

TERM OF COMMISSION: May Session of the May 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 9:30 a.m.

SUBJECT: Wellhead Protection Presentation

Missouri Rural Water Association Ground Water Technician Randy L. Norden, 2610 Calvert Drive, Columbia, conducted the presentation, using slides and written documentation.

Commissioner Stamper asked what are water districts doing to protect their wells and what do they see the County's role to be?

Gary Woody replied the County has quickly urbanized. To protect wells and maintain good water, something must be done. It is a fairly monumental task for each district to do on its own. The County's support would help--through the planning and zoning process and other avenues. Assistance will be needed to survey areas for problems. It might be possible to enlist the aid of senior citizens and other volunteers.

Another water district representative stated he does not believe they are seeking regulatory help. The effort will be more successful if it is a countywide effort. Many wells are in close proximity to each other. Some recharge areas might overlap.

A representative from the City of Columbia stated a water resource study is in progress. It includes an examination of the wellhead protection program for City wells located in the river bottoms. They believe the program is a good idea.

In response to a question from Commissioner Stamper, Mr. Norden reiterated his earlier statement that a wellhead protection plan does not automatically stop an individual from farming land or applying chemicals. They simply ask farmers to use best management practices, which means applying the proper amount of chemicals and not burying hazardous or contaminated waste in the recharge area.

Commissioner Stamper stated the County is revising the land use plan. The Planning and Zoning Commission could look at this issue when considering requests. The County could also look at the land use plan and zoning laws to see what protections could be built into them.

In response to a question from Commissioner Miller, Mr. Norden replied he predominantly works in the southern half of state. Boone County would be a relatively simple county to develop a wellhead protection plan for because of its consolidated soil. The only difficulty is its dense population. The County could address common problems water systems share, such as abandoned wells and underground fuel storage tanks.

In response to questions from Commissioner Vogt, Mr. Norden replied the program is voluntary. Although laws do apply, the Environmental Protection Agency and the State are committed to keeping it that way.

Commissioner Miller asked what is the best way to deal with abandoned wells?

Mr. Norden replied public education. Often, a questionnaire is distributed with water bills asking customers if they have a well and whether they intend to use it. There are no water usage laws in Missouri. If someone has a well they use or intend to use, they cannot be forced to cap it. The questionnaire asks about intended use and whether they need assistance in plugging the well.

In response to a question from Commissioner Vogt, Mr. Norden replied farmers can obtain cost sharing assistance through the Soil Conservation Service, who will pay up to 75 percent of the cost or \$1,000. Financial assistance can be sought for other landowners in protection areas through the wellhead protection program. Funds are earmarked for wellhead protection efforts.

Commissioner Miller thanked Mr. Norden for his presentation. In a recent meeting, water districts suggested this as a way the County could help them do their job better. The Commission can discuss the matter further in a work session.

Commissioner Vogt added they also need to meet with water districts.

SUBJECT: Award Bid 55-25APR95, Rock

Assistant Public Works Director Frank Abart stated he and Mr. Patton changed this bid request. The County is divided into four geographic quadrants. Prices and delivery charges bid by the three quarries were evaluated. It is recommended quadrants one, three and four be awarded to Boone Quarries and quadrant two be awarded to Mid-Missouri Limestone.

Commissioner Vogt moved that the County Commission of the County of Boone award bid number 55-25APR95, Rock, to Boone Quarries for quadrants one, three and four, and to Mid-Missouri Limestone for quadrant two, as outlined on the attached bid tabulation.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 270-95.**

SUBJECT: Discuss Neighborhood Improvement District Coordinator Position

Commissioner Stamper stated he circulated the draft job description to the County Clerk, Treasurer and Auditor. He has not received their comments and would like to discuss it with them individually and report back to the Commission.

Public Works Director Stan Elmore distributed a handout regarding the percentage of time the coordinator would spend on various activities.

SUBJECT: Variance for Proposed Pierpont Meadows Neighborhood Improvement District

Manager of Design and Construction Tom Ratermann summarized his May 16, 1995 memo to the Commission. The neighborhood requests a variance to allow a rock surface, rather than an asphalt surface road to be accepted for county maintenance after it is improved to county standards through the neighborhood improvement district process. The road is about 1,500 feet long. The subdivision plat was recorded in 1978. For some reason, the County never accepted the road for maintenance. The Road and Bridge Advisory Commission recommends the variance be granted.

In response to a question from Commissioner Stamper, Mr. Ratermann replied asphalt paving is estimated at \$110,000.

Commissioner Miller stated the neighborhood is struggling to improve the gravel road.

Commissioner Stamper stated he never envisioned using the neighborhood improvement district process to construct a gravel road.

Commissioner Vogt commented there are other neighborhoods who have this problem.

Commissioner Miller stated some property owners could afford to pave the road, some could not. The road meets a paved road, a situation the County is trying to eliminate. Residents were promised a county maintained road, but nothing was ever finalized.

Commissioner Miller moved that the County Commission of the County of Boone grant a variance to the proposed Pierpont Meadows Neighborhood Improvement District to allow for a rock-surfaced road rather than an asphalt-surfaced road.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 271-95.**

SUBJECT: Discuss Inclement Weather Policy

Human Resources Director Mark Stone stated he presented the draft policy at the monthly Personnel Advisory Committee. There are two scenarios: one where employees cannot get to work in a timely fashion or must leave early due to inclement weather and one where the County closes its offices due to inclement weather. The Personnel Advisory Committee voted to recommend the Commission adopt a policy allowing the administrative authority to approve the use of accrued annual or sick leave time. One comment made at the meeting is employees have a preference on where they live and it does impact their ability to come to work.

Commissioner Stamper stated there is a difference of opinion between the County Commission and Personnel Advisory Commission in regard to the type of leave employees should be allowed to use. The Commission was of the firm opinion that annual leave, rather than sick leave, should be used for such absences. He has since discussed the matter with another officeholder who felt just as strongly that departments should be able to allow employees to use sick leave.

Commissioner Vogt stated she also talked to other officeholders. Employees choose where they live. Employers should not be responsible for those choices. However, she can support the Personnel Advisory Committee preference that employees be allowed to use sick leave.

Commissioner Stamper stated the point on which they swayed his vote is if the Commission adopts a policy which does not allow the use of sick leave, in the event of inclement weather, employees who do not have accumulated annual leave might be forced to call in sick.

Commissioner Miller stated it goes against her grain to allow the use of sick leave.

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

1. When a staff member is delayed or prevented from reporting to work s/he will contact the work site as outlined by department policy. In the event the employee needs to leave work early, s/he will need to discuss this with their immediate supervisor.
2. Work time missed due to inclement weather may, with the approval of the Administrative Authority, be made up in the following order:
 - a) Adjusting the work schedule for the work week. (Note: Due to the nature of the position's duties and responsibilities, this approach may not be an available alternative in all situations.)
 - b) If available, charging the employee's accumulated compensatory time.
 - c) Charging the employee's accumulated annual or sick leave.
 - d) Charging to leave without pay if the work schedule can not be adjusted and the employee has insufficient accumulated compensatory, vacation or sick time.

Commissioner Vogt seconded the motion. Commissioner Stamper and Commissioner Vogt voted in favor of the motion. Commissioner Miller voted in opposition to the motion.. Motion passed. **Order 272-95.**

SUBJECT: Discuss City of Centralia Request for E-911 Funding Assistance

Commissioner Stamper stated since the matter was last discussed, the Commission received comments from Director of Joint Communications Mike Sanford on his opinion of the request.

Commissioner Vogt moved that the County Commission of the County of Boone approve a request for \$6,000 for City of Centralia of E-911 funding for assistance in purchasing recording equipment for their system.

Commissioner Stamper seconded the motion. Motion passed unanimously. **Order 273-95.**

SUBJECT: Change Order No. 1, McBaine Levee Construction

Commissioner Stamper stated the change, estimated to cost \$13,330, replaces an existing concrete box culvert with corrugated metal pipe.

Joe Gibbs, Project Engineer for repair of the McBaine bottoms levee, reviewed the change order.

In response to a question from Commissioner Miller, Commissioner Stamper replied funds for the change will probably come from the two grants. If the change is not eligible for grant funding, it will be covered by those forming the levee district. The County holds the easements for the levee, and one way or another, the County will be repaid.

Commissioner Stamper moved that the County Commission of the County of Boone approve, and authorize the Presiding Commissioner to sign, the attached McBaine Bottom Levees Emergency Levee Repairs Change Order No. 1, in an amount not to exceed \$13,300.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 274-95.**

SUBJECT: City of Columbia Action Concerning McBaine Levees

Commissioner Stamper added the item to the agenda, stating late yesterday, the City of Columbia had an outside contractor disrupt one of the internal levees between the crop production land and Perche Creek. Their purpose was to redirect some of the water filling the fields and affecting City water lines. Commissioner Stamper stated he does not disagree with the action they took, although some people question its effectiveness and are concerned with the associated risks. The action was taken without consulting the County, landowners or the levee district being formed. The County holds the levee easements. Commissioner Stamper stated he would like to write City of Columbia Manager Ray Beck to state how he would like similar situations to be handled. The City advised they believe the levee was their responsibility. The land belongs to John Sam Williamson, Jr. The City of Columbia has a road easement. The level of communication was not good. The City acted in what they thought was the best way to protect the City of Columbia water supply.

SUBJECT: Appointments to Boards and Commissions

Commissioner Stamper moved that the County Commission of the County of Boone make the following appointments:

Boone County Regional Sewer District Board of Directors

Randal Clark, Five Year Term

Mental Health Board of Trustees

Denise Garnier, Three Year Term

Robert C. Whittet, Three Year Term

On-Site Wastewater Board of Review

Dale Tipton, Three Year Term

Board of Adjustment

Tom Trabue, Four Year Term

Road and Bridge Advisory Committee

John Forderhase, Four Year Term

Commissioner Vogt seconded the motion. The Commission agreed to add the appointment of Ryana Parks to the consumer position on the Mental Health Board of Trustees. Motion passed unanimously. Commission **Order 275-95.**

SUBJECT: Reports from Commissioners

Commissioner Vogt stated the draft documents from the Long Range Planning Steering Committee have passed through the Commission office.

The Commission agreed to comment on the Committee's statements regarding Highway 740 and send the documents to Booker Associates.

The meeting adjourned at 11:11 a.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