

TERM OF COMMISSION: November Session of the October Adjourned Term

PLACE OF MEETING: Roger B. Wilson Boone County Government Center
Room 338

PRESENT WERE: Presiding Commissioner Daniel K. Atwill
District I Commissioner Karen M. Miller
District II Commissioner Skip Elkin
Boone County Treasurer Nicole Galloway
Civil Engineer Jeff McCann
County Counselor CJ Dykhouse
Deputy County Clerk Cameron Clarke

The meeting was called to order at 1:30 p.m.

Treasurer

- 1. Order authorizing Boone County, Missouri, to call for redemption prior to maturity certain taxable special obligation bonds, series 2005, of the County; and to approve the execution of certain documents in connection therewith (first reading)**

Boone County Treasurer Nicole Galloway was present on behalf of this item. Ms. Galloway stated this concerns the 2005 bond series. Ms. Galloway stated this is debt that was issued in March of 2005 for the Lifestyle and Law Office building. Ms. Galloway stated the life on the bonds was ten years. Ms. Galloway stated it has ten years with an average coupon of almost 6%. Ms. Galloway stated these were issued as taxable bonds to allow private user renting of the space while the County decided what they would do with the bonds. Ms. Galloway stated they knew there would be an option to call within seven years of issuance. Ms. Galloway stated tax dollars have been set aside in the debt service fund to call these so the County would not have to pay interest on them. Ms. Galloway stated the County can decide what to do with the buildings now. Ms. Galloway stated the County can either refinance to be non-taxable and used by the County, or the County can set the money aside to pay off the bonds.

Commissioner Miller stated she thought the County already had the money set aside.

Ms. Galloway stated we do. Ms. Galloway stated we're just going to call it and pay it off. Ms. Galloway stated the County has already paid down \$205,000 in principal, and \$715,000 in interest. Ms. Galloway stated by calling these, we'll save \$352,000 in future interest payments. Ms. Galloway stated the total call will be \$1.74 million. Ms. Galloway stated the County will still pay the January 2012 interest and principal that is due, and then pay off all future principal at the same time. Ms. Galloway stated the total payment is around \$1.8 million, but the County has the funds set aside to do so.

Commissioner Elkin confirmed that this saves the County \$352,000 in future interest

payments.

Ms. Galloway stated yes. Ms. Galloway stated when this debt was set up it was set up that there would be one large payment at the end of \$1.6 million, so the County is just paying it early. Ms. Galloway stated because they are taxable bonds, the interest payment is a little higher than other types of debt the County takes out by about 2%.

Commissioner Miller stated this sounds like a no brainer since the County has the money, and can save \$352,000.

Ms. Galloway stated she thinks the money has been set aside for awhile, and that this has been part of the plan since the debt was issued. Ms. Galloway stated the County must send a letter to the paying agent to let them know that we're going to call the debt, and that they will get their final payment in 2012. Ms. Galloway stated this is what the Commission order and documents are meant to do.

Commissioner Elkin asked if there are any more bonds with the potential to save interest.

Ms. Galloway stated there are none that she knows of that have been set up in this manner. Ms. Galloway stated in all instances you can call your debt and pay the principal early. Ms. Galloway stated the County has this option for almost any debt we hold, but this is the only one that was set up specifically for this purpose.

Commissioner Atwill 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.

Public Works

2. Change order # 1 for job 38-18AUG11 (first reading)

Civil Engineer Jeff McCann was present on behalf of this item.

Commissioner Atwill stated it looks like there is an increase of \$35,335.12 because of some changes that involve dig out repair. Commissioner Atwill asked what that is.

Mr. McCann stated there are two types of dig out repair on this project. Mr. McCann stated one is called shallow dig out repair, and the other is called dig out repair. Mr. McCann stated on this street there was about a block and a half area that had unstable sub grade once the shallow dig out was done. Mr. McCann stated the way the plans were set up, they would go to the regular dig out repair, which is a deeper repair. Mr. McCann stated this change order shows the subtraction of the shallow dig out repair, and replacing it with the dig out repair. Mr. McCann stated dig out repair is a more expensive item because it is deeper.

Commissioner Atwill asked how long this section of road is.

Mr. McCann stated it is about a block and a half long.

Commissioner Atwill stated that it sounds like an expensive block. Commissioner Atwill asked if they had to put in base rock as well.

Mr. McCann stated base rock is a part of the dig out repair. Mr. McCann stated you over dig under the pavement, put in the base rock, compact it back in and then the new asphalt goes over it.

Commissioner Elkin stated there are a lot of unknowns in these types of repairs, so you never know until you scoop it out.

Mr. McCann stated in the two previous phases out there, there were a lot of dig out repairs. Mr. McCann stated what they were seeing when they dug out this extra depth was that the sub grade material was good. Mr. McCann stated this is why they tried the shallow dig out repair, but found out they needed to go the extra depth.

Commissioner Atwill stated he has two packages, one for \$35,000 and another one to deduct \$6,800. Commissioner Atwill stated both are listed as change order # 1.

Mr. McCann stated the base bid is the \$35,000, and the bid alternate number 1 is the \$6,000 deduct. Mr. McCann stated he believes it was presented this way because they were separated out on the purchase order.

Commissioner Miller stated this was because if the County didn't have enough money after the base bid, we didn't have to take the alternate. Commissioner Miller stated sometimes the County does two or three alternates, and we accept what we can afford.

Commissioner Elkin asked if we can include a uniprice for a deep dig out.

Mr. McCann stated it is. Mr. McCann stated there is a bid quantity for a deep dig out. Mr. McCann stated that wasn't used so it was shown as a deduct.

Commissioner Atwill 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.

Commission

3. Road revenue distribution agreement with the City of Ashland (first reading)

County Counselor CJ Dykhouse was present on behalf of items 3-18. Mr. Dykhouse stated items 3-6 are similar, items 7-13 are similar, and then they get different again.

Commissioner Atwill asked what this is.

Mr. Dykhouse stated the idea to load up the agenda with all of the road revenue agreements was to keep them together for corporate memory. Mr. Dykhouse stated there was a Herculean effort with the Commission and various stakeholder entities to negotiate a controlled end to the old revenue sharing model for road tax revenue and property tax revenue. Mr. Dykhouse stated these agreements are the final ends of the old agreements that Commissioner Robb was able to negotiate earlier this year. Mr. Dykhouse stated it has taken some time to get everybody signed up on a base, general agreement, but his goal was to have every municipality signed on to the concepts that are in the Commission order that the Commission adopted back in July. Mr. Dykhouse stated he held the agreements as they came in until they were all in so they could be read all at once. Mr. Dykhouse stated road revenue in the four agreements with Ashland, Centralia, Columbia, and Hallsville will be distributed on a formula basis. Mr. Dykhouse stated they will no longer be making grant applications, and doing project based grants. Mr. Dykhouse stated the percentage of revenue they receive is driven by a formula, and will be distributed one time per year, during the beginning of the fourth quarter, with revenue mostly collected from the sales tax. Mr. Dykhouse stated they will continue to receive payments that reflect the theoretical rollback of the property tax as we go. Mr. Dykhouse stated this all relates to the most recent ballot issue for the County wide road sales tax. Mr. Dykhouse stated the ballot language that said that we will reduce the property tax levy for road purposes. Mr. Dykhouse stated when that was passed, the idea was to keep the municipalities at the same revenue level that they had been receiving, and there were some inequities that were built into the formula back then. Mr. Dykhouse stated this fixes all of that, and creates a new baseline.

Commissioner Atwill stated it looks like not every municipality is on the same setup. Commissioner Atwill stated some are at 5%, and some are at other percentages.

Mr. Dykhouse stated all of those are negotiated.

Commissioner Elkin stated it was negotiated on larger city categories, smaller city categories, and the Centralia Special Road District.

Commissioner Miller stated the good thing is that all the agreements have been signed by all of the entities, and the Commission just needs to sign off and go forward. Commissioner Miller stated they would get Commissioner Atwill the document that explains everything.

Mr. Dykhouse stated the County Commission is required by statute to spend 25% of the property tax revenue on roads in an incorporated area, within that area. Mr. Dykhouse stated in the Centralia Special Road District, 80% of the revenue in their area goes to them. Mr. Dykhouse stated the boundaries of the Centralia Special Road District are coextensive with the boundaries of the City of Centralia.

Commissioner Miller stated they were getting more than their share.

Commissioner Elkin stated this means Centralia's assessed valuation gets counted twice. Commissioner Elkin stated the City of Centralia is not double dipping.

Mr. Dykhouse stated that is between them and the Road District.

Commissioner Atwill stated this requires careful tracking by the Collector.

Mr. Dykhouse stated the Collector is out of the tracking business except for doing what the Collector always does. Mr. Dykhouse stated if the Collector made a collection of 2005, 2006, and 2007 property tax bills for one delinquent tax payer, the Collector always tracks and distributes that based on the taxing entities that formed the foundation of the tax bill. Mr. Dykhouse stated the Collector now sends the data to the auditor via the AS/400 for purposes of implementing these policies.

Commissioner Miller stated everyone agrees with these new distribution agreements.

Commissioner Atwill 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. Road revenue distribution agreement with the City of Centralia (first reading)

Commissioner Atwill 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.

5. Road revenue distribution agreement with the City of Columbia (first reading)

Commissioner Atwill 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.

6. Road revenue distribution agreement with the City of Hallsville (first reading)

Commissioner Atwill 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.

7. Road revenue distribution agreement with the Town of Harrisburg (first reading)

Commissioner Atwill 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.

8. Road revenue distribution agreement with the Village of Hartsburg (first reading)

Commissioner Atwill 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.

9. Road revenue distribution agreement with the Village of Huntsdale (first reading)

Commissioner Atwill 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.

10. Road revenue distribution agreement with the City of McBaine (first reading)

Commissioner Atwill 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.

11. Road revenue distribution agreement with the Village of Pierpont (first reading)

Commissioner Atwill 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.

12. Road revenue distribution agreement with the City of Rocheport (first reading)

Commissioner Atwill 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.

13. Road revenue distribution agreement with the City of Sturgeon (first reading)

Commissioner Atwill 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.

14. Road revenue distribution agreement with the Centralia Special Road District (first reading)

Mr. Dykhouse stated this continues the same concept as the first four agreements, but with the Centralia Special Road District.

Mr. Dykhouse stated some specific order language has been suggested for this item.

Commissioner Atwill 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.

15. Road revenue distribution agreement with the Centralia Special Road District – C.A.R.T. (first reading)

Mr. Dykhouse stated this is a separate agreement that deals with revenue that passes through from the State Department of Revenue back to the County. Mr. Dykhouse stated this is an agreement to share some of that with the Centralia Special Road District.

Commissioner Atwill 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.

16. Road revenue distribution agreement with the Centralia Special Road District – 2011- 2012 Bridge (first reading)

Mr. Dykhouse stated this is a bridge agreement that gets Centralia Special Road District from where we had been to where we're headed.

Commissioner Atwill 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.

17. Ratify agreement with the City of Columbia for a back up dispatch building for Public Safety Joint Communications (first reading)

Mr. Dykhouse stated this agreement had been talked about in several work sessions. Mr. Dykhouse stated somehow the execution of the contract jumped the rails and was not in front of the Commission for a formal reading before it was presented by Commission office staff to all of the relevant people for signatures. Mr. Dykhouse stated everybody signed it because they were asked, and assumed it had gone through Commission. Mr. Dykhouse stated he and the Deputy County Clerk realized everyone had signed off on it, but found no Commission order. Mr. Dykhouse stated nothing in the agreement has changed, and the equipment for this is already at the Sheriff's Department. Mr. Dykhouse stated this is a good cooperation between the City and County for Joint Communications. Mr. Dykhouse stated this will allow for a full dispatching center to be placed out at the Sheriff's Department that can be activated with all of the necessary equipment for dispatching.

18. Agreement with Pierpont for snow removal services (second reading, first read 11/8/2011)

Commissioner Miller stated this agreement moved ahead because of the snow season, and because Pierpont was having a special meeting to sign other things.

Commissioner Atwill asked if the County is providing snow removal.

Commissioner Miller stated the County provides snow removal for a half mile on Tomlin Hill Road.

Mr. Dykhouse stated the County would literally have to lift the blade, drive on untreated roads, and put the blade back down without this agreement.

Commissioner Miller stated we do the same thing on some state roads.

Mr. Dykhouse stated the County needs Pierpont's authority to do things within their boundaries.

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the contract between the Village of Pierpont and Boone County, Missouri to provide snow removal services. 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 Elkin seconded the motion.

The motion carried 3 to 0. **Order # 452-2011**

19. Public Comment

20. Commissioner Reports

Commissioner Miller reported she went to Columbia College and brought the other Commissioners a mug and their report. Commissioner Miller stated they wanted the Commissioner's to have two tickets to any of their sporting events.

The meeting adjourned at 2:00 p.m.

Attest:

Daniel K. Atwill
Presiding Commissioner

Wendy S. Noren

Karen M. Miller

Clerk of the County Commission

District I Commissioner

Skip Elkin
District II Commissioner