

TERM OF COMMISSION: April Session of the February Adjourned Term

PLACE OF MEETING: Roger B. Wilson Boone County Government Center
Commission Chambers

PRESENT WERE: Presiding Commissioner Don Stamper
District I Commissioner Karen M. Miller
District II Commissioner Skip Elkin
Deputy County Clerk Shawna Victor

The meeting was called to order at 1:34 p.m.

Subject: Purchasing Department

Marlene Ridgeway, Purchasing Department Buyer, was present on behalf of these items.

A. Second Reading and Award of Bid 16-13MAR02 (Newspaper Advertising Term and Supply)

Marlene Ridgeway stated the recommendation is for a multi-vendor award to the Columbia Missourian and the Columbia Daily Tribune.

Commissioner Elkin moved to award bid 16-13MAR02 for Newspaper Advertising Term and Supply to the Columbia Missourian and the Columbia Daily Tribune per the recommendation of the Purchasing Department.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 166-2002**

B. Second Reading and Award of Bid 13-19MAR02 (Tires – Passenger Vehicles and Light Duty Trucks)

Marlene Ridgeway stated the recommendation is for award to Ewers Tire Inc. for having the lowest and best bid.

Commissioner Elkin moved to award bid 13-19MAR02 for Tires – Passenger Vehicles and Light Duty Trucks to Ewers Tire Inc per the recommendation of the Purchasing Department.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 167-2002**

C. Second Reading and Award of Bid 18-19MAR02 (Lease of Road Construction Equipment)

Marlene Ridgeway stated the recommendation is for a multi-vendor award to United Rentals, Hertz Corporation, and Tri-State Construction Equipment.

Commissioner Elkin moved to award bid 18-19MAR02 for the Lease of Road Construction Equipment as follows:

Equipment	Awarded to	Monthly Lease Amount
Self-Propelled Single-Smooth Drum Vibratory Roller	United Rentals	\$2,800.00
Pneumatic Roller Compactor	Hertz Corporation	\$2,250.00
Track Hoe	Hertz Corporation	\$3,375.00
Dozer	Tri-State Construction Equipment	\$6,000.00

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 168-2002**

D. Second Reading and Award of Bid 19-19MAR02 (Towable Self-Contained Hot Water Power Washer)

Marlene Ridgeway stated the recommendation for award is to American Cleaning Systems Option 2 for a contract amount, including trade-in, of \$16,078.00. The department is also requesting the authorization for disposal of a 1995 Versa 100 Steam Cleaner (Fixed Asset Tag 9291) and a 1964 Turtle Mountain Trailer (Fixed Asset Tag 8802).

Commissioner Stamper asked if this was a local company. Mrs. Ridgeway stated that was correct.

Commissioner Elkin moved to award bid 19-19MAR02 for Towable Self-Contained Hot Water Power Washer to American Cleaning Systems per the recommendation from the Purchasing Department. The County Commission of the County of Boone does hereby authorize the disposal of the following:

- 1995 Versa 100 Steam Cleaner (Fixed Asset Tag 9291)
- 1964 Turtle Mountain Trailer (Fixed Asset Tag 8802)

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 169-2002**

E. Second Reading and Award of Bid MM33 (Bituminous Material Term and Supply)

Marlene Ridgeway stated this is a cooperative bid. The City of Columbia and Boone County Public Works compiled needs for road oil and bituminous material. It is recommended for a multi-vendor award to Coastal Energy Corporation and KOCH Materials.

Commissioner Elkin moved to award bid MM33 for Bituminous Material Term and Supply as follows:

- CRS-2 and CRS-2P products to Coastal Energy Corporation
- MC3000, PEP, SS-1, and MC-800 products to KOCH Materials

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 170-2002**

F. Second Reading and Award of Bid 21-02MAR02 (Courthouse Roof Repair)

Marlene Ridgeway stated the recommendation for award of the base bid to Missouri Builders Service for a contract amount of \$68,362.00.

Commissioner Elkin moved to award bid 21-02MAR02 for Courthouse Roof Repairs to Missouri Builders Service, Inc.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 171-2002**

E. First Reading of Surplus Property

Marlene Ridgeway stated a list of items have been identified as surplus. All offices and departments were notified of these items March 26, 2002 and as of April 8, 2002, no interest has been expressed in these items. The department is requesting approval to dispose of these items through Kemper Auction.

Commissioner Miller asked if the dryer that is listed is the same size that is currently at the Sheriff's Department. Mrs. Ridgeway stated she was unsure. Commissioner Miller stated there is a dryer that is broken and one that is in poor condition might be better than a broken dryer. Mrs. Ridgeway stated she would look into this situation.

There was no further discussion.

Commissioner Stamper stated this is a first reading and requested the Deputy County Clerk to schedule this item for a second reading at the next available meeting with an appropriate order for approval.

Subject: Public Works

A. Second Reading and Approval of Contract for Consultant Services (Heller Road Improvement Project)

Commissioner Miller stated this is a project the County is doing the design work on and it is the County's hope that in the future, that the construction will jointly shared by the County and City of Columbia

Commissioner Miller moved to approve the proposal for Consultant Services with Allstates Consultants, P.C. for the Heller Road Improvement Project.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 172-2002**

B. First Reading of Variances from Road and Bridge Advisory Committee (The Ridge at Hart Creek Subdivision)

David Mink, Public Works Director, was present on behalf of this item.

Commissioner Stamper noted the Road and Bridge Advisory Committee unanimously approves four variances per the request of the engineer, Jay Gebhardt of A Civil Group, on this project.

David Mink stated the Road and Bridge Advisory Committee approved the four following variances:

- Be allowed to build Bluebird Way to a length of 1,650 feet instead of 1,000 feet which is the standard length allowed for a cul-de-sac
- Be allowed to build all streets within the subdivision except Hart Creek Boulevard and Cardinal Circle 28 feet wide in lieu of the standard 32-foot width. Parking will be restricted to one side of the street.
- Be allowed to build Hart Creek Boulevard, which is classified as a collector street, to the standard radius of curvature and tangent length of a residential street.
- Be allowed to construct Hart Creek Boulevard as a divided road of two 18-foot wide lanes separated by a 12-foot wide median instead of the standard 38-foot wide curb-and-gutter street. Parking will be restricted on both sides of the road.

Commissioner Stamper stated the Commission is setting a precedent here that has not been done in the past. The developer in this case has done an effective job at designing around the environment. There are many favorable and sustainable types of growth and development principles that are being utilized on this development and interesting uses of the land with a lot of green space.

Mr. Gebhardt stated there will be 125 lots on 250 acres. Commissioner Stamper noted there is a lot of open space in this development plus one lot that will be 70 acres. Mr. Gebhardt stated 125 acres of this development would be left undisturbed.

Commissioner Stamper stated this a type of development the Commission has not seen in the rural portions of the County to date and is a type of development that the Commission has been trying to encourage the use of.

Mr. Gebhardt explained some changes that have been made to the development draft.

Commissioner Elkin stated he believes the development is nice.

Commissioner Miller stated she has no problems with the variances and will withhold any judgement on the development plan until she receives a full explanation.

Commissioner Stamper stated the Commission does not want to predispose Planning and Zoning with their enthusiasm or concern over a development.

There was no further discussion.

Commissioner Stamper stated this is a first reading and requested the Deputy County Clerk to schedule this item for a second reading at the next available meeting with an appropriate order for approval.

C. First Reading of Resolution – Benson Road Improvement Project

Wendy Lister, Boone County Right-of-Way Agent, was present on behalf of this item.

Wendy Lister stated John Patton, County Counsel, requested that she speak on this issue because she is familiar with the Benson Road Project. This is a first reading of a resolution for a condemnation order. There are three property owners that the County has not been able to negotiate a successful outcome. She noted the attorney for John Lorentzen has indicated Mr. Lorentzen will sign. However, his wife, who is in Germany at the present time, is unable to execute the document. They will be included in the resolution at this time but they can be removed at a later date.

Commissioner Stamper noted for the record the Commission has first read a resolution for the Benson Road condemnations of three property owners.

Commissioner Miller stated the properties are the Tincer property, Spauldin property and the Lorentzen property. She believes the County has worked with these landowners in good faith to try to resolve all right-of-way issues this will allow the County to move forward with the project and believes the County is in a time crunch. The County needs to know what to do with the bids.

There was no further discussion.

Commissioner Stamper stated this is a first reading and requested the Deputy County Clerk to schedule this for a second reading at the next available meeting with an appropriate order for approval.

David Mink presented an issue that deserves immediate attention and action by the Commission. The Public Works Department has received a request from Michael and Nancy Russell, 4038 E. Broadway, for a load of gravel to be placed on a section of the road leading to their residence. The section of road extends from the Missouri Department of Transportation Right-of-Way to a small bridge and serves only this residence. No documentation has been found that this road was ever accepted for maintenance by the County and the department has not provided routine grader or snow removal services. However, the Russell's contend that the county has provided a load of gravel every few years for many years. The department has not been able to confirm this but it is very plausible. Given the unique circumstances, the department requests authorization to place the load of gravel with the stipulation that this would be the last time.

The department would like to take action to resolve this matter yet this week and therefore request that the second reading be waived and action taken today.

Commissioner Miller stated the County has seen situations like this previously where

there is no documentation in the records of an agreement. The Commission has tried to resolve the situations with a Commission Order dealing with it at a given time and solving the problem once and for all so future Commissioners do not have to attempt to research the same thing. She believes this is a good solution and is consistent with the Commissions past behavior.

Commissioner Stamper asked what the last conversation was about with the Russell's on this issue. Mr. Mink stated he believed it would be Commissioner Stamper's conversation.

Commissioner Stamper noted the history on this issue dates back to when there was a toll road between Fulton and Columbia. When the State put in what is known as WW and Broadway, the old roadbed was abandoned. In doing so, there has been an informal agreement between the Russell's and the County that when they needed something they would call for the services. The service calls were rare, possibly once every two years. If this is an appropriate solution, Commissioner Stamper would be happy to go back to them with this resolution.

Commissioner Stamper moved to approve the request by the Public Works Department per the recommendation.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 173-2002**

Mr. Mink asked if the work should be scheduled to be done tomorrow, April 12. Commissioner Stamper stated it should be scheduled at the department's earliest convenience.

Subject: Sheriff's Department – Second Reading and Public Hearing of Budget Amendment

Commissioner Stamper moved to approve the following budget amendment:

DEPARTMENT ACCOUNT AND TITLE	AMOUNT INCREASE
1251-03411: Federal Grant Reimbursement	\$800.00
1251-91300: Machinery and Equipment	\$800.00

Said budget amendment is to reflect the Missouri Division of Highway Safety Grant for Hazardous Moving Violation to purchase a radar unit.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 174-2002**

Subject: Juvenile Justice Center – Second Reading and Public Hearing of Budget Amendment

Commissioner Miller moved to approve the following budget amendment:

DEPARTMENT ACCOUNT AND TITLE	AMOUNT INCREASE
1243-03411: Judicial Grants and Contract – Federal Grant Reimbursement	\$4,282.00
1243-91300: Machinery and Equipment	\$2,049.00
1243-23050: Other Supplies	\$1,883.00
1243-92300: Replacement Machinery and Equipment	\$350.00

Said budget amendment is to establish a budget for the Juvenile Accountability Incentive Block Grant.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 175-2002**

Subject: First Reading of Addendum to Agreement for Public Safety Joint Communications System

Commissioner Stamper stated this addendum has been designed to address minor changes in the nature of the County’s relationship with the City of Columbia, University Hospitals, Boone County Fire Protection District, Boone Hospital Center, and Southern Boone County Fire Protection District. This accommodates a cost reallocation plan that has been agreed to by the advisory board.

There was no further comments.

Commissioner Stamper stated this is a first reading and requested the Deputy County Clerk to schedule this for a second reading at the next available meeting with an appropriate order for approval.

Subject: Appointments

A. Assistant Prosecuting Attorney's (Kandice Johnson and Tracy Z. Gonzalez)

Commissioner Stamper moved to approve the appointment of Tracy Z. Gonzalez and Kandice Johnson as Assistant Prosecuting Attorney's, with their salaries to be paid by the University of Missouri-Columbia Law School.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 176-2002**

B. Evaluation and Selection Committee for Fairground Development

Commissioner Elkin stated this is part of the process in the overall development of the Fairgrounds and recommending an acceptable proposal. The Commission had discussed in worksessions an evaluation and selection committee would be created. This committee would independently look at the proposals. He is ready to present the names for the committee and their affiliations.

Commissioner Stamper asked the Commissioners if they wanted this to be formal or informal because this committee is advisory in nature. The Commissioners agreed that the committee should be acknowledged for the record and no Commission Order would be required.

Commissioner Elkin named the following to the Evaluation and Selection Committee for Fairground Development:

- Larry McBee, Chair of the Board of the Parks Commission
- Steve Erdel, Commerce Bank
- Brian Neuner, UMB Bank Development Officer
- John Bayte, Local Carpenters Union
- Bondi Wood, Youth and 4H Programs
- Commissioner Elkin

Melinda Bobbitt, Boone County Purchasing Department Director, will also serve on the Committee in an ex-officio manner. She will make recommendation, coordinate and schedule the meetings using her technical expertise. At the recommendation of the Purchasing Director, the committee will be instructed to have no contact with any of the vendors nor to discuss this do to confidentiality reasons. The committee will be asked to sign a letter of confidentiality. Commissioner Elkin has received commitments from the committee members listed above and believes this is a diverse group.

Commissioner Stamper stated this committee is advisory in nature. They will review and

give highlights to the Commission. An ultimate decision would be made by the Commission.

Subject: Accept Resignation of Boone County Regional Sewer District Board Member

Commissioner Elkin stated Mike Glascock has turned in his resignation from the Sewer District Board. Mr. Glascock is getting ready to partner with another individual to start a side business and due to time commitments to this business he had turned in his resignation.

Commissioner Elkin moved to accept the resignation of Mike Glascock from the Boone County Regional Sewer District Board.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 177-2002**

Subject: Authorize Use of Courthouse Grounds (Independent Order of Off-Fellow of Missouri)

Commissioner Miller moved to authorize the use of the Courthouse Grounds on May 20, 2002 from 10:30 a.m. to 11:30 a.m. for a wreath hanging by the Independent Order of Odd-Fellow of Missouri.

Commissioner Elkin seconded the motion.

Commissioner Stamper stated when the Courthouse Square project was going on, the Odd-Fellows made a significant contributions, one of the larger single contributions received.

There was no further discussion and no public comment.

The motion passed 3-0. **Order 178-2002**

Subject: Authorize a Closed Session

Commissioner Miller moved to authorize a closed session on Tuesday, April 16, 2002 immediately following the regularly scheduled Commission Meeting at 9:30 a.m. in the Commission Chambers of the Roger B. Wilson Boone County Government Center as authorized by Section 610.021 (2) to discuss the leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely

affect the legal consideration therefor.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 179-2002**

Subject: United Way Presentation

Commissioner Stamper stated the County received the Corporate Star plaque from the United Way. The Boone County Government's participation in United Way has grown significantly and this year Boone County was in the \$5,000 to \$14,999 range. The receipt of this plaque was submitted for the Public Record.

Commissioner Stamper noted Kevin Crane, Bonnie Adkins, Bettie Johnson were actively involved in this program and suggested the plaque be displayed in the Government Center.

Commissioner Reports

Commissioner Stamper

Monthly Animal Control Reports

Commissioner Stamper submitted the Monthly Animal Control Report for January through March 2002 (dated April 4, 2002) to the Public Record.

Public Service Commission (Case EO-2002-452)

Commissioner Stamper stated the Commission has been notified by the Public Service Commission that Union Electric Company d/b/a AmerenUE (Ameren) and Callaway Electric Cooperative, Inc (Cooperative) have filed a joint application requesting that the Public Service Commission approve a change of supplier of approximately 800 structures in Audrain, Boone, Callaway, Montgomery, and Warren counties from Ameren to the Cooperative and approve a change of supplier for approximately 600 structures in the same counties from Cooperative to Ameren.

Letter from Mediacom

Commissioner Stamper submitted a letter from Mediacom to the Public Record dated April 1, 2002 regarding rate changes.

13th Judicial Circuit Court Services 2001 Annual Report

Commissioner Stamper submitted the 13th Judicial Circuit Court Services 2001 Annual Report to the Public Record.

Centerstate TDD – Intergovernmental Cooperation Agreement

Commissioner Stamper stated the Commission has received a draft from the City of Columbia of the Centerstate TDD – Intergovernmental Cooperation Agreement. He believes this document has been referred to Commissioner Miller and Mr. Mink to look at how it is being spread and broken out. He believes comments are due back to the City within the next week to ten days.

Boone Electric Cooperative C.A.S.H. Program

Commissioner Stamper noted the Boone Electric C.A.S.H. Program had a balance at the beginning of March 2002 of \$70,157.22, donations during March were \$2,148.19 and disbursements were \$2,877.02. The balance at the end of March was \$69,428.39.

The H.E.L.P. Program had a beginning balance for March 2002 of \$20,473.16, donations during March were \$1,648.11 and disbursements were \$1,700.81. The balance at the end of March was \$20,420.46.

Environmental Health Awards

Commissioner Stamper stated Gerry Worley, Chris Smith, Marsha Perkins, and Jesse Barnhart, with the Environmental Health Division of the City/County Health Department have been recognized at the Annual Award Banquet of the Missouri Milk, Food and Environment Health Association. Mr. Worley received the Environmental Health Manager award. Marsha Perkins and Chris Smith received Special Recognition Awards. Jesse Barnhart was recognized for his publication on the ciguatera toxin in Columbia.

Thomas Hill Enterprise Center Honored for Assisting Rural Area

Commissioner Stamper stated he filled out a survey from the Thomas Hill Enterprise Center and their efforts in assisting in Rural Areas. They will be holding a meeting on April 22 and will be discussing the distribution of USDA Rural Development funds and programs. He suggested the County have a representative at this meeting.

City of St. Louis Mental Health Board of Trustees

Commissioner Stamper stated he spent two hours with Dr. Roy Wilson and Dr. Don Pruvo of the City of St. Louis Mental Health Board of Trustees on Tuesday. Their funds come from a mill tax; approximately \$0.09 of every \$100 assessed value, which generates \$2.5 million per year. They are one of twelve other jurisdictions that have mental health taxes. This is matched with federal funds. They focus on four areas of investment. They work

with 18 other organizations. He explained what their interest and investment is based on.

Commissioner Miller

MAC Legislative Conference

Commissioner Miller stated the MAC Conference was Monday and Tuesday of this week. The conference was ended with a speech by Senator David Doctorian about freedom and the differences between America and life in the West Bank. There were presentations about what is going on in the House of Representatives and the Senate. The Director of Revenue gave a presentation on Nationwide Streamline Sales Tax project. She explained this is an effort to streamline the sales tax collection system, so Congress would be interested in supporting an Internet tax and tax on catalog sales. There are concerns in Missouri about this because it would require one sales tax rate, which Missouri has two. She discussed the impact this would have on Columbia as a regional retail and shopping area.

Regional Economic Development Inc.

Commissioner Miller stated she attended the REDI meeting on April 10. REDI is working on their masterplan and comments are due back this week from all the entities. The steering committee will meeting again to discuss the comments and determine which direction to take. Dr. Sharpe gave an update on the Bio-Medical issues.

Information Technology Advisory Committee

The Information Technology department will be fully staffed by May 6. The security update will be finalized by the end of April. The imaging system software has been updated so it is more user friendly. She suggested making a conference room a training room.

Commissioner Elkin

None to report at this time

There was no public comment.

The meeting was adjourned at 2:23 p.m.

Attest:

Don Stamper
Presiding Commissioner

Wendy S. Noren
Clerk of the County Commission

Karen M. Miller
District I Commissioner

Skip Elkin
District II Commissioner