

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 Daniel Atwill
District I Commissioner Karen Miller
District II Commissioner Janet Thompson
Senior Buyer Liz Sanders
Director Resource Management Stan Shawver
County Counselor C. J. Dykhouse
Deputy County Clerk Mike Yaquinto

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

Boone County Drug Court

1. Proclamation Recognizing Drug Court Day

Commissioner Thompson read the following proclamation:

Whereas, this year marks the 25th anniversary of the nation's first Drug Court; and

Whereas, this year marks the 16th anniversary of the Boone County Drug Court; and

Whereas, Drug Courts are now recognized as the most successful criminal justice intervention in our nation's history; and

Whereas, Drug Courts substantially reduce drug abuse and crime, and do so at less expense than any other justice strategy; and

Whereas, there are now 2,840 Drug Courts nationwide and 91 adult Drug Courts in Missouri; and

Whereas, as of this date there are 867 graduates of the Boone County Drug Court;
and

Whereas, Drug Courts demonstrate, when one person rises out of drugs and crime,
we ALL RISE.

Therefore, in recognition of the success of the Boone County Drug Court and its
graduates, the Boone County Commission does hereby declare May 13, 2014, as “Drug
Court Day”.

IN TESTIMONY WHEREOF, this 13th day of May, 2014.

Judge Christine Carpenter accepted the framed proclamation from the Commission.

Judge Carpenter said there is a graduation today at 2:00 p.m. There will be 20 graduates
today which are part of the total of 867. Her goal is 1,000.

Judge Carpenter said she is very proud of the program and the graduates and appreciates
everything received from the County and the County Commission in support of these
programs. The Alternative Sentencing Facility is invaluable and a real haven for hundreds of
people in the community. There is great appreciation for all of it and hopefully we will see
some of you at the graduation today.

Commissioner Atwill asked if the Drug Court here was the 1st in Missouri and even the
nation.

Judge Carpenter said the Jackson County Drug Court was one of the original 12 Drug Courts
in the country in 1989. Boone County was an early adopter, but not that early. The Boone
County Drug Court started in 1998.

The Commissioners thanked Judge Carpenter for all of the work she has done for the program.

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby declare May 13, 2014 as Drug Court Day.

Commissioner Miller seconded the motion.

The motion carried 3 to 0. **Order #226-2014**

Commissioner Atwill recognized a group of students that had just entered the Chambers. These students are from various 4-H clubs within Boone County. Commissioner Atwill asked if anyone would like to give a brief statement as to their visit.

Cole Scheetz said they have visited the Records Department, Assessors Office, Tax and Revenue Department, County Clerk's Office and have learned a lot of things about how our government in the County is set up. They will be going to the Courthouse, Public Works and the Sheriff's Department after this.

Commissioner Atwill welcomed the students and explained that the Commission meets every Tuesday and Thursday in the Chambers and gave a brief explanation on the tasks and duties of the elected officials on the Commission.

Commissioner Miller asked each member to stand and introduce themselves and their 4-H Club affiliation.

Madison Keffer

Olivia Moore

Emily Lloyd

Hallsville Go-Getters

Fairview Friends

Woodlandville

Heather Snow	Columbia - Rock Bridge
Joanie Fieser	Fairview Friends
Grace Bailey	Adventurers
Brooke Schnarre	Centralia
Kody Walters	Centralia
Alex Wimer	Hallsville Go-Getters
Cole Scheetz	Hallsville Go-Getters
Christopher Johnson	Columbia – Shaw Harg
Rachael Stuart	Columbia – Shaw Harg
Harrison Smith	Columbia -- Rock Bridge
Devon Hartwick	Shaw Harg
Elizabeth Lloyd	Woodlandville
Reagan Wimer	Hallsville Go-Getters
Brianna Heath	Woodlandville
Beth Heimann	Hallsville Go-Getters

Commissioner Atwill asked if anyone had any questions they would like to ask.

The students asked and the Commission answered various questions on job enjoyment, specific duties, job importance, daily coffee consumption, job hours and term duration.

The Commissioners thanked the 4-H members for attending and said that there is a need to do this more often and to get the students more involved in civics.

Central Missouri Community Action

2. Proclamation Recognizing May 2014 as Community Action Month

Commissioner Miller said she serves on the Board of the Central Missouri Community

Action Agency and is very impressed on the direction it has taken over the last few years. Darin Preiss, the Executive Director, is here today and we will all be part of a poverty simulation this afternoon.

Commissioner Miller read the following proclamation:

Whereas, Community Action Agencies were created when the Economic Opportunity Act of 1964 was signed into law; and

Whereas, Community Action Agencies have a 50 year history of promoting self-sufficiency for those with limited income; and

Whereas, Community Action Agencies have made an essential contribution to individuals and families in Missouri by providing them with innovative and cost-effective programs; and

Whereas, those with limited income continue to need opportunities to improve their lives and living conditions, thus ensuring that all citizens are able to live in dignity; and

Whereas, Missouri and the entire United States must continue to promote economic security by providing support and opportunities for all citizens in need of assistance; and

Whereas, the poverty estimates show 28,685 persons are living below the Federal Poverty Level in Boone County; and

Whereas, Central Missouri Community Action has been engaging Boone County and communities throughout Mid-Missouri for 50 years.

Therefore, in recognition of the hard work and dedication of Central Missouri Community Action Agency, the Boone County Commission does hereby declare May

2014, as Community Action Month in Boone County, Missouri.

IN TESTIMONY WHEREOF, this 13th day of May, 2014.

The Commission presented the framed proclamation to Mr. Darin Preiss.

Mr. Preiss said he appreciates the proclamation and that Boone County Commission is a great supporter of the Community Action Agency. This meeting is a good reflection on what community action is all about. Today, in attendance were our future leaders asking questions and experiencing what local government is all about. The Drug Court also received a proclamation earlier and they are a significantly important part of the complexities of poverty and what it takes to help people get out of poverty. The Central Missouri Community Action is another one of those pieces, but it really takes all of us working together, the schools, faith based community, local government, local businesses. We all have to be looking at ways to end poverty.

Mr. Preiss said that we are talking about 28,000 people in this community that are struggling with poverty and that is just based on the Federal poverty line. That is not a reflection of the number of people that are struggling economically. Central Missouri Community Agency is trying to connect some of those dots, bring people to the table, providing services, referring them to other programs or services. This community is full of great resources for people that are struggling. We want to be a resource and to do better for our community and help people out of poverty and end poverty all together.

The Commissioners thanked Mr. Preiss for all the good work done for the community.

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby recognize May 2014 as Community Action Month.

Commissioner Atwill seconded the motion.

The motion carried 3 to 0. **Order #227-2014**

Purchasing

3. First reading; Contract Amendment #2 to 24-25APR12, Tires – Passenger & Patrol Vehicles & Light Duty Trucks

Liz Sanders read the following memo:

Contract 24-25APR12 – Tires-Passenger & Patrol Vehicles & Light Duty Trucks was approved in commission on June 12, 2012 on commission order 282-2012. The attached amendment adds an additional tire size and pricing to the list of available tires for the County.

There were no comments or questions.

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 appropriate order for approval.

4. First reading; Disposal of Surplus Equipment

Liz Sanders read the following memo:

The Purchasing Departments requests permission to dispose of the following list of surplus equipment by auction on GovDeals or by destruction for whatever is not suitable for auction.

There were no comments or questions.

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 appropriate order for approval.

5. First reading; Bid Award 08-04FEB14, North Facility Roof Repair

Liz Sanders read the following memo:

Purchasing requests rescission of Boone County Contract 08-04FEB14 with Cornerstone Building Services, Inc. d/b/a Meyer Roofing, Inc. of Mountain Home, AR approved March 25, 2014 by Commission Order 130-2014. Despite ample time provided, the contractor is unable to comply with RSMO Section 285.230 which defines “transient employers” and their corresponding requirements in order to do business in the State of MO.

Upon rescission of the aforementioned contract, Purchasing and Facilities Maintenance recommend award of contract to the next low bid which was submitted by G&R Construction, Inc. of Tipton, MO. As indicated by the last 2 pages of the contract, G&R Construction, Inc. is a registered business in good standing with the Secretary of the State of MO.

Cost of the contract is \$16,048.00 and will be paid from Department 1195 – Insurance Claim Activity, Account 60100 – Building Repairs/Maintenance.

There were no comments or questions.

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 appropriate order for approval.

6. 1st & 2nd reading; Rescind Commission Order 130-2014

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby rescind Commission Order 130-2014 awarding North Facility Roof Repair to Cornerstone Building Services of Mountain Home, AR. Said contractor is unable to comply with RSMo Section 285.230 which defines “transient employers” and their corresponding requirements in order to do business in the State of Missouri.

Commissioner Miller seconded the motion.

The motion carried 3 to 0. **Order #228-2014**

7. First reading; Bid Award 13-27MAR14 – Onyx Surface Seal Pavement Preservation 2014

Liz Sanders read the following memo:

13-27MAR14 – Onyx Surface Seal Pavement Preservation 2014 opened on March 27, 2014. Two bids were received and Resource Management recommends award by low bid to Innovative Roadway Solutions, LLC of Thayer, MO.

Cost of the contract is \$69,830.48 and will be paid from department 2041 – Pavement Preservation, account 71202 – Infrastructure Preservation/Rehabilitation. \$78,305.00 was estimated for this project.

There were no comments or questions.

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

appropriate order for approval.

8. First reading; NASPO Cooperative Bid – Hazardous Incident Response Equipment for Boone County Sheriff’s Department

Liz Sanders read the following memo:

Purchasing and the Sheriff’s Department request permission to utilize the State of New York’s Cooperative Contract, Award 19745, Vendor Quote 2014-3610 for hazardous incident response equipment with ELSAG North America, LLC., of Greensboro, North Carolina to purchase a license plate reader system, specifically:

MPH-900 MS3 (Item 140003), three-camera mini split mobile system, transportable truck mount install type; and truck box mount transportable 12 ft camera cable. Purchase includes shipping FOB Destination, training on equipment at Sheriff’s Department, and 24 hour telephone support through the 1 year warranty period.

Total cost of purchase is \$18,050.00 and will be paid from department 2901 Sheriff’s Law Enforcement Sales Tax, account 92300- License Plate Reader System, for which \$20,000 was budgeted.

There were no comments or questions.

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 appropriate order for approval.

9. First reading; Cooperative Contract C311171001 with Access Interpreters for sign language interpreter services as needed

Liz Sanders read the following memo:

Purchasing requests permission to utilize the State of Missouri cooperative contract C311171001 with Access Interpreters, L.L.C., of Rocheport, Missouri. Services will be for sign language interpreter services for Boone County as needed, per the terms and conditions, requirements and specifications of contract C311171001, including prices, as described for County of Boone. State Contract C311171001 is attached for reference.

Specifically:

Boone County- Intermediate Level - Non specialized Interpreter Services

Line Item #001: \$45.00 per hour between 8:00 am and 5:00 pm.

Line Item #002: \$55.00 per hour after 5:00 pm, Holidays and Weekends.

Line Item #003: \$0.00 each, One Time Emergency Charge

Boone County- Advanced Level - Specialized Interpreter Services

Line Item #004: \$45.00 per hour between 8:00 am and 5:00 pm.

Line Item #005: \$55.00 per hour after 5:00 pm, Holidays and Weekends.

Line Item #006: \$0.00 each, One Time Emergency Charge

Boone County- Comprehensive Level – Specialized Interpreter Services

Line Item #007: \$45.00 per hour between 8:00 am and 5:00 pm.

Line Item #008: \$55.00 per hour after 5:00 pm, Holidays and Weekends.

Line Item #009: \$0.00 each, One Time Emergency Charge

The term of this contract shall commence with date of commission order through December 31, 2014 with no remaining extensions available on the state contract.

Commissioner Miller asked who owns this company and what does Intermediate Level, Advance Level and Comprehensive Level mean.

Liz Sanders said she did not know but would find out for the Commission.

Commissioner Atwill asked what agency or department requested this.

Ms. Sanders said the first request was from the Sheriff's Department. Human Resources is drafting a County policy for language access and as such, Purchasing asked the Sheriff's Department and the Courts if there is an interest in having these contracts in place. They indicated they were interested. HR is also interested in knowing what vendors are set up for the various types of interpreting services. There will be written, verbal, sign and remote video. There will be about 3 – 4 contracts in place and they will all be cooperative. This one is for sign language and others will be brought up in the future.

Commissioner Atwill asked where the money will be coming from to fund this.

Ms. Sanders said this is a Term & Supply and each using department will need to get funds approved from the Auditor's Office.

There were no further comments or questions.

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 appropriate order for approval.

10. Second reading; Disposal of surplus PC & Peripheral Equipment (1st read 5-6-14)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the request by the Purchasing Department to dispose of the attached list of surplus Computer and Peripheral equipment through the MRC Recycling Center.

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #229-2014**

Resource Management

11. Public Hearing on proposed revision to Subdivision Regulations, Appendix B. 1.8.2 Specifications

Stan Shawver said they have been working on the Subdivision Regulations revisions and an issue came up where the standard requires that anything that is platted adjacent to a state highway provide at least a 50 foot set-back as part of the lot specifications. This has caused a number of issues over the years. We went to the stakeholders group that has been working on reviewing the Subdivision Regulations and asked if they had an issue in taking that out of the regulations. Initially, what was proposed was to grant a variance when a plat is about to be part of a planned development because planned developments have more restrictive requirements. Doing some research, we found that since 2000 there have been 26 requests for variance on that specific requirement and all but four were granted by the Zoning Board of Adjustment. When there is a regulation that requires that many variances, maybe that requirement is not needed at all. So there is an option to take that requirement out all together.

Mr. Shawver said that the zoning set-back would still apply. An example of this issue is on Highway 763 where there was a request to re-plat. The building was too close to the road. It met the set-backs when it was originally put up. In order to re-plat, they had to ask for the variance or move it. That's an area that is zoned ML and the set-back requirement is 20 feet and the building was right at 20 feet from the road. In that instance, the Board of Adjustment denied the variance because the structure could be classified as a temporary structure at a value of \$4,000 and could be hooked up to a tractor and dragged back to meet the set-back

requirement.

Another variance denied was in Settlers Ridge. When in the design phase, they wanted some structures closer to Route HH. Since it was in the design phase, the Board said there is no reason they couldn't design to meet the current regulations. The other two denied were on the same piece of property with multiple variances and the Board denied all of them.

Mr. Shawver said the other 22 variances involved existing structures. These were in either A-1, A-2, commercial or industrial zoning districts. Under the Subdivision Regulations, before any change can be made, the County Commission is required to hold a Public Hearing. This was proposed to the Planning & Zoning Committee at the April 17th meeting and they supported the change. This matter has now been brought to the Commission for a Public Hearing.

Commissioner Miller said she once served on a state wide transportation committee and one of the most frustrating things is when a highway is widened and the local community does not have a Planning & Zoning Commission and a building is built too close to the road, then all the citizens pay to have that building removed. She is opposed to not having that protection of state dollars that everybody pays for to widen a road. There should be a caveat that if it is a significant road, we need to protect that right-of-way.

Mr. Shawver said the set-back requirement will still be in place. The majority of these instances in the county are in areas zoned A-1 or A-2 which has a 50 foot set-back requirement.

Commissioner Miller said this is for new things.

Mr. Shawver said it is for new things and if there is something already there, the state would be involved in acquisition.

Commissioner Miller said if it is for new things and the set-back is 50 feet, then she is OK with it.

Mr. Shawver said the smallest set-back is 20 feet in Light Industrial and MODOT has the opportunity to say they require a larger right-of-way.

There were no further comments or questions from the Commissioners.

Commissioner Atwill opened the Public Hearing and asked if there is anyone present that would like to speak on this issue. There were no speakers and Commissioner Atwill closed the Public Hearing.

Mr. Shawver said the next step is for the Commission to decide on the wording for the regulation revision which will be presented to the Commission at a later meeting for formal approval.

Mr. Shawver was given direction by the Commission as to the desired wording for presentation to the Commission for formal approval.

12. Second reading; Consultant Services Agreement with Crockett Engineering Consultants (1st read 5-6-14)

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby approve the attached Consultant Services Agreement with Crockett Engineering Consultants.

It is further ordered the Presiding Commissioner is hereby authorized to sign said Consultant Services Agreement.

Commissioner Miller seconded the motion.

The motion carried 3 to 0. **Order #230-2014**

13. Second reading; Consultant Services Agreement with Crockett Geotechnical – Testing Lab (1st read 5-6-14)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the attached Consultant Services Agreement with Crockett Geotechnical – Testing Lab.

It is further ordered the Presiding Commissioner is hereby authorized to sign said Consultant Services Agreement.

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #231-2014**

County Counsel

14. First reading; Public Works Collective Bargaining Agreement for 2014-2016

C. J. Dykhouse said he is pleased to present the Collective Bargaining Agreement as agreed to through negotiations with the County negotiating team and the union negotiating team over the last several months starting in January. There have been a few closed meetings with Commission to discuss negotiations with bargaining units as authorized by the Missouri Sunshine Act. The Commission was briefed on the issues that were up for discussion.

Mr. Dykhouse said the following are a summary of the changes to the Collective Bargaining

Agreement, formally known as a Memorandum of Understanding.

- Clothing Allowance
- Hiring process about union steward participation
- Updated holdover crew leader designation
- Compensation Agreement subject to the salary survey work that the Commission is currently doing
- Pay plan adjustment to mid-point
- Transition Pay to Shift Completion Pay
- Leave of Absence

Mr. Dykhouse said the CBA is for 2014-2016.

The Commission thanked Mr. Dykhouse and all those involved in the negotiating process for making this agreement happen.

There were no comments or questions.

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 appropriate order for approval.

Commission

15. 1st & 2nd reading; Appointment of Tom Schauwecker, June Pitchford and Karen M. Miller to the Boone County Health Trust Committee

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby appoint the following:

Name	Board	Period
Tom Schauwecker	Health Trust Committee	January 1, 2013 through December 31, 2015
Karen M. Miller	Health Trust Committee	January 1, 2013 through December 31, 2015
June Pitchford	Health Trust Committee	January 1, 2013 through December 31, 2015
Gary German	Health Trust Committee	March 23, 2014 through March 22, 2017

Commissioner Atwill seconded the motion.

The motion carried 3 to 0. **Order #232-2014**

16. 1st & 2nd reading; Approval of invoice for PSJC Quarterly Billing

The Commissioners agreed to table this issue for further evaluation by the Auditor's Office.

17. 1st & 2nd reading; Organizational Use of the Government Center Courthouse Plaza for a Memorial Day Weekend Salute to Veterans Celebration on May 26, 2014

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the Organizational Use of the Government Center Courthouse Plaza for a Memorial Day Weekend Salute to Veterans Celebration on May 26, 2014 from 7:00 a.m. to 1:30 p.m.

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #233-2014**

18. Public Comment

None

19. Commissioner Reports

Commissioner Miller said she needs to add another item to the agenda. C. J. has just reviewed it. The city is asking for the right to enter into County property as well as a liability release as they line sewer pipe on 10th Street. The only thing the County owns on Tenth Street is the Clark lot.

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby authorize the Presiding Commissioner to sign the attached Right to Enter Property and Liability Release agreement for the N Tenth Street property.

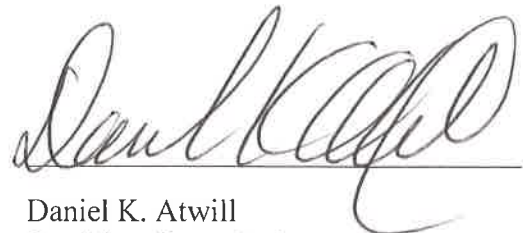
Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #234-2014**

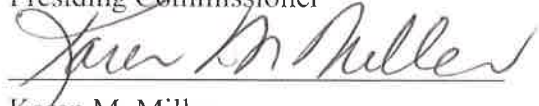
The meeting adjourned at 10:32 a.m.

Attest:


Wendy S. Noren
Clerk of the County Commission



Daniel K. Atwill
Presiding Commissioner



Karen M. Miller
District I Commissioner



Janet M. Thompson
District II Commissioner