

TERM OF COMMISSION: September Session of the August Adjourned Term

PLACE OF MEETING: Boone County Government Center Commission Chambers

PRESENT WERE: Presiding Commissioner Don Stamper
District I Commissioner Karen M. Miller
District II Commissioner Linda Vogt
Deputy County Clerk Michelle R. Malaby
County Counselor John Patton

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

SUBJECT: Reduce Speed Limit on High Point Lane

Acting Public Works Director Frank Abart stated citizens request the speed limit on the section of High Point Lane between Eagle Road and Hill Creek Road be reduced. There are sight distance and curve problems on the steep hill. He recommends the speed limit be reduced to 25 miles per hour.

Commissioner Miller moved that the County Commission of the County of Boone reduce the speed limit on High Point Lane between Eagle Road and Hill Creek Road to 25 miles per hour.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 499-95.**

SUBJECT: Approve Final Zoning for Les Bourgeois Winery Planned Development

Director Shawver presented the plan, stating it was approved without additional conditions.

Commissioner Miller moved that the County Commission of the County of Boone accept the final development plan for Les Bourgeois Winery Planned Development and authorize the change in zoning to C-GP.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 500-95.**

SUBJECT: Approve Final Zoning for Crown Power and Equipment Planned Development

Director Shawver presented the plan and stated regulations do not require it be presented to the County Commission; he chooses to in order to obtain an Order approving the change in zoning.

Commissioner Vogt moved that the County Commission of the County of Boone accept the final development plan for Crown Power and Equipment Planned Development and authorize the change in zoning to C-GP.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 501-95.**

SUBJECT: Personnel Advisory Committee Recommendation Regarding Sick Leave Accumulated by Returning Former Employees

Commissioner Stamper stated an employee returned a short time after termination. The employee requested she be allowed to reclaim her accumulated sick leave balance. Human Resources Director Mark Stone presented the issue to the Personnel Advisory Committee and the consensus was the practice should be allowed

Mr. Stone stated allowing returning employees to reclaim their sick leave is a good recruitment tool. The Personnel Advisory Committee felt the practice would have a slight impact on the County financially. The situation should not occur frequently. If an employee has a leave balance, they probably did not use sick leave often and would likely continue the same work habits.

In response to a question from Commissioner Vogt, Mr. Stone replied the Personnel Advisory Committee did not discuss limiting the period during which an employee could reclaim their leave.

Commissioner Vogt moved that the County Commission of the County of Boone adopt a policy concerning Sick Leave for Former Employees in order to offer an incentive to former employees to return to employment with Boone County by allowing their balances of sick leave at time of termination to be reinstated.

The policy shall read: A former employee, who is re-hired, will begin their accumulated sick leave balance at the level which it was when she/he originally terminated her/his employment.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 502-95.**

SUBJECT: Gas Pipeline Easement

Mr. Patton stated Union Electric requests a gas line easement along Scott Boulevard. Mr. Patton summarized the terms of the easement provision.

Commissioner Stamper moved that the County Commission of the County of Boone grant the attached Gas Pipeline Easement along county property on Scott Boulevard to Union Electric. The Presiding Commissioner is authorized to sign the document.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 503-95.**

SUBJECT: McBaine Levee District Change Order No. 5

Commissioner Stamper stated Change Order No. 5 would place a tube under Starr School Road at a cost of \$5,671.35. The levee district wants the County to share the expense. He advised John Sam Williamson, Jr. settle the matter with Mr. Abart. Commissioner Stamper stated the Commission gave Mr. Abart authority to decide the issue.

Commissioner Stamper moved that the County Commission of the County of Boone approve McBaine Levee District Change Order No. 5 in an amount not to exceed \$5,671.35 for the purpose of placing a drainage pipe under Starr School Road.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 504-95.**

Commissioner Stamper reported Mr. Williamson indicated Mr. Patton and Turner Jones reached an agreement on how the County will be reimbursed and how easements will be transferred to the levee district. Mr. Williamson said the levee district prefers easements be transferred after construction is complete so the levee district can avoid liability. Upon completion of the project in November, they will return the agreement.

Mr. Patton commented the agreement as written makes the levee district responsible for all expenses not reimbursed by grants, except improvements to roads. He does not know who will benefit from the culvert in Change Order No. 5, but the payment issue may need to be addressed. Expenses are to be reimbursed within two years of completing construction. The amount shall bear interest at the average rate the County would otherwise earn. If the amount is not repaid within two years, it would be payable upon demand with interest of nine percent.

Commissioner Stamper stated the Commission authorized him to sign Change Order No. 4, upon notification of funding. Funding is in place, so he will sign the change order.

In response to a question from Commissioner Miller, Commissioner Stamper replied he, Turner Jones, Joe Gibbs and Mr. Williamson will meet with Wilton landowners to offer advise on their formation of a levee district.

SUBJECT: Adopt Policy for Records Retention Center

County Clerk Wendy S. Noren stated the policy was provided to the Commission, elected officials and department heads for comment. The policy was prepared by Records Clerk Brad Hauck with the assistance of Carolyn Collins, the local records specialist assigned to Boone County by the

Secretary of State. Once the policy is adopted, they can begin meeting with individual offices to discuss their particular records, prepare forms for their use and set up a program whereby the County is only storing records that are absolutely necessary and which will promote better access.

Following brief discussion, Commissioner Stamper moved that the County Commission of the County of Boone adopt the attached Records Retention Center Manual for Boone County, Missouri.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 505-95.**

SUBJECT: Treasurer's Report on the Month of August

Treasurer Kay Murray reported on the reconciliation of the bank statement and cash and investments for the month of August, 1995.

SUBJECT: Contract for Victims of Crime Act Funding

Commissioner Stamper moved that the County Commission of the County of Boone approve, and authorize the Presiding Commissioner to sign, the attached Victims of Crime Act Award of Contract.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 506-95.**

SUBJECT: Reports from Commissioners

Commissioner Vogt reported she met with Jim de Jong and Chuck Graham of the ADA Project. They have received a lot of complaints about the Government Center doors. Although the doors meet regulations, they are hard to use. Cold weather is coming and they want people to be able to get in out of the cold. They would like the County to at least change the front doors.

Commissioner Miller commented the Facilities Maintenance Department requested funding in their 1996 budget to change both sets of outside doors at a cost of \$2,000 to \$3,000.

Commissioner Vogt stated Mr. de Jong and Mr. Graham thought it could be done for less. They said the doors are already wired for automatic doors.

Commissioner Stamper stated that is probably correct.

The Commission agreed Facilities Maintenance Director Chuck Nichols should investigate the matter further.

Commissioner Vogt asked can the doors be changed before cold weather arrives?

Commissioner Miller replied if the dollar amount is reasonable or the Commission tells them to.

Commissioner Miller reported she and Mr. Shawver videotaped the flood buyout properties included on the demolition bid. The video will be shown at the pre-bid conference on October 4, 1995. The bids will be opened October 12. Demolition should be complete by December 31.

Commissioner Stamper reported he will meet with David Shorr, Director of the Department of Natural Resources, to discuss High Point Lane.

Commissioner Vogt reported Boone County Group Homes and Family Support is the first agency in the nation to receive accreditation for community and family support services. The agency decided to change their name to Developmental Disability Agency of Boone County. The Board received petitions at their meeting last night which indicated the disabled community did not like the name. It was decided to request suggestions for a new name.

Commissioner Vogt reported Pinnacles Park was rededicated on Sunday.

SUBJECT: Public Comment

Ben Basye stated he lives in western Boone County on Highway 40. He presented a written report to the Commission last week. The report concerned Howard County's claim on 50 acres adjacent to Rocheport. Mr. Basye stated he is a consulting engineer and was a professor of engineering for most of his life. He believes the land is in Boone County. He petitioned the Commission to bring the issue to a head. He is concerned if something is not done, Howard County will successfully claim the land. Those in the area who are concerned about gambling would rest easier if the issue were resolved. He will be glad to discuss the matter at any time.

Commissioner Stamper advised Mr. Basye the Commission will discuss the matter in a future work session with Assessor Tom Schauwecker and others and decide what direction to take. The Commission will advise Mr. Basye of the time.

Mr. Patton stated in regard to Rhodes Payne versus Boone County, he would like to present possible legislative solutions to the case during the Commission meeting next Tuesday night. He does not discuss lawsuits in public, but this case might lend itself to solution by changing the ordinance.

The Commission agreed.

Paul Albert, 2703 Parker Place, stated the County Commission is doing a good job trying to improve county roads. People in the county do not want a form of government like the City of Columbia has.

The meeting adjourned at 10:20 a.m.

Attest:

Don Stamper
Presiding Commissioner

Wendy S. Noren
Clerk of the County Commission

Karen M. Miller
District I Commissioner

Linda Vogt
District II Commissioner