

TERM OF COMMISSION: May Session of the April Adjourned Term

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

PRESENT WERE: Presiding Commissioner Kenneth M. Pearson
District II Commissioner Skip Elkin
Deputy County Clerk Kristina Johnson

District I Commissioner Karen M. Miller was absent

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

Public Hearing

1. Public Hearing for CDBG and Order Authorizing Commissioner Pearson’s signature

Commissioner Pearson stated this was CDBG funds that would’ve been used by the Boone County Regional Sewer District and funds were tied up in a NID process. As a result of the funds previously being obligated no additionally funding could be received.

Commissioner Pearson opened the hearing on this item.

No one was present for this item.

Commissioner Pearson closed the hearing on this item.

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby de-obligate the CDBG Funds for Prathersville and authorize the Presiding Commissioner to sign said State Community Development Block Grant documents.

Commissioner Pearson seconded the motion.

There was no discussion or public comment.

The motion carried 2 to 0. **Order # 218-2010**

Purchasing

2. Contract Amendment #1 196-2007 (first reading)

Commissioner Elkin stated cooperative contract 106/2007 – Window Works was approved for

use by commission on November 4, 2008, commission number 515-2008. Pioneer Window Works was recently purchased by Marathon Officer Interiors of Columbia, Missouri. Marathon agrees to honor the existing contract's terms and conditions. The attached amendment changes the name on the contract from Pioneer Window Works to Marathon Office Interiors.

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.

Commissioner Pearson welcomed the 4-H Group to the Boone County Commission. Normally there are three Commissioners but one Commissioner is out today, in Jefferson City. Commissioner Pearson stated he is the Presiding Commissioner, Commissioner Pearson and this is District II Commissioner, Commissioner Elkin. Commissioner Pearson stated the Commission is in the process of going through the agenda. The Commission is the Executive and Administrative body for the County. The Commission is also quasi legislative in the sense that they can adopt regulations that are written within the context of State law. The Commission is limited by State law. All the administrative items, purchases, budgeting aspects of County government come through the Commission for consideration.

3. 10-23Mar10 - Auction Services for Surplus Vehicles (first reading)

Commissioner Elkin stated the Request for Proposal for Auction Services closed on March 23, 2010. Two proposal responses were received. The Sheriff's office recommends award to Missouri Auto Auction for offering the best bid for the County for the following reasons:

- Missouri Auto Auction offered the lowest bid price and highest estimated sale price.
- They are local. This will allow the Sheriff's office to see the cars before they are sold and allow attendance at the actual auction. This also allows the option of not selling vehicles if the bids are not favorable.
- They will pick all the vehicles up at the same time and then keep them in one secure location until the sale.
- They provide marketing and advertisement of the vehicles, along with Internet bidding to increase chances of a higher sale price.

Cost for vehicle disposal is as follows:

Sale & Transportation Fee for Each Vehicle:	\$150.00	
Detail Pricing per Vehicle:	\$150.00	
Other Expenses:		
Fuel:	\$3.25/gallon	
Flat Repair Per Tire:	\$0.00/air	\$25.00/patch
Battery Installation:	\$55.00	

This is a County-Wide contract that will probably be used primarily by the Sheriff's office for disposal of their surplus vehicles.

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.

4. Surplus Disposal (first reading)

Commissioner Elkin stated Purchasing requests disposal of the following surplus items.

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.

Facilities Maintenance

Bob Davidson from Facilities Maintenance was present on behalf of this item.

5. Budget Revision for MKT emergency repair (first reading)

Mr. Davidson stated a request is being made for a budget revision for the repairs to the MKT due to flooding. There is approximately \$33,000.00 in damage done to the trail. Work has begun and they are reclaiming as much of the rock as possible in order to bring that cost down.

Commissioner Elkin asked if this is a Not to Exceed?

Mr. Davidson stated pretty much.

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.

Human Resources

Betty Dickneite from Human Resources was present on behalf of this item.

6. Personnel Advisory Committee recommendation to revise Section 5.1(a) Military FMLA (first reading)

Ms. Dickneite stated before the Commission is a recommendation from the Personnel Advisory Committee. The Personnel Advisory Committee met on April 19, 2010 and unanimously recommended a revision to Section 5.1(a) Military Family and Medical Leave Act Policy (attached). The recommended wording is due to enactment of the FY2010 National Defense Authorization Act (H.R. 2647) which includes an expansion of the exigency and caregiver leave provisions for military families under the Family and Medical Leave Act of 1993.

The Personnel Advisory Committee members voting in favor of this recommendation were:

Jackie Davidson (proxy for Tom Schauwecker), June Pitchford, Pat Lensmeyer, Christy Blakemore, Ken Pearson, Jan Fugit, Stan Shawver, Betty Dickneite, Melinda Bobbitt, Aron Gish, and Derin Campbell.

Members Not Present for Vote and no proxy given: Wendy Noren, Bettie Johnson, Dwayne Carey, Dan Knight, Christy Blakemore, and Cathy Richards.

Ms. Dickneite stated the revised wording is in red. The president signed this bill back in 2009.

Commissioner Pearson stated the way the current policy was written before the change, the policy would have only applied to those who are in active duty in the regular military. This expands it to the National Guard and Reserves.

Ms. Dickneite stated this was National Guard and Reserves first.

Commissioner Pearson stated no. If the parts in red are the new additions then the National Guard and Reserves are the addition.

Ms. Dickneite stated the way it was worded before it only included the National Guard and Reserves before.

Commissioner Pearson asked why the National Guard and Reserves are in red if the policy only included them prior to this adjustment.

Ms. Dickneite stated well they were clarifying the reasons for leave.

Commissioner Elkin stated then this policy is backwards.

Commissioner Pearson stated yes. Commissioner Pearson stated he believes the effect is okay and that the County is getting where they want us to go.

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.

IT

Jason Warzinik from Information Technology was present on behalf of this item.

7. Memorandum of Agreement for Region F E-911 GIS Data Sharing (first reading)

Mr. Warzinik stated this is an MOA to establish Boone County as the hub of the regional 911 data set for the 12 Counties in this region. This is to aid and improve response times in joint calling. All data sets for the 12 Counties will potentially be apart. This will especially aid in times of environmental or natural disasters. Boone County will be the host of these data sets. The MOA has been approved by CJ Dykhouse County Counselor and reviewed by Aaron Gish the IT director. There is minimal impact to the County for the benefit that we would receive.

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.

Treasurer

8. Budget Amendment for LEPC-HMEP Grant (second reading, first read on 4/22/2010)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby approve the following budget amendment to establish a budget for HMEP Grant monies that will be spent during 2010 per LEPC:

Department	Account	Department Name	Account Name	Decrease \$	Increase \$
2102	37210	LEPC-HMEP Grant	Training/Schools		536.00
2102	71100	LEPC-HMEP Grant	Outside Services		2,800.00

Commissioner Pearson seconded the motion.

There was no discussion or public comment.

The motion carried 2 to 0. **Order # 219-2010**

Planning and Building

9. Adopt Findings of Fact and Conclusions of Law for Debra Diller (first and second reading)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby adopt the Findings of Fact and Conclusions of Law relative to a conditional use permit for Debra Diller for a riding school and equine boarding facility located at 5950 N Boothe Lane, Columbia.

This Commission Order is associated with Order # 164-2010, 3/30/2010.

Commissioner Pearson seconded the motion.

Commissioner Pearson read into Commission the conditions of the Diller CUP. Commissioner Pearson stated The structures utilized by this use be brought into compliance with Boone County’s building code and the fire code to the satisfaction of the Director of Planning & Building Inspection and the Boone County Fire Protection District.

- Structure to be left open except for the side enclosed by stables.

Limited to 10 horses, including owner’s horses.

- Up to 6 additional horses allowed on property when associated with training exercises.
- Any horse present on the property for more than three continuous days shall be deemed a boarded horse and count towards the 10 horse limit.

Operating hours 7:30 AM to 9:00 PM.

Manure and other waste material shall be disposed of in an appropriate manner so as to create no impact to adjacent properties.

Access drive at least 18' wide to allow two vehicles to pass.

- Widening to be completed by June 1, 2010.
- Access drive improvements to extend 50' past tract driveway.
- All improvements are at applicant's expense unless other users agree to share in the cost.
- Surface to be minimum of chip and seal by September 1, 2011.

Provide off street parking for 5 vehicles.

- Off street parking and interior driveway to be dust free.
- All event parking must be contained on site.

Portable toilet to be on site.

Any lighting is to be directed inward and downward.

County Health Department to be allowed access to sample pond from May to September to determine suitability for full body contact.

No 3rd party rental of the facility.

No parties.

Any overnight stay must be related to a site specific event.

Plant and maintain two rows of red cedar trees or other suitable evergreens to break up silhouette of the under roof riding facility.

- Trees are to be no more than 30 feet apart.
- Trees are to have a minimum diameter of 3 inches at grade.

Revised access and maintenance easement submitted prior to operation.

- Revised access and maintenance easement to be recorded at applicant's expense with the Boone County Recorder of Deeds.

Amplified sound system not permitted.

No horse trailers stored on site.

There was no further discussion or public comment.

The motion carried 2 to 0. **Order # 220-2010**

10. Adopt Findings of Fact and Conclusions of Law for Christopher Campbell (first and second reading)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby adopt the Findings of Fact and Conclusions of Law relative to a conditional use permit for Christopher Campbell for a day care facility located at 21 E Clearview Drive, Columbia.

This Commission Order is associated with Order # 214-2010, 4/27/2010.

Commissioner Pearson seconded the motion.

Commissioner Pearson read into Commission the conditions of the Campbell CUP.

Commissioner Pearson stated:

- The total number of children for the day care center is limited to 17.
- The driveway, loading and parking areas must have a dust free surface with a minimum level of improvement being a chip and seal surface.
- Any sign must comply with the Boone County sign regulations.
- The facility must comply with all site requirements if the Boone County Fire Protection District.

The facility must comply with all requirements of the building code.

There was no further discussion or public comment.

The motion carried 2 to 0. **Order # 221-2010**

Public Works

11. Village of Pierpont Snow Removal Agreement (first reading)

Commissioner Pearson stated this is an annual revenue sharing agreement. This has been approved by County Counselor as to form; this is signed by Justin John who is the Chair of the Board of Trustees for the Village of Pierpont; this has been attested to by the City Clerk Berry.

Commissioner Elkin stated the only comment he has on this is the reference to Chip Estabrooks. This should probably be changed to the manager of maintenance operations and there not be a name in there.

Commissioner Pearson agreed. Commissioner Pearson stated the total amount budgeted on this is \$2,500.00 and it is \$200.00 per event.

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.

County Clerk

12. Budget Revision for lease agreement (second reading, first read on 4/27/2010)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby approve the following budget revision to provide funds for the lease of temporary warehouse space for election equipment:

Department	Account	Department Name	Account Name	Decrease \$	Increase \$
1123	86800	Emerg & Contingency	Emergency	14,500.00	
1132	71505	Election & Registration	Building Lease		14,500.00

Commissioner Pearson seconded the motion.

There was no discussion or public comment.

The motion carried 2 to 0. **Order # 222-2010**

13. Approve lease agreement with Diamond Capital Development (second reading, first read on 4/27/2010)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby approve the agreement between Boone County, Missouri and the Diamond Capital Development Company, L.L.C., to provide temporary storage space for election equipment. The terms of this agreement are stipulated in the attached contract. 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 # 223-2010**

Commission

14. Budget Amendment for additional engineering services with Simon Oswald

Architecture (second reading, first read on 4/22/2010)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby approve the following budget amendment to establish a budget for consultant services with Simon Oswald Architecture:

Department	Account	Department Name	Account Name	Decrease \$	Increase \$
4010	71211	Government Center Capital Project Fund	A/E Fees		8,000.00

Commissioner Pearson seconded the motion.

There was no discussion or public comment.

The motion carried 2 to 0. **Order # 224-2010**

15. Contract for additional engineering services with Simon Oswald Architecture (second reading, first read on 4/22/2010)

Commissioner Elkin 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 the Boone County Government Center. 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 2 to 0. **Order # 225-2010**

16. Budget Amendment for Fairground Maintenance property insurance (second reading, first read on 4/22/2010)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby approve the following budget amendment to increase the budget for the County's property insurance:

Department	Account	Department Name	Account Name	Decrease \$	Increase \$
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2102	71004	Fairground Maintenance	Property Insurance		942.00
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Commissioner Pearson seconded the motion.

There was no discussion or public comment.

The motion carried 2 to 0. **Order # 226-2010**

17. Extension of MOU (first and second reading)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby approve the agreement between Boone County, Missouri and the Laborer’s Local Union to extend the MOU through June 1, 2010. The terms of this agreement are stipulated in the attached contract. 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 # 227-2010**

18. Reappointment of Stuart S. Scroggs to the Building Code Commission (first and second reading)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby approve the reappointment of Stuart S. Scroggs to the Building Code and Commission effective 5/4/2010 and expiring on 4/30/2012.

Commissioner Pearson seconded the motion.

There was no discussion or public comment.

The motion carried 2 to 0. **Order # 228-2010**

19. Appointment of Michael Staloch to the Mental Health Board of Trustees (first and second reading)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby approve the appointment of Michael Staloch to the Mental Health Board of Trustees effective 5/4/2010 and expiring on 1/31/2012.

Commissioner Pearson seconded the motion.

There was no discussion or public comment.

The motion carried 2 to 0. **Order # 229-2010**

Miscellaneous

20. Public Comment

Michael Krohn stated 203 West Bridge Dr. Mr. Krohn stated among the many programs that we have had to increase awareness and help individuals in Boone County we have recently come across a program called Mental Health First Aid. The Mental Health First Aid program trains individuals in the mental health awareness and to identify when and individual is having a mental health crisis. Currently the University Police Department, Boone County Sheriff's Department, and the Columbia Police Department to between 25 and 35 % of their staff trained in Crisis intervention. We would like to continue these efforts. Missouri is one of this programs pilot states and there is a grant opportunity here in Columbia to utilize this Mental Health First Aid program. Should the County choose to accept this, there is no financial obligation by the County. We are looking here to have the Commission's endorsement.

Commissioner Elkin stated if he understands this correctly, this is training for instructors. This trains people to go out and train other people correct?

Mr. Krohn stated correct.

Commissioner Elkin asked if Mr. Krohn had this training?

Mr. Krohn stated he has signed up but has not had it.

Commissioner Elkin asked Mr. Krohn to give him an example of how this training would help someone in law enforcement.

Mr. Krohn stated the training is designed more for community members then law enforcement. This helps people to identify someone who is in the midst of a mental health crisis. This also will help to alleviate some of the stigma associated with mental illness.

Commissioner Pearson asked if the hope is within the County that there is a trainer in every department and then eventually everyone in the County would be trained?

Mr. Krohn stated that would be the ideal.

Commissioner Pearson inquired if Mr. Krohn could draft a resolution that the Commission would be able to adopt this week or next week, in light of Mental Health month, supporting this activity?

Mr. Krohn stated he would certainly be able to do that.

21. Commissioner Reports

The meeting adjourned at 10:40 a.m.

Attest:

Wendy S. Noren
Clerk of the County Commission

Kenneth M. Pearson
Presiding Commissioner

Karen M. Miller
District I Commissioner

Skip Elkin
District II Commissioner