

TERM OF COMMISSION: July Session of the July Adjourned Term

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

PRESENT WERE: Presiding Commissioner Kenneth M. Pearson
District I Commissioner Karen M. Miller
Deputy County Clerk Kristina Johnson

District II Commissioner Skip Elkin was absent.

The meeting was called to order at 9:30 a.m.

Health Department

Kris Vellema from the Health Department was present on behalf of this item.

1. Abatement for 6781 Southfield Drive (parcel # 17-314-11-01-027.00 01) (first and second reading)

Ms. Vellema stated this is a weed abatement. The complaint was made at the end of May. The certified notice was signed for and the owner lives out of state. On June 7th Ms. Vellema received a message on her voice mail from someone stating she was the owner and she said that she did not own the property anymore and that it was owned by Country Wide Homes. Ms. Vellema stated she has not been able to find any recorded information verifying this.

Commissioner Miller stated that has been what Country Wide has been doing. They have not been finalizing the paperwork. The house next door to me is in the same situation.

Commissioner Pearson asked if Ms. Vellema has made an attempt to contact the last known owners.

Ms. Vellema stated yes. This property does appear vacant and she went by the house this morning and it looks pretty much exactly as seen in the photographs.

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby authorize the Presiding Commissioner to sign the attached Finding of Public Nuisance and Order for Abatement of a public nuisance located at 6781 S Southfield Drive, (parcel # 17-314-11-01-027.00 01).

Commissioner Pearson seconded the motion.

There was no discussion or public comment.

The motion carried 2 to 0. **Order # 340-2010**

Purchasing Department

Tyson Boldan from Purchasing was present on behalf of item 3.

2. Bid Award 28-17Jun10 Pecos Court Storm Water (second reading, first read on 6/17/2010)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby award bid 28-17Jun10 – Pecos Court Storm Water Project to Ed Laubinger Excavating LLC. It is further ordered the Presiding Commissioner is hereby authorized to sign said contract.

Commissioner Pearson seconded the motion.

There was no discussion or public comment.

The motion carried 2 to 0. **Order # 341-2010**

3. Bid Award 33-17Jun10 Tomlin Hill Road Asphalt Overlay (second reading, first read on 6/17/2010)

Mr. Boldan stated the Bid for 33-17JUN10 – Tomlin Hill Road Asphalt Overlay – 2010 Pavement Preservation closed on June 17, 2010. Three bids were received. Public Works recommends award to APAC of Missouri for offering the lowest and best bid for Boone County as follows:

Bid Total	\$222,167.00
Less Asphalt BP-2, Wedge/Leveling Course: \$2.00 x 274 tons =	(\$548.00)
Less Asphalt BP-2 Surface Course (2" Overlay): \$2.00 x 1506 tons	(\$3,012.00)
For a contract total of	\$218,607.00

Adding a 10% contingency amount of \$21,860.70 results in a Purchase Order total of \$240,467.70. Contract will be paid from department 2041 – Pavement Preservation, account 71100 – Outside Services. The engineer’s estimate was \$253,593.50.

Commissioner Miller asked if we accepted the alternate for Pierpont.

Mr. Boldan stated the original bid before the alternate was \$222,167.00.

Commissioner Miller stated this does not make sense to her.

Commissioner Pearson asked if Commissioner Miller wanted to table this request until everything is straightened out.

Commissioner Miller stated yes, she wanted to make sure that they are not leaving Pierpont out

of this.

Commissioner Pearson stated yes.

Mr. Boldan stated he would check on it when he gets back to the office.

Commissioner Pearson stated they would table this request today and hold it until the next meeting.

Public Works

John Sullivan from Public Works was present on behalf of this item.

4. Waco Road Extension (first reading)

Mr. Sullivan stated there is a multistage culvert in question and whether or not it was all included in compliance items or part of the base bid. The culvert serves two functions: one, to comply with the stormwater manual and the second, to allow for the trail access. Mr. Sullivan stated what they have done is divided it equally, 50/50 and put half under the basic prime design and half the stormwater manual.

Commissioner Miller stated the stormwater manual is really only \$7,000.00 instead of the forty something.

Mr. Sullivan stated the total is \$21,780.00.

Commissioner Miller stated but the stormwater conveyance would have had to be put in anyways. That had nothing to do with the new stormwater ordinance.

Mr. Sullivan stated correct.

Commissioner Miller stated the only thing that had to do with the new stormwater ordinance was \$7,000.00.

Mr. Sullivan stated those are the items listed in the memo but those are only part of the overall items.

Commissioner Miller stated she is talking about just for the engineering piece.

Mr. Sullivan stated yes.

Commissioner Miller stated she understands that it will be more and they would have had to engineer that stormwater whether they have had an ordinance or not.

Mr. Sullivan stated yes the conveyance would have been included regardless.

Commissioner Miller stated so you cannot say it is due to our ordinance that is her point. Commissioner Miller stated she does not ever want the ordinance to be blamed for an extra for the ordinance if it is not. This was part of the system you would have put in anyway.

Mr. Sullivan stated he agreed. Mr. Sullivan stated he wanted to be clear that overall the stormwater items totaled \$21,000.00 including other items that are not included in that memo but rather the proposal.

Commissioner Miller asked what the extra items are other than the two identified. Stormwater manual compliance items says \$25,000.00.

Mr. Sullivan stated that was prior to the revision and they will be closing those items out. The total is now \$21,000.00.

Commissioner Miller stated you are saying that every bit of this would not have been required and is only required because we have an ordinance.

Mr. Sullivan stated yes.

Commissioner Miller stated she has a hard time believing that but okay. Commissioner Miller stated just based on our ordinance development and the team that looks at things, it just was not that extreme.

Commissioner Pearson stated one of the issues here for the Community as a whole is the question of “what is this really costing us to do the stormwater portion of this.” We have made a real effort to try and be fair in our approach to stormwater both in terms of getting what we need to comply without being overly burdensome. So if the cost is such that it is 20% more on a project and is overly burdensome then we want to take a look at that and be accurate.

Commissioner Miller stated she would like for Mr. Sullivan to keep a record because we will review it in a year. This will allow us to see if anything stands out as creating a hardship.

Commissioner Pearson stated we are not trying to minimize our costs we are just trying to be accurate because we want to do this right and know what the true costs are.

Commissioner Miller stated that is why she wanted to make sure that the cost would not have been included anyways.

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

Circuit Court

5. Budget Revision for the purchase of STATA/SE statistical software using the JDAI Grant (second reading, first read on 7/6/2010)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the following budget revision to establish a category for purchasing STATA/SE software with the JDAI Grant:

Department	Account	Department Name	Account Name	Decrease \$	Increase \$
1243	91302	Court Serv. Grants	Computer Software		2,695.00
1243	37220	Court Serv. Grants	Travel to Training	1,294.00	
1243	71101	Court Serv. Grants	Professional Serv.	1,401.00	
			TOTAL	2,695.00	2,695.00

Commissioner Pearson seconded the motion.

There was no discussion or public comment.

The motion carried 2 to 0. **Order # 342-2010**

Commission

6. Budget Amendment for additional research, redesign and documentation of the Collector's Window (first reading)

Commissioner Pearson stated this is for the research into placing a staggered glass window in place of an PA system for the Collector's window. Commissioner Pearson stated this is to do the research, come up with the recommendation, and its amount not to exceed. We will have the information and we will be able to determine whether we want to have a system created by a company and have it installed or if it is cheaper to build the thing ourselves.

Commissioner Pearson stated this is a first reading and requested the Deputy County Clerk to schedule this item for a second reading after the 10 day hold required for budget amendments with an appropriate order for approval.

7. Contract for additional research, redesign and documentation of the Collector's Window (first reading)

Commissioner Pearson stated this is the contract for the above budget amendment.

8. Budget Amendment for additional services related to replacement of existing DX units (second reading, first read on 7/1/2010)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the following budget amendment related to replacement of existing DX units serving 1st and 2nd floors of the Government Center:

Department	Account	Department Name	Account Name	Decrease \$	Increase \$
4010	71211	Gov Center Cap Project	Architect Fees		7,000.00
4010	72212	Gov Center Cap Project	A/E Reimbursables		200.00

Commissioner Pearson seconded the motion.

There was no discussion or public comment.

The motion carried 3 to 0. **Order # 343-2010**

9. Contract with Simon and Oswald Architecture for the replacement of existing DX units (second reading, first read on 7/1/2010)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the Agreement for Consultant Services with Simon Oswald Architecture for additional services to the Boone County Government Center related to replacement of the existing DX units serving the 1st and 2nd floors. The terms of this contract are stipulated in the attached agreement. It is further ordered the Presiding Commissioner is hereby authorized to sign said contract.

Commissioner Pearson seconded the motion.

There was no discussion or public comment.

The motion carried 3 to 0. **Order # 344-2010**

10. Approve the Road Relinquishment Agreement for Breedlove Road (first and second reading)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the Road Relinquishment Agreement for Breedlove Road from MODOT to Boone County, Missouri.

Commissioner Pearson seconded the motion.

There was no discussion or public comment.

The motion carried 3 to 0. **Order # 345-2010**

11. Public Comment

Curtis Brown stated he did not bring the proposal that Commissioner Pearson had requested he bring. Mr. Brown stated he did bring a few words written on his way back from IL. Mr. Brown stated he lived here for about 15 years and he has participated in almost every major campaign where Democrats were running. Mr. Brown stated both he and his wife have worked for the polls. Mr. Brown stated he proposes to get a grant for a Bingo Hall. Back in IL and St. Louis where he comes from there is a building where people come out socialize, and register to vote. Mr. Brown stated that is what he would like to do. Mr. Brown stated he is asking for a grant for at least four months that will take up through November to get this program off the ground.

Commissioner Miller stated the government has a hard time doing that for private citizens. All of the tax payers cannot pay for this. Whether there are grants out there for voter registration that could maybe offset the cost she was not sure but as far as typical grant of money to a private citizen even though it is a good idea is not doable.

12. Commissioner Reports

The meeting adjourned at 10:26 a.m.

Attest:

Kenneth M. Pearson
Presiding Commissioner

Wendy S. Noren
Clerk of the County Commission

Karen M. Miller
District I Commissioner

Skip Elkin
District II Commissioner