

TERM OF COMMISSION: June Session of the April Adjourned Term

PLACE OF MEETING: Roger B. Wilson Boone County Government Center
Room 338

PRESENT WERE: Presiding Commissioner Edward H. Robb
District II Commissioner Skip Elkin
Boone County Collector Patricia Lensmeyer
County Counselor CJ Dykhouse
Buyer Tyson Boldan
Deputy County Clerk Cameron Clarke

District I Commissioner Karen M. Miller was absent.

The meeting was called to order at 1:31 p.m.

Purchasing

1. Bid Opening of Bid Number 12-09JUN11- Culvert Hill, Boatman Hill, and McGee Road Asphalt Overlay

Tyson Boldan, buyer for the Purchasing Department, was present to present the bids.

12-09JUN11	APAC	Christensen Construction
Commissioner	Elkin	Elkin
Bid Total \$	335,794.20	347,238.00
RAP/RASP Deduction/per ton \$	2.00	2.00
Asphalt Deduct \$.10	None

The estimate for this project was \$337,714.00

Commissioner Elkin stated the bids would be returned to Purchasing for final evaluation. Commissioner Elkin thanked the representatives of the above companies for their time.

2. Bid Award to Sundvold Financial (second reading, first read on 6/7/2011)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby approve the renewal of 30-27JUN06 - Employee Benefits Consultant with Sundvold Financial. It is further ordered the Presiding Commissioner is hereby authorized to sign said contract.

Commissioner Robb seconded the motion.

The motion carried 2 to 0. **Order # 217-2011**

3. Budget Revision to purchase new Sport Utility Vehicle for the Prosecuting Attorney's Investigator (second reading, first read on 6/7/2011)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby approve the following budget revision to cover the cost of a replacement vehicle for one with repair costs that exceed the vehicle's value:

Department	Account	Department Name	Account Name	Decrease \$	Increase \$
1123	86800	Emergency	Emergency	23,425.00	
1261	92400	PA Administration	Replacement Vehicle		23,425.00

Commissioner Robb seconded the motion.

The motion carried 2 to 0. **Order # 218-2011**

4. Bid Award to Putnam Chevrolet for purchase of new Chevrolet Equinox for the Prosecuting Attorney's Investigator (second reading, first read on 6/7/2011)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby award bid 24-19MAY11 – Sport Utility Vehicle, to Putnam Chevrolet for the Chevrolet Equinox. It is further ordered the Presiding Commissioner is hereby authorized to sign said contract.

Commissioner Robb seconded the motion.

The motion carried 2 to 0. **Order # 219-2011**

5. Surplus disposal of Prosecuting Attorney Investigator's 2005 Ford Explorer, fixed asset tag 15074 (second reading, first read on 6/7/2011)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby approve the request by the Prosecuting Attorney to dispose of a 2005 Ford Explorer, fixed asset tag 15074. The Prosecuting Attorney will be selling this equipment and purchasing a new, more reliable vehicle.

Commissioner Robb seconded the motion.

The motion carried 2 to 0. **Order # 220-2011**

County Counselor**6. Create the Boone County Fairgrounds Regional Recreation District (first reading)**

County Counselor CJ Dykhouse was present to discuss this item. Mr. Dykhouse stated due to recently revised statutes in the State of Missouri, Boone County is able to create a regional recreation district on land owned by the County, and located exclusively within the County by commission direct action. Mr. Dykhouse stated the County would be in control of funds received from the creation of the regional recreation district. Mr. Dykhouse stated that per the instructions of the commission, he has created two commission orders. The first order would create the regional recreation district, and the second order would approve a tax of one half of one cent within the district. Mr. Dykhouse stated the next step after a second reading is for him to obtain certified copies of the orders from the Deputy County Clerk, and give them to the Department of Revenue. Mr. Dykhouse stated if the process proceeds normally, the start of the 2nd quarter after the sales tax is approved the tax can be assessed.

Commissioner Elkin confirmed the following with Mr. Dykhouse: the regional recreation district captures up to one half cent on all retail sales within the recreation district, the funds are controlled by the County Commission, and the funds can only be reinvested back into the recreation district for recreation purposes.

Mr. Dykhouse stated this is correct. The fund would be dedicated and limited to funding things within the boundaries of the regional recreation district.

Commissioner Elkin stated the County knows there are events at the fairgrounds every weekend with sales taking place, and this tax will allow the County to account for, and track all sales that take place within the fairgrounds. Commissioner Elkin stated this is a way to capitalize on some of these events and reinvest in the property.

Mr. Dykhouse stated if this goes well, it would be simpler to annex the surrounding areas and capture sales within the annexed property as well.

Mr. Dykhouse stated he has tried to create known issues and deal with them, but it's not to say additional problems won't surface. Mr. Dykhouse stated he has consulted with the County Clerk and the County Auditor throughout this process.

The commissioners thanked Mr. Dykhouse for his work on this item. Commissioner Robb 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. Approve a sales tax of one-half of one cent on all retail sales within the Boone County Fairgrounds Regional Recreation District (first reading)

Mr. Dykhouse discussed this agenda item with the commissioners as a part of the previous item.

Collector

8. Budget Amendment for Legal Descriptions research and drafting for 2011 Delinquent Tax Sale (first reading)

Boone County Collector Patricia Lensmeyer was present to discuss this item. Ms. Lensmeyer stated the law has been changed to allow the County to pass on the cost of a surveyor to create a legal description as part of the tax sale cost. Ms. Lensmeyer stated the previous two years the County has been creating legal descriptions using a surveyor, but the County has not had a way to recoup the costs. The contract for this proposal is the same contract the County used last year, but this year a budget amendment needs to be created because the contract has been capped at \$4,000, and only \$1,000 was identified in the budget to process this. Ms. Lensmeyer stated the budget amendment will identify the additional \$3,000 to cover the total cost.

Commissioner Elkin asked Ms. Lensmeyer if there was legislation passed or proposed last year to add the street address to a foreclosure, and if this had to do with a tax sale as well?

Ms. Lensmeyer stated a few years ago there was a new judge in Boone County that ruled to set aside one of the tax sale properties. The only thing the attorney could argue was the legal description was faulty. Because of this decision, Ms. Lensmeyer is required to include the parcel number as a part of the legal description. This has continued to evolve. It is very difficult for a County Collector to take someone's property for unpaid taxes without a lot of checks and balances. Ms. Lensmeyer stated there was recently a case in the Supreme Court that deals with posting the property, and notification. Now the Ms. Lensmeyer is doing certified mailings, return receipts, and mailing to occupants. Missouri collectors are trying to get Missouri Statutes in line with legal decisions from the national level. Ms. Lensmeyer stated there is a lot of land exempted out of taxes. Ms. Lensmeyer stated this is a tremendous service to Boone County, and one that the County should not be responsible to pay for.

Commissioner Robb 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. Approval of proposal for consultant services for Legal Descriptions research and

drafting for 2011 Delinquent Tax Sale (first reading)

Ms. Lensmeyer discussed this agenda item as a part of the previous item.

Commission

10. Public Comment

11. Commissioner Reports

The meeting adjourned at 1:50 p.m.

Attest:

Edward H. Robb
Presiding Commissioner

Wendy S. Noren
Clerk of the County Commission

Karen M. Miller
District I Commissioner

Skip Elkin
District II Commissioner