

TERM OF COMMISSION: April Session of the February 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 at 2:30 p.m.

The regular meeting of the County Commission was called to order at 1:32 p.m.

SUBJECT: Discussion of Local Emergency Planning Committee Grants and Compliance with Emergency Planning and Community Right to Know Act

Present were James McKenney, Emergency Management Officer III, and Cindy Wells, Executive I, Missouri Emergency Response Commission (MERC) program, State of Missouri Department of Public Safety, Division of Fire Safety. Mr. McKenney stated as a planner for MERC, he reviews hazardous material response plans for compliance with SARA Title III. The program was initiated in 1986 by the Federal Government. It mandated initial plans be submitted in 1988. He reviewed Boone County's plan in August, 1994 and recommended corrections. The state would like Boone County to get its program restarted. Local Emergency Planning Committees (LEPC) are required by law. When the MERC program was established in the early 1990's, it included a funding program to assist counties in meeting LEPC program goals. He is available to provide any assistance the county might need with hazardous material planning. If the county does not have an active LEPC, the County Commissioners are the LEPC. The MERC program revenue comes from fixed facilities within Missouri. Ten percent of funding is designated for training for hazardous material first responders. Courses are provided to first responders free of charge through the University of Missouri Fire and Rescue and Law Enforcement Training divisions and the agency itself.

Mr. McKenney stated a federal grant program, Hazardous Material Emergency Preparedness, is available for transported hazardous materials. Funding priorities include preparation of flow studies--what is transported through communities, training assessment and planning. Statewide Fire Mutual Aid was initiated by Boone County Regional Fire Protection District Steve Paulsell. Mr. Paulsell is the chair of the MERC. Hazardous material response guidelines are dictated by federal law.

Ms. Wells stated funding available to Boone County is based on fees paid by fixed facilities in Boone County. Each year, the MERC distributes a list of facilities in each county who pay fees based on chemical inventory reports. Sixty five percent of fees collected are distributed to counties to form a LEPC and develop a plan. Boone County applied for funding last year, but did not meet certain requirements. It appears from the 1995 funding application Boone County's LEPC is not active. Requested minutes from the last meeting of the LEPC were from June, 1989. An updated plan was not provided. Funds granted to Boone County in 1994 were not spent.

Commissioner Miller stated Ms. Wells stated money is provided to write a plan, but also stated an updated plan must be submitted with the application for funding--

Commissioner Stamper stated the County Commission delegated its responsibility for the LEPC to Mike Sanford as Director of Disaster Preparedness. The level of activity of the LEPC is not acceptable to the State. Commissioner Stamper asked Mr. McKenney what interaction they have had with Mr. Sanford as Chair of the LEPC.

Mr. McKenney replied they are prepared to assist in any way possible. There are two ways to develop a plan. Boone County is using the all hazard approach. The LEPC is to develop, maintain and exercise a hazardous material response plan. This program began in the Department of Health, moved to the Department of Natural Resources and is now in the Division of Fire Safety. The Department of Natural Resources did its best to operate the program using general revenue funds, but couldn't. Mr. McKenney stated their job is to work with the LEPC.

Commissioner Stamper stated they respond to and deal with incidents as they occur. It is the overall coordination of the LEPC and planning which is the problem.

Mr. McKenney agreed. When he became involved in this program in 1994, plans were delivered to him in a big box. There was no order to them. Guidance really was not provided previously. That is what they are trying to do. They realize service is being provided; they just want to get the paperwork to match the service.

In response to a question from Commissioner Stamper, Mr. McKenney replied he does not know when he last spoke with Mr. Sanford. They have not been assertive in contacting people. They speak with the County Commission before proceeding.

Commissioner Stamper stated the commission will meet with Mr. Sanford, evaluate the current structure and determine what changes should be made.

In response to a question from Commissioner Vogt, Ms. Wells replied \$4,465 was provided to Boone County in 1994.

Mr. McKenney stated they began providing funding in 1992. Many counties have not applied for funding. The MERC is only allowed to retain a certain amount of money. Therefore, additional money will be available this year.

In response to a question from Commissioner Vogt, Ms. Wells replied fixed facilities are required by law to submit an inventory of chemicals they store at their facility by March 1st of each year. There is a base fee of \$100. There are additional fees based on chemicals stored.

Mr. McKenney replied the LEPC can generate more money for its community by identifying facilities who are not reporting to the MERC.

In response to a question from Commissioner Miller, Mr. McKenney replied the HMEP plan can be included in the plan for fixed facilities. There are certain things a plan **must** include, but there are many things you **can** do.

Ms. Wells stated they will be glad to attend the next meeting of the LEPC.

SUBJECT: Award Bid 45-11APR96, Crawler Dozer

Purchasing Department Director Beckie Jackson read her memorandum to the commission dated April 17, 1996.

Commissioner Miller moved that the County Commission of the County of Boone award bid 45-11APR96, Crawler Dozer, to Tri-State Construction Equipment Company in the amount of \$108,606.99, with the trade-in of a 1967 D5 Caterpillar (Fixed Asset 6777). The Commission does hereby approve, and authorize the Presiding Commissioner to sign, the attached agreement.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 242-96.**

SUBJECT: Appointment to Board of Health to Complete Unexpired Term

Commissioner Miller moved that the County Commission of the County of Boone appoint Linda Cooperstock to the City/County Board of Health to complete an unexpired term which will expire August 31, 1998.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 243-96.**

SUBJECT: Budget Revision: Fund Community Health Facility Location Study

Commissioner Vogt moved that the County Commission of the County of Boone authorize the following budget revision:

Organization	Account	Account Title	Transfer From	Transfer To
1410	86680	Community Health		\$10,000
1123	86800	Emergency Fund	\$10,000	

Explanation: To budget for contract with City of Columbia for study on location of health clinic.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 244-96.**

SUBJECT: Agreement with City of Columbia for Provision of Animal Control Services

Commissioner Miller moved that the County Commission of the County of Boone approve, and authorize the Presiding Commissioner to sign, the attached agreement with the City of Columbia for the provision of animal control services.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 245-96.**

SUBJECT: Agreement with City of Columbia for Health Services at Correctional Facility, On-Site Sewage Program Services and Community Health Services

Commissioner Miller requested the item be postponed. She has questions about the agreement.

Commission recessed from 2:07 p.m. through 2:15 p.m.

SUBJECT: Approve Cost Allocation Plan

Susan Robison, Child Support Enforcement Supervisor for the Prosecuting Attorney Office, presented the plan, prepared by David M. Griffith & Associates, LTD. Ms. Robison stated it allows the county to recover some indirect costs of the child support enforcement program.

In response to a question from Commissioner Stamper, Ms. Robison replied the net gain for the IV-D program last year was \$34,000.

Commissioner Miller noted the Auditor uses the plan extensively for other county programs.

Commissioner Stamper moved that the County Commission of the County of Boone authorize the Presiding Commissioner to sign the CERTIFICATION FOR BOONE COUNTY, MISSOURI COST ALLOCATION PLAN which states: "I hereby certify as the responsible official of the County of Boone, State of Missouri, that the information contained in the cost allocation plan for the year ended December 31, 1995 is correct and was prepared in accordance with the policies and procedures contained in the Office of management and Budget Circular A-87. I further certify that a consistent approach has been followed in treating a given type of cost as direct or indirect and that in no case have costs charged as direct costs of Federally supported programs been included in the indirect costs reflected in the plan."

Commissioner Vogt seconded the motion.

In response to a question from Commissioner Miller, Ms. Robison replied Chris Kelly as County Clerk initiated the cost allocation plan process.

Motion passed unanimously. **Order 246-96.**

SUBJECT: Missouri Archaeology Week Proclamation

Commissioner Stamper moved that the County Commission of the County of Boone adopt the following **Proclamation on Missouri Archaeology Week, April 28 - May 5, 1996:**

WHEREAS, archaeology provides an insight into the prehistory of the Boone County area and knowledge of the ancient Indian inhabitants and their ways of life;

WHEREAS, archaeology also helps to expand upon the documentary story and oral legends of Euro-American and African-American settlers, as well as of the American Indians, and of historical events and conditions in the Boone County area;

WHEREAS, archaeological sites are a non-renewable resource threatened by development, looting, vandalism, neglect, and other activities that diminish our understanding of the past of our area of Missouri;

WHEREAS, the people of Boone County have continuing fascination with the study of the past through archaeology, history, art, and related fields, as manifested in the programs and activities of the Boone County Historical Society, the Walters-Boone County Historical Museum, and the University of Missouri Anthropology Museum and the Museum of Art and Archaeology;

WHEREAS, the Governor of Missouri, the Honorable Mel Carnahan, has proclaimed the week of April 28 - May 5, 1996 as Missouri Archaeology Week;

WHEREAS, professional and avocational archaeologists and other personnel of the University of Missouri, of the Missouri Archaeological Society and its local chapter, the Boonslick Archaeological Society, and of Missouri state agencies such as the Department of Highway and Transportation are planning events in Columbia and Boone County to commemorate Missouri Archaeology Week;

NOW, THEREFORE, we, the Boone County Commissioners, hereby proclaim support for Missouri Archaeology Week, April 28 through May 5, 1996, and associated events in that week, and call on the people of Boone County to pursue actions in education, conservation, and environmental protection to preserve and to understand better the past heritage of this area, through archaeology and related fields.

Commissioner Vogt seconded the motion. Motion passed unanimously.

SUBJECT: Authorize Procurement of Geotechnical Engineering Services

Public Works Department Design and Construction Division Manager Tom Ratermann requested authorization to procure geotechnical services for the Obermiller/Roemer/Blackfoot road project. The Department received a letter from the Department of Natural Resources last Thursday expressing concern for the county's plans for part of the project. He requested proposals from four firms for the provision of geotechnical services. Three responses were received. It is recommended the commission award a contract to Shannon and Wilson, Inc. of St. Louis and authorize the County Counselor and Public Works Department to negotiate the contract. In the event parties cannot agree to terms, they would like to award a contract to the second low bidder.

In response to a question from Commissioner Miller, Mr. Ratermann replied Shannon & Wilson provided a cost estimate based on Phase I work of \$7,000. Another firm submitted a cost of \$4,000, but he does not believe their work would be as comprehensive. Shannon & Wilson will visit the site prior to work commencing, two days prior to blasting, and after work is done to document whether changes have occurred. They will observe work and monitor vibrations during rock excavation. All three firms are qualified. The other firm did not discuss returning to the site after work is complete. They did not provide resumes for those who would perform the work.

Commissioner Vogt moved that the County Commission of the County of Boone authorize the Public Works Department, Design and Construction Division, to negotiate with Shannon & Wilson, Inc. Geotechnical and Environmental Consultants, of St. Louis to provide geotechnical engineering services on the Obermiller/Roemer/Blackfoot road improvement project.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 247-96.**

SUBJECT: Adopt Resolution for Property Acquisition Through Eminent Domain

Mr. Ratermann requested the commission adopt a resolution authorizing acquisition of three easements by eminent domain. They have worked with property owners to the best of its ability.

Mr. Patton stated passage of the resolution is the first step in the process prescribed by statute. Tom Schneider, who represents the property owners, indicated he will cooperate to get to the point where a commission is appointed to determine compensation. They are pursuing permanent road and drainage easements and a right of entry during construction for testing and monitoring.

Commissioner Stamper moved that the County Commission of the County of Boone adopt the attached resolution, dated 18 April 1996, directing the acquisition of easements or actual property necessary to perform the Obermiller/Roemer/Blackfoot road improvement project.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 248-96.**

SUBJECT: Reports from Commissioners

Commissioner Vogt reported Ms. Jackson and Solid Waste Coordinator Don Abell want to use the county van to travel to a recycling seminar. They are considering inviting two City of Columbia employees, who are also attending, to travel with them. The seminar is on May 7.

Commissioner Miller and Commissioner Stamper did not object. Commissioner Stamper stated the policy on use of the vehicle should be prepared by then.

Commissioner Miller reported she attended the ribbon cutting for Eagle Knoll golf course near Hartsburg. A good number of people teed off immediately following the ribbon cutting.

Commissioner Miller reported on progress in acquiring easements for the Locust Grove Road improvement project.

Commissioner Miller reported employee appreciation day is scheduled for April 26. Donuts and coffee will provided to employees in appreciation of their work.

Commissioner Miller reported on the Missouri Association of Counties legislative conference.

Commissioner Vogt reported the Missouri Department of Corrections agreed to assist counties in cleaning up illegal tire dumps.

Commissioner Vogt reported on progress in acquiring easements for the Mexico Gravel Road improvement project.

Commissioner Stamper reported chip and seal applications should take place early in June.

Commissioner Stamper reported he met with visitors from a South Korean university at Columbia College.

The meeting adjourned at 2:45 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