

TERM OF COMMISSION: March Session of the January Adjourned Term

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

PRESENT WERE: Presiding Commissioner Daniel K. Atwill
District I Commissioner Karen M. Miller
Buyer Tyson Boldan
Senior Environmental Health Specialist Kris Vellema
Civil Engineer Dan Haid
Glen Hoffman
Arthur Wilson
Brenda Freeman
Deputy County Clerk Cameron Clarke

District II Commissioner Skip Elkin was absent.

The meeting was called to order at 1:32 p.m.

Purchasing

1. Bid opening: 11-15MAR12 - Rolling Hills Road Improvement

Bid Tabulation	Engineer’s Estimate	Lehman Construction	Chester Bross Construction
Total Base Bid + Alternate 1	\$1,649,357.40	\$1,586,141.73	\$1,473,223.21
Total Base Bid + Alt. 1 and Alt. 2	\$2,986,370.00	\$2,999,030.35	\$2,663,723.41

Bid Tabulation	JC Industries Inc.	Emery Sapp & Sons	Phillips Grading
Total Base Bid + Alternate 1	\$1,454,445.25	\$1,210,429.70	\$1,335,402.85
Total Base Bid + Alt. 1 and Alt. 2	\$2,757,278.55	\$2,383,925.10	\$2,508,387.55

2. Cooperative Contract: C110011001 – Fire Alarm Systems Deficiencies Repair (first reading)

Buyer Tyson Boldan was present on behalf of this item. Mr. Boldan read the following memo:

State of Missouri cooperative contract C110011001 for Fire Alarm Systems Inspection Services with SimplexGrinnell of Earth City, Missouri was approved for use by the County on Commission Order 515-2011. The attached contract is for the Fire Alarm

Systems Deficiencies Repair at the jail identified from the inspection.

Total cost of repairs is \$8,263.95 and will be paid from 1256 – Sheriff/Corrections Building HK/Maintenance, Account 60200 – Equipment Repairs/Maintenance. \$29,500 remains in the account at this time.

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.

3. Bid award to Walgreens for bid 53-22NOV11 – Pharmacy Compounding Services, Infusion Therapies and Other Related Supplies and Services – Term and Supply (second reading, first read 3/13/2012)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby award bid 53-22NOV11 – Pharmacy Compounding Services, Infusion Therapies and Other Related Supplies and Services – Term and Supply to Walgreens. It is further ordered the Presiding Commissioner is hereby authorized to sign said contract.

Commissioner Atwill seconded the motion.

The motion was carried 2 to 0. **Order # 149-2012**

Health Department

4. Abatement of a property located at 7183 N. Wagon Trail Road, parcel # 12-401-18-00-005.00 01 (first and second reading)

Senior Environmental Health Specialist Kris Vellema was present on behalf of this item. Ms. Vellema stated they received a citizen complain about this property in mid January. Ms. Vellema stated she has spoken with the property owners several times, and they are present at the hearing. Ms. Vellema stated they're working on getting these items cleaned up, so she is asking for the Commission to go ahead and approve the order for abatement, and continue to work with the owners to get them in compliance.

Commissioner Miller asked if the owner would like to introduce himself.

Glen Hoffman was present to discuss this item. Mr. Hoffman stated the people who live at the mobile home park are trying hard to correct all of the things that were listed as unacceptable. Mr. Hoffman stated they realize that many mobile home parks in the County are shutting down, and most of these people have older mobile homes. Mr. Hoffman stated if they had to shut down the mobile home court, no one would probably take them. Mr. Hoffman stated they are less than enthusiastic about moving downtown where all of the shootings are going on. Mr. Hoffman stated he believes they have made a pretty good effort. Mr. Hoffman stated last time he spoke with Ms. Vellema, she said

there were three things they were still in violation of. Mr. Hoffman stated one was some beds outside of trailer six. Mr. Hoffman stated he went down there and the pieces of bedding were sitting on the porch, and he figured people were just airing them out. Mr. Hoffman stated they have had some trouble with disposal of beds because other people will use their dumpster. Mr. Hoffman stated they try to cut off all of the insulation and rubber stuffing, and put it in the dumpster. Mr. Hoffman stated they have been burning the wood part, and taking the springs to the metal recycling place. Mr. Hoffman stated some people have told him they can't burn them, so they concluded they can cut the beds into quarters so they will slide out of the dumpster when tipped. Mr. Hoffman stated another problem was a car on Third Street the owner couldn't afford to fix. Mr. Hoffman stated he takes the owner to work at Walmart, and he is thinking of buying a bicycle. Mr. Hoffman stated he had to let his car go because he couldn't afford to fix it. Mr. Hoffman stated the third thing is related to some other people who are present to speak about it. Mr. Hoffman stated they use the lots for things they bring over from the auction. Mr. Hoffman stated there was a lot of stuff lying out there in the past, and they are making an effort to correct its appearance. Mr. Hoffman stated as far as he is concerned they can go ahead and do that. Mr. Hoffman stated they haul a lot of metals from auctions that aren't picked up, or that they buy for nearly nothing. Mr. Hoffman stated he has told them they can do that, and he does not object to it. Mr. Hoffman stated as far as he knows, no other residents object to it.

Commissioner Atwill asked Mr. Hoffman if he is the owner.

Mr. Hoffman said pretty much, his ex-wife has an interest in it because they're divorced.

Commissioner Atwill asked Mr. Hoffman if he has seen the photographs of the nuisance.

Mr. Hoffman stated no.

Arthur Wilson stated he would like to see them himself, and explain some of them.

Commissioner Atwill showed Mr. Hoffman the pictures.

Mr. Hoffman stated the car in the pictures was the one that had to be sold, and is no longer there.

Commissioner Atwill asked if the pictures fairly and accurately show how the property was on March 1st of this year.

Mr. Wilson and Brenda Freeman stated yes, but it is not that way now.

Commissioner Atwill asked if Mr. Wilson or Ms. Freeman have pictures that represent how the property looks today.

Ms. Freeman gave Commissioner Atwill some pictures.

Commissioner Atwill confirmed the pictures represent how the property looks today, and entered them into the public record. Commissioner Atwill asked Mr. Wilson and Ms. Freeman if they believe they are in compliance with the laws of the County regarding nuisances.

Ms. Freeman said honestly no, that's why they are in the process of cleaning.

Mr. Wilson stated they are trying to clean up the mess.

Commissioner Atwill confirmed they have had notice since January the property needs to be cleaned up.

Mr. Wilson stated yes, but on his street they had three trailers moved out and moved in.

Commissioner Atwill asked if they had notice in January that they were obligated to clean this property up.

Mr. Wilson stated yes, and they have been cleaning it up since.

Commissioner Atwill confirmed the pictures he was given is evidence of the property's condition today.

Mr. Wilson stated yes.

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 7183 N. Wagon Trail Road (parcel # 12-401-18-00-005.00 01).

Commissioner Atwill seconded the motion.

The motion carried 2 to 0. **Order # 150-2012**

Commissioner Miller stated this just means the Health Department will work with them to get it cleaned up, but if they don't clean up in a timely fashion the Health Department will have it done.

Mr. Wilson stated they have had snow and rain since then.

Commissioner Atwill stated he understands, and said thank you.

Resource Management

5. Road Maintenance Cooperative Agreement with the City of Ashland (first reading)

Civil Engineer Dan Haid was present on behalf of this item. Mr. Haid stated this is very similar to the agreement with the City of Columbia. Mr. Haid stated this is with the City of Ashland, and said they're doing some chip seal on Liberty Lane. Mr. Haid stated this just says they will pay their portion of it.

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.

Treasurer

6. 2011 Tax Sale Surplus Claim (second reading, first read 3/13/2012)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby take up the matter of the disposition of the 2011 tax sale surplus relating to parcel 16-501-00-07-018.00

Pursuant to the provisions of RSMo §140.230, as revised, the Commission has the authority to approve claims for any tax sale surplus that is being held by the County Treasurer associated with the County Collector's annual tax sale. The owner or owners of the subject real property have a period of three (3) years to make a claim for said surplus. In this instance, the owners of record at the time the subject property went to tax sale were Marvin Dean Benthall and Lori Z. Benthall, husband and wife. Marvin Dean Benthall died on July 16, 2011. Lori Z. Benthall has filed a verified surplus claim with the Boone County Treasurer claiming the tax surplus proceeds. The Death Certificate of Marvin Dean Benthall, the verified surplus claim, a copy of the Deed recorded at Book 3218, Page 69, Boone County Records, and other supporting documentation filed by Lori Z. Benthall are made a part of this record. The application to the County Treasurer for the surplus funds is timely.

The County Treasurer, based upon the documents presented to her office and made a part of the record before the Commission, is satisfied that Lori Z. Benthall is the owner of the subject property as the surviving spouse and as such is entitled to the total surplus of \$14,950.45, and recommends the Commission approve the same.

NOW, THEREFORE, upon the recommendation of the County Treasurer and the evidence made a part of this record, the County Commission hereby approves the disposition of surplus to Lori Z. Benthall in the amount of \$14,950.45 via check payable to Lori Z. Benthall in that amount.

Commissioner Atwill seconded the motion.

The motion carried 2 to 0. **Order # 151-2012**

7. Resolution to Obtain Financial Assistance from the USDA Rural Development for Manchester Heights Sanitary Sewer NID (second reading, first read 3/13/2012)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the attached resolution concerning acceptance and compliance with various requirements to obtain financial assistance from the United States Department of Agriculture, Rural Development.

Commissioner Atwill seconded the motion.

The motion carried 2 to 0. **Order # 152-2012**

Commission

8. Board appointments (first and second reading)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby appoint/ reappoint the following:

Name	Board	Period
Ann Gafke	Vicious Dog Advisory Board	Effective: 3/15/2012 Expires: 3/15/2015
Donald Bormann	Board of Equalization	Effective: 3/15/2012 Expires: 3/15/2016

Commissioner Atwill seconded the motion.

The motion carried 2 to 0. **Order # 153-2012**

9. Public Comment

10. Commissioner Reports

Commissioner Miller reported she just came from the Realtor’s Board of Directors meeting asking for support for Senate Bill 730 for minimum rental standards. Commissioner Miller stated as she left there was a motion and second to pass it. Commissioner Miller stated she left before discussion and doesn’t know what happened. Commissioner Miller stated it was a good discussion, and said there was support by some but not others. Commissioner Miller stated they know they have an impact on getting that passed.

The meeting adjourned at 1:54 p.m.

Attest:

Daniel K. Atwill
Presiding Commissioner

Wendy S. Noren
Clerk of the County Commission

Karen M. Miller
District I Commissioner

Skip Elkin
District II Commissioner