

TERM OF COMMISSION: August Session of the July 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 Miller
District II Commissioner Janet Thompson
Collector Pat Lensmeyer
County Counselor C. J. Dykhouse
Deputy County Clerk Mike Yaquinto

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

Purchasing

1. Bid Opening; 38-28AUG14 – Rangeline Road Pavement Rehabilitation

Commissioner Atwill received one bid. It was from APAC for a total of \$336,548.05.

Commissioner Miller said it is quite a bit over the engineering estimate of \$289,800.00.

Commissioner Atwill said the bid will be returned to Purchasing for further evaluation.

2. Second reading; Intergovernmental Agreement 31-04AUG14 – Envelopes for the Boone County Collector (1st read 8-26-14)

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby approve the utilization of Intergovernmental Agreement 31-04AUG14 Term and Supply Contract for Envelopes for the Boone County Collector.

The terms of this Contract are stipulated in the attached Purchase Agreement. It is further

ordered the Presiding Commissioner is hereby authorized to sign said Purchase Agreement.

Commissioner Miller seconded the motion.

The motion carried 3 to 0. **Order #408-2014**

Human Resources

3. Second reading; Leave without pay for Public Works employee Brandon Irwin (1st read 8-26-14)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby authorize leave without pay pursuant to Section 5.7 of the Boone County Personnel Policies for Road Maintenance Worker III, Brandon Irwin, through October 22, 2014. The County will continue to pay Brandon Irwin's insurance premiums through October 22, 2014 to the same extent it had while Irwin was on FMLA leave.

Brandon Irwin was unable to return to work at the conclusion of his FMLA leave and his right to reinstatement in his Road Maintenance Worker III position has expired. The Public Works Department is therefore authorized to post the position consistent with the Collective Bargaining Agreement with Laborers' Local 773, advertise, and hire for the position.

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #409-2014**

Collector

4. 1st & 2nd reading; 2014 Tax Sale Surplus Report

Pat Lensmeyer said the Commission has a copy of the report which shows 27 parcels were offered and 25 were sold. Some were sold at a surplus while others were not. The sum of \$196,726.32 is the surplus amount from the sale held August 25, 2014 for the purpose of satisfying taxes, special assessments, interest and costs on lots and lands having more than one year delinquency on real estate taxes and special assessments. The sum shall be turned over to the Boone County Treasurer to be held for benefit of the school fund unless claimed by the owner prior to three years from date of sale.

Commissioner Miller wanted to know when someone would be able to do something on the property they purchased with the security that it is their property.

Ms. Lensmeyer said that within 90 days of the one year anniversary of the tax sale, the purchaser has legal requirements to do a lien and title search on the property notifying the interested parties. If no one comes forward to redeem the property on behalf of the owner within a specified time frame, then a Collector's Deed can be issued and ownership of the property is transferred.

Commissioner Thompson asked what type of notice is required. Is it by newspaper if heirs and addresses are not known.

Posting the property is recommended. Certified mail and notifying the occupant if the owner is not available are other options. There is a process and notification in the newspaper is not required. Before anything is offered for sale in the Collector's Office, we do lien searches and notify any interested parties. By the time it gets to the point where the buyer is duplicating that same effort, the owner of the property has received, at the very minimum, 15 delinquent tax bills, received certified notices and it has been posted in the paper.

There were no further comments or questions.

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby acknowledge the 2014 Tax Sale Surplus Report presented by the Boone County Collector in the amount of \$196,726.32. It is further acknowledged said funds shall be turned over to the Boone County Treasurer.

Commissioner Miller seconded the motion.

The motion carried 3 to 0. **Order #410-2014**

County Counselor

5. First reading; Budget Revision for Pending Federal Litigation

Mr. Dykhouse said he submitted a memorandum on August 21st which outlined the expenditures to date. This will be the last request on this matter.

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

6. 1st & 2nd reading; Organizational Use of the Government Center Chambers by Uzazi Village on September 6, 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 Chambers by Uzazi

Village on September 6, 2014 from 6:00 p.m. to 9:00 p.m.

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #411-2014**

7. 1st & 2nd reading; Organizational Use of the Government Center Chambers by Renew Missouri on September 29, 2014

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby approve the Organizational Use of the Government Center Chambers by Renew Missouri on September 29, 2014 from 9:00 a.m. to 4:30 p.m.

Commissioner Miller seconded the motion.

The motion carried 3 to 0. **Order #412-2014**

8. 1st & 2nd reading; Organizational Use of the Boone County Courthouse Plaza by Boone County Family Resources on September 8, 2014

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the Organizational Use of the Courthouse Plaza by Boone County Family Resources on September 8, 2014 from 12:30 p.m. to 3:30 p.m.

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #413-2014**

9. Public Comment

Kent Sapp said he is with YNOT Promotions and they hold an event every 3rd week in February at the Fairgrounds. They need to know the status of the Fairgrounds and what is going to happen because they have a substantial amount of money they have to outlay on advertising that starts on September 1st. What we would like to know is there an 80%, 90% chance of closing. We need to know the status.

Commissioner Atwill said that funding will end for the facilities on December 31, 2014. Paperwork is in process, and you are included. You should be receiving information about this in the next few days. The County Counselor is handling that part and if you want to speak to him, you may do so. He is on the 2nd floor.

Mr. Sapp asked if there is any room for negotiation on this deal.

Commissioner Atwill said the information will be outlined in the correspondence from the County Counselor and we should not try to explain it here for the risk of being incorrect. To answer the original question, it is not a negotiable matter.

Mr. Sapp said he and his sister have 17 years of experience promoting events and do it very well. There is a need to keep the Fairgrounds open. It does have a substantial economic impact on the community. The utilities will need to be kept on for various reasons and if you are willing to keep the utilities on, we will donate our services. Whatever money we generate, we keep. This is a substantial savings to the County.

Commissioner Atwill said he understands the proposal but there are a lot of loose ends on this. It will not be settled here.

Mr. Sapp said he understands that and just wants to make everyone aware of what he is

proposing.

Commissioner Atwill said he appreciates the interest and suggestion and that Mr. Sapp should speak to the County Counselor about the details of the issue at hand.

Ms. Alice Gilpin said that there is a signed contract for the February show with a down payment of \$1,000.00.

Commissioner Atwill said he is aware of most of the agreements that are in place or agreements that have partial performances. Not sure in this case, but believe your interests are best served by talking to the County attorney. He has looked at each one very carefully.

There were no further comments or questions and Commissioner Atwill thanked Mr. Sapp and Ms. Gilpin for coming and expressing their comments.

10. Commissioner Reports

None

The meeting adjourned at 1:45 p.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