

TERM OF COMMISSION: July Session of the July 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 Shawna Victor

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

Subject: Purchasing Department

Heather Turner, Purchasing Department Buyer, was present on behalf of this item.

A. Second Reading and Approval of Request to Cancel and Re-Award bid 37-17MAY05 (Tandem Axle Dump Trucks)

Commissioner Elkin moved to void Commission Order 261-2005 awarding bid 37-17MAY05 for Tandem Axle Dump Trucks to Lou Fusz Chevrolet per the recommendation from the Purchasing Department.

The County Commission does hereby re-award bid 37-17MAY05 for Tandem Axle Dump Trucks to Al Scheppers Motor Company.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 296-2005**

B. First Reading of Bid 45-14JUL05 (Lake of the Woods Pavement/Drainage Repair)

Heather Turner stated The Bid for Lake of the Woods Pavement and Drainage Repair-Phase I closed on July 19, 2005. Four bids were received. Purchasing and the Public Work's department recommend award to Emery Sapp & Sons, Inc. for submitting the low bid.

Total cost of contract is \$470,000.00 with a 10% contingency of \$47,000.00 for a total Purchase Order amount of \$517,000.00. This contract will be paid out of department 2045 – Public Works Design and Construction, account number 71100 – Outside Services. The original budget was \$500,000.00.

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 award.

C. First Reading of Bid 47-07JUL05 (Northern Boone County Bridge Projects)

Heather Turner stated the Bid for Northern Boone County Bridge Projects closed on July 7, 2005. Six bids were received. Purchasing and the Public Work's department recommend award to Widel, Inc. for submitting the low bid.

Total cost of contract is \$262,902.00 with a 10% contingency of \$26,290.00 for a total Purchase Order amount of \$289,192.00. This contract will be paid out of department 2045 – Public Works Design and Construction, account number 71100 – Outside Services. The original budget was \$240,000.00. Don Abell, Public Works Design and Construction Manager, submitted a memo outlining the award amounts and expected adjustments in the current budget to fund the projects.

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 award.

D. First Reading of Bid 48-07JUL05 (Southern Boone County Bridge Projects)

Heather Turner stated the Bid for Southern Boone County Bridge Projects closed on July 7, 2005. Four bids were received. Purchasing and the Public Work's department recommend award to Widel, Inc. for submitting the low bid.

Total cost of contract is \$355,383.00 with a 10% contingency of \$35,538.00 for a total Purchase Order amount of \$390,921.00. This contract will be paid out of department 2045 – Public Works Design and Construction, account number 71100 – Outside Services. The original budget was \$330,000.00. Don Abell, Public Works Design and Construction Manager, submitted a memo outlining the award amounts and expected adjustments in the current budget to fund the projects.

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 award.

E. First Reading of Bid 50-19JUL05 (Soft Pit Hill Road Improvement Project)

Heather Turner stated the Bid for Soft Pit Hill Road Improvement Project closed on July 19, 2005. Four bids were received. Purchasing and the Public Work's department recommend award to Boone Construction Company for submitting the low bid.

Total cost of contract is \$79,472.65 with a 10% contingency of \$7,947.00 for a total Purchase Order amount of \$87,419.65. This contract will be paid out of department 2045 – Public Works Design and Construction, account number 71100 – Outside Services. The original budget was \$75,000.00. Don Abell, Public Works Design and Construction Manager, submitted a memo outlining the award amount and expected adjustments in the current budget to fund the projects.

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 award.

F. First Reading to Dispose of Computer Equipment

Heather Turner stated the Purchasing Department has identified and listed items as surplus. These items will be disposed through GovDeals or Kemper Auction. The microwave, item 12, on the list will be destroyed.

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.

G. First Reading to Dispose of County Vehicle

Heather Turner stated The Purchasing Department is requesting permission to dispose of the following:

1984 Chevrolet Blazer
VIN #: 1G8ED18J7EF152398

Purchasing and the Sheriff's department recommend trying GovDeals for the initial disposal. If we are not successful, then we will use one of the car auctions for the disposal.

This vehicle was originally donated to us by the Missouri Department of Public Safety. Attached is a Memo from them which gives us permission to “dispose of this vehicle locally as you would any other department owned surplus property”.

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.

Subject: Collector's Office

Patricia S. Lensmeyer, Boone County Collector, was present on behalf of these items.

A. Second Reading and Approval of Tax Collection Agreement with City of Hallsville

Commissioner Elkin moved to approve the Tax Collection Agreement with the City of Hallsville.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 297-2005**

B. Second Reading and Approval of Tax Collection Agreement with City of Harrisburg

Commissioner Miller moved to approve the Tax Collection Agreement with the City of Hallsville.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 298-2005**

C. Second Reading and Approval of Request to Compromise taxes and special assessment on parcel 11-619-24-00-001.03

Patricia Lensmeyer stated this parcel included in the Clearview NID project. The majority of this parcel is now the road bed and easement. The owner of the property, NBC, Inc., will not pay the 2003 and 2004 real estate tax bills and the 2003 NID bill because the amounts are less than what the property is worth.

Section 140.120 RSMo., allows the Commission to compromise tax bills if the property is not worth what the amount of taxes that are owed.

Section 67.469 RSMo., allows for NID assessments to be treated the same as real estate taxes regarding the lien held by the county. Mrs. Lensmeyer stated a lien search was performed and there are no liens against this parcel.

She is requesting the 2003 and 2004 real estate tax bills and the 2003 NID bill be

compromised so the Clearview NID can be closed out.

Commissioner Miller stated she spoke with the Planning and Building Inspection Department yesterday to have them review this to see who is maintaining this and if the County will need to do any future maintenance.

Commissioner Miller moved to compromise the following taxes for parcel 11-619-24-00-001.03:

Bill 2003R008900 – in the amount of \$83.21 (as of July 2005)

Bill 2004R009100 – in the amount of \$1.72 (as of July 2005)

Bill 2003N000085 – in the amount of \$330.85 (as of July 2005)

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 299-2005**

Subject: First Reading of Legislative Changes Impacting NID Procedures

Patricia Lensmeyer stated there were changes passed during this legislative session and signed by the Governor.

67.469 RSMo. now reads that liens on special assessments (NID) may be foreclosed in the same manner as tax upon real property by land tax sale or by judicial foreclosure at the option of the governing body. Currently, the county's process is to foreclose through tax sale. Mrs. Lensmeyer suggests the county maintain this current process not through the judicial option.

Also, under 67.469 RSMo., the statute now states that upon foreclosure of the lien, the entire remaining assessment may (changed from shall) be recoverable at the option of the governing body. Mrs. Lensmeyer suggested to foreclose on the entire remaining unpaid assessment. If the county does not foreclose on the entire remaining unpaid assessment, and a collector's deed is subsequently issued, the county's lien on the property could be extinguished. There is a great potential any balance due would not be collectible.

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.

Subject: Public Works

A. Hill Creek Neighborhood Improvement District – Notice to Proceed with Neighborhood Improvement District

John Watkins, Project Development Manager, was present on behalf of this item.

John Watkins stated the majority of the property owners in the proposed district signed the petition. At the public hearing on Tuesday July 26, almost all that were present were in favor of the formation of this district.

Commissioner Miller moved to establish:

AN ORDER ORDERING THE PROJECT; HILL CREEK SANITARY SEWER NEIGHBORHOOD IMPROVEMENT DISTRICT IMPROVEMENTS TO BE MADE AND AUTHORIZING THE COUNTY COMMISSION OF BOONE COUNTY, MISSOURI, TO OBTAIN FINANCING, REIMBURSE ITSELF AND RECORD WITH RECORDER OF DEEDS.

WHEREAS, pursuant to Sections 67.453 to 67.475, inclusive, RSMo, named the Neighborhood Improvement District Act (the "Act"), the County Commission of Boone County, Missouri has heretofore determined that Hill Creek Sanitary Sewer Neighborhood Improvement District Project number 9643 to be advisable and ordered plans and specifications for the Project to be prepared by Commission Order 290-2005; and

WHEREAS, plans and specifications for said Project, including the estimated cost, were submitted to the County Commission, an assessment roll was prepared and, pursuant to notice duly given, a hearing was held on the proposed improvements and assessments:

NOW, THEREFORE, BE IT ORDERED BY THE COUNTY COMMISSION OF BOONE COUNTY, MISSOURI:

Section 1. The plans and specifications for the Hill Creek Neighborhood Improvement District Project providing for an estimate cost of \$1,652,980.60 will be assessed against property benefited by the improvements, are hereby determined to be final and complete and the improvements described therein are ordered to be made.

Section 2. The County of Boone expects to make expenditures on and after the date of passage of this Order in connection with the Project, and the County of Boone intends to reimburse itself for such expenditures with the proceeds of notes or bonds of the County of Boone. The maximum principal amount of notes or bonds expected to be issued for the Project is \$2,066,225.75.

Section 3. The County of Boone hereby authorizes the Treasurer to issue temporary notes pursuant to the Act to finance the costs of the Project until the Project is completed and final costs are determined for the purpose of making assessments against the owners of property within the district.

Section 4. This Order and the proposed assessment roll for the Project, a copy of which is attached hereto as **Exhibit A**, is ordered and directed to be filed by the Clerk of Boone County, in the real estate records of the Recorder of Deeds of Boone County, Missouri.

Section 5. This Order shall be in full force and effect from and after its passage.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 300-2005**

B. First Reading of Contract with Harrington & Cortelyou, Inc. for engineering services on McBaine Bridge project

Don Abell, Design and Construction Manager, was present on behalf of this item.

Don Abell stated this is an agreement for engineering services with Harrington and Cortelyou, Inc for the design and plan development the bridge in McBaine. This is a result from the receipt of federal funds to rebuild the bridge.

The Design and Bidding services are not to exceed \$51,800.

The Construction Services are not to exceed \$23,100.

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.

Subject: Presentation of FY2004 Financial Statements and Audit

June Pitchford, Boone County Auditor; Jackie Dippel, KPMG Partner; and Ted Williamson, Manager at KPMG, were present on behalf of this item.

The Commissioners received the Letter to the Commissioners: Required Auditor Comments (dated July 28, 2005), a letter to Management on Internal Control (dated May 27, 2005), the OMB Circular A-133 Single Audit Report, and the Comprehensive Annual

Financial Report (CAFR). These documents have been submitted to the record and are available for review in the County Clerk's Office. These documents are also available in the Boone County Auditor's Office.

Jackie Dippel summarized the information in the above documents.

The Commission thanked KPMG for their work.

Subject: Office of Community Service

A. Second Reading and Approval of Homemaker/Personal and Respite Care Services Contract with Premier Home Health Care

Commissioner Elkin moved to approve the Agreement for Homemaker/Personal Care and Respite Care Services with Premier Home Health Care, Inc.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 301-2005**

B. Second Reading and Approval of Increase in Reimbursement Rate for Homemaker/Personal Care and Respite Care Services

Commissioner Miller moved to approve the increase in the reimbursement rate for Homemaker/Personal Care and Respite Care Services as follows:

Homemaker/Personal Care Services – Old Rate \$3.49 per ¼ hour; New Rate \$3.65 per ¼ hour

Respite Care Services – Old Rate \$3.03 per ¼ hour; New Rate \$3.19 per ¼ hour

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 302-2005**

Subject: Child Support – Second Reading and Approval of Level B-Child Support Enforcement Cooperative Agreement

Commissioner Elkin moved to approve the Level B Child Support Enforcement Agreement with the State of Missouri Department of Social Services Family Support Division.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 303-2005**

Subject: Court Administrator – Second Reading and Approval of Family Court Supplemental Cooperative Agreement

Commissioner Miller moved to approve the Supplemental Agreement for Boone County Family Court Staff.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 304-2005**

Subject: Second Reading and Approval of Revisions to Chapters II, IV, and VI of the Boone County Code of Health Regulations

Commissioner Miller stated these revisions reflect the legislative changes made and will codify the health regulations. One of the changes is to allow for tax billing for abatement of nuisance ordinances.

Commissioner Elkin moved to approve and adopt the orders in series as follows and authorize the Presiding Commissioner to sign the same on behalf of the County Commission:

- Order Enacting Revisions to Chapter II, IV and VI Code of Health Regulations for Boone County, Missouri,
- Order for Public Notice

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 305-2005**

Subject: Appointment to Senior Board

Commissioner Miller moved to appoint Jared S. Coberly (Missouri Township) to the Boone County Senior Board for an interim term to expire on May 5, 2007.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 306-2005**

Subject: Clerk's Office

Wendy S. Noren, Boone County Clerk, was present on behalf of these items.

A. First Reading of Budget Revision

Wendy Noren stated this budget revision is transferring \$5,000 from emergency to Records Management recycling account. This is due to cleaning up Records and the third floor of the Government Center

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.

B. First Reading of Budget Amendment

Wendy Noren stated this budget amendment is establishing a budget for Election Services contingency. This did not roll from the 2004 budget. This is in the amount of \$30,000.

Also, this will establish a budget for \$10,000 for Election Services seminars budget.

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 after the required 10 day waiting period with an appropriate order for approval.

Commissioner Reports

Commissioner Schnarre

Boone Hospital Center Board of Trustees

Commissioner Schnarre stated he attended the Board of Trustees meeting. The Board will be involved in the hiring process for replacement of Mike Shirk.

Commissioner Miller

Mid-Missouri Regional Planning Commission

Commissioner Miller stated she attended the RPC meeting last night. Mike Downing from the State Office of Economic Development gave a presentation about programs available for small communities to bring in businesses.

The next RPC meeting will be their annual bar-b-que on September 28, 2005.

Commissioner Elkin

No reports at this time.

Public Comment

There was no public comment.

The meeting adjourned at 2:25 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