

TERM OF COMMISSION: January Session of the January Adjourned Term

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

PRESENT WERE: Presiding Commissioner Kip Kendrick  
District I Commissioner Justin Aldred  
District II Commissioner Janet Thompson  
Stormwater Coordinator Nicki Rinehart  
Major Gary German  
Director of Human Resources Angela Wehmeyer  
Environmental Public Health Supervisor Chrystal Smart  
Deputy Boone County Clerk Jodi Vanskike

**Conference Call Information:**

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

The meeting was called to order at 1:30pm and roll call was taken.

**Health Department**

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

Environmental Public Health Supervisor Chrystal Smart stated they began this process in November 2022 and found out the owner listed on the deed is deceased. Ms. Smart stated the Sheriff's Office has been involved as well because they believe people are living on this property, but it's not residentially zoned. Ms. Smart stated the Sheriff's Office has been unable to locate the son of the owner, who is listed on the deed which is transferrable upon death. Ms. Smart stated the photographs provided today were taken yesterday, and every time she has driven by, it appears individuals are living there. Ms. Smart stated, if there is someone living on this property, they would not have an approved wastewater system, and they aren't sure where

human waste on this property is going; therefore, she has included Resource Management in the investigation as well.

Commissioner Thompson added many complaints have come in about this property, and it appears that, with all the junk around, someone is living on the property. Commissioner Thompson stated Resource Management has been very concerned about where the human waste may be going. Commissioner Thompson stated this has been a collaborative effort getting it to this stage and would like to thank Ms. Smart for providing updated photos from yesterday, which confirms the situation still exists.

Commissioner Kendrick opened and closed the public hearing.

Commissioner Aldred moved now on this 12<sup>th</sup> day of January 2023, 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.
4. The location of the public nuisance is as follows 0000 Brown Station Rd, Columbia, MO, a/k/a parcel# 12-200-03-00-024.00 01., SW PT SW, 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, and garbage 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 6 day of December 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 and lien holder 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 Thompson seconded the motion.  
The motion carried 3 to 0. **Order #18-2023**

### **Boone County Sheriff's Office**

#### **2. First Reading: Budget Amendment – Department 6200 - Purchasing a New Backup Generator for the Sheriff Annex**

Major Gary German stated this is a re-budget continuation of this project. Major German stated, in 2022, the Commission allocated funds for the purchase of a generator for the Sheriff's Annex/Clerk's Warehouse, and, at that time, the lead time for a generator was 64 weeks. Major German stated the generator was ordered and purchased in 2022, and they are looking at the end of summer before it is delivered. Major German stated while they were working on the generator, they learned the 500-gallon underground tanks needed weren't available. Major German stated they were told the tanks are available at the end of February, and once they arrive, they will bury the tanks and fill it.

Commissioner Kendrick 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: Clinton County Sheriff K-9 Maintenance Training Contract**

Major Gary German stated once they have trained a dog, the Sheriff's Office continues with maintenance training in which they bring the handler back in and make sure the proficiency of the team isn't lost. Major German stated this contract with Clinton County is for one year.

Commissioner Kendrick 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: City of Columbia Police Department K-9 Vehicle Equipment Transfer**

Major Gary German stated this item was removed from service at the Sheriff's Office and the Columbia Police Department has an older fleet of vehicles so this is something that would work for them and fit their vehicles.

Commissioner Kendrick 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.

**Human Resources**

**5. First and Second Reading – Rescind Commission Order 609-2022 and Request to Hire Above FHR for Position 931, Accountant II**

Director of Human Resources Angela Wehmeyer stated, in the transition of outgoing and incoming elected officials, there was miscommunication with this applicant. Ms. Wehmeyer stated this request will effectively replace the original request for the salary that has been agreed upon and already budgeted.

Commissioner Thompson moved now on this day the County Commission of the County of Boone does hereby rescind Commission Order 609-2022 and approve the request to hire above the Flexible Hiring Maximum for Position Number 931, Accountant II, and does hereby authorize an initial appropriation equivalent to \$62,500 annually for the salary of said position and an additional \$2,500 annually at the successful completion of a probationary period.

Commissioner Aldred seconded the motion.  
The motion carried 3 to 0. **Order #19-2023**

**Resource Management**

**6. First Reading: Approval of Extension of the Stormwater Security Agreement and Erosion and Sediment Control Letter of Credit for Perche Ridge**

Stormwater Coordinator Nicki Rinehart stated they need to extend the erosion and sediment control deposit in the amount of \$62,926.16 until December 26, 2023, for this subdivision.

Commissioner Kendrick 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. Second Reading: Acceptance of Correction Deed from MoDOT – Oakland Gravel Road**

Commissioner Aldred moved now on this day, the County Commission of the County of Boone does accept the attached Correction Deed for Oakland Gravel Road and hereby authorize the Presiding Commissioner to sign the Acceptance of Conveyance.

Commissioner Thompson seconded the motion.  
The motion carried 3 to 0. **Order #20-2023**

**8. Second Reading: Annual Consultant Service Agreements with A Civil Group; Allstate Consultants; Anderson Engineering, Inc; Crockett Engineering Consultants, LLC; McClure Engineering Co; and Ross & Baruzzini (First Read 01.10.23)**

Commissioner Thompson moved now on this day, the County Commission of the County of Boone does hereby approve the attached Annual Consultant Service Agreements with: A Civil Group; Allstate Consultants; Anderson Engineering, Inc; Crockett Engineering Consultants, LLC; McClure Engineering Co; and Ross & Baruzzini.

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

Commissioner Aldred seconded the motion.  
The motion carried 3 to 0. **Order #21-2023**

**Commission**

**9. First and Second Reading: Proclamation Honoring Martin Luther King Day**

Commissioner Aldred stated this Proclamation will be presented at several events on Monday.

Commissioner Aldred read the following Proclamation:

- WHEREAS, the Reverend Dr. Martin Luther King, Jr., renowned leader of the American Civil Rights Movement, was born on January 15, 1929 in Atlanta, Georgia; and
- WHEREAS, Dr. King devoted, and ultimately sacrificed, his life to advancing equality, social justice and opportunity for all, inspired by his vision of a society where

individuals are not judged “by the color of their skin but by the content of their character”; and

WHEREAS, between 1955 and 1968, Dr. King led his fellow Americans in a movement toward legal equality for African Americans in the United States, using the power of words and acts of nonviolent resistance, such as protests, grassroots organizing, and civil disobedience; and

WHEREAS, Dr. King continued his life’s mission through similar campaigns focused on poverty and international conflict, never losing sight of his principled beliefs that men and women everywhere, regardless of color or creed, are equal members of the human family; and

WHEREAS, in 1963, Dr. King was a driving force behind the March on Washington, which drew over a quarter-million people, at which he gave his famous “I Have a Dream” speech; and

WHEREAS, Dr. King was named Time Magazine’s Man of the Year for 1963 and, in 1964, at the age of 35, Dr. King became the youngest person to win the Nobel Peace Prize; and

WHEREAS, as a result of the movement led by Dr. King, Congress passed the landmark Civil Rights Act in 1964 and the Voting Rights Act in 1965; and

WHEREAS, tragically, Dr. King’s leadership, so noted for its nonviolence and tenacity, was cut short on April 4, 1968, when he was assassinated at the Laurel Motel in Memphis, Tennessee; and

WHEREAS, Dr. King’s legacy lives on as our nation continues to be inspired by and strive for the realization of his vision of universal equality and justice; and

WHEREAS, as we commemorate Dr. King’s life on this third Monday of January, 2022, we reflect on the imperative of continuing Dr. King’s work, through both nonviolent words and actions, in order to achieve his vision of a future in which we have “transformed the jangling discords of our nation into a beautiful symphony of brotherhood.”

THEREFORE, the Boone County Commission does hereby recognize January 17, 2022, as Martin Luther King Day, and encourages residents to reflect on Dr. King’s vision and how they can work toward realization of this vision in their lives, communities and nation.

Commissioner Aldred moved now on this day, the County Commission of the County of Boone does hereby enter into the record, a Proclamation Honoring Dr. Martin Luther King Day.

Commissioner Thompson seconded the motion.  
The motion carried 3 to 0. **Order #22-2023**

**10. First and Second Reading: Board Appointment – Boone County Regional Sewer District – John Whiteside**

Commissioner Thompson stated this open seat was caused by the untimely death of David Shorr, whose passing greatly impacts the community. Commissioner Thompson stated John Whiteside has worked in this field for many years, representing both entities and Government. Commissioner Thompson stated Mr. Whiteside is uniquely capable to fill David’s size 14 shoes.

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

|                   |                         |                 |                           |                                             |
|-------------------|-------------------------|-----------------|---------------------------|---------------------------------------------|
| John L. Whiteside | Regional Sewer District | New Appointment | Fulfilling Unexpired Term | January 17, 2023, through December 31, 2023 |
|-------------------|-------------------------|-----------------|---------------------------|---------------------------------------------|

Commissioner Aldred seconded the motion.  
The motion carried 3 to 0. **Order #21-2023**

11. Public Comment

None


12. Commissioner Reports

None

Attest:



Brianna L. Lennon  
Clerk of the County Commission

  
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Kip Kendrick

Presiding Commissioner  
  
\_\_\_\_\_  
Justin Aldred

Justin Aldred  
District I Commissioner

A handwritten signature in black ink, appearing to read "Janet M. Thompson", is written over a horizontal line.

Janet M. Thompson

District II Commissioner