

TERM OF COMMISSION: March Session of the January Adjourned Term

PLACE OF MEETING: Roger B. Wilson Boone County Government Center
Boone County Conference Room 301

PRESENT WERE: Presiding Commissioner Dan Atwill
District I Commissioner Justin Aldred – via phone
District II Commissioner Janet Thompson
Environmental Public Health Specialist Garth Baker
Director of Community Services Joanne Nelson
Deputy County Clerk Jodi Vanskike

Public: Joel Putnam, Janie Bailey, Caretaker

Conference Call Information:

Number: 425-585-6224 Access Code: 802-162-168

The meeting was called to order at 9:30am.

Health Department

1. First and Second Reading: Nuisance Abatement - Parcel 12-200-03-00-024.00 01

Environmental Public Health Specialist Garth Baker stated they received complaints in October 2021 regarding a person living in the shop area and, although it's a different issue, he isn't sure where their sewage is going, and there are no utilities. Mr. Baker stated, as shown in the photos, there is junk all around the area. Mr. Baker stated there is a junk truck, junk trailers, and tires throughout the property. Mr. Baker stated they have received a few more complaints recently and he sent them a notice in November 2021 and a second notice in December 2021. Mr. Baker stated he took photos of the area in February 2022. Commissioner Atwill asked if there was anyone on the phone or in person to represent the owner of the property. After no one spoke up, Commissioner Atwill asked for questions or a motion.

Commissioner Thompson moved on this 8th day of March 2022, the County Commission of Boone County, Missouri met in regular session and entered the following findings of fact, conclusions of law and order for abatement of nuisance:

Findings of Fact and Conclusions of Law

The County Commission finds as fact and concludes as a matter of law the following:

1. The Boone County Code of Health Regulations (the "Code") are officially noticed and are made a part of the record in this proceeding.
2. The City of Columbia/Boone County Health Department administrative record is made a part of the record in this proceeding and incorporated herein by reference. In addition, any live testimony of the official(s) of the department and other interested persons are made a part of the record in this proceeding.
3. A public nuisance exists described as follows: trash, rubbish, garbage, broken furniture, and tires on the premises.
4. The location of the public nuisance is as follows N NORTH BROWNS STATION RD, Columbia, MO, a/k/a parcel# 12-200-03-00-024.00 01, Section 3, Township 49, Range 12 as shown by deed book 1166 page 0079, Boone County
5. The specific violation of the Code is: trash, rubbish, garbage, broken furniture, and tires in violation of section 6.5 of the Code.
6. The Health Director's designated Health Official made the above determination of the existence of the public nuisance at the above location. Notice of that determination and the requirement for abatement was given in accordance with section 6.10.1 of the Code on the 17th day of December 2021, to the property owner.
7. The above described public nuisance was not abated. As required by section 6.10.2 of the Code, the property owner were given notice of the hearing conducted this date before the Boone County Commission for an order to abate the above nuisance at government expense with the cost and expense thereof to be charged against the above described property as a special tax bill and added to the real estate taxes for said property for the current year.
8. No credible evidence has been presented at the hearing to demonstrate that no public nuisance exists or that abatement has been performed or is unnecessary; accordingly, in accordance with section 6.10.2 of the Code and section 67.402, RSMo, the County Commission finds and determines from the credible evidence presented that a public nuisance exists at the above location which requires abatement and that the parties responsible for abating such nuisance have failed to do so as required by the Health Director or Official's original order referred to above.

Order for Abatement Chargeable As a Special Assessment To The Property

Based upon the foregoing, the County Commission hereby orders abatement of the above described public nuisance at public expense and the Health Director is hereby authorized and directed to carry out this order.

It is further ordered and directed that the Health Director submit a bill for the cost and expense of abatement to the County Clerk for attachment to this order and that the County Clerk submit a certified copy of this order and such bill to the County Collector for inclusion as a special assessment on the real property tax bill for the above described property for the current year in accordance with section 67.402, RSMo.

Commissioner Aldred seconded the motion.
The motion carried 3 to 0. **Order #88-2022**

2. First and Second Reading: Nuisance Abatement Parcel 15-311-01-05-081.00 01

Environmental Public Health Specialist Garth Baker stated the initial complaint was made in November 2021. Mr. Baker stated this is a residential lot that has 27 different parcels that are laid out for residential use. Mr. Baker stated he has spoken with the owner regarding this property and the owner stated he would be cleaning it up. Mr. Baker stated due to the weather, he couldn't get it cleaned up but will have his crew out there today to get it cleaned up. Commissioner Atwill asked if anyone was on the phone or in person to represent the owner. After no one spoke up, Commissioner Atwill asked for questions or a motion.

Commissioner Thompson moved now on this 8th day of March 2022, the County Commission of Boone County, Missouri met in regular session and entered the following findings of fact, conclusions of law and order for abatement of nuisance:

Findings of Fact and Conclusions of Law

The County Commission finds as fact and concludes as a matter of law the following:

1. The Boone County Code of Health Regulations (the "Code") are officially noticed and are made a part of the record in this proceeding.
2. The City of Columbia/Boone County Health Department administrative record is made a part of the record in this proceeding and incorporated herein by reference. In addition, any live testimony of the official(s) of the department and other interested persons are made a part of the record in this proceeding.
3. A public nuisance exists described as follows: growth of weeds in excess of twelve inches high on the premises.
4. The location of the public nuisance is as follows N WHITE CYPRESS DR, Columbia, MO, a/k/a parcel# 15-311-01-05-081.00 01, Midway Crossing Plat 2 Lot 80, Section 1, Township 48, Range 14 as shown by deed book 3846 page 0061, Boone County.
5. The specific violation of the Code is: growth of weeds in excess of twelve inches high in violation of section 6.7 of the Code.
6. The Health Director's designated Health Official made the above determination of the existence of the public nuisance at the above location. Notice of that determination and the requirement for abatement was given in accordance with section 6.10.1 of the Code on the 15th day of November 2022, to the property owner.

7. The above described public nuisance was not abated. As required by section 6.10.2 of the Code, the property owner was given notice of the hearing conducted this date before the Boone County Commission for an order to abate the above nuisance at government expense with the cost and expense thereof to be charged against the above described property as a special tax bill and added to the real estate taxes for said property for the current year.
8. No credible evidence has been presented at the hearing to demonstrate that no public nuisance exists or that abatement has been performed or is unnecessary; accordingly, in accordance with section 6.10.2 of the Code and section 67.402, RSMo, the County Commission finds and determines from the credible evidence presented that a public nuisance exists at the above location which requires abatement and that the parties responsible for abating such nuisance have failed to do so as required by the Health Director or Official's original order referred to above.

Order for Abatement Chargeable as a Special Assessment to The Property

Based upon the foregoing, the County Commission hereby orders abatement of the above described public nuisance at public expense and the Health Director is hereby authorized and directed to carry out this order.

It is further ordered and directed that the Health Director submit a bill for the cost and expense of abatement to the County Clerk for attachment to this order and that the County Clerk submit a certified copy of this order and such bill to the County Collector for inclusion as a special assessment on the real property tax bill for the above described property for the current year in accordance with section 67.402, RSMo.

Commissioner Aldred seconded the motion.

The motion carried 3 to 0. **Order #89-2022**

3. First and Second Reading: Nuisance Abatement Parcel 12-606-14-01-033.00 01

Environmental Public Health Specialist Garth Baker stated they received the first complaint on this property in June, a second one in July, and a third one in February. Mr. Baker stated he drove past this property recently and, though it looks a little better, there are still appliances, junk and trash on the property. Mr. Baker stated, although not listed in the original violation, he noticed a "chopped off" inoperable Blazer on the property as well. Commissioner Atwill asked if anyone was on the phone or in person to represent the owner. After no one spoke up, Commissioner Atwill asked for questions or a motion.

Commissioner Thompson moved now on this 8th day of March 2022, the County Commission of Boone County, Missouri met in regular session and entered the following findings of fact, conclusions of law and order for abatement of nuisance:

Findings of Fact and Conclusions of Law

The County Commission finds as fact and concludes as a matter of law the following:

The Boone County Code of Health Regulations (the "Code") are officially noticed and are made a part of the record in this proceeding.

The City of Columbia/Boone County Health Department administrative record is made a part of the record in this proceeding and incorporated herein by reference. In addition, any live testimony of the official(s) of the department and other interested persons are made a part of the record in this proceeding.

A public nuisance exists described as follows: trash, rubbish, garbage, broken furniture, and tires on the premises.

The location of the public nuisance is as follows 7409 N SVENA DR, Columbia, MO, a/k/a parcel# 12-606-14-01-033.00 01, Section 14, Township 49, Range 12 as shown by deed book 0948 page 0398, Boone County

The specific violation of the Code is: trash, rubbish, garbage, broken furniture, and tires in violation of section 6.5 of the Code.

The Health Director's designated Health Official made the above determination of the existence of the public nuisance at the above location. Notice of that determination and the requirement for abatement was given in accordance with section 6.10.1 of the Code on the 9th day of July 2021, to the property owner.

The above described public nuisance was not abated. As required by section 6.10.2 of the Code, the property owner was given notice of the hearing conducted this date before the Boone County Commission for an order to abate the above nuisance at government expense with the cost and expense thereof to be charged against the above described property as a special tax bill and added to the real estate taxes for said property for the current year.

No credible evidence has been presented at the hearing to demonstrate that no public nuisance exists or that abatement has been performed or is unnecessary; accordingly, in accordance with section 6.10.2 of the Code and section 67.402, RSMo, the County Commission finds and determines from the credible evidence presented that a public nuisance exists at the above location which requires abatement and that the parties responsible for abating such nuisance have failed to do so as required by the Health Director or Official's original order referred to above.

Order for Abatement Chargeable as a Special Assessment to The Property

Based upon the foregoing, the County Commission hereby orders abatement of the above described public nuisance at public expense and the Health Director is hereby authorized and directed to carry out this order.

It is further ordered and directed that the Health Director submit a bill for the cost and expense of abatement to the County Clerk for attachment to this order and that the County Clerk submit a certified copy of this order and such bill to the County Collector for inclusion as a special assessment on the real property tax bill for the above described property for the current year in accordance with section 67.402, RSMo.

Commissioner Aldred seconded the motion.
The motion carried 3 to 0. **Order #90-2022**

4. First and Second Reading: Nuisance Abatement Parcel 11-903-35-00-007.00 01

Environmental Public Health Specialist Garth Baker stated they received complaints on this property in September, October and November 2021. Mr. Baker stated there have been squatters at the property who have taken it over and covered it with junk. Mr. Baker stated he has been communicating with the owner's caretaker and working with her to get the property cleaned up. Geriatric Care Manager Janie Bailey stated they have posted a demand for possession and have been working with the police since 2021 to try to do trespass warnings, but they have now been advised to go through the eviction process. Ms. Bailey stated there was never a lease and the individuals that are there never had permission to be there. Ms. Bailey stated the owner Joel Putnam lives in an assisted living facility, so she can't have a lot of oversight over the property. Ms. Bailey stated the owner has now hired a lawyer who has filed for a demand of possession and states as soon as they are able to get the eviction put through and get back possession, she has two quotes from two different businesses to get the property cleaned up. Owner Joel Putnam stated she can't get out to her property due to being in a wheelchair and she hasn't been there since 2015. Ms. Putnam stated the last time she was there, she picked up all the lithium batteries that were around, which she states are used to make drugs. Ms. Putnam stated she is in the process of selling her other home but doesn't know what to do about the woman living out there. Ms. Putnam stated the property is covered in trash; they have asked the lady to leave but she hasn't left. Ms. Putnam stated she doesn't even know they lady's name, but she knows there are no utilities on at the property and that no one has permission to be living there. Commissioner Thompson explained to Ms. Putnam that now, Commissioner Atwill will ask for a motion so an order will be put in place, so Mr. Baker at the Health Department has the authority to continue working with her to get this resolved.

Commissioner Thompson moved now on this 8th day of March 2022, the County Commission of Boone County, Missouri met in regular session and entered the following findings of fact, conclusions of law and order for abatement of nuisance:

Findings of Fact and Conclusions of Law

The County Commission finds as fact and concludes as a matter of law the following:

1. The Boone County Code of Health Regulations (the "Code") are officially noticed and are made a part of the record in this proceeding.
2. The City of Columbia/Boone County Health Department administrative record is made a part of the record in this proceeding and incorporated herein by reference. In addition, any live testimony of the official(s) of the department and other interested persons are made a part of the record in this proceeding.
3. A public nuisance exists described as follows: trash, rubbish, garbage, broken furniture, and tires on the premises.

4. The location of the public nuisance is as follows 3823 N CREASY SPRINGS RD, Columbia, MO, a/k/a parcel# 11-903-35-00-007.00 01, Section 35, Township 49, Range 13 as shown by deed book 0948 page 0398, Boone County
5. The specific violation of the Code is: trash, rubbish, garbage, broken furniture, and tires in violation of section 6.5 of the Code.
6. The Health Director's designated Health Official made the above determination of the existence of the public nuisance at the above location. Notice of that determination and the requirement for abatement was given in accordance with section 6.10.1 of the Code on the 2nd day of December 2021, to the property owner.
7. The above described public nuisance was not abated. As required by section 6.10.2 of the Code, the property owner was given notice of the hearing conducted this date before the Boone County Commission for an order to abate the above nuisance at government expense with the cost and expense thereof to be charged against the above described property as a special tax bill and added to the real estate taxes for said property for the current year.
8. No credible evidence has been presented at the hearing to demonstrate that no public nuisance exists or that abatement has been performed or is unnecessary; accordingly, in accordance with section 6.10.2 of the Code and section 67.402, RSMo, the County Commission finds and determines from the credible evidence presented that a public nuisance exists at the above location which requires abatement and that the parties responsible for abating such nuisance have failed to do so as required by the Health Director or Official's original order referred to above.

Order for Abatement Chargeable as a Special Assessment to The Property

Based upon the foregoing, the County Commission hereby orders abatement of the above described public nuisance at public expense and the Health Director is hereby authorized and directed to carry out this order.

It is further ordered and directed that the Health Director submit a bill for the cost and expense of abatement to the County Clerk for attachment to this order and that the County Clerk submit a certified copy of this order and such bill to the County Collector for inclusion as a special assessment on the real property tax bill for the above described property for the current year in accordance with section 67.402, RSMo.

Commissioner Aldred seconded the motion.

The motion carried 3 to 0. **Order #91-2022**

Purchasing

5. **First Reading: Bid Award: 42-15DEC21 - Mechanic Services - Heavy Equipment - Term & Supply**

Buyer Robert Wilson read the following memo: 42-15DEC21 – Mechanic Services – Heavy Equipment and Trucks – Term & Supply opened on February 16, 2022. One (1) bid was received. Road & Bridge recommends award to Martin Equipment of Illinois, Inc. of Ashland, MO.

This is a term and supply contract and will be paid from department 2042 – RB Fleet & Equipment Maintenance Operations, account 60200 – Equipment Repairs/Maintenance.

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

6. First Reading: Cooperative Contract: CC180160005 - Vehicle Lifts and Garage Associated Equipment

Buyer Robert Wilson read the following memo: Road & Bridge requests permission to utilize the State of Missouri NASPO Valuepoint cooperative contract CC180160005 – Vehicle Lifts and Garage Associated Equipment to purchase new vehicle lifts and portable vehicle jacks from Vehicle Service Group, LLC (Rotary Lift)

Cost of the purchase is \$110,954.91 and will be paid from department 4110 – RB Expansion & Improvement, account 71231 – Owner Costs

This is a term and supply contract that has an initial term ending February 10, 2023.

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

Sheriff's Office

7. First Reading: Howell County Sheriff's Office K-9 Basic Training Contract

Captain Brian Leer stated this contract is for a retrain for a handler and a dog, and is a shortened course, in the amount of \$1,800.00.

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

8. First Reading: City of Marshall Police Department K-9 Basic Training Contract

Captain Brian Leer stated this contract is for a single purpose dog and trainer, a shortened course, in the amount of \$1,800.00.

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

9. First Reading: City of Florissant Police Department K-9 Basic Training Contract

Captain Brian Leer stated this is for two brand new full purpose dogs that will be trained in obedience tracking, article search, building search and narcotics. Captain Leer stated this will be for 40 sessions, 8 weeks of training in the amount of \$7,200.00, or \$3,600.00 each.

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

13th Judicial Court

10. Second Reading: FY2023 Juvenile Justice Program Assistance (JJPA) Grant Application (First Read 03.03.22)

Commissioner Thompson moved now on this day, the County Commission of the County of Boone does hereby approve the attached Juvenile Justice Program Assistance Grant application, submitted by the 13th Judicial Circuit Court, Family Court-Juvenile Division.

Commissioner Aldred seconded the motion.
The motion carried 3 to 0. **Order #92-2022**

Resource Management

11. Second Reading: Agreement with Midwest Engineering Group, LLC for the design and construction observation of Bridge #BR6000002 on Sycamore Creek Road (First Read 03.03.22)

Commissioner Thompson moved now on this day, the County Commission of the County of Boone does hereby approve the attached agreement for the design and construction observation of bridge #BR6000005 on Sycamore Creek Road with Midwest Engineering Group, LLC.

Terms of the agreement are stipulated in the attached agreement. It is further ordered the Presiding Commissioner is hereby authorized to sign the agreement.

Commissioner Aldred seconded the motion.
The motion carried 3 to 0. **Order #93-2022**

12. Second Reading: Adopt-a-Road Program – Approve application for Wren School Road (First Read 03.03.22)

Commissioner Aldred moved now on this day, the County Commission of the County of Boone does hereby approve the attached Adopt-a-Road request by Three Creeks Farm + Forest for a portion of Wren School Road from 15000 Wren School Road to the Highway MM/Fox Hollow Intersection.

Commissioner Thompson seconded the motion.
The motion carried 3 to 0. **Order #94-2022**

Community Services

13. Second Reading: Budget Amendment: Increase funds: Resolution of Intent with Southern Boone School District (First Read 02.22.22) Open Public Hearing

Commissioner Aldred moved now on this day, the County Commission of the County of Boone does hereby acknowledge the following budget amendment from the Community Services Department for funds relating to the Resolution of Intent with Southern Boone School District.

Commissioner Thompson seconded the motion.
The motion carried 3 to 0. **Order #95-2022**

Commission

14. Public Comment

No public present or on the phone for comment. Commissioner Atwill closed public comment.

15. Commissioner Reports

Commissioner Thompson stated the Governor issued a proclamation in February, declaring March 2022 to be Purchasing Appreciation Month. Commissioner Thompson stated this is in honor of Purchasing Departments across Missouri, and she wanted to place it in the record to memorialize the Commissioners appreciation for Boone County’s quality employees in our Purchasing Department. Commissioner Thompson stated Boone County Purchasing employees keep our county in line with best practices and she wanted to thank all of them for all they do. Commissioner Atwill stated he would second that comment.



Attest:

Daniel K. Atwill

Presiding Commissioner



Brianna L. Lennon
Clerk of the County Commission



Justin Aldred
District I Commissioner



Janet M. Thompson
District II Commissioner



State of Missouri
Governor's Proclamation

WHEREAS, the purchasing and materials management profession has a significant role in the quality, efficiency, and profitability of businesses and government throughout the United States; and

WHEREAS, the purchasing and materials management profession works for private and public, profit, and nonprofit organizations; and

WHEREAS, the purchasing and materials management profession has tremendous influence on the economic conditions of the United States, with a cumulative purchasing power running into the billions of dollars; and

WHEREAS, the Missouri Association of Public Purchasing, members of the NIGP - The Institute for Public Procurement and other associations around the globe, are holding activities and special events to further educate and inform the public on the role of purchasing within businesses, industries, and governments.

NOW, THEREFORE, I, Michael L. Parson, GOVERNOR OF THE STATE OF MISSOURI, do hereby proclaim March 2022, to be

PURCHASING MONTH

in Missouri.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, this 7th day of February, 2022.



Michael L. Parson

Michael L. Parson
GOVERNOR

ATTEST:

Jay Ashcroft
SECRETARY OF STATE