

TERM OF COMMISSION: January Session of the January Adjourned Term

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

PRESENT WERE: Presiding Commissioner Keith Schnarre
District I Commissioner Karen M. Miller
District II Commissioner Skip Elkin
Deputy County Clerk Patricia Burbridge

The meeting was called to order at 1:30 p.m.

1. Second Reading of Authorization of Capital Improvement Sales Tax Issue

Commissioner Schnarre read the proposed order imposing a county-wide sales tax for capital improvement purposes in Boone County, Missouri, for a period of four years and providing for the authorization of the sales tax to be submitted to the voters of the County.

WHEREAS, the County Commission of Boone County, Missouri, under the authority of powers given to the County by the provisions of Section 67.700, RSMo, as amended (the "Act"), has determined that it is in the best interests of the County to impose a county-wide sales tax for capital improvements at the rate of one-fifth of one percent (1/5th of 1%) for a period of four years on the receipts from all retail sales within the County which are subject to taxation under Sections 144.010 to 144.525, inclusive, RSMo:

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COMMISSION OF BOONE COUNTY, MISSOURI, AS FOLLOWS:

Section 1. A county-wide sales tax for capital improvements at the rate of one-fifth of one percent (1/5th of 1%) on the receipts from all retail sales within Boone County, Missouri, is hereby imposed for a period of four years upon all sellers within the County for the privilege of engaging in the business of selling tangible personal property or rendering taxable services at retail to the extent and in the manner provided by Sections 144.010 to 144.525, inclusive, RSMo, and the rules and regulations of the Director of Revenue of the State of Missouri issued pursuant thereto. Such tax shall not be effective until the terms and provisions of this Order have been complied with.

Section 2. A proposal to authorize the County Commission to impose a county-wide sales tax for capital improvements at the rate of one-fifth of one percent (1/5th of 1%) on the receipts from all retail sales within Boone County, Missouri, for a period of four years shall be submitted to the voters of Boone County, Missouri, at an election to be

held in the County concurrently with the general municipal election on Tuesday, April 4, 2006. The form of Notice of Special Election containing the question of approval of this Order, a copy of which is attached hereto and made a part hereof, is hereby approved. The Presiding Commissioner is hereby authorized and directed to notify the County Clerk of Boone County, Missouri, of the passage of this Order no later than 5:00 P.M. on Tuesday, January 24, 2006, and to include in said notification all of the terms and provisions required by Chapter 115, RSMo.

Section 3. If the proposal to authorize the County Commission to impose a county-wide sales tax for capital improvements at the rate of one-fifth of one percent (1/5th of 1%) on the receipts from all retail sales within Boone County, Missouri, is approved by a majority of the votes cast by the qualified voters voting thereon at said election, the County Clerk shall as soon as possible after the election date (but in any event no later than ten (10) days after the election date) forward to the Director of Revenue of the State of Missouri by United States registered mail or certified mail (1) a certified copy of this Order, including the Notice of Special Election attached hereto, and (2) a copy of the abstract of votes cast on the question at said election. The county-wide sales tax for capital improvements hereby imposed shall then become effective on the first day of October, 2006, and shall be levied and collected in the manner provided by the Act, by Sections 32.085 and 32.087, RSMo, as amended, and by all other applicable laws, and shall be used for the purposes hereinabove authorized.

Section 4. This Order shall be in full force and effect from and after its passage and approval.

Commissioner Schnarre opened the floor for a public hearing.

Scott Orr, 3100 E. Cheavans Road, Columbia, appeared on behalf of the proposal.

Mr. Orr expressed his opinion that the proposed plan is reasonable, efficient, and comprehensive. He commended the Commission for its efforts in planning.

Kay Roberts, Former Commissioner, also spoke on behalf of the tax proposal. She indicated that between 1980 and 2000, the population of Boone County had grown from 100,376 to 135,434. She said citizens of the County should see what space is like in the Courthouse, and that it is time to use the space on the third floor of the Government Building.

Judge Gene Hamilton, Division I Circuit Judge, was present on behalf of the tax issue. He reported that in 1992 it was planned to add two floors to the Courthouse. There is no space currently for the Prosecutor's Office to expand. He commended the Space Needs Committee on their work. He stated that it is time to follow through on the plan for space needs.

Teresa Maledy, 4506 Bonne Femme Church Road, spoke on behalf of the tax issue. She served on the Space Needs Committee and was struck by the burden placed on employees working in the Courthouse by the space issue.

Kevin Crane, County Prosecutor, spoke on behalf of the tax issue. He stated that the Courthouse was designed for an addition and that this is a logical progression at this time. He is committed to the passage of the tax.

June Pitchford, County Auditor, appeared on behalf of the proposal. She stated that she appreciated the diligence of the Commission to appoint the Committee. She pledged to support efforts to pass the tax.

Commissioner Miller reported that the space needs are great and that everyone knows it. Passage of the tax will give space for ten to twelve more years in the Courthouse. The tax will give the opportunity to create something special for the County. Completion of the third floor of the Government Building will allow occupants of the Johnson Building second floor to move to the third floor of the Government Building. That will allow the Public Defender's Office to expand in the Johnson Building. She expressed support for the initiative.

Commissioner Elkin expressed concern about the entire package. He doesn't feel there is a critical space shortage in the Government Building, but he doesn't dispute the space needs for the Courthouse. He doesn't like the "all or nothing" package. He doesn't feel it is a bad plan, but doesn't think it is the best plan. He is afraid that the 1/2 cent road tax issue next year might be jeopardized by this proposal. Commissioner Elkin appreciates the efforts of the Space Needs Committee, but he isn't comfortable in supporting this ballot issue as presented today.

Commissioner Schnarre stated that these issues were of concern when he first started as Commissioner. The Committee recommended that this tax be proposed. The proposal isn't doing as much the Committee initially recommended because the Commission is trying to be conservative.

Kay Murray, County Treasurer, stated that she had chaired the committee for the 1986 ballot issue that took care of courts and the jail. It has been twenty years since anything has been done to the Courthouse. She would not like to see this issue combined with a road tax, and she very much supports the proposed tax.

Teresa Maledy stated that as a citizen she appreciates that the Commission is so conscious of raising taxes and not being eager to do that, but she also feels it is prudent to package the addition to the Courthouse and completion of the third floor of the Government Building together, and does not think the County should wait until there is a crisis in the Government Building before acting on it. She believes it would be more efficient to go to the voters one time for the bond issue. She also understands that this would allow

refinancing of some bonds. She feels that this is the best package that provides foresight and recognizes that we are going to have growth, and that we don't want to go to the voters in a crisis mode each time, because she feels we are past that point at the Courthouse. It would be important for all the Commissioners to support this issue.

Commissioner Schnarre closed the public hearing and called for a vote.

Commissioner Miller seconded the motion.

There was discussion among the Commissioners.

Commissioner Elkin reported that he had just learned that it was possible to use general obligation bonds instead of special obligation bonds. He wants to be able to put forth the best package for the voters. He also felt that there was some confusion that the Government Building would be taken care of for ten to twelve years, as well as the Courthouse.

Commissioner Schnarre questioned Commissioner Elkin as to why he hadn't prepared a substitute proposal if he didn't agree with the present one. He also wondered why nothing had been said earlier about Commissioner Elkin's concerns. He indicated that this issue has been studied for three years and Commissioner Elkin had not brought his concerns forward during that time.

Commissioner Miller stated that she feels the Government Building is being used efficiently, and that the County has been saving money for a number of years to finish the third floor of the Government Building. She also feels that adding money to the issue to retrofit the first and second floors is a smart move.

There was no further public comment.

The motion passed as follows: Commissioner Schnarre - aye, Commissioner Miller – aye, Commissioner Elkin - nay. **Order 21-2006**

Commissioner Schnarre announced that the tax proposal will be on the ballot in April.

2. Purchasing Department – Second Reading of Request to Dispose of Wrecked Vehicle.

Commissioner Elkin moved to give permission to the Purchasing Department to dispose of the following wrecked vehicle by turning vehicle over to our insurance company, Thomas McGee:

2005 Ford Crown Victoria Car
Vin #: 2FAFP71W85X105031

It is further ordered that the Presiding Commissioner be hereby authorized to sign said title.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 22-2006**

3. Information Technology – Second Reading and Approval for Request for Administrative Authority to Purchase Computer Equipment from Cooperative Contracts

Commissioner Miller moved to give the administrative authority for the IT Department the authority to purchase computer equipment from cooperative contracts for the fiscal year 2006.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 23-2006**

4. Public Works Department – Second Reading and Approval of Agreement with Consolidated Public Water District Number 1 for Water Line Relocations for Route K at Scott Boulevard Intersection Project

Commissioner Elkin moved to approve the agreement with Consolidated Public Water Supply District Number 1 for water line relocation for the Route K at Scott Boulevard Intersection Project.

It is further ordered that the Presiding Commissioner be hereby authorized to sign said agreement.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 24-2006**

5. Human Resources - Second Reading and Approval of Budget Revision

Commissioner Miller moved to approve the Budget Revision submitted by the Human

Resources Department to cover 2005 advertising costs.

It is further ordered that the Presiding Commissioner be hereby authorized to sign said revision.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 25-2006**

6. Public Works – First Reading for Creasy Springs Road Improvements – Engineering Study Agreement with City of Columbia

David Mink, Director of Public Works, appeared on behalf of this issue.

The primary purpose of the preliminary engineering study is to establish a horizontal alignment and vertical grade that meets the City's arterial street standards. A key component of the concept design is to eliminate a dogleg alignment on Creasy Springs Road near Prairie Lane. The total cost of the study as presented to the City is \$38,835.30. The County will share equally in that, so the County's portion would be half of that amount. This agreement does not address any future construction that might result from the study. The same consulting firm that is doing the Brown School Road study has been chosen to do the Creasy Springs Road study.

Commissioner Schnarre stated this is a first reading and requested the Deputy County Clerk to schedule this item for a second reading at the next available meeting with an appropriate order for authorization.

7. Public Works – Presentation of 2005 Annual Report

David Minks, Director of Public Works, presented the Public Works 2005 Annual Report. He reported that the Public Works Department is pleased to submit for the record its Annual Report for the year 2005 as required by Missouri State statute 61.091. He thanked the Public Works staff for their efforts in compiling all the information, and especially Natalie Meighan for her efforts in gathering and assembling the information in the report. The Department also appreciates the support of the County Commission and in particular, the leadership and guidance of its liaison, Commissioner Keith Schnarre.

The employees worked hard to accomplish the budgeted projects and more. Maintenance staff reconstructed over 10 miles of existing chip seal roads including pipe replacement and ditching, reapplied a coating of chip seal on over 30 miles of other roads, and replaced many pipes at various locations. Maintenance crews also prepared several miles of asphalt roads for chip seal as part of our pavement preservation program. Design and Construction coordinated and monitored the contract for chip seal over asphalt program and for several

miles of asphalt overlay including pipe replacement and ditching. Six pre-cast bridges were built and another is under contract. A deep concrete pipe was installed on Boatman Hill Road, a pre-cast box culvert project is in progress on Callahan Creek Road and a large pipe with a head wall is in progress on Smith Hatchery Road. Street repairs were done in Lake of the Woods subdivision including the complete reconstruction of Teton Drive. Facility Maintenance completed all budgeted projects including new carpet in the Judges area of the Courthouse as well as several additional projects such as a water softener system for the jail, a backup generator for the jail fuel island, and cleanup and repair of several newly purchased downtown properties.

The vision of the Public Works Department is to “*serve with excellence and integrity.*” Its goal is to be good stewards of the public trust and provide excellent service. The employees of the both Public Works and Facility Maintenance are talented and dedicated people who serve the public well and they pledge to work together to meet the Department’s objectives in 2006.

Commissioner Miller expressed how valuable the Annual Report is for historical purposes. It also gives good information on revenue replacement and revenue sharing.

Commissioner Schnarre reported that he is proud of the Road and Bridge Department as they had a good construction year and completed all their projects.

Mr. Minks also mentioned that the Missouri Association of Counties had a contest last year for annual reports. The Boone County 2004 report received second place in the contest.

There was no public comment.

8. First Reading of the following contracts:

- Big Brothers/Big Sisters
- Cedar Creek Therapeutic Center
- Centro Latino
- Mid-MO Legal Services
- Phoenix Programs
- Rainbow House – Child Advocacy Center
- Voluntary Action Center
- Reality House Programs
- Boone County Council on Aging - Senior Connect
- Eldercare
- Rainbow House - Clinical Services
- Rainbow House - Crisis Care for Children
- Rainbow House
- Boone Early Childhood Partners
- Harrisburg Preschool and Daycare

- Central Missouri Food Bank Inc
- Oats Inc
- Services for Independent Living (SIL)

These are contracts to supply social services as recommended by the Community Services Advisory Committee.

There was no discussion or public comment.

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

9. Planning and Building Inspections – First Reading of Request for Temporary Gate Adjacent to North Waterfront Drive

Thad Yonke, Planning and Building Inspections, appeared on behalf of this issue. This is a request for a temporary gate across a right-of-way that will be a public right-of-way connecting two subdivisions. The place where the gate will go does not exist as an actual roadway surface at this point. One subdivision is in the County (Waters Edge Estates), and the other is one proposed to be on land that has been annexed into the City. Because of the phasing of the construction of the northern subdivision (in the City) that is proposed, there is a concern, from County staff and citizens in the area, as well as City staff, that the traffic pattern until the subdivision is fully developed will be a problem. The concern is that it will not necessarily be in the interest of the area to have such a connection before the new subdivision has a road connection of its own to Lake of the Woods Road. Otherwise impacts such as cut through traffic through Waters Edge Estates for construction will be on roads that were not intended to function as collector type of roadways but were used as collector type of roadways and similar situations in the past have caused some major problems for the County. One way to solve that problem is to temporarily restrict access (although there is no access currently), but allow access to emergency vehicles at the time the road is built. The gate can be removed after connector roads are built in the northern subdivision.

The Department was asked to bring this proposal forward as a compromise solution that seems to have the support of the parties involved. It is facilitating the issue, but will not be administering the solution.

Commissioner Miller stated that she feels it would be appropriate to take this initiative in all areas where City and County subdivisions are abutting.

Commissioner Elkin asked if there will be an actual road constructed where the gate will be constructed, or if it will be a dirt road. Tim Crockett reported that a road will be constructed. Only emergency vehicles will have access to a key for the gate.

Dan Hagan, President, Edgewater/Waters Edge Recreational Association, appeared on behalf of this issue. He expressed his appreciation for the efforts of the engineer, developer and builder to solve the potential situation. This will help preserve the streets of the area. He thanked the Commission for its consideration of the proposal.

Commissioner closed public hearing.

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

10. Appointments to Boards/Commissions

Commissioner Elkin moved to approve following appointments:

Name	Board/Commission	Term Expiration
Kim Anderson	Mental Health Board of Trustees	4/28/2006 (interim)
Daffany J. Hood	Mental Health Board of Trustees	1/31/2009 (re-appointment)
Glenda Faye Castrop	Boone County Senior Citizens Service Corp	1/31/2009 (re-appointment)

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 26-2006**

11. Liaison to Central Missouri Community Action

Commissioner Miller moved to authorize Commissioner Skip Elkin to serve as liaison to the Board of Directors for the Central Missouri Community Action Agency.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 27-2006**

12. Commissioner Reports

Commissioner Schnarre

Commissioner Schnarre reported that on January 1, 2006, the balance in the Boone Electric Cooperative C.A.S.H. County Program was \$59,564.42. It received almost twice as much as was spent. The balance in the H.E.L.P. Program was \$12,707.53. Income and outgo were about the same.

Commissioner Schnarre has received a signed copy of the Renewal of Lobbyist contract for Boone County from Burnett & Associates renewing the contract for 2006.

Commissioner Miller

- None to report at this time

Commissioner Elkin

- None to report at this time

13. Public Comment

There was no public comment.

The meeting adjourned at 2:45 p.m.

Attest:

Wendy S. Noren
Clerk of the County Commission

Keith Schnarre
Presiding Commissioner

Karen M. Miller
District I Commissioner

Skip Elkin
District II Commissioner