

TERM OF COMMISSION: October 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
County Counselor John Patton
Deputy County Clerk Ashley Williams

The regular meeting of the County Commission was called to order at 9:30 a.m.

SUBJECT: Acceptance of Roads for Maintenance

Commissioner Stamper said there was a hole in the New Haven Subdivision that you could have lost a Volkswagen in and there was no way to fix it. This is a good example, he said, of what a Neighborhood Improvement District can do.

Commissioner Vogt moved that the County Commission of the County of Boone authorize the Presiding Commissioner to sign the ROADWAY MAINTENANCE ACCEPTANCE CERTIFICATE for Santa Anna Drive, Roseta Avenue and Santa Barbara Drive and accept these roads for County maintenance, all as detailed within the attached and proposed ORDER OF ACCEPTANCE OF ROAD AS COUNTY ROAD.

Commissioner Miller seconded. Motion passed unanimously. **Order 426-97.**

SUBJECT: Speed Limit Request

Public Works Director Frank Abart said that due to citizen concern, narrow road widths, loose granular road surface and the density of homes in the area, the Public Works Department has recommended a 25 mile an hour speed limit be posted on Pin Oak Boulevard, Golf Boulevard and South Cowan Loop.

Commissioner Stamper moved that the County Commission of the County of Boone authorize the placement of 25 mile per hour speed limit signs on Pin Oak Boulevard, Golf Boulevard and South Cowan Loop.

Commissioner Miller seconded. Motion passed unanimously. **Order 427-97.**

SUBJECT: Variance Consideration for Old Village Road

Commissioner Vogt moved that the County Commission of the County of Boone approve the variance presented by the Public Works Department for Old Village Road and authorize the Presiding Commissioner to sign any necessary documents.

Commissioner Miller seconded. Motion passed unanimously. **Order 428-97.**

SUBJECT: Approval of a Computer Purchase

Commissioner Stamper said that this issue had been discussed previously in a work session.

Commissioner Stamper moved that the County Commission of the County of Boone authorize the Public Works Department to purchase a computer for \$2,191.

Commissioner Vogt seconded. Motion passed unanimously. **Order 429-97.**

SUBJECT: Ridgeway Farm WPA Reservoir Easement Vacation Request

Commissioner Stamper explained that the public reservoir dated back to the WPA era and explained that Ron Shy has requested a vacation of the easement granted by G.A. Ridgeway in

1936. The issue, he said, had been forwarded to County Counselor John Patton who had commented on the request.

Commissioner Miller said she would like to know if the reservoir could be used form storm water containment and said that she hated to vacate something that might possibly have to be acquired later.

Commissioner Stamper said, in theory, if the area is developed, the easement would be acquired during the development process.

Commissioner Miller said she didn't know where the reservoir was located or how big it is.

Commissioner Vogt said the reservoir was not being used as it was intended and was never intended for storm water containment.

Commissioner Miller agreed that she did not know if the reservoir could be used for storm water containment because she's not an engineer.

Commissioner Stamper pointed out that a storm water plan doesn't even exist.

Commissioner Vogt said she thought this was a reasonable request by the landowner, but said she would be willing to take the time to look at the site if that was something the Commission desired.

Commissioner Miller said she was not aware that this issue was on the agenda today or she would have taken the time to find out where the property in question was located and to take a look at the terrain.

Commissioner Vogt said that she felt that the property owner has a right and when a storm water plan is in place, then the County can begin to ask for easements. She said she didn't think this issue had anything to do with storm water.

Commissioner Stamper said they could honor the request presented by Mr. Shy or the Commission could take the time to go look at the reservoir.

Commissioner Miller asked that the issue be tabled until a later date giving the Commission time to review the area before making a determination.

SUBJECT: Finding of Fact, Conclusions of Law and Decision Regarding Oberlin Valley Subdivision

Commissioner Miller moved that the County Commission of the County of Boone adopt the Findings of Fact, Conclusions of Law and Decision denying the petition to vacate Lot 6 of Oberlin Valley Subdivision Plat 2.

Commissioner Miller seconded. Motion passed unanimously. **Order 430-97.**

SUBJECT: Conditional Use Permits

Commissioner Vogt moved that the County Commission of the County of Boone adopt the conditional use permits for: United States Cellular Corp, 7130 Wehmeyer Road, Columbia, MO 65203 for a transmission facility including a 240' cellular tower; Lewis and Judy Lancaster, 651 N. Rangeline Road, Columbia, MO 65201, transmission facility with 180' cellular tower; Blue Acres, Inc. 4001 S. Ponderosa St., Columbia, expansion of an existing mobile home park; G.L. Dryden Trust, 9100 S. Millsite Road, Ashland, MO, creek gravel recovery operation.

Commissioner Miller seconded. Motion passed unanimously. **Order 431-97.**

SUBJECT: Appointments to Boards and Commissions

Commissioner Stamper moved that the County Commission of the County of Boone make the following appointments: Lee B. Vardell to the Industrial Development Authority for a six year term; Ronald F. Sprouse to the Industrial development Authority for a six year term; Connie M. Sullivan to the Building Code Board of Appeals (Planning and Building Code Division) for a five year term; and Kent McKinney (reappointment) to the Solid Waste Committee for a three year term.

Commissioner Vogt seconded. Motion passed unanimously. **Order 432-97.**

SUBJECT: Policy for Private Pay Chip/Seal

Mr. Abart said that the proposed policy had been approved and recommended by the Road Policy Advisory Committee. This issue, he said, had been discussed at yesterday's work session with the Commission. Mr. Abart said he had some reluctance towards the policy because of difficulty with an earlier policy that allowed a low level asphalt to be used that didn't last long. However, he said, three or four different groups have pursued this issue and Mr. Abart said it was probably time to go back and revisit the issue.

Commissioner Miller said she was supportive of the private pay chip/seal policy because it allowed roads that might not be looked at by the County for years to become hard surface roads. She did say, though, that she was concerned with the policy's requirement that only 80 percent of the costs be paid up front and wondered how easy that money might or might not be to collect.

County Counselor John Patton said it was his opinion that the County should require a 100 percent prepayment. He said it was a lot simpler to refund money than to try to collect it later.

Commissioner Vogt pointed out that the County's dust control policy requires 100 percent payment up front.

Commissioner Miller expressed her concern that the policy did not address paving segments of roads. She said her concern was for cul-de-sacs where the entire road, except for the turnaround, might be paved. The current private pay policy for dust control allowed for that type of hopscotching, she said.

Commissioner Vogt suggested having the Public Works Department recommend the feasibility of each project on a case-by-case basis.

Pat Thomas, Southern Hills Road, said that they did not have a problem with the 100 percent payment up front. But, she said, just like the County would like the money up front to guarantee payment, they would like a guarantee that the work on the road would be finished within a given time frame.

Mr. Abart said he anticipated that people who were interested in the private pay would approach the department and would then be scheduled in the planning process as part of an overall plan for chip/seal projects.

Commissioner Stamper said that the chip/seal process had been bid with no responses.

Commissioner Miller said it had been bid with no responses received.

Commissioner Vogt said that the projects needed to be identified within a time frame that would allow the department to plan for them.

Commissioner Stamper said he liked the way the policy was worded and did not think that people would be beating down the County doors for this type of work.

Commissioner Vogt moved that the County Commission of the County of Boone accept the policy for private pay chip/seal amending the policy to require 100 percent of the payment ten days before the project is to be scheduled to begin and to require a recommendation from the Public Works Department for each project.

Commissioner Miller seconded.

Commissioner Miller then questioned the time frame and asked if it would give the department the time needed to bid out a project. It was her concern that the time frame would just confuse the issue.

Mr. Abart agreed that there could be problems with bidding.

Commissioner Miller asked if there needed to be a time frame in the motion. Commissioner Vogt said she felt there should be.

Commissioner Vogt amended her motion to remove the ten day requirement and include a thirty day time frame for beginning a project once payment is received.

Commissioner Miller seconded the amendment.

Commissioner Stamper said he thought the time frame might need to be adjusted on a case by case basis.

Commissioner Vogt amended her motion and moved that the County Commission of the County of Boone accept the policy for private pay chip/seal amending the policy to require 100 percent prepayment and to require a recommendation from the Public Works Department for each project.

Commissioner Miller seconded the amended motion. Motion passed unanimously. **Order 433-97.**

SUBJECT: Reports from Commissioners

Commissioner Miller reported that she had met with Eagle Scout Mark Gingrich who will be setting the benches on the MKT Trail on Saturday.

Commissioner Stamper reported that he had met with the City Council of Hallsville regarding Proposition 2. They felt the project is in good shape and the Mayor of Hallsville endorsed it. He also reported that there has been a 6.3 percent increase in the snow removal contract bid due to new subdivisions.

SUBJECT: Treasurers Report

County Treasurer Kay Murray gave the 1997 Reconciliation of Bank Statement for the month of August.

Commissioner Stamper questioned if all of the money had been taken from the Hospital Profit Share fund that had been allocated for different County projects. Ms. Murray said that she would look into that.

SUBJECT: Jail Physician Agreement and Amendment to City/County Health Services Agreement

Warden Warren Brewer said that it was Sheriff Ted Boehm's desire for the Commission to review, and if they concur, to approve and sign a contract with Dr. James Allen for Jail Physician services. Warden Brewer said he had talked with Mr. Patton and with Health Director Mike Sanford regarding the current agreement for City/County Health Services. It is the Sheriff's goal, he said, to bring those services into County control instead of contracting out with the City/County Health Department.

Commissioner Stamper asked if the City would accept the proposed changes.

Warden Brewer said that Mr. Patton had added a clause to the contract that if the City should decide not to cooperate, then the County would only be on the hook for thirty days.

Commissioner Stamper asked for a comparison of current costs versus the proposed cost.

County Auditor June Pitchford said that the proposed contract with Dr. Allan is \$36,000 for a year. Right now, she said, the County pays slightly more for physician services with \$15,000 for the on-call physician and \$22,000 to \$23,000 for the base physician.

Mr. Patton said that the original agreement between the County and the City came in the 1980s when physician services were hard to find. Over the years, he said, it became an institution.

Commissioner Miller said that most physicians don't like this work because it's a hard population to deal with. You have to be trained to deal with this particular population, she said.

Commissioner Miller moved that the County Commission of the County of Boone amend and authorize the Presiding Commissioner to sign the attached Cooperative Agreement for Health Services, eliminating the provision of the part-time physician to provide medical services at the Boone County Correctional Facility and provision of on-call physician consultation during evenings, nights and weekends; elimination of these services effective from and after the 10th day of October, 1997.

Commissioner Vogt seconded.

Ms. Pitchford explained that she had discussed the possibility of the County taking control of the jail physician services for several years and said that this could serve the County and the City. The agreement, she said, will come up for renewal in 1998 and they are proceeding by including an amount in the budget that would fund a continuation of the agreement or enable the County to move in the direction of more direct control.

Motion passed unanimously. **Order 434-97.**

Commissioner Miller moved that the County Commission of the County of Boone approve and authorize the Presiding Commissioner to sign the Corrections Physician Medical Service Agreement between the County and Dr. James Allan, M.D. and agrees to pay the physician for services under this agreement at a rate of \$36,000 per year.

Commissioner Vogt seconded. Motion passed unanimously. **Order 435-97.**

SUBJECT: Reports from Commissioners

Commissioner Vogt reported that she had met with the long range planning group for the Hallsville schools. The superintendent of Hallsville schools has suggested a community partnership that would expand the current secondary library and at the same time provide a library for the community.

She also met with the Harrisburg Lions Club to discuss Proposition 2. They were interested in knowing if a decision had been made regarding their request for funding for a community swimming pool.

Commissioner Vogt reported that there will be a recycling day sponsored by the Solid Waste Committee at the Public Works facility on November 15.

Commissioner Stamper reported that Commission, scheduled for 9 a.m. on Thursday, October 9, would be canceled because there were no scheduled items for that meeting.

The meeting adjourned at 10:45 a.m.

Attest:

Wendy S. Noren
Clerk of the County Commission

Don Stamper
Presiding Commissioner

Karen M. Miller
District I Commissioner

Linda Vogt
District II Commissioner