

**TERM OF COMMISSION:** March Session of the February Adjourned Term

**PLACE OF MEETING:** Hearing Room One, Boone County Courthouse

**PRESENT WERE:** Presiding Commissioner Don Stamper  
District I Commissioner Karen M. Miller  
District II Commissioner Linda Vogt  
Deputy County Clerk Michelle Malaby  
County Counselor John Patton

The regular meeting of the County Commission was called to order at 1:35 p.m.

**SUBJECT: Accept Gallup Mill Road for Maintenance**

Per the memorandum to the Commission dated March 8, 1995 from Public Works Director Stan Elmore, Commissioner Vogt moved that the County Commission of the County of Boone adopt the prepared Order of Acceptance of Road as County Road which reads as follows:

Whereas, the County has examined Gallup Mill Road; and obtained instruments conveying to the County either title in fee simple absolute or roadway easements, as more explicitly defined in the conveying instruments themselves, located in Boone County, Missouri and described as follows:

A tract of land in the Southeast Quarter of the Southeast Quarter of Section 1, Township 49 North, Range 13 West, Boone County, Missouri, and in the South part of the West Half of the Southwest Quarter of Section 6, Township 49 North, Range 12 West, Boone County, Missouri, being Lot 16 of Survey recorded in Book 1135, Page 63, Records of Boone County, Missouri, to be used as public roadway with Grantee to have the exclusive control over all present and future utility easements granted in said roadway area and exclusive control of the use and maintenance of the roadway area.

Whereas, the County finds that the above described road meets or exceeds current County standards for County road construction and maintenance, and

Whereas, the above described roadway has been conveyed to the County by instruments acceptable to the County.

Now Therefore it is ordered that the County of Boone hereby accepts conveyance of the above described roadway and further assumes responsibility for the maintenance and control of said roadway described above as County Roadway from and after the date of this order.

It is further ordered that a copy of this order be certified by the County Clerk and be recorded in the Office of the Recorder of Deeds.

Commissioner Miller seconded the motion. Motion passed unanimously. Order 178-95.

**SUBJECT: Award Bid 37-28MAR95, Mobile and Portable Radios**

Sheriff Ted Boehm recommended award to the low bidder meeting specifications.

Commissioner Stamper asked how did the bids compare with the State bid?

Sheriff Boehm replied they were very close.

Commissioner Stamper moved that the County Commission of the County of Boone award Bid No. 37-28MAR95, Portable Radios, as follows:

- 4 Spectra Mobile Radios to Motorola at \$2,272.90 Each
- 11 HT100 Portable Radios to Motorola at \$ 537.00 Each
- 2 Visar Mini-Portable Radios to MOCComm at \$ 749.00 Each

Commissioner Vogt seconded the motion. Motion passed unanimously. Order 179-95.

**SUBJECT: Award Bid No. 27-21MAR95, Photocopiers and Facsimile Machines**

Per the recommendation of County Commission Administrative Coordinator Beckie Jackson, Commissioner Stamper moved that the County Commission of the County of Boone award the facsimile machine portion of bid number 27-21MAR95, Photocopiers and Facsimile Machines to Check Office Equipment for four units.

Commissioner Vogt seconded the motion. Motion passed unanimously. Order 180-95.

Turning to the photocopier portion of the bid, Ms. Jackson stated Ergonomic Business Systems meets all specifications except those for first copy speed and warm up time. The second low bidder, Mirex Corporation, meets or exceeds all specifications. The total cost difference is \$260. If the bid is awarded to Ergonomic Business Systems, the amount budgeted by almost every department will need to be revised. Ergonomic Business Systems' bid is lowest because their five year maintenance cost less. The cost of their photocopiers is higher.

Commissioner Stamper moved that the County Commission of the County of Boone award the photocopier portion of bid 27-21MAR95, Photocopiers and Facsimile Machines, to Mirex Corporation for the Canon NP6030 in the amount of \$5,511.20 each, as the lowest and best bidder meeting specifications.

Commissioner Miller seconded the motion. Motion passed unanimously. Order 181-95.

**SUBJECT: Government Center Change Order No. 25**

CRSS Construction Manager Dave D'Eagle reviewed the change order.

Commissioner Stamper moved that the County Commission of the County of Boone approve, and authorize the Presiding Commissioner to sign, the attached Government Center Change Order No. 25.

Commissioner Miller seconded the motion. Motion passed unanimously. Order 182-95.

**SUBJECT: Agreement with Boone County Council on Aging for Individual Care Management and Volunteer and Support Services**

Commissioner Stamper moved that the County Commission of the County of Boone approve, and authorize the Presiding Commissioner to sign, the attached agreement with the Boone County Council on Aging for Individual Care Management and Volunteer and Support Services.

Commissioner Vogt seconded the motion. Motion passed unanimously. Order 183-95

**SUBJECT: Comments on Boone County Courthouse Murals from Artist Sid Larson**

Commissioner Stamper moved that the County Commission of the County of Boone enter the following comments into the record:

BOONE COUNTY COURTHOUSE MURALS

SIDNEY LARSON - 1994

Funding for the project is entirely derived from private sources--as a gift to the citizens of Boone County. They are Boone County Trust, Fred V. Heinkel Trust and the J.W. Stafford Trust and special appreciation for David Knight - whose inspiration started this project. He invited the contributing trusts to participate and his law firm provided the framing and plaques. The special lighting was provided by David Rogers and his Gang of Ten. Thanks also to Dr. James Goodrich and the State Historical Society of Missouri. Finally, my heartfelt appreciation to Judge Frank Conley for his trust and patience.

The murals are executed in acrylic paints on Belgium linen canvas, stretched on 6' x 12' custom built expandable stretcher frames and double coated with two coats of ground white gesso.

I truly enjoy doing the research and I like the creative challenge in mural work. I am no historian, but I love to read and visualize the exciting events, special places, heroes, victims and lots of ordinary people who gave shape and substance to Boone County. It is daunting to fit the various components into a coherent design, while employing the unique logic required in mural composition.

As a start and after preliminary reading, I drove around the county to get a better feel for the land before I did the preliminary sketching and drawings on graph paper (with a scale of 2" equaling one foot). Symbolically represented are the first 75 years in the life of this area. As a social history painter, I can include only a few subjects and vignettes (from the early 1800's to 1892). However, I did paint over 200 figures including, 11 horses, 2 dogs, 40 plus buildings, 3 seasons, both day and night, a boat, a steamboat, horse and buggy, a train with steam engine, the first resident homes for Stephens College and Christian College (now Columbia College), a tavern/post office, a bank and the bank robber, a merchant, a church, stores, 4 homes, a courthouse, a schoolhouse, an outhouse, a stockade and an Indian, also a hunter, slaves, a teacher, a preacher, a pioneer, kids, a woodcutter, a political convention with plenty of politicians and four actual portraits (Senator Thomas Hart Benton, James Sidney Rollins, Dr. William Jewell, and Bloody Bill Anderson). I added a blacksmith, a bloody massacre, and the county's first wedding.

Early history of Boone County begins in the early 1800's with the Boone's Lick Trail, the main route of western expansion, which passed through what is now Boone County and Columbia. The Trail entered Boone County near the present Hinton and Brown's station. In 1820, the now lost town of Persia was rivaling Columbia. The Trail entered Thrall's Prairie and passed through the first settlement in Boone County (Lexington). In 1822, the Trail was re-routed to pass through Columbia (along Broadway) and on to Rocheport and the Missouri River ferry boat.

You see the river and Rocheport on the left third, Columbia is in the center and Centralia is on the right.

One of the first three individuals to actually settle in Boone County was Bill Callahan, a hunter and Indian fighter. (The Indians in the area were mostly Sacs, Fox, Iowa and Potawatamies and possibly a few Osage from south of the Missouri River.)

The first settlement in the Columbia area was established in 1819, located near Broadway and West Parkway and was named Smithton. The area was too rocky to provide adequate water wells and the settlement moved down to Flatbranch and was renamed Columbia. The Missouri Territorial Legislature created Boone County in 1820.

On April 7, 1821, Columbia became the Boone County seat.

1821 The first Boone County Circuit Court Session convened near Broadway and West Parkway under a sugar maple tree. David Todd was the first judge. (He was an uncle of Mary Todd Lincoln.)

First County Court session met in Gentry's Tavern. (Richard Gentry was one of the founders of Smithton.)

1824 Boone County builds its first courthouse.

1826 Boone County Court incorporated the City of Columbia.

1830 Columbia had its first newspaper The Intelligencer.

1831 Boone County hung its first convicted murderer.

Amateur actors started a Thespian Society.

1832 Boone County volunteers left to serve in the Black Hawk wars.

1833 Presbyterians build the first church building in Columbia.

1836 The first public school building was started.

Meanwhile, Rocheport was advertising lots for sale and was incorporated. In 1836, fifty-seven steamboats made five hundred landings. Flour, stoneware and rope were the chief products of this thriving community.

1840 The great national Whig convention convened with several thousand delegates who came by steamboat, wagon, carriage and horseback. Bands helped make up the mile long parade with two live eagles and a large banner painted by a young artist named George Caleb Bingham. Thomas Hart Benton, Missouri's first state senator, spoke. James Sidney Rollins participated.

I've included the first wedding which was held in a cabin located on the site of the present Columbia College campus. The bride, dressing up in the loft, stepped on loose planks and was catapulted down onto Preacher Wilcox. She had to retire to the fodder shack to finish preparing for her big day.

The Gentry Tavern vignette features two early and important pioneers, Richard and Ann Hawkins Gentry. Richard helped found Smithton and was Columbia's first mayor, postmaster, and tavern keeper. He served under William Henry Harrison in the war of 1812. Gentry moved here with all his household goods, slaves and cattle. He killed a man in a duel over slavery and was twice acquitted by a grand jury. Gentry was a state senator, marshall of the Santa Fe Expedition, major general of the Missouri Militia in the Black Hawk War, one of the founders of Columbia College (precursor to the university) and the Columbia Female Academy. He left on October 6, 1837, with mounted volunteers for the Florida War with the Indians He took with him a battle flag made by Lucy Wales from the Columbia Female Academy. The flag had the words "Gird, gird for the conflict, our banner wave high. For our country we live, for our country we die." He was killed on Christmas day of 1837. His wife Ann declared she "would rather be a brave man's widow than a coward's wife." With the death of Richard, Ann Hawkins Gentry raised her thirteen children and became the second woman in the nation to be appointed postmaster (through influence of Senator Thomas Hart Benton, great uncle of artist Tom Benton). Ann was married at nineteen and rode her horse to Missouri from Kentucky holding her first daughter on her lap.

1845 Officials hung two slaves for murder.

Broadway's "Lake of Mud" was paved.

1846 The County's Boone Guard left for service in the Mexican Wars.

1847 The new courthouse was dedicated. Dr. William Jewell set the center line on an axis with Academic Hall on the other end of 8th Street.

1848 James Sidney Rollins became the Whig candidate for Governor. His influence made Columbia the site for the state university. He deserves the designation Father of the University.

1851 April 7th Christian College (Now Columbia College) started educating young women in the home of Dr. James Bennett. The University's James Shannon had five daughters needing education. The University didn't admit it's first women students until 1868. Later, in 1856, the Columbia Baptist Female College opened in the Oliver Parker home. It took the name Stephens College in 1870. Also in 1851, John Baptist Lang, a freed slave, opened a butcher shop. It was the first such business in Columbia. He established the first school for blacks and held church services in his home. One of his sons became concert manager for the sightless classical pianist known as "Blind Boone" who played for royalty when he toured European concert halls.

1853 The Boone County Court appropriated \$5,000 toward construction of a plank road to Providence and the Columbia trustees bought fire fighting equipment.

After the firing on Fort Sumpter, supporters of both the Union and the Confederacy held meetings declaring their convictions. When the Union prevailed in Missouri, all who practiced law were required to swear loyalty oaths and post bonds.

1860 Rocheport had a population of 735 including 250 slaves and was predominately southern in sympathy.

1864 In September, 1864, Bloody Bill Anderson and guerrillas Holtzclaw and Todd took over the town, burned the main business block and school and terrorized the citizens. Sixty-two men and sixty-six women and children escaped. Suspected Union sympathizers were hung and some were scalped or had their throats cut.

The infamous Centralia massacre occurred September 17, 1864. Confederate General Sterling Price ordered Confederate guerrillas Quantrell, Anderson, Todd and Thrailkill to make a ruckus and draw Union troops away from St. Louis and the Capitol at Jefferson City. "Bloody" Bill Anderson, Frank and Jesse

James and other well armed bushwhackers terrorized the 100 citizens of Centralia, looted and robbed, stopped the train and captured and robbed passengers, including 23 unarmed Union soldiers who were stripped and shot. The guerrillas shortly after launched a calamitous ambush of Union soldiers. Columbia was also raided by Young Purcell.

In 1862, Merril's Horse, a Union cavalry unit, occupied Academic Hall at the University which had to close. Only Christian College remained open during the Civil War.

General Odon Guitar established headquarters of the 9th Military District in Columbia, which was under martial law. Citizens built a stockade at 8th and Broadway and used the cupola of the Courthouse as a lookout position.

The second floor panel includes four early sites for the Boone County Court. High profile cases were settled and severe sentences were carried out. Walter Maxey's theft of a heifer got him 39 lashes, the pillory and a \$12.00 fine. Respected leaders build a community with respect for the law, i.e., J.S. Rollins twice stopped lynchings by cutting the mob's rope and Dr. William Jewell, who supervised the 1847 Courthouse project, is shown directing the unpacking of the new bell and his marble plaque, *Oh, justice - when expelled from other habitations make this thy dwelling place*. Blind Boone rehearses for his first piano concert which was held in the Courthouse. The Courthouse also housed community meetings, the Thespian Society and the 1861 mandatory loyalty Oath.

This was a most gratifying project. Twenty months of intense labor flew by, but there were many days when I despaired at my rate of progress and the frustrations which attend all creative projects.

Designing murals is labor intensive. The process for starting began with plenty of reading about local and Missouri history and early courts in Boone County. My wife, George Ann, and I drove all around the County in order to get a feel for the more significant sites, like Centralia and Rocheport (where I visited the restored depot and Mt. Nebo Church). Then I went back to the history books and developed lists of interesting possibilities. I prioritized those I found promising. It got tougher after that as I searched for early photos and images. I made some preliminary sketches as some of the more viable subjects began to take shape.

I abandoned two earlier design configurations, the first because the arrangement was too fragmented, and the second because of the difficulties for the audience viewing the paintings when lines of sight become obstructed by the complex of stairways.

I finally resolved the problem by dividing each 12' panel into three 4' x 6' sections which allows the design to have symmetry while permitting various subjects to relate to one another. It also produced a design which is harmonious with the Courthouse architecture.

Some folks are curious about how one determines the fee for projects such as this. Obviously, in this case it had to be no more than the \$20,000 solicited from the three trusts by attorney David Knight. So I happily agreed to furnish the materials and design and execute the paintings for that amount. The real bottom line is that I love painting murals and I am delighted to have had the privilege and honor to have my work in the Boone County Courthouse.

Commissioner Vogt seconded the motion. Motion passed unanimously.

SUBJECT: Agreement with City of Columbia for Animal Control Services

Commissioner Stamper moved that the County Commission of the County of Boone approve the attached agreement with the City of Columbia for animal control services.

Commissioner Miller seconded the motion. Motion passed unanimously. Order 184-95.

SUBJECT: Agreement with Harrisburg Preschool and Day Care, Inc.

Commissioner Stamper moved that the County Commission of the County of Boone approve, and authorize the Presiding Commissioner to sign, the attached agreement with Harrisburg Preschool and Day Care, Inc. for the provision of services for child care needs and year round day care.

Commissioner Vogt seconded the motion. Motion passed unanimously. Order 185-95.

SUBJECT: Agreement with Rainbow House Child Abuse and Neglect Emergency Shelter

Commissioner Stamper moved that the County Commission of the County of Boone approve, and authorize the Presiding Commissioner to sign, the attached agreement with Rainbow House Child Abuse and Neglect Emergency Shelter for the provision of emergency shelter for children.

Commissioner Miller seconded the motion. Motion passed unanimously. Order 186-95.

SUBJECT: Vote to Authorize Closed Meeting to Immediately Follow

Commissioner Miller moved that the County Commission of the County of Boone authorize a closed meeting to immediately follow the regular session of the County Commission on March 30, 1995 as authorized by section 610.021 (1) RSMo. to discuss legal actions, causes of action, or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body and its representatives and attorneys.

Commissioner Vogt seconded the motion. Motion passed unanimously. Order 187-95.

SUBJECT: Letter of Commitment and Application Missouri Local Records Grant Program for Microfilming County Commission Records

Commissioner Stamper moved that the County Commission of the County of Boone authorize the Presiding Commissioner to sign a letter of commitment and a grant application on behalf of Boone County for participation in the Missouri Local Records Grant Program. Said letter shall be submitted in conjunction with the application for funding of the project to microfilm County Commission records. Seventy percent of the project cost will be funded by the State if the application is granted.

Commissioner Miller seconded the motion. Motion passed unanimously. Order 188-95.

**SUBJECT: Agreement with Central Missouri Humane Society for Animal Shelter Services**

Commissioner Stamper moved that the County Commission of the County of Boone approve, and authorize the Presiding Commissioner to sign, the attached agreement with the Central Missouri Humane Society for animal shelter services.

Commissioner Vogt seconded the motion. Motion passed unanimously. Order 189-95.

SUBJECT: Amend Agreement with Boone County Historical Society

Commissioner Vogt moved that the County Commission of the County of Boone amend to amend the amount stated in Commission Order 172-95, approving the agreement with the Boone County Historical Society, to reflect the correct amount of \$12,500.

Commissioner Miller seconded the motion. Motion passed unanimously. Order 190-95.

SUBJECT: Discussion of Veterans' Memorials

Col. Thomas Hovey asked have bids for improvement of the memorials been requested?

Commissioner Stamper replied no. The Commission intends to request bids for the entire project at one time once a certain percentage of funds have been raised.

Col. Hovey stated they obtained three bids on replacement of the doughboy statue. A Georgia bid \$25,000 to \$30,000. A St. Louis firm wanted \$750 to provide a bid. The gentleman guessed the work would cost between \$15,000 to \$25,000. Carter Memorials, who created the original statue, submitted the bid presented to the Commission previously. They will also move the old statue to the Boone County Historical Society Museum. Col. Hovey stated he just received another large donation. There is a prospect of another--but they will not make the donation unless it is directed toward replacement of the doughboy statue.

Commissioner Stamper stated replacement of the doughboy was not part of the original discussion of the scope of the project. Since its inception, the project continues to change. He agrees the statue needs to be replaced. Fundraising for improvements to the memorials is ahead of fundraising for other project components. His concern with proceeding on a piecemeal basis is the potential for destabilizing fundraising efforts. If all funds necessary for improving the memorial area are collected before funding for the remainder of the project is secured, he would not object to proceeding with memorial area improvements.

Commissioner Miller agreed with Commissioner Stamper.

Commissioner Vogt agreed when the project began, replacement of the doughboy was not included. She is receptive to replacing the statue separately. Historically, veterans groups have maintained the memorial area. She does not want to proceed with the remainder of improvements to the memorial area until funds are secured.

Commissioner Stamper restated his preference. Commissioner Miller agreed. Therefore, the project, including replacement of the doughboy, will not proceed until necessary funds are raised.

SUBJECT: Additional Furniture for Collector’s Office

Commissioner Vogt stated existing workstations are to be used in the Government Center. Additional pieces are needed. Funds are not included in the budget for the items.

Commissioner Stamper asked were furnishings in the office adequately addressed during the planning process?

Commissioner Vogt replied the architect did not consider that the workstations attach to the wall. The estimated cost of the pieces needed is \$2,347.

The Commission agreed to invite Collector Pat Lensmeyer to discuss the matter further.

SUBJECT: Appraisals Necessary for MKT Trail Extension Enhancement Funds

Mr. Patton stated when two tracts of land were purchased, the County used appraisals obtained by the City of Columbia. One requirement for obtaining the enhancement funds is verification, through appraisal, that the amount paid was market value. John Kirby prepared the appraisals for the City. Mr. Kirby advises he can prepare appraisals of the tracts to comply with the federal grant requirements for \$350 per tract.

Commissioner Miller moved that the County Commission of the County of Boone authorize legal counsel to prepare an agreement with John Kirby to prepare appraisals on two tracts of land acquired in order to extend the MKT Trail extension for an amount not to exceed \$350 per tract. The appraisals are necessary to comply with Federal Enhancement Fund grant requirements.

Commissioner Vogt seconded the motion. Motion passed unanimously. Order 190a-95.

The meeting adjourned at 2:35 p.m.

Attest:

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Don Stamper  
Presiding Commissioner

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Wendy S. Noren  
Clerk of the County Commission

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Karen M. Miller  
District I Commissioner

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Linda Vogt  
District II Commissioner