

TERM OF COMMISSION: May Session of the May Adjourned Term

PLACE OF MEETING: Boone County Government Center Commission Chambers

PRESENT WERE: Presiding Commissioner Don Stamper
District II Commissioner Linda Vogt
Deputy County Clerk Michelle Malaby

The regular meeting of the County Commission was called to order at 9:35 a.m.

SUBJECT: Establish Speed Limit on Country Squire Court

Public Works Department Director Frank Abart stated Country Squire Court is a dead end, concrete, curb and gutter street extending a block or two east from Creasy Springs Road. It is south of Brown School Road. Duplexes and townhouses are being constructing on the street. About two thirds of the dwellings are complete. The area will be congested. Mr. Abart recommended the County Commission establish a 25 mile per hour speed limit.

Commissioner Vogt moved that the County Commission of the County of Boone establish a 25 mile per hour speed limit on Country Squire Court.

Commissioner Stamper seconded the motion. Motion passed unanimously. **Order 308-96.**

SUBJECT: Budget Amendment: Neighborhood Improvement District Program Overtime

Mr. Abart stated he is not sure why overtime was not included in the 1996 budget. He believes overtime will be necessary due to program activity this year. Contractors generally work beyond the standard eight hour day during the summer.

Commissioner Stamper moved that the County Commission of the County of Boone authorize the following budget amendment:

<u>Department</u>	<u>Account</u>	<u>Account Title</u>	<u>Decrease</u>	<u>Increase</u>
1340	10110	Overtime		\$2,000
1340	03528	Reimburse Personnel/Projects	\$2,000	

Explanation: Amend budget to include overtime. Incurred overtime to be charged to Neighborhood Improvement Districts by tabulating on a weekly basis how much time spent on each Neighborhood Improvement District, divided by regular hours and then using percentage to allocate overtime.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 309-96.**

SUBJECT: Authorize Disposal of Various Fixed Assets

Commissioner Stamper questioned whether the courtroom pedestal chairs should be disposed of.

Commissioner Vogt stated court administration did not express interest in keeping the chairs. What could they be used for?

Commissioner Stamper stated they can be converted to a rolling chair. Are they worth keeping?

Commissioner Vogt replied she hates to dispose of anything which has historical value. However, she has been unable to determine a use for the chairs at this time. The county does have space in which to store the chairs. Someone may discover a use for them in the future.

Commissioner Stamper stated he fails to see the logic of disposing of the chairs. Where did the initiative for disposing of the chairs come from?

Commissioner Vogt replied it is part of an effort to dispose of fixed assets that have not been used during the move into this building.

Commissioner Stamper commented if floors are added to the courthouse, with additional courtrooms, they could be used there.

Commissioner Vogt moved that the County Commission of the County of Boone authorize disposal of the attached list of fixed assets, excluding the pedestal courtroom chairs.

Commissioner Stamper seconded the motion. Motion passed unanimously. **Order 310-96.**

In response to a question from Ms. Malaby, Commissioner Stamper replied the chairs should be stored where they are for the present.

SUBJECT: Authorize Use of Courthouse Grounds by Central Columbia Association for Twilight Festivals

Commissioner Vogt moved that the County Commission of the County of Boone authorize use of the Courthouse grounds by the Central Columbia Association for Twilight Festivals on June 6, 13, 20, and 27, 1996 from 5:00 p.m. to 9:00 p.m.

Commissioner Stamper seconded the motion. Motion passed unanimously. **Order 311-96.**

SUBJECT: Authorize Use of Courthouse Grounds by Open Arms Crisis Pregnancy Center for Walkathon

Commissioner Vogt moved that the County Commission of the County of Boone authorize use of the Courthouse Grounds by the Open Arms Crisis Pregnancy Center for a Walkathon on September 14, 1996 from 8:00 a.m. to 12:30 p.m.

Commissioner Stamper seconded the motion. Motion passed unanimously. **Order 312-96.**

SUBJECT: Discuss Use Tax Election

Commissioner Vogt stated she discussed this subject with County Clerk Wendy Noren yesterday. A new law concerning use taxes is before the Governor for signature. If the commission wants to place the issue on the August ballot, it will have to act by Tuesday. Ms. Noren discussed the tax with City of Columbia leaders. They expressed interest in placing it on the ballot for the same election so the entire population can look at the issue at the same time. Commissioner Vogt stated she believes that is a good idea. The City Council was scheduled to discuss the matter at their meeting last night. They would have to call an emergency meeting to place the issue on the ballot on Tuesday.

Commissioner Stamper questioned how does this relate to the pending litigation discussion?

Commissioner Vogt replied they are two separate issues. There have been many court battles. Each one yielded a ruling that the use tax is legal. The Supreme Court recently overturned its own ruling that the tax is legal. The State of Missouri collected a use tax and insisted local governments accept the revenue. The Department of Revenue decided the funds have to be repaid, with twelve percent interest until January, 1997, then nine percent interest thereafter. That is more than Boone County could earn with interest on the money. At the recent meeting of the Missouri Association of Counties, local governments discussed that part of the issue. There are counties which did not want to accept the money. Boone County has about \$1.75 million in escrow which it would have to pay back with interest. The Supreme Court decided it is a legal tax, but it has to be placed on a local ballot. If the use tax is not put on the ballot, the county would have to wait one year. That would cost the county about \$600,000. The commission needs to make a decision during its meeting next Tuesday.

SUBJECT: Authorize Closed Meeting on Thursday, May 23, 1996

Commissioner Stamper moved that the County Commission of the County of Boone authorize a closed meeting at 12:30 p.m. on Thursday, May 23, 1996 in the Government Center Commission Chambers at 801 E Walnut, Columbia, Missouri, as authorized by 610.021 (1) RSMo. to discuss legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys; and as authorized by 610.021 (2) RSMo. to discuss leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefore.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 313-96.**

SUBJECT: Request to Accept COPS Grant

Sheriff Ted Boehm stated the federal government faxed a notice of award to the Sheriff's Department. The grant application they submitted in July, 1995 requested funding to hire and support two road deputies. The \$111,220 grant will be disbursed over three years. They will fund 75 percent of expenses the first year, 70 percent the second year and 55 percent the third year. Sheriff Boehm requested the commission accept the grant. The federal government will send formal notification of award by mail in the next two weeks.

Commissioner Stamper asked is the county's share of expenses included in the 1996 budget and has the Sheriff discussed this grant with the Auditor?

Sheriff Boehm replied no.

Commissioner Vogt asked what is the county's responsibility for the fourth year?

Sheriff Boehm replied it is the same as with other grants. They would like the county to continue the program. Their application for funding for four deputies submitted three years ago was not approved. The Sheriff's Department never knows whether the application will be approved or when it will receive notification. Therefore, they did not include funds in the 1996 budget. The purpose of the grant is to get police officers out in the community.

Commissioner Vogt stated she would still like to know what would happen if the county could not provide funding for the officers after the third year.

Sheriff Boehm replied he does not see how they could require a county to provide funding. He is not aware of any language in the contract which says the county would have to refund the money if it did not continue to fund the positions.

In response to a question from Commissioner Stamper, Sheriff Boehm replied he does not plan to purchase additional patrol cars for the officers. The majority of calls now require two officers, especially during evening hours. They are seriously considering manning a car with two people.

In response to a question from Commissioner Vogt, Sheriff Boehm replied funds are budgeted for uniforms and equipment.

Commissioner Stamper stated the matter should be discussed with the Auditor before the commission accepts the grant. What is the deadline for accepting the grant?

Sheriff Boehm replied he would like to accept it as soon as possible. He would be happy to discuss it with the Auditor.

Commissioner Vogt agreed she is inclined to accept the grant, but would like an opportunity to consider the motion and to discuss the grant with the Auditor.

Commissioner Stamper stated he would also like to participate in the program.

Sheriff Boehm stated he can provide a breakdown of the county's share of the cost to the Auditor.

Following brief discussion, it was agreed Commissioner Vogt would discuss the grant with the Auditor. The item will be placed on the agenda for Tuesday, May 28, 1996.

SUBJECT: Reports from Commissioners

Commissioner Vogt reported the long range plan open house held yesterday afternoon went well.

The meeting adjourned at 10:00 a.m.

Attest:

Don Stamper
Presiding Commissioner

ABSENT

Wendy S. Noren
Clerk of the County Commission

Karen M. Miller
District I Commissioner

Linda Vogt
District II Commissioner