark Bross and Tyler Stulhman met with the Ralls County Commissioners to give them an update on the current of expenses for Ralls County Water District #1. Junior Muehring made a motion to pay a portion of the amount that was approved earlier in the year from ARPA funding. John Lake seconded the motion. Motion passed unanimously.

July Term

September 12th, 2022

The Ralls County Commission signed the contract for the Remonumentation project.

Wiley Hibbard made a motion to go into closed session to discuss legal issues. John Lake seconded the motion.

Wiley Hibbard	–	yes
John Lake	-	yes
Junior Muehring	-	yes

Regular session reconvened.

John Lake made a motion to amend the 2022 budget for the following funds: General Revenue, Road and Bridge and Assessment. Wiley Hibbard seconded the motion. Motion passed unanimously.

The Ralls County Commission signed a letter for the Missouri Department of Economic Development regarding the storm damages from July 9th, 2021.

The Ralls County Commission reviewed and discussed the American Rescue Plan Act (ARPA).

It is noted that on September 12th, 2022 @ 6:30 pm the Ralls County Commission met with the Planning and Zoning Board and citizens to review the current Planning and Zoning ordinances.

John Lake made a motion to adjourn. Wiley Hibbard seconded the motion. Motion passed unanimously.

Commission will meet again on September 12th, 2022, unless convened by court.


Wiley Hibbard
Presiding Commissioner

July Term

September 15th, 2022

THE RALLS COUNTY COMMISSION MEETING

Ralls County Commissioner, Wiley Hibbard called the adjourned meeting to order with the following members present, Junior Muehring, Eastern District Commissioner, John Lake, Western District Commissioner and Ralls County Clerk, Kristal Hiner.

Junior Muehring opened the meeting with prayer. The Pledge of Allegiance to the Flag was made.

The Ralls County Clerk read the minutes from the September 12th, 2022, meeting. Junior Muehring made a motion to approve the minutes as read. John Lake seconded the motion. Motion passed unanimously.

The Ralls County Clerk presented the closed minutes from the September 12th, 2022, meeting. Wiley Hibbard made a motion to approve the minutes as read. John Lake seconded the motion. Vote went as follows:

Wiley Hibbard	-	yes
John Lake	-	yes
Junior Muehring	-	yes

The Ralls County Commission discussed Road & Bridge maintenance.

The Ralls County Commission signed accounts payable as listed in the warrant registry.

Lynn Hodges met with the Ralls County Commissioners requesting a letter of support for an Electric Utility Line Hardening Project on Huntington Lane and on planning and zoning issues.

The Ralls County Commission contacted Janes Surveying regarding a surveying project.

The Ralls County Commission were presented with an Electioneering Policy from the Ralls County Clerk, Kristal Hiner.

July Term

September 15th, 2022

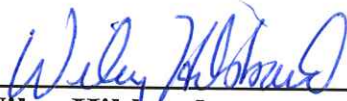
Wiley Hibbard made a motion to adopt the Resolution for Sunshine Law Policy/Custodian of Records for the County Clerks/Commission office. Junior Muehring seconded the motion. Motion passed unanimously.

Wiley Hibbard made a motion to adopt the Resolution for Sunshine Law Policy/Custodian of Records for the Road and Bridge office. John Lake seconded the motion. Motion passed unanimously.

The Ralls County Commission reviewed and discussed the American Rescue Plan Act (ARPA).

John Lake made a motion to adjourn. Junior Muehring seconded the motion. Motion passed unanimously.

Commission will meet again on September 20th, 2022, unless convened by court.



Wiley Hibbard
Presiding Commissioner

RALLS COUNTY CLERK/ ELECTION AUTHORITY ELECTIONEERING POLICY

The County Clerk office of Ralls County, being the Election Authority for said county has adopted the following policy concerning electioneering at polling places located within the county.

As provided for in RSMo 115.637 (18) there is to be no electioneering of any kind inside of or within 25 feet of the outer door of any polling place.

The **property owners of the polling places** (churches, clubs) have the right to allow or disallow electioneering on their property, outside of the 25-foot boundary; **no candidate or their representatives should assume that electioneering is allowed on the property simply because it is being used as a polling place.**

In the case of a tax supported building (schools, fire dept., city buildings) being used as a polling place, the board of directors or trustees responsible for said property have the right to allow or disallow electioneering on said property, outside of the 25-foot boundary.

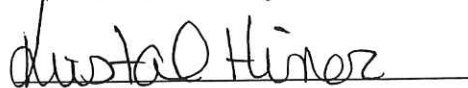
Failure of a candidate or their representatives to abide by this policy may result in removal of the offending party from the premises by the county sheriff.

115.637. Class four election offenses. -The following offenses, and any others specifically so described by law, shall be class four election offenses and are deemed misdemeanors not connected with the exercise of the right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not more than one year or by a fine of not more than two thousand five hundred dollars or by both such imprisonment and fine:

(18) Exit polling, surveying, sampling, electioneering, distributing election literature, posting signs or placing vehicles bearing signs with respect to any candidate or question to be voted on at an election on election day inside the building in which a polling place is located or within twenty-five feet of the building's outer door closest to the polling place, or, on the part of any person, refusing to remove or permit removal from property owned or controlled by such person, any such election sign or literature located within such distance on such day after request for removal by any person;

(19) Stealing or willfully defacing, mutilating, or destroying any campaign yard sign on private property, except that this subdivision shall not be construed to interfere with the right of any private property owner to take any action with regard to campaign yard signs on the owner's property and this subdivision shall not be construed to interfere with the right of any candidate, or the candidate's designee, to remove the candidate's campaign yard sign from the owner's private property after the election day.




Kristal Hiner

Ralls County Clerk/Election Authority

15 September 2022
Date

RALLS COUNTY COMMISSION



P.O. Box 400

311 S Main St

New London, MO 63459

573-985-7111

John Lake
Western Commissioner

Wiley Hibbard
Presiding Commissioner

Junior Muehring
Eastern Commissioner

Heidi Carver
State Emergency Management Agency
PO Box 116
Jefferson City, Missouri 65102

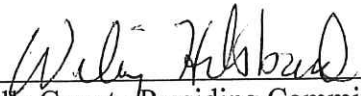
Re: Ralls County Electric Cooperative
Electric Utility Line Hardening Project
Community Support Letter

Dear Ms. Carver,


The Ralls County Commission supports the proposed Ralls County Electric Cooperative Utility Line Hardening Project. This Electric Utility Line Hardening Project will provide more reliable/safe power to the residents along Huntington Ln in Ralls County.

Sincerely,

Ralls County Commission



Ralls County Presiding Commissioner
Wiley Hibbard



Eastern District Commissioner
Junior Muehring



Western District Commissioner
John Lake

Ralls County, Missouri
Ralls County Clerk/Commissioners Office
Sunshine Law (Chapter 610 RSMo) Policy

It is the policy of Ralls County, Missouri to comply with the provisions of Chapter 610. RSMo. Commonly referred to as the "Sunshine Law". In furtherance of this policy, it is noted:

WHEREAS, Section 610.023.1, RSMo, provides that a public governmental body is to appoint a custodian to maintain that body's records and the identity and location of the custodian is to be made available upon request; and

WHEREAS, Section 610.026, RSMo, sets forth that a public governmental body shall provide access to and, upon request, furnish copies of public records; and

WHEREAS, Section 610.028.2, RSMo, provides that a public governmental body shall provide a reasonable written policy in compliance with sections **610.010 to 610.030**, RSMo, commonly referred to as the Sunshine Law, regarding the release of information on any meeting, record or vote.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Ralls County Clerk be and hereby is appointed custodian of the records for the Ralls County Clerk and Commissioners office and that such custodian is located at 311 S Main Street, New London, MO 63459 in the County Clerks office on the main floor.
2. That said custodian shall respond to all requests for access to or copies of a public record within the time period provided by statute except in those circumstances authorized by statute.
3. That the fees to be charged for access to or furnishing copies of records shall be as hereinafter provided and may be required in advance:
 - a) An hourly fee for activities performed by staff including time required to locate, prepare, and copy responsive documents. The hourly fee will be the current salary of the Voter Registration Clerk.
 - b) A fee of \$.10 per page of the document
4. That it is the public policy of Ralls County Clerk/Commission that meetings, records, votes, actions, and deliberations of this body shall be open to the public unless otherwise provided by law.
5. That Ralls County, Missouri shall comply with sections 610.010 to 610.030, RSMo, the Sunshine Law, as now existing or hereafter amended.

Closed Records, Subpoenas, Penalty for Disclosure

1. **Closed Records and Votes** – All records of the County, which are permitted to be closed records by reason of the Sunshine Law or by any other Statute of Missouri, or by any statute, or regulation of the United States government, shall be maintained as closed records. No such closed full records shall be released to any person who is not part of the County government. If closed records are requested by a county employee/elected official, other than the Prosecuting Attorney, they can receive a copy with the discussion redacted and only showing the reason for the closed session and any final decisions. The public can also receive a copy the same as a county employee/elected official. Requests for closed records

to opened to public inspection will be considered on a case-by-case basis by the County Commission.

2. **Subpoenas for Closed Records** – No subpoena for a closed record shall be honored. All such subpoenas shall be referred to the County Prosecutor for a response, and for a motion to quash the subpoena. The only exception to this requirement that will be recognized is a subpoena from a grand jury.
3. **Penalty for Disclosure of Closed Records** – Any person employed or working for the county or who has been entrusted with a record that is marked or indicates that it is “confidential” or a “closed record” or who has been invited to participate in a closed meeting who nonetheless discloses an closed record, or any information about the contents of any closed meeting to any person shall be subject to the termination of his or her employment.

Adopted on September 15th, 2022, by Ralls County.



Wiley Hibbard, Presiding Commissioner



John L. Muehring, Jr, Eastern District Commissioner



John W. Lake, Western District Commissioner



Kristal Hiner, Ralls County Clerk



Ralls County, Missouri
Ralls County Clerk/Commissioners Office
Sunshine Law (Chapter 610 RSMo) Policy

It is the policy of Ralls County, Missouri to comply with the provisions of Chapter 610. RSMo. Commonly referred to as the "Sunshine Law". In furtherance of this policy, it is noted:

WHEREAS, Section 610.023.1, RSMo, provides that a public governmental body is to appoint a custodian to maintain that body's records and the identity and location of the custodian is to be made available upon request; and

WHEREAS, Section 610.026, RSMo, sets forth that a public governmental body shall provide access to and, upon request, furnish copies of public records; and

WHEREAS, Section 610.028.2, RSMo, provides that a public governmental body shall provide a reasonable written policy in compliance with sections **610.010 to 610.030**, RSMo, commonly referred to as the Sunshine Law, regarding the release of information on any meeting, record or vote.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Ralls County Commission be and hereby is appointed custodian of the records for the Ralls County Road and Bridge office and that such custodian is located at 1000 Ginny Belle Lane, New London, MO 63459.
2. That said custodian shall respond to all requests for access to or copies of a public record within the time period provided by statute except in those circumstances authorized by statute.
3. That the fees to be charged for access to or furnishing copies of records shall be as hereinafter provided and may be required in advance:
 - a) An hourly fee for activities performed by staff including time required to locate, prepare, and copy responsive documents. The hourly fee will be the current salary of the Road and Bridge Administrative Assistant.
 - b) A fee of \$.10 per page of the document
4. That it is the public policy of Ralls County Clerk/Commission that meetings, records, votes, actions, and deliberations of this body shall be open to the public unless otherwise provided by law.
5. That Ralls County, Missouri shall comply with sections 610.010 to 610.030, RSMo, the Sunshine Law, as now existing or hereafter amended.

Closed Records, Subpoenas, Penalty for Disclosure

1. **Closed Records and Votes** – All records of the County, which are permitted to be closed records by reason of the Sunshine Law or by any other Statute of Missouri, or by any statute, or regulation of the United States government, shall be maintained as closed records. No such closed full records shall be released to any person who is not part of the County government. If closed records are requested by a county employee/elected official, other than the Prosecuting Attorney, they can receive a copy with the discussion redacted and only showing the reason for the closed session and any final decisions. The public can also receive a copy the same as a county employee/elected official. Requests for closed records

to opened to public inspection will be considered on a case-by-case basis by the County Commission.

2. **Subpoenas for Closed Records** – No subpoena for a closed record shall be honored. All such subpoenas shall be referred to the County Prosecutor for a response, and for a motion to quash the subpoena. The only exception to this requirement that will be recognized is a subpoena from a grand jury.
3. **Penalty for Disclosure of Closed Records** – Any person employed or working for the county or who has been entrusted with a record that is marked or indicates that it is "confidential" or a "closed record" or who has been invited to participate in a closed meeting who nonetheless discloses an closed record, or any information about the contents of any closed meeting to any person shall be subject to the termination of his or her employment.

Adopted on September 15th, 2022, by Ralls County.



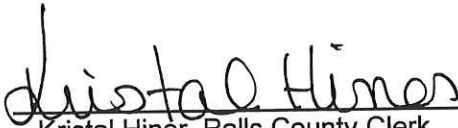
Wiley Hibbard, Presiding Commissioner



John L. Muehring, Jr, Eastern District Commissioner



John W. Lake, Western District Commissioner



Kristal Hiner, Ralls County Clerk



THE RALLS COUNTY COMMISSION MEETING

Ralls County Commissioner, Wiley Hibbard called the adjourned meeting to order with the following members present, Junior Muehring, Eastern District Commissioner, John Lake, Western District Commissioner, Ralls County Deputy Clerk, Kristen Dietle and Ralls County Voter Registration Clerk Torrie Murphy.

Junior Muehring opened the meeting with prayer. The Pledge of Allegiance to the Flag was made.

The Ralls County Deputy Clerk read the minutes from the September 15th, 2022, meeting. John Lake made a motion to approve the minutes as read. Junior Muehring seconded the motion. Motion passed unanimously.

The Ralls County Commission discussed Road & Bridge maintenance.

The Ralls County Commission signed accounts payable and payroll as listed in the warrant registry.

The Ralls County Commission attended a WEBEX conference call to discuss grant issues with CDBG.

Lynn Hodges met with the Ralls County Commissioners to discuss Fiber update.

The Ralls County Commission was asked to send equipment to participate in Monroe City School Big Truck Night, October 4th at 4pm.

Jonathan Abbott called the Ralls County Commission to discuss a lawsuit filed against Caldwell County.

Ralls County Sheriff Brad Stinson and Chief Deputy Chris Flynn met with the Ralls County Commissioners to discuss metal detectors.

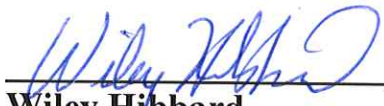
July Term

September 20th, 2022

The Ralls County Commission reviewed and discussed the American Rescue Plan Act (ARPA).

Wiley Hibbard made a motion to adjourn. John Lake seconded the motion. Motion passed unanimously.

Commission will meet again on September 22nd, 2022, unless convened by court.



Wiley Hibbard
Presiding Commissioner

THE RALLS COUNTY COMMISSION MEETING

Ralls County Commissioner, Wiley Hibbard called the adjourned meeting to order with the following members present, Junior Muehring, Eastern District Commissioner, John Lake, Western District Commissioner, Ralls County Clerk, Kristal Hiner.

Junior Muehring opened the meeting with prayer. The Pledge of Allegiance to the Flag was made.

The Ralls County Clerk read the minutes from the September 20th, 2022, meeting. Junior Muehring made a motion to approve the minutes as read. John Lake seconded the motion. Motion passed unanimously.

The Ralls County Commission discussed Road & Bridge maintenance.

The Ralls County Commission attended a Zoom meeting with PGAV to discuss the Mark Twain Lake feasibility study at the Frank Russell area.

Sheriff Brad Stinson and Chief Deputy Chris Flynn met with the Ralls County Commission regarding US Law Shield, metal detector in the courtroom and CLERF (County Law Enforcement Restitution Fund).

Wiley made a motion to amend ordinance number 01122017 with ordinance 09222022 referencing the CLERF (County Law Enforcement Restitution Fund). John Lake seconded the motion. Motion passed unanimously.

John Lake made a motion to go with US Law Shield, which offers legal assistance to our deputies if the need would arise. Junior Muehring seconded the motion. Motion passed unanimously.

Wiley Hibbard made a motion that the flood apportionment money received goes to the Road and Bridge fund. Junior Muehring seconded the motion. Motion passed unanimously.

It is noted that the Ralls County Commission tried numerous times to reach Julianna Kliethermes with the Missouri Department of Economic Development regarding the CDBG grant.

July Term

September 22nd, 2022

Sheldon Ward and Brian Reed with the New London Fire Department met with the Ralls County Commissioners regarding the use of their ARPA funding.

Prosecuting Attorney Rodney Rodenbaugh met with the Ralls County Commission regarding the lawsuit with Knox Stone Company.

The Ralls County Commission reviewed and discussed the American Rescue Plan Act (ARPA).

Junior Muehring made a motion to adjourn. John Lake seconded the motion. Motion passed unanimously.

Commission will meet again on September 26th, 2022, unless convened by court.



Wiley Hibbard
Presiding Commissioner

Ralls County Law Enforcement Restitution Fund

WHEREAS, the Ralls County Commission has established by ordinance/order a fund whose proceeds may be expended only for the purposes provided for in 50.565 RSMO. The fund shall be designated as the Ralls County Law Enforcement Restitution Fund (CLERF) and shall be under the supervision of a Board of Trustees consisting of two citizens of the County appointed by the Presiding Commissioner of the County, two citizens of the County appointed by the Sheriff of the County and one citizen of the County appointed by the County Coroner. The citizens so appointed shall not be current or former employees of the Sheriff's office, the office of the Prosecuting Attorney of the County, the Coroner's Office or the County Treasurer's office.

AND WHEREAS, pursuant to 50.565, the legislature has provided for the establishment and funding of the "County Law Enforcement Restitution Fund.

THEREFORE, it is ordered and resolved as follows:

The CLERF Fund and its Trustees-

CLERF shall be under the supervision of a board of trustees who shall be appointed as follows from citizens of the county.

- Two persons shall be appointed by the Presiding Commissioner of Ralls County
- Two persons shall be appointed by the Sheriff of Ralls County
- One person shall be appointed by the Coroner of Ralls County

All appointees shall hold their positions from and after the effective date or dates of their appointments.

Each appointee may serve for a three year term. Appointees may be re-appointed by the appointing officer at the end of their term.

In the event of a vacancy, during their term, of any trusteeship position for any reason, then the holder of the office, who made that appointment shall make an interim appointment to fill the unexpired term in accordance with this order.

A quorum to conduct business of the trusteeship of the CLERF shall be three members of the board and the board shall conduct public meetings to consider business, at least quarterly on a regularly scheduled date.

Money shall be expended from the CLERF only upon approval of a majority of the members of the CLERF board of trustees.

The board shall elect one of its members to be the secretary of the board who shall record minutes of the meeting and in the absence of such a secretary at the meeting, shall elect a secretary for the meeting who shall record the minutes for that meeting.

The board shall elect one of its members to act as a chair of its meetings, and in the absence of such chair, shall elect a chair for the meeting.

The phrase, "a majority of members" is deemed to mean three members.

If any member of the board of trustees misses more than two quarterly meetings, the person holding office making that appointment may declare a vacancy in the trusteeship and appoint another citizen to complete the term for that vacant position.

The board of trustees shall comply with the open meetings laws of the State of Missouri.

The board of trustees may adopt other rules and schedule other meetings for the conduct of business, not inconsistent with this order or its amendments, if any, and the laws of the State of Missouri pertaining to the CLERF.

Appointees shall not be current or former elected officials, current or former employees of the sheriff's department, the office of the prosecuting attorney for the county, office of the coroner, office of the county commissioners, or the county treasurer's office.

CLERF Fund Expenditures-

Money from CLERF shall only be expended for the following purposes:

Narcotics investigation, prevention and intervention; and

Purchase of law enforcement related equipment and supplies for the Sheriff's office; and

Matching funds for Federal or State law enforcement grants; and

Funding for the reporting of all State and Federal crime statistics or information; and

Any law enforcement related expense, including those of the Prosecuting Attorney, approved by the Board of Trustees for the County Law Enforcement Restitution Fund that is reasonably related to investigation, charging, preparation, trial and disposition of criminal cases before the courts of the State of Missouri.

CLERF Fund Management-

The Ralls County Commission may not reduce any law enforcement agency's budget as a result of funds the law enforcement agency receives from the Ralls County Law Enforcement Restitution Fund. The Restitution Fund is to

be used only as a supplement to the law enforcement agency's funding received from other County, State or Federal funds.

Ralls County law enforcement restitution funds shall be audited as are all other County funds.

No court may order the assessment and payment authorized by this Section if the plea of guilty or the finding of guilt is to the charge of speeding, careless and imprudent driving, any charge of violating a traffic control signal or sign or any charge which is a Class C misdemeanor or an infraction. No assessment and payment ordered pursuant to this Section may exceed three hundred dollars (\$300.00) for any charged offense.

Any request for payment from this fund by authorized County Law Enforcement Officials shall be by written voucher or memo to the Board. The Board will approve any request by a majority vote. The Board may meet in person, by telephone, e-mail or in writing for approving any request.

The Circuit Clerk and Associate Circuit Clerks shall pay all funds for the Ralls County Law Enforcement Restitution Fund as collected or on a monthly basis to the County Treasurer for the Restitution Fund Account.

The Board of Trustees shall provide to the Ralls County Commission and to Ralls County Law Enforcement Official's quarterly reports on the Ralls County Law Enforcement Restitution Fund showing amount received and expenditures.

The court may order the assessment and payment of a designated amount of restitution to the Ralls County Law Enforcement Restitution Fund established by the County Commission pursuant to Section 50.565, RSMo. Such contribution shall not exceed three hundred dollars (\$300.00) for any charged offense. Any restitution monies deposited into the Ralls County Law Enforcement Restitution Fund pursuant to this Section shall only be expended pursuant to the provisions of Section 50.565, RSMo., and this Section.

A judge shall not have any direct supervisory authority or administrative control over any fund to which the judge is ordering a defendant to make payment.

A defendant who fails to make payment to Ralls County Law Enforcement Restitution Fund may not have his or her probation revoked solely for failing to make such payment unless the judge, after evidentiary hearing, makes a finding supported by a preponderance of the evidence that the defendant either willfully refused to make the payment or that the defendant willfully, intentionally and purposefully failed to make sufficient bona fide efforts to acquire the resources to pay.

Statue-

50.565. County law enforcement restitution fund may be established, proceeds designated for deposit in, use of moneys — audit of fund. — 1. A county commission may establish by ordinance or order a fund whose proceeds may be expended only for the purposes provided for in subsection 3 of this section. The fund shall be designated as a county law enforcement restitution fund and shall be under the supervision of a board of trustees consisting of two citizens of the county appointed by the presiding commissioner of the county, two citizens of the county appointed by the sheriff of the county, and one citizen of the county appointed by the county coroner or medical examiner. The citizens so appointed shall not be current or former elected officials, current or former employees of the sheriff's department, the office of the prosecuting attorney for the county, office of the county commissioners, or the county treasurer's office. If a county does not have a coroner or medical examiner, the county treasurer shall appoint one citizen to the board of trustees.

2. Money from the county law enforcement restitution fund shall only be expended upon the approval of a majority of the members of the county law enforcement restitution fund's board of trustees and only for the purposes provided for by subsection 3 of this section.

3. Money from the county law enforcement restitution fund shall only be expended for the following purposes:

(1) Narcotics investigation, prevention, and intervention;

(2) Purchase of law enforcement-related equipment and supplies for the sheriff's office;

(3) Matching funds for federal or state law enforcement grants;

(4) Funding for the reporting of all state and federal crime statistics or information; and

(5) Any county law enforcement-related expense, including those of the prosecuting attorney, approved by the board of trustees for the county law enforcement restitution fund that is reasonably related to investigation, charging, preparation, trial, and disposition of criminal cases before the courts of the state of Missouri.

4. The county commission may not reduce any law enforcement agency's budget as a result of funds the law enforcement agency receives from the county law enforcement restitution fund. The restitution fund is to be used only as a supplement to the law enforcement agency's funding received from other county, state, or federal funds.

5. County law enforcement restitution funds shall be audited as are all other county funds.

6. No court may order the assessment and payment authorized by this section if the plea of guilty or the finding of guilt is to the charge of speeding, careless and imprudent driving, any charge of violating a traffic control signal or sign, or any charge which is a class C misdemeanor or an infraction. No assessment and payment ordered pursuant to this section may exceed three hundred dollars for any charged offense.

THE RALLS COUNTY COMMISSION MEETING

Ralls County Commissioner, Wiley Hibbard called the adjourned meeting to order with the following members present, Junior Muehring, Eastern District Commissioner, John Lake, Western District Commissioner, Ralls County Clerk, Kristal Hiner.

Junior Muehring opened the meeting with prayer. The Pledge of Allegiance to the Flag was made.

The Ralls County Clerk read the minutes from the September 22nd, 2022, meeting. John Lake made a motion to approve the minutes as read. Junior Muehring seconded the motion. Motion passed unanimously.

The Ralls County Commission discussed Road & Bridge maintenance.

Julianna Kliethermes with the Missouri Department of Economic Development called the Ralls Commission regarding the CDBG grant.

Lynn Hodges met with the Ralls County Commission regarding the routes for the Hannibal By-Pass.

Carolyn Wisecarver with Pike County Economic Development Authority met with the Ralls County Commission with the hopes of finding a grant to remove and replace the bridge on Beaver Road.

Wiley Hibbard made a motion to go into closed session to discuss legal issues. Junior Muehring seconded the motion. Vote went as follows:

Wiley Hibbard	-	yes
John Lake	-	yes
Junior Muehring	-	yes

Regular session reconvened.

The Ralls County Commission reviewed and discussed the American Rescue Plan Act (ARPA).

July Term

September 26th, 2022

Junior Muehring made a motion to adjourn. John Lake seconded the motion. Motion passed unanimously.

Commission will meet again on September 29th, 2022, unless convened by court.



Wiley Hibbard
Presiding Commissioner

THE RALLS COUNTY COMMISSION MEETING

Ralls County Commissioner, Wiley Hibbard called the adjourned meeting to order with the following members present, Junior Muehring, Eastern District Commissioner, John Lake, Western District Commissioner, Ralls County Clerk, Kristal Hiner.

Junior Muehring opened the meeting with prayer. The Pledge of Allegiance to the Flag was made.

The Ralls County Clerk read the minutes from the September 26th, 2022, meeting. Junior Muehring made a motion to approve the minutes as read. John Lake seconded the motion. Motion passed unanimously.

The Ralls County Clerk presented the closed minutes from the September 26th, 2022, meeting. John Lake made a motion to approve the minutes as read. Wiley Hibbard seconded the motion. Motion passed unanimously.

The Ralls County Commission discussed Road & Bridge maintenance.

The Ralls County Commission signed account payable as listed in the warrant registry.

Wiley Hibbard made a motion to appoint Dustin Wasson to the Mark Twain Regional Council of Governments Executive Board. John Lake seconded the motion. Motion passed unanimously.

Wiley Hibbard made a motion to sign a letter of support for the Mark Twain Regional Council for a Household Hazardous Waste and E-Waste grant application. John Lake seconded the motion. Motion passed unanimously.

The Ralls County Commissioners, Senator Cindy O'Laughlin, Brian Nichols from Representative Sam Graves office called Brandon Jenson with the Missouri Department of Economic Development regarding the CDBG grant from 2021.

The Ralls County Commissioners spoke via telephone with Cathy Kenny from Daniel Jones and Associates regarding the audit of the CDBG fund.

July Term

September 29th, 2022

Prosecuting Attorney Rodney Rodenbaugh met with the Ralls County Commissioners concerning planning and zoning.

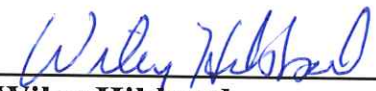
Matt Walker with Poepping Stone Bach and Associates (PSBA) presented the rough draft of the plaque that will be placed on the Indiana Lane Bridge.

The Commissioners signed and sent a letter to Senator Josh Hawley and Representative Sam Graves regarding the Treasury's Recovery Program Operation.

The Ralls County Commission reviewed and discussed the American Rescue Plan Act (ARPA).

Junior Muehring made a motion to adjourn. John Lake seconded the motion. Motion passed unanimously.

Commission will meet again on October 3rd, 2022, unless convened by court.



Wiley Hibbard
Presiding Commissioner