

TERM OF COMMISSION: August Session of the August Adjourned Term

PLACE OF MEETING: Boone County Government Center Commission Chambers

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 1:30 p.m.

SUBJECT: Family Health Center and City/County Health Department Jointly Request Additional Funding for Health Care Access for Boone County Project

Commissioner Stamper stated the Family Health Center and City/County Health Department request an additional \$23,150 for their Health Care Access for Boone County project.

Commissioner Miller commented they have identified areas, in conjunction with the Missouri Department of Health, which need additional research to identify the need for health care now and in the near future. Their findings will be helpful to the Commission in setting health care priorities.

Commissioner Vogt moved that the County Commission of the County of Boone allocate additional funding in the amount of \$23,150 to the Family Health Center and City/County Health Department for their Health Care Access for Boone County project. The funds shall be taken from the emergency fund.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 416-95.**

SUBJECT: Public Defender Request for Employee Parking

Public Defender Andy Hernandez thanked the Commission for the facilities provided for their use. In regard to parking, he was told the Parking Subcommittee recommended preference be given to County supervised employees in the provision of parking. It is difficult for the Public Defender's office to provide services without adequate parking. There is a parking lot adjacent to the offices provided for the Public Defender, but they are not allowed to park there. They can either park in the Post Office lot at ten hour meters or on downtown streets. Employees in the office routinely leave to investigate crime sites, interview people, or visit people at the jail. Parking spaces are not always available upon their return. Searching for a space takes time and affects their ability to serve. Their office not only provides service to indigent clients, but provides legal services to the county. The Public Defender's office handles on average seventy juvenile cases. He does not think there is a clear mandate that the Public Defender handle such cases. If they did not handle juvenile cases, the County would have to pay to have a private attorney handle them. A juvenile code provision says the court can order legal representation for a minor. He points this out as a reminder of the service their office provides to the County. The Public Defender's office is at the disposal of the Circuit Court. Therefore, they are, in a sense, County supervised. He was advised there are not enough spaces for County supervised employees, but if there prove to be extra spaces in the future, additional consideration might be given to their office. Mr. Hernandez stated he parks on Park Street and crosses the Guaranty lot on a daily basis. It is empty. There are also empty spaces on the Johnson lot adjacent to their building. The Public Defender's office employs twelve people. If the County provided parking permits to them, they would almost always find a space to park in. The County used to allow them to park on the Clark lot at Tenth and Ash.

In response to a question from Commissioner Stamper, Mr. Hernandez replied they might not have had official permission from the Commission to park on the Clark lot, but they were given parking permits.

Commissioner Stamper asked why haven't they leased spaces from the City of Columbia?

Mr. Hernandez replied it is the position of the State Public Defender that since they do not provide parking other offices in the State, they do not want to set a precedent by providing parking for them. It is not a problem in most counties. Parking is usually provided adjacent to the buildings they use. It does not seem fair to provide a building without a parking lot.

Commissioner Stamper replied they would not provide a building if they were not required to by statute. About 200 County employees work downtown. There are about 150 parking spaces. The County's experience with the level of use is limited. The Commission agreed with the Parking Subcommittee's recommendation that priority be given to county supervised employees. The County wants to gain experience with the new parking arrangements before making any changes.

Responding to an earlier statement by Mr. Hernandez, Recorder of Deeds and Parking Subcommittee Chair Bettie Johnson stated permits were issued to the Public Defender's office in error. The person responsible for issuing parking permits was not aware parking was not provided for the Public Defender. Lots were not monitored at that time. It was agreed no action would be taken until the new parking arrangements were in place.

Mr. Hernandez concurred with Ms. Johnson's recollection.

Ms. Johnson stated use of the Johnson lot is increasing. Three or four spaces may be available at times, but usually there are only one or two. The Guaranty lot is underutilized. However, the Parking Subcommittee is not ready to change the use of the lot. It may be used for juror parking.

Mr. Hernandez stated if they were allowed to use the Guaranty lot they would be willing to be preempted when the lot was needed for jurors.

Ms. Johnson replied the logistics of notification would probably present a problem.

Commissioner Stamper stated parking will be reevaluated after the first of the year. If there are excess parking spaces, the Commission would be willing to offer them to the Public Defender's office until a higher need for the spaces arose.

Commissioner Vogt and Commissioner Miller agreed.

SUBJECT: Facilities Maintenance Budget Revision: Fan for Correctional Facility

Facilities Maintenance Director Chuck Nichols stated the fan, which brings fresh air in from outside, will be used anytime a facility is painted with epoxy paint.

Commissioner Miller stated she has been at the Correctional Facility when the paint is being used. It gives you a headache. Commissioner Miller moved that the County Commission of the County of Boone authorize the following budget revision:

<u>Organization</u>	<u>Account</u>	<u>Account Title</u>	<u>Transfer From</u>	<u>Transfer To</u>
6100	91300	Snow/Grass Mower	\$792	
6100	91300	PPV Fan		\$792

Explanation: Fan is needed to supply adequate ventilation to remove fumes that accumulate in enclosed areas from Epoxy based paints.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 417-95.**

SUBJECT: Reimbursement Resolution: Walnut Brook Neighborhood Improvement District

Commissioner Stamper moved that the County Commission of the County of Boone adopt the following:

RESOLUTION OF THE COUNTY COMMISSION OF BOONE COUNTY, MISSOURI, DETERMINING ITS INTENT TO REIMBURSE ITSELF FOR CERTAIN CAPITAL

EXPENDITURES IN CONNECTION WITH WALNUT BROOK NEIGHBORHOOD IMPROVEMENT DISTRICT, PROJECT NUMBER 9403.

RESOLVED, Boone County, Missouri (the "County") expects to make capital expenditures (the "Expenditures") in connection with Walnut Brook Neighborhood Improvement District, Project Number 9403, (the "Project") on and after the date hereof, and intends to reimburse itself for the Expenditures with the proceeds of neighborhood improvement district bonds or other obligations to be issued by the County (the "Obligations").

FURTHER RESOLVED, the maximum principal amount of Obligations expected to be issued for the project is \$176,554.68.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 418-95.**

SUBJECT: Accept Quit-Claim Deed for Right of Way

Commissioner Miller reported Keith Winscott purchased twenty acres adjacent to Bartal Lane, a one lane county road. A subdivision is being developed by survey on Bartal Lane. The County needs to widen the road. Mr. Winscott has given the County the necessary right of way.

Commissioner Miller moved that the County Commission of the County of Boone accept the attached Quit-Claim Deed from Keith A. Winscott for land east of Bartal Lane, as described in the Deed.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 419-95.**

SUBJECT: Agreement for Duplication Services

Commissioner Stamper moved that the County Commission of the County of Boone approve the attached agreement with Kinko's for duplication services.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 420-95.**

SUBJECT: Presiding Commissioner to Represent County at McBaine Levee District Meeting

Commissioner Miller moved that the County Commission of the County of Boone designate the Presiding Commissioner to represent the County at the August 18, 1995 McBaine Levee District meeting.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 421-95.**

SUBJECT: Appoint Assistant County Counselor

Commissioner Stamper stated Steve Scott must be appointed as an Assistant County Counselor in order to be paid for service to the County Constitution Commission. Jim Westbrook assigned a law clerk to the Constitution Commission to do research, which will reduce legal expenses.

Commissioner Stamper moved that the County Commission of the County of Boone appoint Steve Scott as Assistant County Counselor for the period of the County Constitution Commission's existence.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 422-95.**

Commissioner Stamper asked Mr. Patton to negotiate a final agreement with Mr. Scott.

Mr. Patton commented he will also apparently do a little work for them--consisting of periodic review of draft constitutions--provided the County Commission does not object.

SUBJECT: Reports from Commissioners

Commissioner Stamper reported the CATS Technical Committee discussed County right of way requirements. They plan to review issues with the assistance of Planning and Building Inspection Director Stan Shawver and Manager of Design and Construction Tom Ratermann. They plan to make recommendations on a road by road basis. They will then request comment from the CATS General Committee.

The Commission discussed changes which need to be made concerning the location of the future Harvester Drive near the County farm property. The Commission agreed Commissioner Vogt should contact the Technical Committee with pertinent information on moving the road line.

Commissioner Vogt reported she met with the Pinnacles Park Board President. She requested an engineering study and cost estimates to improve the bridge in the park.

Commissioner Vogt reported she visited the Chapman Academy, a rifle range in northern Boone County. The Sheriff's Department is allowed to use the range free of charge for target practice.

Commissioner Miller reported in 1992, the On-Site Wastewater System Board of Review adopted a policy to allow the Health Department to issue lagoon setback variances, per the State Board of Health regulations. They request the ordinance be revised to reflect the current practice.

Mr. Patton commented it would legitimize the current practice, which is efficient.

The Commission agreed Mr. Patton should prepare the revision to the ordinance.

Commissioner Miller reported the State Emergency Management Agency (SEMA) notified the County two Brampton Court properties included in the 1993 flood buyout program are disqualified. They are not in the 100 year flood plain. They suggest the County apply for 1995 funding, which is more readily available. She could only support doing so if SEMA provides one hundred percent funding.

Commissioner Stamper agreed, stating he does not like buying land which is not in the flood plain.

Commissioner Vogt agreed Commissioner Miller should investigate the funding terms.

Commissioner Miller reported the Commission needs to respond to the records management report submitted by Records Clerk Brad Hauck. She would like to do so next week.

Commissioner Stamper reported the Fair Board requests stop signs be placed on Stark Lane.

The meeting adjourned at 2:20 p.m.

Attest:

Don Stamper
Presiding Commissioner

Wendy S. Noren
Clerk of the County Commission

Karen M. Miller
District I Commissioner

Linda Vogt
District II Commissioner