

**TERM OF COMMISSION:** November Session of the August 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

The regular meeting of the County Commission was called to order at 1:30 p.m.

**SUBJECT: Government Center Change Order No. 11 and No. 12**

CRSS Construction Manager Dave D'Eagle presented the change orders which consist of a corridor light modification, elimination of a six-inch thick sidewalk, fountain components and revision of the retaining wall for a total change amount of \$8,717; and furnishing and installing electrical changes in and outside the building for a total change amount of \$10,261. Mr. D'Eagle stated most of the changes deal with the plaza area. If both change orders are approved, the contingency amount will be reduced to approximately \$83,000, or sixty-one percent of the original contingency amount. The project is about sixty-five percent complete.

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. 11 and Change Order No. 12.

Commissioner Vogt seconded the motion. Motion passed unanimously. Order 445-94.

Mr. D'Eagle reported on the progress of the project.

**SUBJECT: Name Unnamed Road Dusenbery Drive**

Gene Poveromo of the Department of Planning and Building Inspection reported Larry Hall requests the Commission name a private, non-County maintained road Dusenbery Drive. The Public Works Department plans to accept the road for maintenance soon. The road is located off Westbrook Drive and is approximately 525 feet long.

Commissioner Miller moved that the County Commission of the County of Boone name a private, non-County maintained road Dusenbery Drive, located in Section 11, Township 45 North, Range 12 West, beginning on the east side of Westbrook Drive, approximately 450 feet south of Lloyd Hudson Road, and running in an easterly direction for approximately 525 feet and further defined as Tract G as noted on a survey recorded in Book 1063, Page 820 of Boone County Records.

Commissioner Vogt seconded the motion. Motion passed unanimously. Order 446-94.

**SUBJECT: Asphalt Overlay Project Change Order**

Commissioner Stamper reported according to Manager of Design and Construction Tom Ratermann the change order consists of spraying Peabody Road with oil prior to paving. The contractor performed the work, knowing the County could choose not to approve the change. It bothers him that the change order proceeded without a Commissioner being briefed.

Mr. Ratermann arrived.

Addressing Mr. Ratermann, Commissioner Vogt stated the Commission did not have prior knowledge of the change order.

Mr. Ratermann stated it is common practice to place prime oil on fresh rock prior to asphalt. The Maintenance Operations overlay bid was used and it did not include a provision for prime oil.

Commissioner Vogt moved that the County Commission of the County of Boone approve, and authorize the Presiding Commissioner to sign, Change Order No. 1 to the contract agreement between the County of Boone and Richardson and Bass for Asphaltic Overlay, Leveling Course, Peabody Road Project. The cost of Change Order No. 1 shall not exceed \$5,913.60 without prior authorization from the County of Boone.

Commissioner Miller seconded the motion. Motion passed unanimously. Order 447-94.

**SUBJECT: Authorize Use of Courthouse Grounds for World AIDS Day Ceremony**

Commissioner Stamper summarized the request and stated the County may have had difficulty with this group in the past in terms of candle wax being left on the grounds.

Commissioner Miller noted the ceremony is scheduled for daylight hours.

Commissioner Vogt moved that the County Commission of the County of Boone approve an application for permit for organization use of the Boone County Courthouse Grounds for a World AIDS Day Ceremony with the condition that the Time To Act Coalition leave the Courthouse grounds as they found them.

Commissioner seconded the motion. Motion passed unanimously. Order 448-94.

**SUBJECT: Notice from Department of Natural Resources of Listing of Moses U. Payne on National Register of Historic Places**

Commissioner Stamper summarized the notice which is available for inspection in the office of the Boone County Clerk.

**SUBJECT: Vote to Authorize Closed Meeting**

Commissioner Miller moved that the County Commission of the County of Boone authorize a closed meeting to immediately follow the regular County Commission meeting on November 3, 1994 as authorized by section 610.021 (1) RSMo. to discuss legal actions, causes of action or litigation involving a public governmental body and confidential or privileged communications between a public governmental body or its representatives and its attorneys and 610.021 (2) RSMo. to discuss the lease, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor.

Commissioner Vogt seconded the motion. Motion passed unanimously. Order 449-94.

**SUBJECT: Discussion of Road Easements: Lakota Ridge Lane and Buffalo Ridge Road**

Commissioner Stamper moved that the County Commission of the County of Boone approve and adopt the attached order declining delivery of deed and conveyance of roadway right-of-way.

Commissioner Vogt seconded the motion. Motion passed unanimously. Order 450-94.

Mr. Patton suggested the County save the recording fee if the roads will be built soon. The order can be held for six months to determine if the roads are built to standards.

**SUBJECT: Reports From Commissioners**

Commissioner Miller reported on the long range planning citizen workshop held last night.

Commissioner Stamper reported the Government Center architect reduced the design fee to reconfigure room 217--currently scheduled for use as a storage area--to \$1,200.

The Commission agreed they do not want the architect to provide the service. They will likely transform the room after the building is complete.

Commissioner Vogt reported Marco Tapia is resigning from the Sheriff's Department. He would like to receive his final pay before the next payday. The policy is that unless you are fired or dismissed by the administrative authority, pay is collected at the next payday.

Commissioner Stamper stated he does not wish to deviate from policy.

Commissioner Miller agreed.

Commissioner Stamper reported the Juvenile Justice Center contractor requested a twelve day time extension to replace some wall coverings with a laminate material. A counter offer was made to pay for materials, allow a three working day time extension, but no additional fee. The contractor declined. If the work is to occur it will have to be done once the building is finished.

Commissioner Stamper reported the State extended a grant program allowing WIC program participants to use vouchers at the farmer's market. The cost to the County would be \$1,725.

The Commission agreed to ask Health Department Director Michael Sanford to prepare a budget revision using emergency funds to cover the County's portion of the cost.

**SUBJECT: Request to Use Courthouse Grounds**

Commissioner Stamper moved that the County Commission of the County of Boone approve an application for permit for organization use of the Boone County Courthouse Grounds by the Jeff Barrow campaign for a rally on November 6, 1994 from 1:00 p.m. to 2:00 p.m.

Commissioner Miller seconded the motion. Motion passed unanimously. Order 451-94.

**SUBJECT: Public Comment**

No comments were made.

The meeting adjourned at 2:08 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