

COUNTY COMMISSION RECORD, CAMDEN COUNTY, MISSOURI

Thursday 06/22/2023

The Camden County Commission met with Presiding Commissioner Ike Skelton, District #1 Commissioner James Gohagan, and District #2 Commissioner Don Williams.

Meeting Agenda

Commissioner Williams made a motion to approve today's agenda. Commissioner Gohagan seconded the motion. The motion passed by vote: Commissioner Williams (Yes) and Commissioner Gohagan (Yes). Session opened at 10:00 A.M.

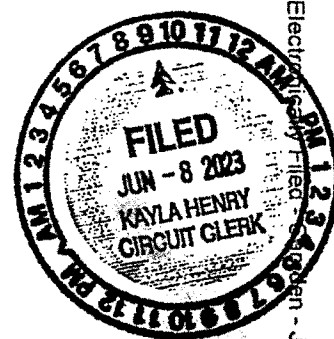
Prior Minutes

Commissioner Gohagan made a motion to accept the June 21, 2023 minutes. Commissioner Williams seconded the motion. The motion passed by vote: Commissioner Gohagan (Yes) and Commissioner Williams (Yes).

New Business

Beach Drive- CID Presentation- Rachel Orr- Rachel Orr was not in attendance to present the judgment and order certifying the results of election by unanimous verified petition. The Commission must recognize in an open meeting that Beach Drive Transportation Development District was created and a TDD was approved per the 26th Judicial Circuit Court of Camden County. There were no motions made.

IN THE CIRCUIT COURT OF CAMDEN COUNTY, MISSOURI
26TH JUDICIAL CIRCUIT



Electronically Filed - Camden - June 01, 2023 - 05:55 PM

THE CREATION OF THE BEACH DRIVE)	
TRANSPORTATION DEVELOPMENT)	
DISTRICT, et al.)	
)	
ARAPAHO, LLC, et al.)	Cause No. 23CM-CC00013
Petitioners,)	
)	Division No. 2
v.)	
)	
CAMDEN COUNTY, MISSOURI, et al.)	
Respondents.)	

**JUDGMENT AND ORDER CERTIFYING THE RESULTS OF ELECTION BY
UNANIMOUS VERIFIED PETITION**

NOW on this 8th day of June, 2023, Petitioners, Arapaho, LLC, Grand Teton Mountain Investments, LLC, Ozark Property Holdings, LLC, Prewitt's Hwy 54 Enterprises, LLC, Lake Diversified Investments, LLC, Jessica Prewitt, and Karen Prewitt (hereinafter "Petitioners"), by and through its counsel of record, appears before the Court for a hearing on the entry of their Unanimous Verified Petition (the "Petition") approving a sales tax resolution submitted by the Beach Drive Transportation Development District (the "District") in accordance with the Missouri Transportation Development District Act, Sections 238.200 through 238.275 of the Revised Statutes of Missouri, as amended (the "Act"). Petitioners appears through counsel. After being fully advised in the premises, this Court, having reviewed the Petition and in consideration of the facts and law, hereby enters its Findings, Certifications, and Conclusions and its Final Judgment and Order as follows:

1. The District was established pursuant to a Judgment and Order creating a Transportation Development District entered by this Court on May 18, 2023 in Case No. 23CM-



CC00013, finding that the Petitioners are the owners of all real property in the District and are therefore qualified voters within meaning of the Act, and ordering the submission to qualified voters of a sales tax at an election held in accordance with Section 238.216 of the Act.

2. On June 1, 2023, at 1:30 p.m., a meeting in accordance with Section 238.220.2 of the Act, was held at which a board of directors of the District was established of not less than five members (the "Board of Directors"). A true and correct copy of the Minutes of the meeting is attached as Exhibit A.

3. On June 1, 2023, at 1:30 p.m., the Board of Directors held a meeting to consider the sales tax, at which meeting the Board of Directors adopted Resolution No. 23-005 approving a one percent (1%) sales and use tax to be presented to the qualified voters in the District for their approval (the "Sales Tax"). A true and correct copy of Resolution No. 23-005 is attached as Exhibit B.

4. On June 1, 2023, Petitioners filed the Petition with the Court constituting the sales tax election directed by the Board of Directors and evidencing the casting of all the votes in the election in favor of the Sales Tax. A true and correct copy of the Petition is attached as Exhibit C.

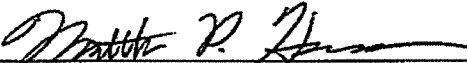
5. The filing of the Petition by Petitioners on June 1, 2023 constituted the election pursuant to Mo. Rev. Stat. § 238.216.1(3).

IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:

A. The filing of the Petition with the Court on June 1, 2023, constituted the election pursuant to the TDD Act.

B. The results of the election shall be entered upon the records of the Circuit Court and a certified copy of the Petition shall be filed with the Clerk of Camden County, who shall cause the same to be spread upon the records of the County Commission.

SO ORDERED THIS 8th DAY OF JUNE, 2023.


Camden County Circuit Judge

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Report on SB190- The Commission reported that SB190 bill was signed by the Missouri governor and the citizens of Camden County may see this item on the April 2024 ballot. The Commission will wait to vote until the language for the bill is available. There were no motions made.

PACE Ordinance- Chris Foster requested the Commission to consider created an ordinance county-wide for the use of the Property Assessed Clean Energy (PACE) Programs both for residential development and commercial development. Commissioner Williams made a motion to direct county attorney, Jeff Green, to draft a PACE ordinance for residential and commercial development per federal and state guidelines for Camden County. Commissioner Gohagan seconded the motion. The motion passed by vote: Commissioner Williams (Yes) and Commissioner Gohagan (Yes).

Camdenton R-III School Board TIF Letter- Superintendent Sean Kirksey from the Camdenton R-III School District presented a draft letter to the Commission regarding a state TIF unilaterally approved by the City of Osage Beach. The TIF plan will abate 100% of real property tax and hold a (developer calculated) \$40 million dollars from students of the Camdenton R-III school district. The letter presented by the board is in opposition to the TIF. Mr. Kirksey is requesting the Commission to join in their position and/or create their own letter of disposition to present to the State Economic Group and the Governor's Office. There were no motions made.

Adjourn: With no further official business on the agenda, Commissioner Williams made a motion to adjourn to any unofficial business that may develop during the day. Commissioner Gohagan seconded the motion. The motion passed by vote: Commissioner Williams (Yes) and Commissioner Gohagan (Yes). Session closed at 11:05 A.M.

Ordered that the Commission adjourn until Tuesday, June 27, 2023.

Ike Skelton, Presiding Commissioner

Jordan Stanton