

TERM OF COMMISSION: March Session of the January Adjourned Term

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

PRESENT WERE: Presiding Commissioner Daniel K. Atwill
District I Commissioner Karen M. Miller
Boone County Treasurer Nicole Galloway
Toni Stegeman of Gilmore & Bell
Jack Dillingham of PiperJaffray
Assistant to the Court Administrator Mary Epping
Marcia Hazelhorst of the Juvenile Justice Center
Director of Purchasing Melinda Bobbitt
Civil Engineer Dan Haid
Deputy County Clerk Cameron Clarke

District II Commissioner Skip Elkin was absent.

The meeting was called to order at 1:37 p.m.

Treasurer

- 1. Consider an Order Approving a Lease Purchase Transaction and the Delivery of Refunding Certificates Of Participation, Series 2012, for the Purpose of Providing Funds to Pay the Costs of Refunding Certain Outstanding Obligations of the County; Authorizing and Approving Certain Documents in Connection With the Delivery of the Certificates; and Authorizing Certain Other Actions in Connection With the Delivery of the Certificates (first and second reading)**

Boone County Treasurer Nicole Galloway, Toni Stegeman, and Jack Dillingham were present on behalf of this item. Ms. Galloway stated this refers to a Commission order from about a month ago that allowed the County to proceed with pricing. Ms. Galloway stated this is the final pricing of the refunding of 2003 special obligation bonds. Ms. Galloway stated if you recall, there was a minimum savings threshold of 5%, and we were able to get a savings of 7.69%. Ms. Galloway stated that comes to about \$170,000 in savings through 2018. Ms. Galloway stated Moody's reaffirmed the County's bond rating at AA2. Ms. Galloway stated Mr. Dillingham put together a summary to explain how this proceeded. Ms. Galloway stated Ms. Stegeman has some documents to sign.

Mr. Dillingham stated he would be glad to answer any questions. Mr. Dillingham stated instead of him going through the whole summary of what's in front of the Commissioners, they could maybe ask questions.

Commissioner Atwill asked if everything is in proper order.

Mr. Dillingham stated yes it is. Mr. Dillingham stated they had a good day in the market

yesterday, and he thinks timing is everything. Mr. Dillingham stated with some of the indicators yesterday afternoon, many people think interest rates are starting to go up. Mr. Dillingham stated they were very fortunate to have priced it yesterday morning as opposed to this morning. Mr. Dillingham stated this will save about \$30,000 per year. Mr. Dillingham stated those savings are reflected in the packet. Mr. Dillingham stated what struck him through the process was that there was a point in time when they did the 2003 financing (which was a refunding of the original 1993 project) and then added the Health Center and Juvenile Justice Center, the idea was to keep the cash flow requirements for debt services at \$400,000 per year. Mr. Dillingham stated they were able to do that by the restructuring and the additional adding on to 2018. Mr. Dillingham stated you can see for the first time that not only are we able to do what we did in 2003 (which was to stay within the budget parameter we had for annual commitment to debt service), but here we're starting to save on that debt service.

Commissioner Atwill stated good job. Commissioner Atwill stated it was nice of them to arrange the interest rates.

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the attached order approving a lease purchase transaction and the delivery of refunding certificates of participation, series 2012, for the purpose of providing funds to pay the costs of refunding certain outstanding obligations of the county; authorizing and approving certain documents in connection with the delivery of the certificates; and authorizing certain other actions in connection with the delivery of the certificates. It is further ordered the Boone County Commissioners are hereby authorized to sign said order.

Commissioner Atwill seconded the motion.

The motion carried 2 to 0. **Order # 115-2012**

2. Consider Approving an Order authorizing a Tax and Securities Compliance Procedure for Financial Obligations of the County (first and second reading)

Boone County Treasurer Nicole Galloway, Toni Stegeman, and Jack Dillingham were present on behalf of this item. Ms. Stegeman stated the IRS issued a release that indicated they expect all local governments who issue tax exempt obligations to have a separate set of procedures for complying with all of the various restrictions relating to tax exempt financed property. Ms. Stegeman stated they have always included those restrictions in a tax certificate or tax compliance agreement, but because of this release and in order to protect the County if you're ever audited, we have recommended you approve this order which puts into place those procedures across the board. Ms. Stegeman this will be retroactive as well as going forward. Ms. Stegeman stated they have named the County Treasurer as the Bond Compliance Officer. Commissioner Atwill asked what the stimulus was for this new set of requirements.

Ms. Stegeman stated it was primarily the Dodd-Frank Act. Ms. Stegeman stated they are trying to crack down on lending, even at the local government level to make sure tax exempt interest is not being allowed for projects that ultimately may be leased out to some for-profit company. Ms. Stegeman stated that's against the rules, but no one is keeping track of it. Ms. Stegeman stated this is their effort to start getting peoples attention.

Commissioner Atwill stated so once again we overkill to fix a problem.

Ms. Stegeman stated they have added quite a large number of agents in their local government section for auditing local governments. Ms. Stegeman stated they are prepared to follow through.

Commissioner Atwill confirmed the County is not close to having a problem.

Ms. Stegeman stated not that we know of.

Commissioner Atwill stated we now have to document that.

Ms. Galloway stated it's just an annual check list. Ms. Galloway stated it's basically a way to formally keep track of what we're already doing and already know. Ms. Galloway stated she sees this as a way to get formal credit for what we're doing anyway.

Ms. Stegeman stated every year Ms. Galloway will fill out this four question checklist relating to each tax exempt financed obligation project basically saying all the money was spent on what it was supposed to be spent on. Ms. Stegeman stated it will show that the County has no agreement that gives some non governmental entity authority to occupy the facility.

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the attached order authorizing a tax and securities law compliance procedure for financial obligations of Boone County, Missouri. It is further ordered the Boone County Commissioners are hereby authorized to sign said order.

Commissioner Atwill seconded the motion.

The motion carried 2 to 0. **Order # 116-2012**

Circuit Court

3. Accept DRRF Grant Funding (first reading)

Assistant to the Court Administrator Mary Epping was present on behalf of this item. Ms. Epping stated she may have been preemptive with this. Ms. Epping stated she came in January for permission to apply for this \$3,000 grant, and we were awarded the grant.

Ms. Epping stated she thought she needed to come to the Commission to let them know it was granted before doing a budget amendment.

Commissioner Miller stated in the future you can do it at the same time.

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

4. Request to apply for Veterans Treatment Court grant (first and second reading)

Assistant to the Court Administrator Mary Epping was present on behalf of this item. Ms. Epping stated the Circuit Court plans to put in a Veterans Treatment Court. Ms. Epping stated this would be a court specific to veterans, and would be similar to the drug court. Ms. Epping stated to help start this court they're applying for a federal grant through the Department of Justice. Ms. Epping stated it's the Adult Drug Court Discretionary Grant. Ms. Epping stated they will be requesting just under \$300,000 for three years to cover some of the expenses. Ms. Epping stated they have to match 25%. Ms. Epping stated it's divided into three different ways of matching, and none of them are from County General Revenue. Ms. Epping stated they will be using State Drug Court Coordinating Commission money which will pay for the drug testing. Ms. Epping stated they will use Drug Court Funds (paid by the participants) for some of the travel. Ms. Epping stated they will also use that fund for a laptop. Ms. Epping stated they will also be partnering with the local VA hospital, and can use those services as an in-kind match. Ms. Epping stated that will be the bulk of the local match. Ms. Epping stated they anticipate getting \$45,000 from the state and from the drug court fund that will be used as a match, and the VA services in-kind match will cover the remainder.

Commissioner Miller requested the Commission order say which funds the match is coming from.

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

Juvenile Justice Center

5. Approve application for a gardening grant (first and second reading)

Marcia Hazelhorst from the Juvenile Justice Center was present on behalf of this item. Ms. Hazelhorst stated this will be the second year they have participated with the Community Garden Coalition. Ms. Hazelhorst stated they have offered some grant funding that does not require a County match, and it's a fully reimbursable grant. Ms. Hazelhorst stated they are automatically guaranteed \$100 in funds that can be used to purchase seeds, hoses, or anything that is needed for the garden. Ms. Hazelhorst stated

they also have the opportunity to apply for additional funds up to \$1,000. Ms. Hazelhorst stated if approved they would like to get some fencing, plants, seeds, soaker hoses, and miscellaneous gardening attire. Ms. Hazelhorst stated they may get part of the funding, or all of it.

Commissioner Miller asked if the garden was being protected from the four legged or two legged critters.

Ms. Hazelhorst stated mostly four legged. Ms. Hazelhorst stated the deer are coming in through the woods.

Commissioner Miller stated they are pretty hard on gardens.

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the grant application by Boone County, Missouri for community garden coalition funding in the amount of \$790 for the Juvenile Justice Center.

Commissioner Atwill seconded the motion.

The motion carried 2 to 0. **Order # 117-2012**

Purchasing

6. Cooperative Contract: 2011-049 – Dodge Ram Pickup Trucks for Sheriff (first reading)

Director of Purchasing Melinda Bobbitt was present on behalf of this item. Ms. Bobbitt read the following memo:

Purchasing and the Sheriff Department request permission to utilize the Mid-America Council of Public Purchasers cooperative contract *2011-049 – 2012 Vehicles* with Landmark Dodge of Independence, Missouri.

The contract is for two (2) 2012 Dodge Ram 1500 Special Service 4x4 Pickup Trucks for a total cost of \$45,818.00 and will be paid from department 2901 – Sheriff Operations - LE Sales Tax, account 92400 – Replacement Auto / Trucks.

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

7. Cooperative Contract: 3-110901WB – Chevrolet Silverado Crew Cab 4x4 Pickup Truck (first reading)

Director of Purchasing Melinda Bobbitt was present on behalf of this item. Ms. Bobbitt read the following memo:

Purchasing and the Sheriff Department request permission to utilize the Missouri Department of Transportation cooperative contract *3-110901WB* to purchase a Chevrolet Silverado Crew Cab 4x4 Pickup Truck from Putnam Chevrolet of California, Missouri.

Total cost of contract is \$24,448.00 and will be paid from department 2901 - Sheriff Operations – LE Sales Tax, account 92400 – Replacement Auto / Trucks. \$322,500 was budgeted for replacement vehicles for 2012.

Commissioner Miller asked what we're doing with these pickup trucks.

Ms. Bobbitt stated she didn't know.

Commissioner Miller stated it seems a little strange to her.

Ms. Bobbitt stated it's the first time she's seen them buy trucks.

Commissioner Atwill asked Ms. Bobbitt to ask Captain Martin to come for the second reading.

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

8. Cooperative Contract: 3-110929WB – Chevrolet Silverado Extended Cab 4x4 Pickup Truck for Facilities Maintenance (first reading)

Director of Purchasing Melinda Bobbitt was present on behalf of this item. Ms. Bobbitt read the following memo:

Purchasing and the Facilities Maintenance Department request permission to utilize the Missouri Department of Transportation cooperative contract *3-110929WB* to purchase a Chevrolet Silverado 2500 Extended Cab 4x4 Pickup Truck from Putnam Chevrolet of California, Missouri.

Total cost of contract is \$25,035.00 and will be paid from department 6100 – Facilities Maintenance, account 93400 – Auto / Trucks. \$28,500 was budgeted for this vehicle.

Commissioner Atwill stated he thought he was going to get a truck from some other department.

Commissioner Miller stated one of his trucks will be traded out, but he still needs his truck replaced.

Commissioner Atwill stated this is a first reading and requested the Deputy County Clerk

to schedule this item for a second reading at the next available Commission meeting with an appropriate order for approval.

9. Computer Surplus Disposal (first reading)

Director of Purchasing Melinda Bobbitt was present on behalf of this item. Ms. Bobbitt read the following memo:

The Purchasing Departments requests permission to dispose of the following list of surplus PC & Peripheral equipment through Mid-MO Recycling. Mid-MO Recycling will pick up our surplus on pallets for no charge. They are a State of Missouri, DNR Level One recycling center. No computer items are land-filled. Purchasing will obtain a Certificate of Destruction, and we will let them know that we want everything recycled, not reused so nothing ends up in the landfill.

Mid-Mo Recycling certifies that they have picked up the following items and that all items will be recycled, not reused, so nothing ends up in the landfill.

Commissioner Miller stated she thinks this is a good solution because they've really struggled with getting rid of computers and having them protected as far as destruction goes. Commissioner Miller stated we have a responsibility to not put them in the landfill.

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

10. Surplus Disposal (first reading)

Director of Purchasing Melinda Bobbitt was present on behalf of this item. Ms. Bobbitt stated it's just two gray shelf units.

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

11. Bid award to Holiday Inn Executive Center, Wingate by Wyndham, and Holiday Inn East for bid 02-10JAN12 – Juror Accommodations Term and Supply (second reading, first read 2/28/2012)

Commissioner Miller stated the charges are \$75, \$75.60, and \$80.

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby award bid 02-10JAN12 – Juror Accommodations Term and Supply to Holiday Inn Executive Center, Wingate by Wyndham, and Holiday Inn East. It is further ordered the Presiding Commissioner is hereby authorized to sign said contracts.

Commissioner Atwill seconded the motion.

The motion carried 2 to 0. **Order # 118-2012**

Resource Management

12. Road Maintenance Agreement with the City of Columbia (second reading, first read 2/28/2012)

Civil Engineer Dan Haid was present on behalf of this item. Mr. Haid stated he put this agreement together. Mr. Haid stated they're basically doing some projects straddling the City limits, so cooperatively we will do some overlays and chip seals for the city, and they will offset some of their costs by striping and reimburse us for the remainder.

Commissioner Miller stated you've been doing this every year.

Mr. Haid stated it has been done for the past three years and it works out very well. Mr. Haid stated it benefits both parties.

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the contract between the City of Columbia and Boone County, Missouri for 2012 pavement preservation projects. The terms of this agreement are stipulated in the attached contract. It is further ordered the Presiding Commissioner is hereby authorized to sign said contract.

Commissioner Atwill seconded the motion.

The motion carried 2 to 0. **Order # 119-2012**

Commission

13. Legislation Consultant Services Agreement (second reading, first read 2/28/2012)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the contract between Burnett and Associates and Boone County, Missouri for a legislation consultant. The terms of this agreement are stipulated in the attached contract. It is further ordered the Presiding Commissioner is hereby authorized to sign said contract.

Commissioner Atwill seconded the motion.

The motion carried 2 to 0. **Order # 120-2012**

14. Accept dissolution of the Gans Road Transportation Development District (first reading)

Commissioner Miller stated Valerie Barns submitted it, and things have changed out there so they just want to eliminate this so whoever purchases the property can do their own TDD.

Commissioner Atwill stated he guesses they had no funds.

Commissioner Miller stated that's right, because nothing was built.

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

15. Public Comment

16. Commissioner Reports

Commissioner Miller reported that Commissioner Atwill did a great job at the Highway Transportation Commission. Commissioner Miller stated he raised awareness of the St. Charles Road and Route Z interchange issue as it related to the high school. Commissioner Miller stated she thought it was received very well by the Commission. Commissioner Miller stated in their closing comments, three or four of them mentioned Commissioner Atwill's presentation, and how succinct and focused it was. Commissioner Miller stated they recognized there is definitely a problem they need to help with. Commissioner Miller stated if Commissioner Atwill hadn't of done that, we wouldn't be as far along as we are.

Commissioner Atwill thanked Commissioner Miller, and stated we're in a little bid of a bind.

The meeting adjourned at 2:04 p.m.

Attest:

Daniel K. Atwill
Presiding Commissioner

Wendy S. Noren
Clerk of the County Commission

Karen M. Miller
District I Commissioner

Skip Elkin
District II Commissioner