

TERM OF COMMISSION: February Session of the January Adjourned Term

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

PRESENT WERE: Presiding Commissioner Keith Schnarre
District I Commissioner Karen M. Miller
District II Commissioner Skip Elkin
Planning and Zoning Director Stan Shawver
County Counselor John Patton
Deputy County Clerk Helen Sheehan
Deputy County Clerk Kerry Patton

The meeting was called to order at 7:01 p.m.

Commissioner Schnarre noted that during Planning and Zoning sessions, the Commission will receive a report from staff and then the Commission will have the opportunity to ask staff any questions. The Commission will then move to a presentation from the applicant or agent of the applicant on behalf of their request. After that, the Commission will convene a public hearing where any testimony in favor of or in opposition to will be welcome. Following the public hearing, the Commission will discuss the issue and then vote on the issue.

1. Subject: Planning and Zoning

A. Request was made by Michael and Rita Morrison to rezone from A-1 (Agriculture) to A-2P (Planned Agriculture) and approve a Review Plan for 10 acres, more or less, located at 1771 S. Olivet Rd., Columbia.

Mr. Shawver stated this property is located on the west side of Olivet Road 700 feet north of the intersection of Highway WW and Olivet Road. The property is approximately ½ mile east of the municipal limits of the city of Columbia. The property is a 10-acre parcel created by survey in 1993 and it is currently zoned A-1 (agriculture) as is all the surrounding property and these are all original 1973 zonings. There is currently an existing single family home and a wastewater lagoon on the site. The proposed PRD is intended to allow the division of the property into a north approximately 6-acre parcel that contains the existing home and a south 4-acre parcel to be attached by some form of appropriate plat or survey to the church property to the south. The church desires the additional property because they intend to build additional buildings in the future and need the additional property for buffer or possibly a building site. A-2P is requested rather than A-1P because no build able area would be available on the 4-acres the church is going to acquire if the request had been A1-P. The building the church plans on building will be up to 18,000 square feet and will be located within an area shown on the proposed plan. No

additional dwelling units are proposed and therefore no increase in residential density is proposed; should an increase in residential density be desired the proposal would have to come back for a revision. There is no regulated 100-year floodplain on the property. This site lies within the Columbia Public School District. The site is in Public Water District #9. The site is in the Boone County Fire Protection District and fire requirements will be up to the fire district. Electric service will be provided by Boone Electric Cooperative. The existing lagoon currently serves both the house and the church. A DNR operating permit is really required for the system, no building permits will be able to be issued for either the church or the residential property until the sewer situation is resolved. The plan does propose some locations for possible solutions. The Master Plan calls for the use of a "Sufficiency of Resources Test" when considering the rezoning of land. The purpose of the test is to determine whether there are sufficient resources available to support the proposed zoning, or whether services could be made available in an efficient manner. The resources necessary to serve the proposed development can be broken down into 3 general categories, utilities, transportation and public safety services.

Utilities: This site is served by Boone Electric Cooperative and Public Water District #9. An approved central waste-water system is not available for this site. The use of individual on-site waste-water systems may be possible.

Transportation: Access to the site is from Olivet Rd. which is a county maintained road.

Public Safety: The property is in the Boone County Fire Protection District. There is a fire station located approximately 3 miles of this site.

The sufficiency of resources test is not the only measure of the appropriateness of a rezoning; it is essentially a "gate keeping" function. If a rezoning proposal does not meet the sufficiency of resources test it should be denied. If a proposal does meet the sufficiency of resources test it does not mean that the property should be rezoned; it only means that further arguments about the suitability of the request should be evaluated. In this case the uses of the site and the neighboring site of the church are not changing in a manner that would not already be allowed in a different configuration.

The plan has 61 points on the point rating scale. Staff notified 15 property owners about this request.

Stan Shawver, Director of the Planning and Building Inspection Department, stated that the Boone County Zoning Regulations and the Subdivision Regulations are entered into the record. (note - the file copy is retained in the Planning and Building Inspection Department)

The Planning and Zoning Commission conducted a public hearing on this request on February 16, 2006. Nine members of the Planning and Zoning Commission were present. After a public hearing a motion to recommend the approval of rezoning request from A-1 to A-22, received unanimous support. Second to that they made a motion for approval of

the review plan with the condition that the sewer should be resolved to the satisfaction of the director of planning, county city health department, staff conditions. This motion received unanimous support.

Staff recommended approval of the rezoning request and approval of the review plan subject to the following conditions:

1. That the sewer issue be resolved to the satisfaction of the Director of Planning, the County/City Health Dept. and the BCRSD before any building permit issuance.

The Planning and Zoning Commission conducted a public hearing on this request on February 16, 2006. Nine members of the Planning and Zoning Commission were present. After a public hearing, a motion to recommend the approval of rezoning request from A-1 to A-22 received unanimous support. Second to that they made a motion for approval of the review plan with the condition that the sewer should be resolved to the satisfaction of the director of planning, county city health department, staff conditions. This motion received unanimous support.

Rezoning request and review plan come forward with recommendations.

Chester B. Edwards 1215 E Nifong , was present on behalf of Michael and Rita Morrison.

Chester Edwards stated he was a friend of Rita and Michael Morrison and was also a member of Olivet Christen Church, he comes before the commission on behalf of Mike and Rita Morrison to ask for approval of this zoning request. Planning and zoning commission reviewed it and gave unanimous support. It is in the best interest of Olivet Church and our future growth and building plans to acquire this property and have that opportunity to bridge that building site. We agree with and have no problem with the second motion in terms of resolution with the sewer and lagoon issues prior to proceeding with anything on this property. We would be glad to answer any questions. We have Dennis Swearegen from Olivet Church here, our minister. Luke Youngman from our building committee, and the owner, Mike Morrison.

Commissioner Schnarre opened the floor for discussion

Commissioner Elkin asked if they were building an annex.

Mr. Edwards responds that we are building a multipurpose building. They have some preliminary designs if you would like more detail of what the structure might be. They can have Mr. Youngman come forward, he is more knowledgeable with those details than he was.

Commissioner Elkin asked what type of building was planned.

Mr. Edward responds that it will be a multi purpose building that would both serve the church and the community.

There was no discussion and no public comment.

Commissioner Elkin moved to approve the request made by Michael and Rita Morrison to rezone from A-1 (Agriculture) to A-2P (Planned Agriculture) and approve a Review Plan for 10 acres, more or less, located at 1771 S. Olivet Rd., Columbia is approved with the following conditions that the sewer conditions be resolved to the satisfaction of the Director of Planning, County City Health Department, and the Boone County Regional Sewer District before any building work permit is issued done this 28 day of February 2006.

Commission Miller seconded the motion

There was no discussion and public comment.

The motion passed 3-0 **Order 67-2006**

B. Request by Dennis and Nancy Palmer to approve a revised Review Plan for Coastal Electric (formerly Tarleton Square), on 3.82 acres located at 3660 S Scott's Blvd., Columbia

Mr. Shawver stated this property is located on the east side of Scott Blvd at the immediate northeast corner of where the MKT trail intersects with Scott Blvd. The property adjoins the municipal limits of the city of Columbia along the south property line of the subject tract. The property is considered zoned C-GP (planned general commercial) with a limitation of the permitted uses of the C-N (neighborhood commercial) zoning district. The actual rezoning request approved in 1980 that rezoned the property from its original 1973 zoning of R-S (single family residential) is indicated to be C-NP (planned neighborhood commercial). C-NP zoning districts are no longer a zoning classification under the current zoning ordinance and were effectively merged into the C-GP under a previous revision to the zoning ordinance. The property to the west across Scott Blvd and all the adjoining property north of the proposal is R-M (moderate density residential). The property to the east and south has been annexed into the municipal limits of Columbia. Property to the southwest across Scott Blvd is zoned A-R (agriculture-residential). All the surrounding county zonings are original 1973 zonings. A CUP was granted on 12/27/2005, however, since this property is a planned zoning district a revised final plan will have to be approved in addition to the approval of the CUP. There are currently two existing structures on the site that are serving as the offices for Coastal Electric. The proposal is to

allow up to 7 additional buildings to be constructed on the property to be used as mini-storage warehouses with the total square feet of the buildings not to exceed 23,500. There is some regulated 100-year floodplain on the property in an area where some of the buildings and parking/access drive areas are proposed. These floodplain issues will need to be addressed prior to allowing construction of this portion of the development. This site lies within the Columbia Public School District. The site is in City of Columbia water service area. The site is in the Boone County Fire Protection District and fire requirements will be up to the fire district. Electric service will be provided by Boone Electric Cooperative. There is a city sewer main on the property, however, the proposal is that the new structures will not have wastewater service and the sanitary sewer for the entire site will not change from what is in effect now. The master plan designates this area as being suitable for residential land uses, it should be noted that a form of planned commercial zoning already applies to this site. The Master Plan calls for the use of a "Sufficiency of Resources Test" when considering the rezoning of land. The purpose of the test is to determine whether there are sufficient resources available to support the proposed zoning, or whether services could be made available in an efficient manner. The resources necessary to serve the proposed development can be broken down into 3 general categories, utilities, transportation and public safety services.

Utilities: This site is served by Boone Electric Cooperative and Public Water. A central waste-water system is already providing service to the site; any new connection to this sewer will require the entire property to be annexed into the city.

Transportation: Access to the site is from Scott Blvd., a maintained public road designated as an arterial roadway on the MTP.

Public Safety: The property is in the Boone County Fire Protection District. There is a fire stations located less than 1/2 mile from this site.

The sufficiency of resources test is not the only measure of the appropriateness of a rezoning; it is essentially a "gate keeping" function. If a rezoning proposal does not meet the sufficiency of resources test it should be denied. If a proposal does meet the sufficiency of resources test it does not mean that the property should be rezoned; it only means that further arguments about the suitability of the request should be evaluated. The proposal doesn't appear to unduly burden the infrastructure in the area over what the current uses of the property allow. The proposal has 68 points on the point rating scale. Staff notified 109 property owners about this request.

Staff supports this request and recommends approval subject to the following 5 conditions:

1. That it is recognized that all uses not specifically individually listed will require

revised review and revised final plans and that the uses designated with a single star will require revised plans if they can't conform to the site requirements of the graphic on the plan.

2. All driveway, loading, and parking areas are to be dust free (minimum chip and seal). This is already a standard for the property.
3. Lighting is oriented inward and downward so as to minimize light leaving the site.
4. Comply with all site requirements of the Boone County Fire Protection District.
5. Comply with all requirements of the building code.

The Planning and Zoning Commission on February 16, 2006 made a motion to recommend approval of the revised review plan for Coastal Electric (formerly Tarleton Square) with the conditions mentioned previously. They received unanimously support and recommend approval.

Bill Crockett 2608 N Stadium Blvd Columbia was present on behalf of Dennis and Nancy Palmer

Mr. Crockett stated they are in occurrence with the conditions that have been offered by staff and that have been recommended by the planning and zoning commission. These conditions will be identified by the next step of the process so hopefully there will be no conditions with the final approval.

There was no discussion and no public comment

Commissioner Miller made a motion to approve the request by Dennis and Nancy Palmer to approve a revised Review Plan for Coastal Electric (formerly Tarleton Square), on 3.82 acres located at 3660 S Scott's Blvd., Columbia with the following conditions:

1. That it is recognized that all uses not specifically individually listed will require revised review and revised final plans and that the uses designated with a single star will require revised plans if they can't conform to the site requirements of the graphic on the plan.
6. All driveway, loading, and parking areas are to be dust free (minimum chip and seal). This is already a standard for the property.
7. Lighting is oriented inward and downward so as to minimize light leaving the site.
8. Comply with all site requirements of the Boone County Fire Protection District.
9. Comply with all requirements of the building code.

Commissioner Elkin second

There was no discussion and no public comment

The motion passed 3-0. **Order 68-2006**

C. Petition to vacate and re-plat lot 18 and part of lot 17 of Country Farms subdivision (located on Arbor Way and Harvest Rd.) by Elias & Elias LLC.

Mr. Shawver stated section 1.8.1.3 of the subdivision regulations require the County Commission to hold a public hearing in order to consider any petition to vacate and/or re-plat, taking into consideration character of the neighborhood; traffic conditions; circulation; the proper location and improvement of streets and roads within and adjacent to the subdivision; property values in the subdivision; public utilities; facilities and services and the re-plat will not generally adversely affect the health, welfare, or safety of persons owning or possessing real estate within the subdivision to be vacated or surrounding real estate.

Kevin Schweikert, Rush and Associates 506 Nichols Street, Columbia representing Elias and Elias LLC

Commissioner Schnarre asked him to state the reasons.

Kevin Schweikert stated that they would like to separate the lot into 3 separate lots and then sell the 2 lots there is an existing house on 1 lot. The conveyances in the subdivision require that the lot size be 3 acres at the minimum and that these 3 lots will meet that.

Commissioner Schnarre asked if anyone lived in the house now.

Kevin Schweikert answered that he thought a relative does.

Commissioner Miller asked how you would access lot 3 with the lake on it.

Kevin Schweikert answered you could put a road in next to east side of the lake. The lake dam is on the south side and that the ground rises quite a bit.

Commissioner Miller asked if they could have a drive off Arbor Way.

Kevin Schweikert replied yes.

Commissioner Schnarre opened the floor for a public hearing on this request.

Commissioner Schnarre asked if anyone was in favor of this request. After no response, he then asked if there was any opposition.

Rob Meyers 4500 Harvest Road Columbia Chair of the architecture committee for the subdivision.

This is a subdivision of 300 acres that was originally divided into 10 acre parcels back in the late 1970's. The majority of the properties in that subdivision are still 10 acre's; however there are some of them that have been divided into smaller lots. In a few cases two 5 acre parcels and in a couple of 3 acre parcels which is allowed by our covenants.

In this case neighbors on all sides of this subdivision have concerns and you should have received a letter that indicated those concerns.

The principal issue with our covenants is that we have a 50' setback requirement. Given the lake that exists on track 3 of this proposed division, we feel as neighbors that it would be difficult to have a house built that would be in accordance with the character of our neighborhood. We feel it would be difficult to build a house of average size that would face the street. It would have to be built at a sideways angle. It would also have to sit between the existing houses on the property in the backyard. It would really not fit the configuration of the existing homes in the neighborhood. Because the majority of homes are on 10 acres of the surrounding properties, we feel strongly that it would affect the character of our neighborhood, and affect the property values within the neighborhood.

The two owners who purchased the property have made it clear that they purchased the property specifically to divide and sell off. There is no one living in the existing house, although there is a relative of the family who is interested purchasing the existing house, but the house is vacant.

As you have seen in the letter that we have provided a group of neighbors have a number of concerns and recommend that this petition be denied. I know that other neighbors would like to speak.

Commissioner Elkin asked if track 2 and track 3 could be rearranged at a different angle so that there would be a housing frontage area.

Kevin Schweikert responded that they tried to do that originally but there really wouldn't be room to create three 3 acre lots and meet 50' setbacks. It is unfortunate for these investors that this property is not well suited at being divided in to three lots. He said, as neighbors they felt that it would be more suited for divided into two 5 acre parcels which has been a practice used on some other lots in our neighborhood. He did not think there was a practical way to divide it that will create a build able lot for the average size house, built in our neighborhoods and still meet their conveyances of 50' setback.

Commissioner Schnarre asked if there were any questions from the commissioners. They did not at this time.

He then asked if anyone else would like to speak.

Michael Gold 4480 South Harvest Road, Columbia . President of the Subdivision.

We feel the 3rd lot is a barely buildable lot. It is essentially all pond. We don't feel it would fit within the characteristics of the neighborhood and we are not opposed to breaking it into two 5 acre pieces, but don't feel that third piece can properly be fitted into the character of our neighborhood.

Joe Dillard 3535 W. Arbor Way. Adjoining Property Owner

The house site on proposed lot 3 is in the drainage area of pond that leaks. The house would be in the settlement basin above the large pond. Depending on what they would do with their sewage, it would drain into the pond and effect two land owners. Dan Atwill and Bill Allen.

Commissioner Miller asked which way the pond drained.

Michael Gold said it drains down to Arbor Road. It drains directly into Dan Atwill's pond which is across Arbor road. Then into Bill Allen's pond.

Commissioner Schnarre asked if there was anyone else in opposition who would like to speak. With no response he closed the public hearing.

Commissioner Miller asked Stan Shawver how big this acreage was without the pond.

Stan Shawver responds that he will have to check into the acreage without the pond.

Commissioner Miller asked if it was all on site sewage.

Stan Shawver responds that the majority of properties are on site sewage. Some of the properties that have been previously subdivided have connected to the City of Columbia sewer. The City of Columbia comes up the North East corner point of this property.

Commissioner Schnarre asked the applicant to come forward with any comment he wished to make.

Commissioner Miller asked how much land was required for on site sewage. Then stated you cannot use a pond for on site sewage.

Commissioner Elkin replied that there are setbacks from the body of water itself, then there are setbacks from property owners.

Commissioner Miller stated there is really not room here at all for a sewer.

Commissioner Elkin responded not unless you put a very expensive system in.

Commissioner Schnarre asked the applicant if he had any comments.

Kevin stated that he had a soil report done on the two southern tracks and he has made recommendations that would be an engineered system for both of them, but he didn't have the particulars with him.

City sewer could be an option which he thought was a pressure sewer up to the North East Side however they have not looked into that as they planned on doing on site treatment.

Commissioner Schnarre asked Stan Shawver that approving to vacate, does not mean we approve of this re-plat.

Stan Shawver responds that is correct.

Commissioner Schnarre asked if we can plan to vacate and require 2 lot re-plat if they can fit the 3 in, then can they do that.

Stan Shawver replied they can vacate the one platted lot. And authorize them to re-plat it into a configuration that complies with the subdivision regulations and they would have to have sewer. The Health Department requires if there is a sewer line within 285' they have to connect to it. You would have to require all three to comply. Feasibly you could drain the pond and have three building sites.

Commissioner Schnarre confirmed that this was a 300 acre track divided into thirty 10 acre tracks at one time. He then asked how many of the original tracks are still at 10 acres.

Robert Meyer replied that approximately 2/3rds.

Commission Miller stated that we have approved five or six of these.

Robert Meyer said that the tracts adjacent to this property are in the 7 to 15 acres size.

Commissioner Elkin asked Kevin how he responds to not having a lot of support from the neighborhood.

Kevin Schweikert responds that they do not disagree that it can be subdivided; their main concern is that 3 acre lot that the lake is on. They worked hard on a configuration to get a house on that lot with the lake. They had the soils report done and the engineered system would be permitted by the Health Department. They worked hard to make sure that it met the covenants of the subdivision.

He does agree that a house on that lot will set towards the back. They think you can put a house on there and still meet all of the setback requirements and get an on-site treatment system on that lot.

He does not know what the owners plan to do with the lake. He did not know that it leaked. They may repair the dam or make the lake smaller.

Commissioner Elkin stated that we have had similar issues that we have dealt with in the past with a subdivision with oversized lots subdividing. His concern has been that it upsets the balance of the neighborhood. It changes the character. He has problems with that. We have done it in the past, in one case I regret doing so. I'm sure that 2 lots would be better than 3.

Rob Meyer said that there has been some talk with the neighbors and the homeowners association and they would accept 2 lots. This would allow the homes to be built with the same character as the existing homes. I don't believe there would be any opposition with 2 lots.

Commissioner Elkin stated his concern was that they were setting a precedence. If this lot divides there is a precedence set and we have already set that.

Commissioner Miller stated the covenants allow for the acreage to be split into 3 acre lots and that we have already done several of them. Her concern is there is not enough land available in track 3 for sewer, a house and to meet all of the setbacks. She is not in support of this.

Commissioner Schnarre asked if there was a motion.

Commissioner Miller moved that Boone County Commission deny the request submitted by Elias and Elias LLC to vacate and re-plat lot 18 and part of lot 17 of Country Farms subdivision (located on Arbor Way and Harvest Rd.) for the reasons of changing the character of the neighborhood and the onsite sewage concerns of the lot with the lake on it.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 69-2006**

D. Petition to re-plat Cunningham Quality Estates. S34-T48N-R13W. R-S. Greg

and Dana Cunningham, owners. C. Stephen Heying, surveyor

Stan Shawver stated this is a 2 lot division located adjacent to the City of Columbia; Access is from Old Mill Creek Road. This is a 10 acre track divided into 2 tracks. The first is 5.04 acres and the second is 5.05 acres.

Planning and Zoning commission approved the plans and is ready to be received and accepted by the County Commissioners

Commissioner Schnarre asked if there were any comments.

Greg Cunningham 1903 Flat Rock Place Owner.

Commissioner Miller stated that she has had some neighbors in who have concerns about the road to access this track. This is a private road and that the trucks have been tearing up the road. She asked if he would be planning to participate in restoring the road after he was done.

Greg Cunningham responds that he would and has offered to put a place to pull over so people can get by. So far, the road has not been torn up.

Commissioner Miller states the road has just been done, and she has seen pictures of places where the road is torn up, trucks have gone off the side and broken up the asphalt. This happens on any road that has a chip and seal overlaid road that was not built for construction traffic.

Greg Cunningham said that it has broken off about six inches and will not be hard to fix. He has set concrete blocks to help. Anything that happens I will fix it.

Commissioner Schnarre asked Stan if this is the same corner on Old Mill Creek road where they have had a problem with the electric pole.

Stan Shawver replied yes.

Commissioner Miller said she thought it was a bad place.

Commissioner Elkin asked Stan if Public Works reviewed the plats.

Stan Shawver replied that they do.

Commissioner Elkin asked if by adding traffic on that corner presents line of site issues.

Stan Shawver explains that Public Works is faced with a platted subdivision that is already there. Old Mill Creek Estates and Century Oaks were both platted and approved by the Public Works Department. The regulations today are much different then when those were approved. Mill Creek Point has a point connection to Old Mill Creek Road. Century Oak Estates are classic stem lots.

Commissioner Miller stated that she is aware that they cannot do anything about the situation now, but would like Mr. Cunningham to be aware that his neighbors are concerned and that he should be thoughtful of the neighborhood that he was moving into.

Commissioner Elkin said that the lane is an easement back to the lots. The easement states that it will serve track 1 and 2. There are some discrepancies in the easement. He didn't want to approve this and then Greg not have access.

Steve Heying 1202 Madison Columbia , Surveyor

This easement was written before any of these ad joiners were owners. The easement is for the 2 ten acre tracks and are for the full use and enjoyment of the owners. He believes if they are legally split, they are still able to use the easement. We have to realize this is a minor plat owner, private lane that allows by subdivision regulations 4 users. This is the 4th user. There is no more possible divisions and no more users on this lane possible.

John Patton states that whatever the geographical boundaries that the tracks started with are the boundary of the easement.

Commissioner Miller asked if they were annexed into the City and cut it up into another lot will that affect it.

Mr. Heying said that the only reason they would annex is purely to get sewer service and that will have to happen after this.

Mr. Cunningham said that he has already worked that out on a concept review September 12, 2005.

Commissioner Miller asked how big the tracks were and if they are A-2.

The tracks are five acres and RS.

Commissioner Miller asked why this cannot be split into smaller tracks.

City regulations states all lots must front on a road, i.e. no more stem lots in the city either.

Commissioner Schnarre asked if there was anymore discussion.

Commissioner Miller moved now on this day the County Commission of the County of Boone does hereby receive and accept the following plat and authorize Presiding Commissioner to sign said plat. Cunningham Quality Estates. S34-T48N-R13W. R-S. Greg and Dana Cunningham, owners. C. Stephen Heying, surveyor done this 28th day of February 2006.

Commissioner Elkin seconds the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 70-2006**

E. Inscore Plat 3. S17-T50N-R12W. A-2. Jerry and Renee Swartz, owners. Mathew P. Thomas, surveyor.

No one was present.

Commissioner Elkin moved now on this day the County Commission of the County of Boone does hereby receive and accept the following plat and authorize presiding commissioner to sign said plat. Inscore Plat 3. S17-T50N-R12W. A-2. Jerry and Renee Swartz, owners. Mathew P. Thomas, surveyor done this 28th day of February 2006.

Commissioner Miller seconds the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 71-2006**

F. Wheelers Winds, Tobacco Ridge and Missouri Star .

Commissioner Miller moved Elkin moved now on this day the County Commission of the County of Boone does hereby receive and accept the following plat and authorize Presiding Commissioner to sign said plat.

Wheeler's Winds Plat 1. S27-T50N-12W. A-Troy and Jodie Wheeler, owners. Ronald G. Lueck, surveyor.

Missouri Star. S30-T47N-R12W. A-2. John and Susan Newstead, owners. Brian David Dollar, surveyor.

Tobacco Ridge. S23-T48N-R14W. A-2. Henry and Lee Raye Lamm, owners. Brian David Dollar, surveyor. Done this 28th day of February 2006.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 72-2006**

2. Subject: Purchasing

A. Second reading and approval of use Cooperative Agreement C106017002 Passenger Vans

Commissioner Elkin moved now on this day the County Commission of the County of Boone does hereby approve the request to use the State of Missouri Cooperative Agreement C106017002 Passenger Vans to purchase one 15 passenger van for the Corrections Department and authorize Presiding Commissioner to sign said agreement done is 28th day of February 2006.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 73-2006**

B. Second Reading and approval of use Cooperative Agreement C106046002 Light Duty Truck and request to dispose of vehicle being replaced.

Commissioner Miller moved now on this now on this day the County Commission of the County of Boone does hereby approve the request to use the State of Missouri Cooperative Agreement t C106046002 Light Duty Trucks and Sport Utility Vehicles to purchase one ¾ ton 4WD pickup truck for Maintenance Operations and to dispose of one 2001 ½ ton Chevrolet 4x4 pickup truck, VIN 1GCEK14C01Z301280. It is further ordered that the Presiding Commissioner be hereby authorized to sign said agreement and disposal form.

There was no discussion and no public comment.

The motion passed 3-0. **Order 74-2006**

C. Second Reading and approval cancel contract 52-17AUG05 Janitorial Supplies Term & Supply and re-award.

Commissioner Elkin moved now on this day the County Commission of the County of Boone does hereby approve the request to cancel Contract 52-17AUG05 Janitorial Supplies Term & Supply to Clayton Paper and Distributing and re-award the bid to HP Products. It is further ordered that the Presiding Commissioner by hereby authorized to

sign said agreement.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 75-2006**

D. Second Reading and approval to cancel Contract 33-15NOV05 Vehicle Preventative Maintenance Term & Supply and Re-Award

Commissioner Miller moved now on this day the County Commission of the County of Boone does hereby approve the request to cancel Contract 33-15NOV05 Term & Supply to Custom Muffler and Brakes and re-ward the bid to MFA Petroleum Company (Jiffy Lube). It is further ordered that the Presiding Commissioner by hereby authorized to sign said agreement.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 76-2006**

3. Subject: Sheriff Department

A. Budget Revisions

Commissioner Elkin moved now on this day the County Commission of the County of Boone does hereby approve the request from the Sheriff's Department for a Budget Revision to cover the cost of a personal computer to install in the Sheriff's Training Room as part of the audio/visual system for in-house training at a cost of \$ 1,283.00.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 77-2006**

B. Fairgrounds Maintenance

Commissioner Miller moved now on this day the County Commission of the County of Boone does hereby approve the request from the Fairground Maintenance Fund for a Budget Revision to pay Brunner Heating and Air Conditioning to assist in payment for repairs to the air conditioning at the fairgrounds coliseum in Aug 2005 at a cost of

\$2,250.00

There was no discussion and no public comment.

The motion passed 3-0. **Order 78-2006**

Commissioner Reports

There were no Commission reports.

There was no public comment.

The meeting adjourned at 8:57 p.m.

Attest:

Wendy S. Noren
Clerk of the County Commission

Keith Schnarre
Presiding Commissioner

Karen M. Miller
District I Commissioner

Skip Elkin
District II Commissioner