

THE COUNTY COMMISSION  
OF  
STONE COUNTY, MISSOURI

January 15, 2019

STATE OF MISSOURI |  
COUNTY OF STONE |

Be it remembered that a session of the County Commission of Stone County was held in the courthouse at Galena, on January 15, 2019. Those in attendance today were Presiding Commissioner Mark Maples, Southern Commissioner Hank Smythe and Northern Commissioner Wayne Blades.

**Morning Session:**

**9:00 AM – 10:00 AM**

Commission Work Session – General Discussion with no decisions.

**10:05 AM**

Presiding Commissioner Mark Maples opened the meeting with the pledge of allegiance to the flag. Following the pledge of allegiance, Sheriff Doug Rader delivered the prayer.

Those present for this meeting today are as follows: Captain Isaac Cornelison; Sheriff Doug Rader; Sergeant Dustin Johnson; Sammie Thompson & Joy Wilson, Planning & Zoning; Michel Shay, Travis Dancy, Mike Durant, Christian Dancy, James & Chris Dancy, Jan Holbuay, Lisa Klosowski, Janis Kavanay, Richard Peterson, Diana Robertson, Linda Ellis, Kristi Stephens, Treasurer; Earl Johnson, IT Director; Cindy Elmore, County Clerk; County Counsel William McCullah; Denise Dickens, Commission Administrative Assistant and Tena Foster, Stone County Clerk's office.

**Approval of Commission Minutes**

The matter to approve the minutes for Stone County Commission meeting dated January 10, 2019 was brought to decision by a roll call vote: Smythe – yes; Maples – yes; Blades – yes. Minutes ordered approved.

## Appoint OACAC Board Member

The matter to appoint Mark Maples (elected official) to represent the Stone County Commission on the Ozarks Area Community Action Corporation (OACAC) on the County Advisory Board and appointing Denise Dickens as his director on the Area Board was brought to decision by a roll call vote: Smythe – yes; Maples – abstain; Blades – yes. Matter carried,

**RR-19-001 Linda S. Ellis** is requesting to re-zone her property located at 2998 Buttermilk Spring Road, Galena, MO (parcel #10-8.0-34-004-001-002.000) from RR-1 to C-2 for a Resort. The Board voted 5 to 3 with one board member abstaining to recommend APPROVAL of the re-zoning.

Presiding Commissioner Mark Maples allowed time for anyone to speak for or against the recommendation, several came forward speaking for and against the rezoning.

The matter to approve the recommendation of the Planning and Zoning Board on the request to re-zone property located at 2998 Buttermilk Spring Road, Galena, MO (parcel #10-8.0-34-004-001-002.000) from RR-1 to C-2 for a Resort was brought to decision by a roll call vote: Smythe – yes; Maples – yes; Blades - yes. Matter carried, Re-zoning APPROVED.

**Recess: 10:55 AM**

**Back in Session: 11:00 AM**

## Sheriff- Discuss Sales Tax Resolution

Sheriff Doug Rader came before the Commission to discuss a sales tax resolution: an 1/8 of a percent sales tax for law enforcement.....

### COMMISSION ORDER

STATE OF MISSOURI  
County of Stone

**AN ORDER IMPOSING A SALES TAX  
OF ONE EIGHTH OF ONE PERCENT AND  
CALLING AN ELECTION ON THE  
IMPOSITION OF SUCH TAX IN THE COUNTY**

**WHEREAS**, the County Commission, under the authority of Section 67.547 of the Revised Statutes of Missouri, as amended, has determined that it is in the best interest of the County to impose a county sales tax in the amount of one-eighth of one percent (1/8 of 1%) on the receipts from all retail sales within the County that are subject to taxation under Sections 144.010 to 144.225, inclusive, of the Revised Statutes of Missouri, as amended; and

**WHEREAS**, no order imposing a sales tax pursuant to Section 67.547 of the Revised Statutes of Missouri, as amended, shall be effective unless the County Commission submits to the voters of the County a proposal to authorize the imposition of the sales, tax, and a majority of the voters approve such proposal;

**NO, THEREFORE, BE IT ORDERED BY THE COUNTY COMMISSION OF STONE COUNTY, MISSOURI, AS FOLLOWS:**

**Section 1.** There is hereby imposed a sales tax in the amount of one eighth of one percent on the receipts from all retail sales or taxable services at retail within the County, upon all sellers within the County for the privilege of engaging in the business of selling tangible personal property or rendering taxable services at retail to the extent and in the manner provided by Section 144.010 to 144.225, inclusive, of the Revised Statutes of Missouri, as amended, and the rules and regulations of the Director of Revenue of the State of Missouri, issued pursuant thereto. Revenues from the sales tax shall be allocated as follows: proceeds shall be distributed to the Stone County Sheriff's Office for the purpose of providing funds for law enforcement personnel, salaries, benefits and law enforcement equipment. The County shall include in its annual budget, subject to appropriation by the County Commission, at least the same percentage of the County Budget each year to rise and fall with County general revenue, with no supplanting of this tax.

**Section 2.** A special election is hereby ordered to be held in Stone County, Missouri, on \_\_\_\_\_, 2015, on the following proposition:

### Proposition P

Shall Stone County, Missouri, impose a county-wide sales tax of one-eighth of one percent (1/8 of 1%) for the purpose of providing funds for law enforcement personnel, salaries, benefits and law enforcement equipment, which shall include commissioned officers of the Stone County Sheriff's Office. The approval of the proposition will authorize the levy and collection of a one-eighth of one percent (1/8 of 1%) sales tax in addition to the other sales taxes provide for by law on all retail sales made in the County which are subject to taxation.

**Section 3.** The form of the Notice of Election for said election, a copy of which is attached hereto and made a part hereof, is hereby approved.

**Section 4.** If the proposition is approved by a majority of the votes cast by the qualified voters voting thereon at said election, the Clerk of the County Commission shall as soon as possible after the election forward to the Director of Revenue of the State of Missouri by United States registered or certified mail (1) a certified copy of the Order, including the Notice of Election attached hereto, and (2) a copy of the abstract of votes cast on the proposition. The sales tax extended hereby shall then be levied and collected in the manner provided by Section 67.547 (only as it authorizes the sales tax approved), 32.085 and 32.087 of the Revised Statutes of Missouri, as amended, and by all other applicable laws, and shall be used for the purposes authorized by Section 67.547 of the Revised Statutes of Missouri, as amended, and this Order.

**Section 5.** This Order shall be in full force and effect immediately.

**PASSED** by the County Commission of Stone County, Missouri, this \_\_\_\_\_ day of January, 2015.

\_\_\_\_\_  
Presiding Commissioner

\_\_\_\_\_  
Northern Commissioner

\_\_\_\_\_  
Southern Commissioner

**AN ORDER IMPOSING A SALES TAX OF ONE-EIGHTH OF ONE PERCENT AND CALLING AN ELECTION ON THE IMPOSITION OF SUCH TAX IN THE COUNTY**

**WHEREAS**, the County Commission, under the authority of Section 67.547 of the Revised Statutes of Missouri, as amended, has determined that it is in the best interest of the County to impose a county sales tax in the amount of one-eighth of one percent (1/8 of 1%) on the receipts from all retail sales within the County that are subject to taxation under Sections 144.010 to 144.025, inclusive, of the Revised Statutes of Missouri, as amended; and

**WHEREAS**, no order imposing a sales tax pursuant to Section 67.547 of the Revised Statutes of Missouri, as amended, shall be effective unless the County Commission submits to the voters of the County a proposal to authorize the imposition of the sales tax, and a majority of the voters approve such proposal;

**NOW, THEREFORE, BE IT ORDERED BY THE COUNTY COMMISSION OF STONE COUNTY, MISSOURI AS FOLLOWS:**

**Section 1.** There is hereby imposed a sales tax in the amount of one-eighth of one percent on the receipts from all retail sales or taxable services at retail within the County, upon all sellers within the County for the privilege of engaging in the business of selling tangible personal property or rendering tangible services, as retail to the extent and in the manner provided by sections 144.010 to 144.025, inclusive, of the Revised Statutes of Missouri, as amended, and the rules and regulations of the Director of Revenue of the State of Missouri issued pursuant thereto. Revenues from this sales tax shall be allocated as follows: proceeds shall be distributed to the Stone County Sheriff's Office for the purpose of providing funds for law enforcement personnel, salaries, benefits and law enforcement equipment. The County shall include in its annual budget, subject to appropriation by the County Commission, at least the same percentage of the County Budget each year to rise and fall with County general revenue, with no supplement of this tax.

**Section 2.** A special election is hereby ordered to be held in Stone County, Missouri on Tuesday, 2019, on the following proposition:

**PROPOSITION P**

Shall Stone County, Missouri, impose a county-wide sales tax of one-quarter of one eighth (1/8 of 1%) for the purpose of providing funds for law enforcement personnel, salaries, benefits and law enforcement equipment, which shall include commissioned officers of the Stone County Sheriff's Office?

The approval of the proposition will authorize the levy and collection of one-eighth of one percent (1/8 of 1%) sales tax in addition to the other sales taxes provided for by law on all retail sales made in the county which are subject to taxation.

**Section 3.** The form of the Notice of Election for said election, a copy of which is attached hereto and made a part hereof, is hereby approved.

**Section 4.** If the proposition is approved by a majority of the votes cast by the qualified voters voting thereon at said election, the Clerk of the Stone County Commission shall as soon as possible after the election forward to the Director of Revenue of the State of Missouri by United States registered or certified mail (1) a certified copy of this Order, including the Notice of Election attached hereto and (2) a copy of the abstract of votes cast on the proposition. The said tax authorized hereby shall then be levied and collected in the manner provided by Section 67.547 (only as it authorizes the sales tax approved), 32.080 and 32.087 of the Revised Statutes of Missouri, as amended, and by all other applicable laws, and shall be used for the purposes authorized by Section 67.547 of the Revised Statutes of Missouri, as amended, and the Order.

**Section 5.** This Order shall be in full force and effect immediately.

PASSED by the County Commission of Stone County, Missouri, this \_\_\_\_\_ day of January, 2019.

\_\_\_\_\_  
Presiding Commissioner

\_\_\_\_\_  
Northern Commissioner

\_\_\_\_\_  
Southern Commissioner

(SEAL)  
ATTEST:

\_\_\_\_\_  
Clerk of the County Commission

**NOTICE OF ELECTION  
COUNTY OF STONE, MISSOURI**

Notice is hereby given to the qualified voters of the County of Stone, Missouri, that the County Commission of the County has called an election to be held in the County on Tuesday, \_\_\_\_\_, 2019, commencing at 9:00 a.m. and closing at 7:00 p.m.

**OFFICIAL BALLET  
COUNTY OF STONE, MISSOURI  
DATE, 2019**

**PROPOSITION P**

Shall Stone County, Missouri, impose a county-wide sales tax of one-eighth of one percent (1/8 of 1%) for the purpose of providing funds for law enforcement personnel, salaries, benefits and law enforcement equipment, which shall include commissioned officers of the Stone County Sheriff's Office?

YES ( )  
NO ( )

**INSTRUCTIONS TO VOTERS:** If you are in favor of the proposition, place an X in the box opposite "YES". If you are opposed to the proposition, place an X in the box opposite "NO".

The approval of the proposition will authorize the levy and collection of a one-eighth of one percent (1/8 of 1%) sales tax in addition to the other sales taxes provided for by law on all retail sales made in the County which are subject to taxation.

The election will be held at the following polling place in the County:

PRECINCT POLLING PLACE

DATED: \_\_\_\_\_, 2019

\_\_\_\_\_  
Clerk of the County Commission of  
Stone County, Missouri

Presiding Commissioner Mark Maples asked Kristi Stephens, Treasurer to address the sales tax issue. Kristi Stephens stated that the County is allowed 2% Sales Tax: Capital improvement, General Use and Law Enforcement all get a 1/2 of a percent; 911 gets 1/4; (none of the 911 sales tax counts for the County revenue.) County wide we have 1.75%, which leaves the County 1/4 of a percent left. After taking time to read the resolution from Sheriff Doug Rader, requesting an 1/8 of a percent sales tax for the law enforcement. Presiding Commissioner Mark Maples, Southern Commissioner Hank Smythe and Northern Commissioner Wayne Blades stated, they would not be in favor at this time, due to the fact it would just leave 1/8 of a percent sales tax for the County. Matter to deny the Sheriffs Resolution for the 1/8 of a percent sales tax, was brought to decision by a roll call vote: Smythe – yes; Maples – yes; Blades - yes. Matter carried, resolution denied.

**Recess: 11:10 AM - Discuss 2019 Budget Request**

**Public Time:**

Time was extended to anyone who wanted to speak to the commission at this time.

**Adjournment:**

The adjournment of the Stone County Commission meeting was brought to decision by roll call vote: Smythe – yes; Maples – yes; Blades – yes. Meeting adjourned at 11:50 AM.

