

TERM OF COMMISSION: December Session of the October Adjourned Term

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

PRESENT WERE: Presiding Commissioner Dan Atwill  
District I Commissioner Fred Parry  
District II Commissioner Janet Thompson  
Buyer Robert Wilson  
Chief Engineer Jeff McCann  
County Counselor CJ Dykhouse  
PA Office Administrator Bonnie Adkins  
Deputy County Clerk Michelle Thompson

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

**Prosecuting Attorney**

**1. First & Second Reading; Approve Extended Leave of Absence: Shelby Reynolds**

Bonnie Adkins said the Prosecuting Attorney's Office was requesting an extended leave of absence without pay for Shelby Reynolds, who is one of the legal assistants. She began working for the Prosecuting Attorney in August of 2018 and does not qualify for Family Medical Leave yet, but they would like to extend her leave without pay with plans for her to return on January 22, 2019.

There were no comments or questions from the Commission.

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby approve the request for an extended leave of absence without pay for Shelby Reynolds, Legal Assistant, position number 887 from December 8, 2018 through January 21, 2019.

Commissioner Parry seconded the motion.

The motion carried 3 to 0. **Order #549-2018**

### **Sheriff's Department**

#### **2. First Reading; Agreement & Bill of Sale: Boone County & Jason Dunlap**

Commissioner Thompson said this is for the transfer of the K-9 dog, Dallas. Deputy Dunlap is leaving the Boone County Sheriff's Department and wishes to purchase Dallas. The K-9 dogs become very attached to their specific handler that they work with. Deputy Dunlap and Dallas have bonded over the time that Dallas has been with the Sheriff's Department. Deputy Dunlap will pay the County \$8,500 for the purchase of Dallas.

There were no comments or questions from the Commission.

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.

### **Resource Management**

#### **3. First & Second Reading; Contract Amendment Number One: 4/03/2017 Final Design of East St. Charles Road Bridge #BR3170016**

Jeff McCann explained this bridge design contract was originally with Schafer, Kline, and Warren when the project was started, and that firm has since been purchased by McClure Engineering. This is the paperwork that would allow the County to continue to pay the bills to McClure Engineering instead of Schafer, Kline, and Warren.

There were no comments or questions from the Commission.

Commissioner Parry moved on this day the County Commission of the County of Boone does hereby acknowledge the merger of the consulting engineering firm of Shafer, Kline, and Warren with McClure Engineering and does hereby change the attached contractual agreement with Shafer, Kline, and Warren to McClure Engineering.

The terms of the amendment are stipulated in the attached Amendment. It is further ordered the Presiding Commissioner is hereby authorized to sign said Contract Amendment Number One.

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #550-2018**

**4. Second Reading; Utility Agreement: Boone County Electric Cooperative, East St. Charles Road Bridge Replacement Project (1<sup>st</sup> read 12-13-18)**

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby approve the attached Utility Agreement between Boone County and Boone Electric Cooperative.

The terms of the Agreement are stipulated in the attached Utility Agreement. It is further ordered the Presiding Commissioner is hereby authorized to sign said Utility Agreement.

Commissioner Parry seconded the motion.

The motion carried 3 to 0. **Order #551-2018**

**Purchasing**

**5. First Reading; Bid Award: 41-10SEP18 – Towing and Recovery Services – Term & Supply**

Robert Wilson read the following memo:

Request for Bid *41-10SEP18- Towing and Recovery Services – Term & Supply* opened on September 10, 2018. Two (2) bids were received. Road & Bridge, Sheriff and Facilities departments recommend award to the lowest and best bid offered by American Truck Repair, LLC.

This is a county-wide term and supply contract.

There were no comments or questions from the Commission.

Commissioner Atwill stated this is a first reading and requested the Deputy County Clerk to schedule this item for a seconding reading at the next available commission meeting with appropriate order for approval.

**6. Second Reading; Cooperative Contract: EC07-18 for 9-1-1 Equipment & Emergency Notification Software & Services (HGAC Contract) (1<sup>st</sup> read 12-13-18)**

Commissioner Parry moved on this day the County Commission of the County of Boone does hereby approve the utilization of the H-GAC contract EC07-18 with West Safety Services, Inc. for use by the Information Technology Department for 9-1-1 Equipment & Emergency Notification Software and Services.

The terms of the cooperative contract are stipulated in the attached Contract Agreement. It is further ordered the Presiding Commissioner is hereby authorized to sign said Contract

Agreement.

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #552-2018**

**7. Second Reading; Bid Award: 30-20JUL18 – On-Site Scanning Services (1<sup>st</sup> read 12-13-18)**

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby award bid 30-20JUL18 – On-Site Scanning Services to Sutterfield Technologies, Inc of Duncan, Oklahoma.

Terms of the award are stipulated in the attached Purchase Agreement. It is further ordered the Presiding Commissioner is hereby authorized to sign said Purchase Agreement.

Commissioner Parry seconded the motion.

The motion carried 3 to 0. **Order #553-2018**

**8. Second Reading; Contract Amendment Number Six: 138AN-TISA2013, CenturyLink Loyal Advantage MiCTA Member Participation (1<sup>st</sup> read 12-13-18)**

Commissioner Parry moved on this day the County Commission of the County of Boone does hereby approve the attached Contract Amendment Number Six to 138AN-TISA2013, CenturyLink Loyal Advantage MiCTA Member Participation.

The terms of the amendment are stipulated in the attached Amendment. It is further ordered the Presiding Commissioner is hereby authorized to sign said Contract Amendment Number Six.

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #554-2018**

**9. Second Reading; Cooperative Contract: State of Missouri IFB605CO1800058 for Sheriff's Department to Purchase Vehicle (1<sup>st</sup> read 12-13-18)**

Commissioner Parry asked to put this item on hold as they were still waiting to get more information on it.

Commissioner Atwill stated this item was tabled.

**10. Second Reading; Cooperative Contract: CS190755001 – Universal Wastes Recycling Services (1<sup>st</sup> read 12-13-18)**

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby approve the utilization of the State of Missouri Contract CS190755001 with Veolia ES-Technical Solutions, LLC of Port Washington, Wisconsin for Universal Wastes Recycling Services.

The terms of the cooperative contract are stipulated in the attached Purchase Agreement. It is further ordered the Presiding Commissioner is hereby authorized to sign said Purchase Agreement.

Commissioner Parry seconded the motion.

The motion carried 3 to 0. **Order #555-2018**

**Facilities Maintenance**

**11. Second Reading; Budget Revision: Cover Cost in Class 4 Utility Account (1<sup>st</sup> read 12-13-18)**

Commissioner Parry moved on this day the County Commission of the County of Boone does hereby approve the following budget revision from Facilities Maintenance to move funds from Equipment Service Contract (60050) to Electricity (48200) to cover the Class 4 Utility expenses.

Department	Account	Department Name	Account Name	Decrease \$	Increase \$
2705	60050	FM/HK – ECC	Equipment Service Contract	8,500	
2705	48200	FM/HK – ECC	Electricity		8,500
				8,500	8,500

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #556-2018**

**Commission**

**12. First & Second Reading; Acknowledging receipt of the 2018 Chapter 100 Compliance Report from Kraft-Heinz**

CJ Dykhouse introduced Brian Cathro, the plant controller at Kraft-Heinz. Brian Cathro was present to provide the Commission with the 2018 Chapter 100 Compliance Report. The

performance agreement called for the abatement to be conditioned upon Kraft-Heinz achieving at least 300 jobs that pay at or above the County average wage.

Brian Cathro said the company has an average of 460 people making just under \$50,000 a year.

Commissioner Parry thanked Brian Cathro for his support of the local food bank and the other charities supported in the community.

There were no other comments or questions from the Commission.

Commissioner Parry moved on this day the County Commission of the County of Boone does hereby acknowledge receipt of the attached Chapter 100 Compliance Report from the Kraft-Heinz Food Company for the period ending October 31, 2018.

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #557-2018**

### **13. Public Comment**

Stephen Wyse was present to speak to the Commission.

Mr. Wyse said this County, in enforcement of its zoning judgments, has incarcerated Seth Reynolds. There is no public benefit to that zoning ordinance and there is nothing that the County can gain based upon the typography of the land. There is no future development or construction planned. The enforcement of this zoning ordinance is arbitrary and capricious. Mr. Wyse said that he has communicated with the County Counselor's Office an offer of settlement. The Counselor's Office indicated they would not communicate that to the

Commission because he was not the Counsel of record. The Counsel of record, Mr. Schneider, sent an email to the County Counselor's Office giving his consent to have Mr. Wyse communicate on this. No response has been received on whether or not the County would accept the payment of \$1,500 for the technical violation of the zoning ordinance. The violation is in conformity with the neighborhood. There is nothing about the building or the fence that is not in conformity with neighborhood usage of the easement. This citizen has been incarcerated for trying to make reasonable use of their property, a citizen that is trying to benefit local restaurants, and trying to comply. The County issued Mr. Reynolds a permit and then refused to grant him a variance. The enforcement of this ordinance makes no sense. Mr. Wyse asked that the County Commission act in the public good by accepting the settlement offered and freeing Mr. Reynolds from incarceration.

Commissioner Atwill said this is a matter that is a pending legal matter, which he does not personally make comments on.

Commissioner Parry said his understanding is that this is an issue with the Circuit Court, not with the County Commission. Therefore, the reason that Mr. Reynolds is incarcerated is not because of any issue with the County Commission, but rather with his dealings with the Circuit Court.

Mr. Wyse said with all due respect, the County is the plaintiff in this lawsuit. The County obtained the judgment, the County Counselors have asked repeatedly for Mr. Reynolds incarceration. It is completely within the County Commission's discretion.

Commissioner Parry said the Commission will ask for an update from the County Counselor and ask him to get back with Mr. Wyse with his latest response.

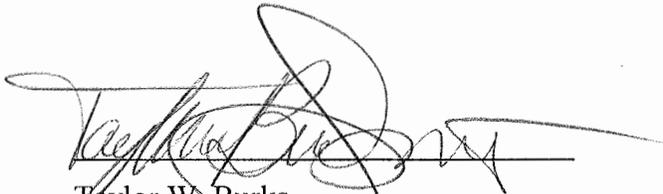
There were no more comments or questions.

14. Commission Reports

None

The meeting adjourned at 9:48 a.m.

Attest:



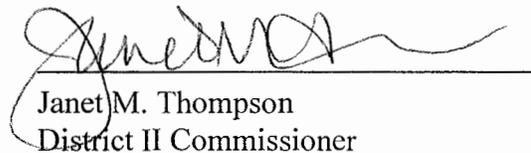
Taylor W. Burks  
Clerk of the County Commission



Daniel K. Atwill  
Presiding Commissioner



Fred J. Parry  
District I Commissioner



Janet M. Thompson  
District II Commissioner