

TERM OF COMMISSION: January Session of the January Adjourned Term

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

PRESENT WERE: Presiding Commissioner Ken Pearson  
District I Commissioner Karen Miller  
District II Commissioner Skip Elkin  
Deputy County Clerk Kerry Patton

The meeting was called to order at 1:30 p.m.

**1. Bid Opening – 03-25JAN07 Jemerson Creek**

Heather Turner, Purchasing Department and Andrew Dick Infrastructure Engineer were present on behalf of this item.

Mr. Dick explained the project consist of the reinforcement of about 300 linear feet of the left bank of Jemerson Creek, consisting of one stretch measuring about 210 linear feet and one stretch measuring about 90 linear feet.

The following bids were opened by the commissioners:

BIDDER'S NAME	BID TOTAL
Columbia Curb & Gutter	\$ 87,315.00
PCIT Co.	\$ 61,679.00
Muenks Bros. Construction	\$ 61,860.55
APAC-Missouri	\$ 55,379.50
Keith Contracting	\$ 58,774.50
Boone Construction Co.	\$ 46,847.50
David E. Brown Construction	\$ 42,519.25
Case Excavating, LLC	\$ 49,800.00
C&C Bridge & Concrete	\$ 42,880.00
Kevin Rackers Excavating	\$ 33,262.50
C.L. Richardson Construction	\$ 35,617.00
Buscher Backhoe & Landscaping	\$ 51,874.20
Lehman Construction Co.	\$ 58,847.50

Commissioner Pearson thanked the purchasing department and stated the bids would be forwarded to the department for evaluation and recommendation.

**2. Inmate Security Fund**

Joy Rushing – Court Administrator was present on behalf of this item.

Ms. Rushing stated it had been brought to the courts attention that the circuit clerk in Callaway County were going to implement a two dollar surcharge in accordance with Section 448.5026, RSMo, as amended by House Committee Substitute for House Bill 1179, and asked if Boone County was planning on doing the same. John Patton asked Sheriff Carey if this was something they would like to proceed with. Sheriff Carey agreed and thought the costs would defray the cost of the Livescan fingerprinting system the sheriff just purchased. If money is left over, the remainder could be used for Jail purposes.

There was no discussion and no public comment.

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

**3. Purchasing First Readings**

**A. 3-060810 Light Duty Trucks**

Ms. Turner reported Purchasing requests permission to utilize the Missouri Department of Transportation contract for Light Duty Trucks per the attached memo from Greg Edington. Public Works has two light duty trucks budgeted for '07.

Total cost of the contract is \$48,884.00 to be paid out of department 2040 – Public Works Maintenance Operations, account 92400 - Replacement Auto/Trucks. The Purchasing Department requests approval for disposal of the following trucks:

- 2001 Chevrolet 4 x 4 VIN 1GCEK14V21Z300552
- 2002 Chevrolet 4 x 4 Extended Cab VIN 1GTEK19V42Z311773

The Purchasing Department would like to list the above trucks and spreaders on GovDeals once the new trucks are delivered. The original budget for the purchase of the two new trucks was \$45,800.00; however the amount we will receive on GovDeals for the above surplus vehicles will more than make up the \$3,000.00 difference between the purchase price and the budgeted amount.

There was no discussion and no public comment.

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

**B. 77-07DEC06 Emergency Electrical Services Term and Supply**

Ms. Turner stated the Purchasing Department received a request from the Public Works

Department to add secondary (Meyer Electric) and tertiary (Rehagen Electrical) contractors to the Emergency Electrical Services Term and Supply contract (Coastal Electric, primary) in order to ensure we have adequate coverage in the event the primary contractor is unable to provide services within a reasonable amount of time.

These term and supply contracts will be paid out of Department 6100-Facilities and Grounds Maintenance, Account 60100-Building Repairs/Maintenance. There is \$9,000.00 budgeted in '07 for this service

There was no discussion and no public comment.

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

#### **4. County Nuisance Abatement – 6003 A Gregory Drive**

Gerry Worley and Kris Vellema, Health Department was present on behalf of this item.

Mr. Worley stated they have contact the owner of the home at 6003 A Gregory Drive regarding trash that need to be picked up. He has not had any contract with either the owner of the property or the tenant. After the Commission has approved the abatement, the Health Department will move forward with removing the trash.

Commissioner Elkin moved now on this 25<sup>th</sup> day of January, 2007, the County Commission of Boone County, Missouri met in regular session and entered the following findings of fact, conclusions of law and order for abatement of nuisance:

#### **Findings of Fact and Conclusions of Law**

The County Commission finds as fact and concludes as a matter of law the following:

1. The Boone County Code of Health Regulations (the "Code") are officially noticed and are made a part of the record in this proceeding.
2. The City of Columbia/Boone County Health Department administrative record is made a part of the record in this proceeding and incorporated herein by reference. In addition, any live testimony of the official(s) of the department and other interested persons are made a part of the record in this proceeding.
3. A public nuisance exists described as follows: trash, rubbish and garbage
4. The location of the public nuisance is as follows: 6003 Gregory Drive, Columbia, MO, a/k/a parcel# 12-415-20-01-046.00 01, Gregory Heights Subdivision, Lot 5, Section 20, Township 49, Range 12 as shown by deed book 0944 page 0273, Boone County
5. The specific violation of the Code is: dismantled and derelict vehicles in violation of section 6.5 of the Code

- 6 The Health Director's designated Health Official made the above determination of the existence of the public nuisance at the above location. Notice of that determination and the requirement for abatement was given in accordance with section 6.10.1 of the Code to the property owner, occupant, and any other applicable interested persons.
7. The above described public nuisance was not abated. As required by section 6.10.2 of the Code, the property owner, occupant, and any other applicable interested persons were given notice of the hearing conducted this date before the Boone County Commission for an order to abate the above nuisance at government expense with the cost and expense thereof to be charged against the above described property as a special tax bill and added to the real estate taxes for said property for the current year.
8. No credible evidence has been presented at the hearing to demonstrate that no public nuisance exists or that abatement has been performed or is unnecessary; accordingly, in accordance with section 6.10.2 of the Code and section 67.402, RSMo, the County Commission finds and determines from the credible evidence presented that a public nuisance exists at the above location which requires abatement and that the parties responsible for abating such nuisance have failed to do so.

**Order For Abatement Chargeable As a Special Assessment To The Property**

Based upon the foregoing, the County Commission hereby orders abatement of the above described public nuisance at public expense and the Health Director is hereby authorized and directed to carry out this order.

It is further ordered and directed that the Health Director submit a bill for the cost and expense of abatement to the County Clerk for attachment to this order and that the County Clerk submit a certified copy of this order and such bill to the County Collector for inclusion as a special assessment on the real property tax bill for the above described property for the current year in accordance with section 67.402, RSMo.

Commissioner Miller asked when the trash would be removed.

Ms. Vellema responded it would take a couple of days to get the search warrant and go through the process with the courts. They would like to wait until some of the snow has melted to insure that the clean up is complete.

Commissioner Miller seconded the motion.

There was no public comment.

The motion passed 3-0 **Order 32 -2007**

Pat Lensmeyer, County Collector, wanted to say the process which has been developed in order to facilitate these abatements have been successful. Communication between the

Health Department, Collector's office and the County Clerks office have allowed this to happen.

**5. Kirk Kipley Proclamation**

Commissioner Miller moved now on this day the County Commission of the County of Boone does hereby adopt the attached proclamation for Kirk Kipley, which officially names the Art Facility on the Juvenile Justice Center Campus.

**WHEREAS**, Kirk Kipley began his employment with the 13<sup>th</sup> Judicial Circuit Court September 2, 1980.

**WHEREAS**, Kirk began as a Counselor I at the Monroe Home, a residential treatment program for juvenile males, was soon promoted to Counselor II, and in the following year was hired as a Deputy Juvenile Officer at the Juvenile Office.

**WHEREAS**, August 1983, Kirk became the first Programs and Services Coordinator at the Juvenile Justice Center on Prathersville Road.

**WHEREAS**, July 1, 1986, Kirk was promoted to Chief Deputy Juvenile Officer and returned to the Juvenile Office, where he was involved with the implementation of many programs and services for juvenile offenders, including the Risk and Needs Assessments and the Child Offender Program

**WHEREAS**, On August 1, 1994, just as the Center's new building was nearing completion, Kirk became Superintendent at the Juvenile Justice Center.

**WHEREAS**, Staff and residents moved into the new facility on Roger Wilson Memorial Drive in January 1995.

**WHEREAS**, In 1999, Kirk requested and received grant funding in support of construction of an art facility for juvenile justice center residents, and the art program was implemented on January 24, 2000.

**WHEREAS**, During Kirk's tenure as Superintendent a total of 1026 residents received 12,763 hours of art instruction.

**WHEREAS**, The number of admissions during Kirk's tenure as Superintendent was an astounding 5,440—from his first to his last day at the Robert L. Perry Juvenile Justice Center.

**WHEREAS**, Please join in with us in congratulating Kirk Kipley for a job well done.

**NOW THEREFORE BE IT FINALLY PROCLAIMED**, that the Boone County Commission hereby declares January 19, 2007, as, Kirk Kippley day, and lends its whole hearted support to the naming of the new art facility as “The Kirk Kippley Art Facility” and ask all Boone County citizens to hereby honor this outstanding citizen.

Commissioner Elkin seconded the motion

There was no discussion and no public comment.

The motion passed 3-0 **Order 33 -2007**

**5. John Schultz Appointment – Board of Adjustment**

Commissioner Elkin moved now on this day the County Commission of the County of Boone does hereby appoint- Interim John Schultz to the Board of Adjustment with a term expiring on 4/30/08.

Commissioner Miller seconded the motion

There was no discussion and no public comment.

The motion passed 3-0 **Order 34 -2007**

**7. First Reading of the Following Contracts**

Adult Day Care

Animal Shelter and Related Services

Break the Cycle of Violence

Central Missouri Food Bank pantry

Clinical Services

County Medical Examiner

Crisis Care for Children

Early Scholars Program (Child Care- Tuition Assistance)

Economic Development Agreement

Elderly and Disabled Transportation

Emergency Foster Care

Equine Assisted Therapy Program

Family Information, Referral and Resource Program

La Escuela Latina – Youth Tutoring  
Offender Evaluation Program  
One to One Match  
Regional Child Advocacy Center  
Residential program (Primary Recovery/Detox)  
Senior Connect  
Show – Me Games 2007  
Soil and Water Conservation Service Agreement  
Year Round Child Care  
JCIC Clerical Services

Commissioner Miller explained these are annual contracts which the county renews.

There was no discussion and no public comment.

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

#### **8. Commissioner Reports**

Commissioner Miller reported Jennifer Wilson of Butler, Rosenbury Architects and Mitch Miller, SM Wilson Construction Management met with all of the offices involved in the courthouse expansion on 1/24. The purpose of the meeting was to identify the proposed space allocation for each of the different courthouse functions. Prior to this meeting Jennifer Wilson & myself met with Dan Knight, Prosecuting Attorney, Christy Blakemore, Circuit Clerk, Kathy Lloyd, Court Administrator and related staff representing the Courts, Adult Court Services, IT, Court Marshall's, Alternative Sentencing and the Juvenile Department. Jennifer Wilson took the programing needs identified and confirmed and allocated the space. There were several discussions that took place as there will need to be some tweaking of that allocation.

For next steps, on Feb. 5th, we will meet with each office and look at the layout of the their particular space as designed. On Feb. 6th the full Courthouse expansion committee will be presented the Schematic Design of the outside of the courthouse and the layouts of individual space. At 3:00 on March 21st, we will be presenting to the Commission and other interested elected officials the proposed plans. Following that meeting I would like for the Commission to invite the study committee that worked to identify the needs to receive an update from the Architect. If the Commission feels a need to get a briefing sooner, you will need to let me know.

**9. Public Comment**

There was no public comment.

The meeting adjourned at 2:10 p.m.

Attest:

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Ken Pearson  
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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Skip Elkin  
District II Commissioner