

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 Dan Atwill
District I Commissioner Karen Miller
District II Commissioner Janet Thompson
Buyer Jacob Garrett
County Counselor C. J. Dykhouse
Director Resource Management Stan Shawver
Deputy County Clerk Mike Yaquinto

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

Purchasing

1. First reading; Bid Award 61-23NOV15 – Dental Services for Clients of the Public Administrator

Jacob Garrett read the following memo:

The Request for Proposal for *61-23NOV15 – Dental Services for the Public Administrator* closed on November 23, 2015. Two proposal responses were received.

The evaluation committee consisted of the following:

Cathy Richards, Boone County Public Administrator
Janet Thompson, Boone County Commissioner
Kelly Wallis, Director of Community Children's Services

The evaluation committee recommends award to both the Truman Medical Center, d/b/a Elks Mobile Dental Program of Kansas City, Missouri and Family Health Center of Boone County per their attached Evaluation Report.

These are Term and Supply contracts and invoices will be paid from department 2130 – Community Health/Med, account 71106 – Contracted Services. \$20,000 was budgeted for 2016.

There were no comments or questions.

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 appropriate order for approval.

2. First reading; Bid Award 09-10FEB16 – Lien and Title Search Services

Jacob Garrett read the following memo:

The Bid for Lien and Title Search Services closed on February 10, 2016. Three bids were received. Purchasing and the Boone County Collector recommend award to True Line Title Company, L.L.C. for offering the lowest responsive bid. The low bid was not responsive and a responsible bidder per the attached memo.

This is a term and supply contract and invoices will be paid out of department 1150 – Collector, department 84500 – Title Search. \$34,025.00 was budgeted for fiscal year.

There were no comments or questions.

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 appropriate order for approval.

3. First reading; Vehicle Surplus Disposal

Jacob Garrett read the following memo:

Following is a vehicle that will be replaced. The Sheriff's Department requests commission approval for disposal through the Missouri Auto Auction. Our contract with MO Auto Auction is *15-24APR15 – Auction Services for Surplus Vehicles*.

There were no comments or questions.

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 appropriate order for approval.

4. First reading; Bid Award 06-29JAN16 – 2016 Concrete Repair Term and Supply

Jacob Garrett read the following memo:

06-29JAN16 – 2016 Concrete Repair Term and Supply opened on January 29, 2016. Four bids were received and Resource Management recommends a multi-vendor award by low bid to Cook Concrete Construction Company as Primary and Straight Edge Concrete as Secondary.

This is a term and supply contract and invoices will be paid from the following:
Department 2041 – Infrastructure Preservation/Rehabilitation, account 71100 – Outside Services. Budgeted \$250,000.00

There were no comments or questions.

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 appropriate order for approval.

5. First reading; Contract Amendment Number One to 0-0818-01, Portable and Mobile Radios

Jacob Garrett read the following memo:

Cooperative Contract *0-0818-01 – Portable and Mobile Radios* was approved by commission for award to Motorola, Inc. of Schaumburg, IL on May 25, 2010 commission order 264-2010. This amendment adds APX 6000 and APX 6500 radios for the Sheriff Department radio system to be purchased from this contract.

Invoices will be paid from department 2901– Sheriff Operations – LE Sales Tax, account 92300 – Replacement Machinery and Equipment.

There were no comments or questions.

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 appropriate order for approval.

County Counselor

6. First reading; Development Agreement between Boone County and East 280 LLC

C. J. Dykhouse said the developers are here as well with a presentation. The contract is an agreement between Boone County and the developer, East 280 LLC, referred to as the Bleu

Patio property. Through negotiation of the property with the developer, we have terms that benefit the county in the following ways:

There is a restriction on the height of the building such that it won't overpower the courthouse or courthouse plaza or otherwise, cast a shadow in a way that would be a detriment to the plantings that the county has made a large landscaping investment.

Downtown zoning allows for a 10 story building and this agreement restricts the height to a smaller structure preserving the plaza. This also calls for the entrance to face the plaza which prevents a structure where a solid concrete wall faces the plaza.

Also, it calls for the demolition of the legacy Forever Fountain that runs along the side of the county lot line and the relocation of the Blocks of Time into a configuration that will be approved by the Commission at a future point in time.

In exchange for these things, the county agrees to provide an easement for the airspace over the county lot line and also provide a permanent easement for the western facing entrance to accommodate the stairwell entrance and the ADA accessible ramp.

Mr. Dykhouse said that is the essence of the agreement and the developer has some pictures to display for the Commission as well as expound on the agreement.

Matt Beckett said he is one of the project owners and developers and would like to thank the Commission and Staff for all the work they have done to get us to this point. This started almost a year ago and we appreciate that and think this project is something that will be mutually beneficial for everyone.

As the project owners, we are committed to construct a beautiful office building that is respectful in scale and materials to the courthouse and plaza. With this agreement, we will forever be limiting the height of the building and restricting future development on this

property. We promise to be good neighbors and once again, thank you for your efforts on making this project happen.

Robert Price, also a project owner and developer said that this building will exercise the same history of the courthouse and plaza. The building will reflect that history and will be constructed with marble, limestone and the bricks of downtown Columbia. (Mr. Price showed the Commission final renderings of the building reflecting the overall mass and how it faces the plaza)

Mr. Price said this project sets a precedent for future development around the courthouse. This is the beginning in terms of character, size and restraint that should be used for any development in the area. There will be an entrance off Walnut for first floor access which could be used for retail. The rest of the building will be office space, not student housing. This will work in context with the Guitar Building and will not be too tall.

Commissioner Atwill asked about the timing of the project.

Mr. Price said they will complete the construction documents this spring and will begin immediately after that with a projected 12 month build.

There were no further comments or questions.

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 appropriate order for approval.

7. First reading; Video Services Providers Act Franchise Fee Ratification

C. J. Dykhouse said the Commission Order under consideration came to our attention because one of our long standing franchise contracts is expiring in October of this year. This expiring contract with Mediacom caused us to review this situation. In 2007, the General Assembly changed what used to be a system where the political subdivision would negotiate a one-off agreement with the utility that needed to use the public right-of-way to install the infrastructure upon which they were to conduct business.

In 2007, the states took this over essentially with the Public Service Commission and one of the things that centralization provided for was they must pay a franchise fee at the rate of the incumbent franchise provider at the time of the switchover. We had two contracts at the time of the switchover in 2007, one with Mediacom and the other with Charter Cable which provided for a 5% gross receipt franchise fee.

This Commission Order would confirm that 5% fee was in place as of 2007 and this will set a marker going forward that would be a reference point for those seeking authorization from the Public Service Commission to provide video services in Boone County.

Commissioner Miller said this will codify all in one place so it can be easily accessed if needed.

There were no additional comments or questions.

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 appropriate order for approval.

8. Second reading; Approve Depository Agreement between Boone County and Landmark Bank (1st read 3-1-16)

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby approve the attached Depository Agreement between Boone County and Landmark Bank, NA of Columbia, MO.

The terms of the Agreement are stipulated in the attached Agreement. It is further ordered the Presiding Commissioner is hereby authorized to sign said Depository Agreement.

Commissioner Miller seconded the motion.

The motion carried 3 to 0. **Order #106-2016**

Resource Management

9. Second reading; Consultant Services Agreement with Shafer, Kline & Warren for Engineering Design Services (1st read 3-1-16)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the attached Consultant Services Agreements with Shafer, Kline & Warren, Inc. for preliminary engineering design services for structure replacement on E. St. Charles Road over Little Cedar Creek.

The terms of the Agreement are stipulated in the attached Agreement. It is further ordered the Presiding Commissioner is hereby authorized to sign said Consultant Services Agreement.

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #107-2016**

10. 1st & 2nd reading; Findings of Fact, Conclusions of Law – Lots 20 and 37 of Arrowhead Lake Estates and Lot 1 of Deerfield Ridge Plat 1

Stan Shawver said this reflects the action of the public hearing that was conducted on March 1st for Arrowhead Lake Estates and Deerfield Ridge. This formalizes the action and is consistent with other such petitions.

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby adopt the Findings of Fact and Conclusions of Law relative to a petition by the Keithahn Living Trust, Arrowhead Lake Estates Homeowners Association Inc and 3WT Properties LLC to vacate and re-plat Lots 20 and 37 of Arrowhead Lakes Estates Subdivision as shown in Plat Book 28, Page 99 of Boone County Records and Lot 1, Deerfield Ridge Plat 1 as recorded in Plat Book 34, Page 76 of Boone County Records.

Commissioner Miller seconded the motion.

The motion carried 3 to 0. **Order #108-2016**

Commission

11. 1st & 2nd reading; Organizational Use of the Government Center Chambers by Mid Missouri Solid Waste Management District for May 11, 2016

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the Organizational Use of the Government Center Chambers by the Mid Missouri Solid Waste Management District for May 11, 2016 from 5:00 p.m. to 9:00 p.m.

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #109-2016**

12. 1st & 2nd reading; Organizational Use of the Government Center Chambers by the Boone County Democratic Central Committee for April 14, May 12 and June 9, 2016

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby approve the Organizational Use of the Government Center Chambers by the Boone County Democratic Central Committee for April 14, May 12 and June 9, 2016 from 6:45 p.m. to 9:00 p.m.

Commissioner Miller seconded the motion.

The motion carried 3 to 0. **Order #110-2016**

13. Public Comment

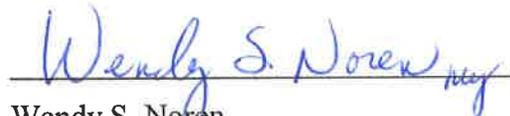
None

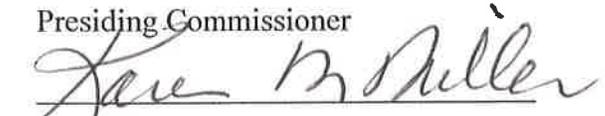
14. Commissioner Reports

None

The meeting adjourned at 1:49 p.m.

Attest:


Wendy S. Noren
Clerk of the County Commission


Daniel K. Atwill
Presiding Commissioner

Karen M. Miller
District I Commissioner


Janet M. Thompson
District II Commissioner

