

TERM OF COMMISSION: December Session of the October Adjourned Term

PLACE OF MEETING: Roger B. Wilson Boone County Government Center
Commission Chambers

PRESENT WERE: Presiding Commissioner Keith Schnarre
District I Commissioner Karen M. Miller
District II Commissioner Skip Elkin
Deputy County Clerk Shawna Victor

The meeting was called to order at 9:31 a.m.

**Subject: Public Hearing – Boone County Roadway Regulations Chapter I:
Vehicular Traffic Regulations**

This is the second public hearing on this item.

Commissioner Schnarre opened the floor for a public hearing on this item.

There was no one wishing to speak on this item.

Commissioner Schnarre closed the public hearing.

There was no further discussion on this item.

Commissioner Schnarre stated there will be one more public hearing on this before the adoption. The next hearing and adoption will be at the next regularly scheduled meeting on Thursday, December 18, 2003.

Subject: Adopt Toys for Tots Proclamation

Commissioner Elkin stated the Marine Corps League does the Toys for Tots program, which serves over 100,000 tots across the nation. He will be presenting this proclamation next week at the VFW. Wal-mart donated three flat bed trailers of boxes of toys for this program.

Commissioner Elkin read the following proclamation:

WHEREAS, the U.S. Marine Corps Reserve Toys for Tots Program is one of the nation's flagship Christmas charitable endeavors and the U.S. Marine Corps' premier community action program, and;

WHEREAS, Mizzou Marines Detachment of the Marine Corps League is the recognized Toys for Tots campaign participant for the Central Missouri area, and;

WHEREAS, the Marine Corps Reserve and Mizzou Marines believe that "Every Child Deserves a Little Christmas", and;

WHEREAS, Toys for Tots in Central Missouri makes a difference in the lives of the less fortunate children of our community;

NOW, THEREFORE the Boone County Commission does hereby proclaim December as **Toys for Tots Month** in Boone County and call upon all citizens, community agencies, religious organizations, and businesses to increase their participation in our efforts to make a difference in the lives of our children through Toys for Tots, thereby strengthening the communities in which we live.

Commissioner Miller moved to adopt the Toys for Tots Proclamation.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 553-2003**

Subject: Central Missouri Counties Human Development Corporation – Second Reading and Approval of Section 8 Voucher Program FY05 Budget

Commissioner Elkin moved to authorize the Presiding Commissioner to sign the following documents:

- Requisition for Partial Payment of Annual Contributions
- Estimate of Total Required Annual Contributions
- Certification of Payments to Influence Federal Transactions
- Disclosure of Lobbying Activities

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 554-2003**

Subject: Sheriff’s Department – Second Reading and Approval of Budget Revision

Commissioner Elkin moved to approve the following budget revision:

DEPARTMENT ACCOUNT AND TITLE	AMOUNT DECREASE	AMOUNT INCREASE
2901-10100: Proposition L Operations – Salaries and Wages	\$69,364.00	
2901-91301: Proposition L Operations – Computer Hardware		\$32,187.00
2901-91302: Proposition L Operations – Computer Software		\$19,553.00
2901-60250: Proposition L Operations – Equipment Installation		\$12,540.00
2901-48000: Proposition L Operations – Telephones		\$5,084.00

Said budget revision is for the purchase of nine mobile data terminals.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 555-2003**

Subject: Information Technology

Michael Mallicoat, Information Technology Director, was present on behalf of these items.

A. Second Reading and Approval of Request for Administrative Authority to Purchase Laptop Computers, Personal Computers, Peripherals and Printers from Cooperative Contracts for FY04

Commissioner Elkin moved to approve the request from the Information Technology Department for Administrative Authority to purchase laptop computers, personal computers, peripherals and printers from cooperative contracts for fiscal year 2004.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 556-2003**

B. First Reading of Budget Revisions

Michael Mallicoat stated there are three budget revisions. The first is to transfer funds between accounts to pay for postage for mailing the declarations for the Assessor's Office. This budget revision is for \$20,000 and will be reimbursed from the Assessor's Office.

The second budget revision is to transfer funds between accounts for Mail Services for minor year-end adjustments. This budget revision is for \$1,235.

The final budget revision is for Information Technology to transfer funds between accounts for the Microsoft Software Assurance. This budget revision is for \$11,000. This licensing agreement will cover three years instead of two as he originally thought. The total license agreement is for approximately \$68,000.

There was no further discussion on these items.

Commissioner Schnarre stated this is a first reading and requested the Deputy County Clerk to schedule these items for a second reading at the next available meeting with an appropriate order for approval.

Subject: County Commission

A. Second Reading and Establishment of Construction Budget for JJC Expansion and City/County Health Facility and Approval of Funding Source

Commissioner Schnarre moved revise the existing Fiscal Year 2003 appropriations for the Juvenile Justice Center Addition Project and the City/County Health Facility Project as outlined in the schedule. In addition, the Boone County Commission does hereby approve the allocation of Series 2003 Capital Improvement Bond Proceeds as outlined in the schedule.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 557-2003**

B. Second Reading to Authorize Presiding Commissioner to sign Change Orders up to \$25,000 for the Health Facility Project

Commissioner Miller stated she is not comfortable with the \$25,000 limit. She requested the Change Orders be brought forward at a Commission meeting, at least given as a Commission Report so the public is aware of what is happening.

Commissioner Schnarre agreed and will bring any change order that he has signed to be part of the public record.

Commissioner Miller moved to authorize the Presiding Commissioner to sign individual change orders in amount equal or less than \$25,000 for the City/County Health Facility Project.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 558-2003**

Subject: Second Reading and Approval of Ordinance to Opt Out of State Imposed Sales Tax Holiday

Commissioner Schnarre stated the City of Columbia opted out last night at their meeting with a 5-2 vote. Callaway County and Cole County have opted out of the State imposed sales tax holiday.

Commissioner Miller moved to adopt the following ordinance:

Whereas, the Missouri General Assembly has passed and the Governor has signed, Senate Bill 11 that establishes a so-called “sales tax holiday” for the second weekend in August, 2004, and

Whereas, the legislation does not provide for the reimbursement to local governments for lost revenues, and

Whereas, the sales tax holiday will significantly reduce local revenues, and

Whereas, counties depend on sales tax revenues to provide essential services for the citizens, including law enforcement, property assessment, roads, tax collection, etc., and,

Whereas, these sales taxes were approved by a vote of the people who expect the

promised services, and

Whereas, the legislation authorizes local governments to opt out of the sales tax holiday by ordinance of the governing body,

Now therefore be it ordained by the County Commission of the County of Boone as follows:

Section One. The County of Boone hereby determines that it will prohibit the provisions of Section 144.049 RSMo., 2003, from exempting sales of certain clothing, personal computers, certain computer software, and school supplies that occur within the boundaries of said County during August 13, 2004 through August 15, 2004 from local taxes.

Section Two. The County Clerk is hereby directed to send written notice to the State of Missouri Department of Revenue as soon as possible, but no later than July 9, 2004, of the decision to opt out of the "Sales Tax Holiday," by forwarding a cover letter and certified copy of this ordinance.

Section Three. This ordinance shall be in full force and effect from and after the date of its passage and approval.

Commissioner Elkin seconded the motion.

Commissioner Miller stated she sent an e-mail to all first class counties and has received notification that the majority are opting out also. Camden County is the only county not opting out. Platte County will make their decision after January 1, 2004.

Commissioner Miller stated this is an unfunded mandate by the legislature if the county does not opt out. The citizens of Boone County voted for these taxes for specific projects. She believes Boone County should wait to see how this will affect the State.

She stated the state of Florida had something similar to this and they repealed it because it was not successful.

Commissioner Schnarre stated the state of Texas has a similar law and they do not have a problem with it.

Commissioner Miller stated this is a national movement by the May Company. She spoke with one of their lobbyist this weekend.

Commissioner Schnarre stated the Commission received a letter from the Chamber of Commerce noting their decision to be neutral on this issue. The Columbia Mall also sent a letter supporting the County's decision to opt out.

Glenda Castrop, 9150 Owens School Road, Hallsville, stated she is opposed to the Commission's decision to opt out. She believes that this would greatly help people who make minimum wage. She believes the governments should work together.

Commissioner Elkin stated he agrees with Hank Waters' editorial in the December 15, 2003 Tribune and believes there should be something to the effect of a tax holiday or credit based on income, not just an across the board tax holiday. He understands the people who have lower incomes should have a break but does not believe this is the way to do it. He agrees with Commissioner Miller that Boone County should wait to see how this will affect the State.

He noted there will still be a reduction in the taxes on those dates because there will be no state sales tax.

He suggested MAC taking the lead in doing a means tested way of doing this instead of the blanket tax holiday.

There was no further discussion or public comment.

The motion passed 3-0. **Order 559-2003**

Subject: Second Reading and Approval of Request for Approval of Fireworks Display on County Property (First Night Columbia)

Commissioner Schnarre moved to approve the request from First Night Columbia 2004 to conduct a fireworks display from the Courthouse Square on New Year's Eve 2003.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 560-2003**

Commissioner Reports

Commissioner Schnarre

No reports at this time.

Commissioner Miller

No reports at this time.

Commissioner Elkin

Mental Health Board

Commissioner Elkin stated he attended the Mental Health Board meeting. He noted BHC is doing interviews.

Boone County Council on Aging

Commissioner Elkin stated he attended Boone County Council on Aging meeting. There will be openings on the board soon due to people resigning.

There was no public comment.

The meeting adjourned at 10:03 a.m.

Attest:

Wendy S. Noren
Clerk of the County Commission

Keith Schnarre
Presiding Commissioner

Karen M. Miller
District I Commissioner

Skip Elkin
District II Commissioner