

TERM OF COMMISSION: December Session of the November Adjourned Term

PLACE OF MEETING: Boone County Government Center Commission Chambers

PRESENT WERE: Presiding Commissioner Stamper  
District I Commissioner Karen M. Miller  
District II Commissioner Linda Vogt  
County Counsel John Patton  
Deputy County Clerk Melanie Stapleton

The regular meeting of the County Commission was called to order at 1:30 p.m. by Commissioner Stamper.

**Subject: Change Order for Pin Oak Sanitary Sewer NID Project-Tom Ratermann**

Tom Ratermann stated that the Change Order for Pin Oak was to add an additional manhole. He stated that the manhole had to be added in order to get put the sewer as deep as it needed to be.

Commissioner Vogt moved to approve Change Order No. Six (6) with Capital Railroad Inc. for the Pin Oak Sanitary Sewer Neighborhood Improvement District Project. Said change is to bid number 30-04JUN98 for an additional \$17,700. And further order that the Presiding Commissioner be hereby authorized to sign all documents pertaining to said change order.

Commissioner Stamper seconded the motion.

Commissioner Miller asked where the County was on the project.

Tom Ratermann stated that the project was about 80% complete.

The motion passed 3-0. **Order 562-98**

**Subject: Hire above the base of the range in the GIS Department-Dan McFarland**

Dan McFarland stated that he needed to hire a replacement for the GIS Analyst that had left the County. He stated that this candidate was currently working for the US Census Bureau and would join the County if his requested wage were to be granted.

Dan McFarland also stated that this candidate had been discussed with Boone Electric and the City of Columbia.

Commissioner Miller moved to authorize the Director of Information Technology to hire a GIS Analyst at a rate of pay of \$12.02/hr that is above the base of the range.

Commissioner Vogt seconded the motion.

Discussion: Commissioner Vogt asked what range this position was.

Commissioner Miller stated that it was a range 18 position.

The motion passed 3-0. **Order 563-98**

**Subject: Transfer Unused Class 9 Funds**

Dan McFarland stated that the Information Technology department would be repairing the e-mail system and therefore needed to purchase two file servers. He stated that the cost of the file servers was \$6100. He stated that there was money available in the Class 9 Funds for the purchase.

Commissioner Miller moved to allow the Department of Information Technology to expend unused Class 9 Funds for the purchase of two File Servers.

Commissioner Vogt seconded the motion.

There was no discussion.

The motion passed 3-0. **Order 563A-98**

**Subject: JCIC Agreement**

Commissioner Stamper stated that along with the Sheriff and the Fire Chief, they had developed a list of issues that they hoped to take up with the future of JCIC and the passing of Mike Sanford.

Commissioner Stamper stated that this agreement had been on hold for some time. He stated that there had been some discussion as to whether the agreement should be renewed.

Commissioner Stamper moved to approve the Agreement between the City of Columbia and Boone County for the purposes of the Joint Communications Information Center and enhanced 911 capacity and the allocation of a Special tax collected by the County for such purposes pending Legal Counsel Approval. And further order that the Presiding Commissioner be hereby authorized to sign all contract documents.

Commissioner Vogt seconded the motion.

Discussion: Commissioner Vogt asked if the County had paid the \$18,000 that was part of the agreement.

Commissioner Stamper stated that the County had not been paid the money this year because the agreement had not been entered into.

The motion passed 3-0. **Order 563B-98**

Commissioner Stamper asked the deputy County Clerk to forward the document to John Patton before it was forwarded to the City.

**Subject: Discontinuation of GTE Optional Service**

Commissioner Stamper stated that the County received a mailing stating that the Community Optional Service would be discontinued on December 9, 1998.

**Subject: Columbia Annexation**

Commissioner Stamper stated that the City of Columbia was annexing the strip between Providence Rd where it is dual lane. He stated that this strip had been left out, and this annexation would make the road compact.

**Subject: Agreement between Public Water Consolidated District Number 1 and City of Columbia**

Commissioner Stamper stated that he had received notice of the territorial agreement and stated that it would be posted for the Commission's review.

**Subject: MoDOT**

Commissioner Stamper stated that he had received clarification and rhetoric on the 15-yr plan. He stated that there was a folder available for the Commission review.

**Subject: Contract for Sale (BRC)**

Commissioner Stamper stated that this was the contract discussed in a work session. He submitted for the public record that the contract for sale was an agreement for the assets of Boone Retirement Center, Inc., a Missouri not-for-profit corporation between Boone County and the Boone Retirement Center in the amount of \$639,000 and an agreement to any future contingent liabilities for up to \$990,00 which is the appraisal value of such assets.

Commissioner Stamper also reported for the record that the County knew of no such contingent liabilities that would not be covered by insurance or other binders. He also noted for the record that the County Commission was not going to pay for any additional legal bills on behalf of the corporation or its administrator and that the proceeds from this would be used by Boone Retirement Center, Inc. to pay for its outstanding debts.

Commissioner Stamper stated that before this agreement was closed, several things needed to happen. Commissioner Stamper stated that there needed to be an audit of the assets, particularly the fixed assets that would be coming to the County. There would also need to be an audit of the liabilities as they exist. Commissioner Stamper stated there also needed to be a vote of approval from the Boone Retirement Center Board of Directors.

Commissioner Stamper stated that it was the intent of the Commission was to take the money for this purchase from the Healthcare Profitshare Funds, and to pledge those assets and their use to the new corporation which is to be established from what was formerly known as Boone Retirement Center, and to adopt a schedule of repayment for these assets which eventually will transferred fully and wholly to that corporation.

Commissioner Stamper stated that this was an essential step in establishing a new entity for the retirement center and working towards the Commission's plan for cooperation. Commissioner Stamper stated that it was necessary for the County to establish a new corporation and noted that the papers had been filed with the Secretary of State. He stated that the corporation would be titled Boone County Senior Citizens Services, Inc.

Commissioner Stamper stated that the new corporation would at one point have a 7-person board (freestanding as such) that would be responsible for operating and excepting responsibility for what was formerly known as Boone Retirement Center. He noted that the board would be comprised of two representatives from Boone Hospital Center, two from the University, and three appointed by the County.

Commissioner Stamper stated that the negotiations with the other two entities concerning the board members had not been reached. Therefore it was necessary to establish a temporary board to facilitate the transfer of these transactions.

Commissioner Stamper stated that it had been discussed in a work session to ask a Commissioner, the Auditor, and the Treasurer to serve on the temporary board.

Commissioner Stamper submitted the contract for sale for the public record and stated that it would be left on the public record until the following week when the item would be discussed again for a vote, and then signed and forwarded to the Boone Retirement Center Trustees.

Commissioner Stamper then asked the Auditor and the Treasurer if they had any questions about the contract for sale or serving on the board.

June Pitchford, Auditor, asked the Commission what the timeline was for establishing the corporation and its permanent board. She further wanted to know what would happen if the timeline was not met.

Commissioner Stamper stated that the negotiations were moving along well. He stated that the association would like the audit to be completed by December 15<sup>th</sup>. He stated that the desire was to close negotiations by the beginning of next year.

Commissioner Vogt stated that the board would have to finalize the assets and transfer the assets. She asked if the purpose of the board would be to negotiate with the two other entities.

Commissioner Stamper stated that the need for the temporary board would be triggered on the closing day of the assets because at that point the responsibility for operating that facility goes to the newly established corporation. He stated that the County Commission would negotiate the asset acquisition and the assets would be pledged to the County. The County would have to (at some point) pledge the use of the assets to the new corporation (with some monetary recompense).

Commissioner Vogt asked what the responsibilities of the temporary board would be once the assets were sold.

Commissioner Miller stated that they would be the same as those of the Interim Board that is currently operating Boone Retirement Center.

The Commission agreed to work as quickly as possible to get the permanent board in place.

June Pitchford wanted to know what the Auditor's responsibility would be in this process.

Commissioner Stamper stated that John Patton wrote the agreement in order to allow the Auditor to use designees since the end of the year is a very difficult time for the Auditor.

Commissioner Miller stated that she could get the information from the people that the board had worked with in the past in order to aid the temporary board members. She stated that the aid of some outside expertise had always been enlisted.

Commissioner Vogt stated that she had been selected as the temporary board member Commissioner in a work session.

Commissioner Vogt stated that the Treasurer and the Auditor could sit in on a meeting with Cindy Forbis in order to find out some of the things that were currently happening with Boone Retirement Center.

June Pitchford and Kay Murray accepted the positions on the temporary board.

Commissioner Stamper stated that the draft of the agreement (contract for sale) had been entered into the public record and requested that it be brought back to the agenda on the Tuesday, December 8<sup>th</sup> Commission meeting.

## **Commissioner Reports**

*Presiding Commissioner Stamper*

Commissioner Stamper reported that he had received tax bills on the McBaine Levee. He noted that the County was not responsible for paying them, but that they were sent to the Commission anyway.

Commissioner Stamper also stated that he had received a report from CASA which was available for review.

*Commissioner Miller*

Commissioner Miller reported that she met with the Fire District who reminded her about the Christmas party on the following Friday.

Commissioner Miller also stated that she went to the Y2K committee meeting that was dedicated to computer hardware and software to see if she could find out any new information.

*Commissioner Vogt*

Commissioner Vogt stated that she attended the Community Partnership meeting on December 2, 1998. She stated that they took an affirmative action on the mediation recommendation from the Governance Council. She stated that there was also discussion to have the Governance Council and staff meet with all the principals.

Commissioner Vogt stated that they also adopted a diversity policy and looked at a memorandum of understanding from all the State departments that are involved in the development of the Community Partnership.

There was no public comment.

The meeting was adjourned at 2:20p.m.

Attest:

\_\_\_\_\_  
Wendy S. Noren  
Clerk of the County Commission

\_\_\_\_\_  
Don Stamper  
Presiding Commissioner

\_\_\_\_\_  
Karen M. Miller  
District I Commissioner

\_\_\_\_\_  
Linda Vogt  
District II Commissioner