

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
District II Commissioner Janet Thompson
Director of Resource Management Bill Florea
Planner Uriah Mach
Environmental Health Specialist Garth Baker
Director of Purchasing Melinda Bobbitt
Boone County Counselor CJ Dykhouse
Senior Buyer Liz Palazzolo
Stormwater Coordinator Nicki Rinehart
Deputy County Clerk Jodi Vanskike

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: Public Nuisance: Parcel #1220410010110001

Environmental Health Specialist Garth Baker stated a week after this property was abated in November 2021, they Health Department received a complaint. Mr. Baker stated there were couches, broken appliances and broken vehicles back on the property. Mr. Baker stated the blue

Dodge vehicle in the pictures has flat tires and is inoperable. Mr. Baker stated he has not had contact with the owner and stated when they did the abatement in November 2021, they hauled out three tons of trash from the property. Mr. Baker stated the week after the last abatement, the neighbors were again calling, asking if the Health Department had even done anything.

Commissioner Thompson moved now on this 22nd 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 unlicensed/dismantled/inoperable/junk-filled blue Dodge four-door car and a silver Chevrolet four-door car on the premises.
4. The location of the public nuisance is as follows 7631 Zack Road, Columbia, MO, a/k/a parcel# 12-204-10-01-011.00 01, Valley Park Subdivision, Lot 1, Section 10, Township 49, Range 12 as shown by deed book 2694 page 0104, Boone County
5. The specific violation of the Code is: trash, rubbish, garbage and broken furniture in violation of section 6.5 of the Code and unlicensed/dismantled/inoperable/junk-filled blue Dodge four-door car and a silver Chevrolet four-door car in violation of section 6.9 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 25th 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 #119-2022**

Purchasing

**2. First Reading: Contract Amendment #1 for Signature for Boone County:
60521CO0530 - Road Tractor**

Director of Purchasing Melinda Bobbitt read the following memo: Road & Bridge requests permission to utilize the MoDOT cooperative contract 60521CO530 – Dump Trucks to purchase one (1) 2021 Freightliner 114SD from Columbia Freightliner Sales of Columbia, Missouri.

Cost of the purchase is \$105,168.02 and will be paid from department 2040 – RB Road Maintenance and account 92400 – Replacement Autos/Trucks.

This is a replacement purchase and the 2021 budgeted amount was \$115,000.00. Estimated sale value is \$15,000.00.

The Purchasing Department requests permission to dispose of the following surplus by sale:
1996 International 2574 Road Tractor
Fixed asset tag 10398

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.

**3. First Reading: Contract Amendment #1 for Signature for Boone County:
60520CO0159 - Dump Trucks**

Director of Purchasing Melinda Bobbitt read the following memo: Missouri Department of Transportation cooperative contract 60520CO0159 was approved by Commission for award to Kansas City Freightliner Sales, Inc. dba Columbia Freightliner Sales on March 9, 2021. This amendment adds a Henderson raw material price increase of \$11,126.08 per truck for a total of \$22,252.16. The cooperative contract does allow for price adjustments. It also assigns the contract to PTG Missouri, LLC, dba Premier Truck Group of Columbia.

Invoice will be paid from Department 2040 – R&B Road Maintenance and 2048 – R&B Insurance Activity, Account 92400 – Replacement Auto/Trucks. Road & Bridge processed a Budget Revision to cover this increase.

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.

**4. First Reading: Co-Op Contract CC201986003 - Statewide NASPO Valuepoint
Ground Maintenance Equipment Boone County**

Senior Buyer Liz Palazzolo read the following memo: Purchasing requests permission to use contract CC201986003, the Statewide NASPO ValuePoint contract for Ground Maintenance Equipment established by the State of Missouri Office of Administration using a NASPO ValuePoint contract with John Deere & Company of Cary, North Carolina as a cooperative contract. Local dealer Sydenstricker Nobbe Partners will be the local point of contact for purchase of the John Deere Signature Series X738 lawn tractor for the Facilities Maintenance Department.

The contract period will run February 24, 2022 through February 27, 2023. There are two (2) one-year renewal options available.

Payment for the lawn tractor will be paid from 6104, FM Grounds Maintenance, Account 91300, Machinery & Equipment: \$21,020.85.

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.

**5. Second Reading: Contract 04-02MAR22 - Carpet Cleaning Services - Term &
Supply (First Read 03.17.22)**

Commissioner Aldred moved now on this day, the County Commission of the County of Boone does hereby approve Request for Bid 04-02MAR22 – Carpet Cleaning Services – Term & Supply, which opened on March 2, 2022. Two (2) bids were received. Facilities Maintenance recommends award to American Heritage Carpet Cleaning as primary contractor and Sappington’s Carpet Care as secondary contractor.

Invoices will be paid from Departments 6101 – Facilities Maintenance Housekeeping & Custodial Services and Account 60125 – Custodial/Janitorial Service.

Commissioner Thompson seconded the motion.
The motion carried 3 to 0. **Order #120-2022**

Resource Management

6. First Reading: Authorization to submit the Show-Me Stormwater Joint Stormwater Management Plan to the Missouri Department of Natural Resources

Stormwater Coordinator Nicki Rinehart stated Boone County, the City of Columbia and the University of Missouri are co-permitted as a designated municipal separate storm sewer system for the Clean Water Act National Pollutant Discharge Elimination System. Ms. Rinehart stated the permit requires a stormwater management plan to be filed and updated every permit cycle. Ms. Rinehart stated the stormwater management plan describes the programs practices and goals for reducing pollutants to the stormwater runoff to the MS4 through 6 minimum control measures. Ms. Rinehart stated staff is asking County Commission to authorize staff to submit the draft stormwater management plan to the Department of Natural Resources, and to make any required provisions that are required.

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.

7. First Reading: Budget Amendment for Dept 2082

Director of Resource Management Bill Florea stated this item is for the purchase of a GPS unit for use by the County Surveyor. Director Florea stated the surveyor currently has a device that is an optically based device that he uses out in the field. Director Florea stated depending on the terrain and vegetation cover, it can be very difficult to obtain the line of site that the robot needs. Director Florea stated this unit would enable the surveyor to cut his time spent on site in half. Director Florea stated a unit like this has been rented in the past. In the last two years the County has spent around \$2,200.00 on a rental and he feels this \$7,300.00 purchase would be a good decision in terms of time saved and money spent. Director Florea stated a unit like this should last five to ten years and has no additional IT requirements.

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. Plat Acceptance: Riggs Church Subdivision. S35-T51N-R13W. A-2. Con-Agg of MO LLC, owner. Kevin Schweikert, surveyor.

Commissioner Thompson moved now on this day, the County Commission of the County of Boone does hereby receive and accept the plat Riggs Church Subdivision. S35-T51N-R13W. A-2. Con-Agg of MO LLC, owner. Kevin Schweikert, surveyor.

It is further ordered the Presiding Commissioner is hereby authorized to sign said plat.

Commissioner Aldred seconded the motion.
The motion carried 3 to 0. **Order #121-2022**

Commission

9. First Reading: First reading approving an MOU with the Missouri Attorney General regarding opioid settlement proceeds

Boone County Counselor CJ Dykhouse stated this document comes to the Commissioners upon the recommendation of their class action counsel in connection with the ongoing national opioid litigation. Counselor Dykhouse stated there are two main class action groups in Missouri. Counselor Dykhouse stated when they first got to the issue of settlement, the Missouri Attorney General took the position at 100% of the settlement proceeds should go through the state of Missouri irrespective of the fact that the political subdivision had taken on risk by initiating this litigation. Counselor Dykhouse stated after taking that initial position, with further negotiations, the Attorney General has now agreed to a split of the settlement proceeds between the state of Missouri and the litigating subdivisions. Counselor Dykhouse stated the County's class action council group and the other class action council group have reached the same terms of that understanding with the Missouri Attorney General and the County's class action group would like this Memorandum of Understanding approved and back to them by the end of the month if possible.

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.

10. Public Comment

No members of the public were present or on the phone for public comment.

11. Commissioner Report

None

Attest:



Brianna L. Lennon
Clerk of the County Commission



Daniel K. Atwill
Presiding Commissioner



Justin Aldred
District I Commissioner



Janet M. Thompson
District II Commissioner