

TERM OF COMMISSION: June Session of the April Adjourned Term

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

PRESENT WERE: Presiding Commissioner Daniel K. Atwill
District I Commissioner Karen M. Miller
District II Commissioner Skip Elkin
Director of Purchasing Melinda Bobbitt
Sheriff Dwayne Carey
Dave Eversole
Monta Welch
Deputy County Clerk Cameron Clarke

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

Sheriff's Department

1. Agreement with canine instructor training academy for Sheriff's Department K9 program (first and second reading)

Sheriff Dwayne Carey was present on behalf of this item. Sheriff Carey stated we're probably going to have to come back on Tuesday. Sheriff Carey stated the County Counselor has sent a revised copy of the contract to the vendor. Sheriff Carey stated there was some Missouri Statute language we couldn't abide by. Sheriff Carey stated the guy who runs the training company has signed off on it, and is supposed to be faxing it back. Sheriff Carey stated he will be mailing back the originals. Sheriff Carey stated he met with Auditor June Pitchford this morning. Sheriff Carey stated the dog has been paid for by private contributions, and the training has been paid for out of general revenue. Sheriff Carey stated Ms. Pitchford wants the private donations put into the contributions account, which is already established in the budget. Sheriff Carey stated he will need to get a check cut from the bank to put into the treasury, and then we should be ready to go. Sheriff Carey stated by the time the Commission sees him on Tuesday, everything will be signed.

Commissioner Miller stated you're sending someone for quite awhile right?

Sheriff Carey stated this will be a revenue source for us down the road. Sheriff Carey stated we've always paid to send our canine handlers to training; now, Chris Smith who is going to this training will be a certified trainer of the trainers. Sheriff Carey stated we've already been contacted by Jefferson City PD, and other municipal county agencies. Sheriff Carey stated we can do four dogs at a time, and still have him working the road. Sheriff Carey stated possibly down the road he could do this full time. Sheriff Carey stated out of the chute, we will have revenue coming in. Sheriff Carey stated it's been tough the past few years getting donations. Sheriff Carey stated we ran our present dog

up to 11 years old, and the average is usually 8.

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

Purchasing

2. Cooperative Contract: 3-110929WB – Shop Truck (first reading)

Director of Purchasing Melinda Bobbitt was present on behalf of this item. Ms. Bobbitt read the following memo:

Purchasing and Public Works request permission to utilize the Missouri Department of Transportation contract 3-110929WB to purchase a one (1) Ton Cab/Chassis DRW 4 WD Shop Truck from Joe Machens Ford of Columbia, Missouri.

Total cost is \$56,764.00.00 and will be paid from department 2040 – Public Works Maintenance Operations, account 92400 – Replacement Auto/Trucks. \$69,000.00 was budgeted for 2012.

Public Works is requesting to dispose of the following 2002 F550 4WD Cab/Chassis Truck with Service Body:

<u>Vin #</u>	<u>Fixed Asset Tag</u>	<u>Odometer</u>
1FDAF57F52EC96662	13511	205,130

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

3. Bid award to Scotwood Industries for bid 27-09MAY12 – Magnesium Chloride Application Term and Supply (first reading)

Director of Purchasing Melinda Bobbitt was present on behalf of this item. Ms. Bobbitt read the following memo:

The bid for Magnesium Chloride Application Term and Supply closed on May 09, 2012. One bid was received. Purchasing and the Public Works Department recommend award to Scotwood Industries for offering the best and lowest bid to Boone County.

This is a term and supply contract and invoices will be paid from department 2040 – PW Maintenance Operations, account 26300 – Material and Chemical Supply. The budgeted amount for these services is \$112,000.00 for 2012. \$110,043.00 is left in the account.

Commissioner Atwill stated he was speaking to someone from another County that used Magnesium Chloride, and that County tests every load of Magnesium Chloride for content. Commissioner Atwill asked if we do that. Commissioner Atwill stated if it is overloaded with water, you can't tell by looking. Commissioner Atwill stated it's something to look at.

Ms. Bobbitt stated she would email Greg and ask him about it.

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

4. Bid award to McAfee Construction Inc. for bid 26-09MAY12 – Building Construction and Renovation Term and Supply (first reading)

Director of Purchasing Melinda Bobbitt was present on behalf of this item. Ms. Bobbitt read the following memo:

The Bid for Building Construction and Renovation Term and Supply closed on May 09, 2012. Three bids were received. Purchasing and Facilities Maintenance recommend primary award to McAfee Construction, Inc. Grove Construction was low on the items they bid but did not bid on all items and did not meet insurance specifications. Grove is unwilling to increase insurance because in their opinion the insurance cost will outweigh the income from the contract. The third bidder was Schneider Electric who bid only on the electrician portion of the bid. Boone County already has an emergency contract for electrician work with Schneider that has better pricing than that offered in their construction bid response.

This will be a term and supply contract and will be paid from department 6100 – Facilities and Grounds Maintenance, account 60100 – Building Repairs and Maintenance. \$18,000.00 is budgeted for this service in 2012. \$20,446.01 is left in the account.

Commissioner Atwill asked what we use this for.

Commissioner Miller stated unknown things like if an office needs to be split. Commissioner Miller stated it's very minimal.

Commissioner Atwill confirmed nothing is pending.

Commissioner Miller stated it's just to have it there in case something needs to be done quickly.

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

5. Amendment Number One to bid 66-16OCT09 – Lease Agreement / Photocopier Maintenance for Prosecuting Attorney – Child Support (first reading)

Director of Purchasing Melinda Bobbitt was present on behalf of this item. Ms. Bobbitt read the following memo:

Contract 66-16OCT09 – Lease Agreement / Photocopier Maintenance was approved in commission on November 20, 2009 on commission order 548-2009. The attached amendment renews the maintenance portion for three more one-year renewals beginning in 2013.

January 1, 2013 - December 31, 2013
60,000 copies @ \$847.00, overage at \$0.0154

January 1, 2014 - December 31, 2014
60,000 copies @ \$864.00, overage at \$0.0154

January 1, 2015 - December 31, 2015
60,000 copies @ \$881.00, overage at \$0.0154

This contract is for the Family Support Division of the Prosecuting Attorney and will be paid from department 1263 - IV-D, account 60050 – Equipment Service Contract.

Ms. Bobbitt stated we actually bid for maintenance on a really old photocopier, and the company said they would rather give us a different used one than maintain the one we had. Ms. Bobbitt stated we will give it back when we're done with it, but we will just pay for maintenance.

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

6. Bid award to C.L. Richardson Construction for bid 32-31MAY12 – Concrete Rehabilitation Program (second reading, first read 5/31/2012)

Director of Purchasing Melinda Bobbitt was present on behalf of this item. Ms. Bobbitt read the following memo:

The Bid for Concrete rehabilitation Program closed on May 31, 2012. Three bids were received. Purchasing and the Resource Management Department recommend award to

C.L. Richardson Construction, for offering the lowest and best bid for Boone County.

The cost of this contract includes the Alternate #2 Bid Total of \$345,241.95 and a 10% contingency amount of \$34,524.20 for a total Boone County Purchase Order of \$379,766.15. Invoices from this contract will be paid from department 2045 – PW – Design and Construction, account 71100 – Outside Services. The budgeted amount for this project is \$400,000.00.

Commissioner Atwill asked if the projects listed are the ones this will cover, starting with the Hinkson Siphon Elimination Project.

Ms. Bobbitt stated yes.

Commissioner Elkin stated the typical subdivision work as well, and there is a little section on Boone Industrial. Commissioner Elkin stated they pick out the worst of the worst and try to replace as much as possible every year. Commissioner Elkin stated he thinks Shalimar is the big one this year.

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby award bid 32-31MAY12 – Concrete Rehabilitation Program to CL Richardson Construction. It is further ordered the Presiding Commissioner is hereby authorized to sign said contract.

Commissioner Elkin seconded the motion.

The motion carried 3 to 0. **Order # 303-2012**

Auditor

7. Budget revision to cover the reclassification of a part-time office specialist to a full-time account specialist (second reading, first read 6/19/2012)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby approve the following budget revision to cover the reclassification of a part-time office specialist position to a full-time account specialist in the Auditor’s office:

Department	Account	Department Name	Account Name	Decrease \$	Increase \$
1110	10100	Auditor	Salary and Wages		10,030.00
1110	10200	Auditor	FICA		767.00
1110	10325	Auditor	Disability Insurance		29.00
1110	86800	Auditor	Emergency		24.00

1123	86800	Emergency	Emergency	10,850.00	
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Commissioner Miller seconded the motion.

The motion carried 3 to 0. **Order # 304-2012**

Commission

8. Approve Closed Session authorized per RSMo 610.021(1) at 9:00 am on 6/22/2012 (first and second reading)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby authorize a closed meeting on Friday, June 22, 2012, at 9:00 a.m. The meeting will be held in Room 338 of the Roger B. Wilson Boone County Government Center 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.

Commissioner Elkin seconded the motion.

The motion carried 3 to 0. **Order # 305-2012**

9. Approve Closed Session authorized per RSMo 610.021(2) at 10:00 am on 6/25/2012 (first and second reading)

Commissioner Elkin moved on this day the County Commission of the County of Boone does hereby authorize a closed meeting on Monday, June 25, 2012, at 10:00 a.m. The meeting will be held in Room 338 of the Roger B. Wilson Boone County Government Center at 801 E. Walnut, Columbia, Missouri, as authorized by 610.021 (2) RSMo. to discuss the leasing, purchase or sale of real estate by a public government body where public knowledge of the transaction might adversely affect the legal consideration therefore.

Commissioner Miller seconded the motion.

The motion carried 3 to 0. **Order # 306-2012**

10. Approve Closed Session authorized per RSMo 610.021(1) at 2:30 pm on 6/25/2012 (first and second reading)

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby authorize a closed meeting on Monday, June 25, 2012, at 2:30 p.m. The meeting will be held in Room 338 of the Roger B. Wilson Boone County Government

Center 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.

Commissioner Elkin seconded the motion.

The motion carried 3 to 0. **Order # 307-2012**

11. Public Comment

Dave Eversole was present to make a comment. Mr. Eversole stated he is here concerning magnesium chloride. Mr. Eversole stated he just wants some clarification on how we're deciding where we put this. Mr. Eversole stated he was told at the meeting on May 22nd that the County didn't have funds available for magnesium chloride, but two days ago there was magnesium chloride being applied to Rocheport Gravel Road. Mr. Eversole asked how that happens.

Commissioner Miller stated it was a reapplication, and we have several mag-chloride roads. Commissioner Miller stated every year; we do a reapplication on those roads. Commissioner Miller stated as you just saw, we budgeted \$122,000 for mag-chloride roads. Commissioner Miller stated those roads were chosen because of safety issues. Commissioner Miller stated that road in particular has semi trucks from the seed company, and it was a critical problem for the driving public. Commissioner Miller stated we wanted to test it on that road, and we tested it on different levels of roads that would've met chip and seal parameters if we still did that. Commissioner Miller stated you have to have at least 250 cars a day before we even look at anything.

Mr. Eversole asked if the qualifications are in writing: safety issues, and car traffic. Mr. Eversole stated he would like to see some guidelines on what you're basing this on.

Commissioner Miller stated we're not doing any new ones this year, we're just doing reapplications. Commissioner Miller stated that's where she thinks the miscommunication was.

Mr. Eversole stated he tried to find the traffic counts on the website like he was told to do, but was unable to find them.

Commissioner Elkin told Mr. Eversole how to find the traffic counts.

Mr. Eversole stated as he understands it, there is money in the budget; it's just going to roads that already had it.

Commissioner Miller stated that's correct.

Mr. Eversole asked if he could call and get those qualifications of how a road qualifies to get magnesium chloride. Mr. Eversole stated he would contend some of the roads that are getting it don't meet those qualifications, one being the tar and chip sealed Academy Road. Mr. Eversole stated there is one house on it, and you chip and sealed it 7/10 of a mile long.

Commissioner Elkin stated that was private pay. Commissioner Elkin stated the church paid money towards that.

Mr. Eversole asked if they paid for it, or paid towards it.

Commissioner Elkin stated he would have to check, but they put money towards it.

Mr. Eversole stated ok, so they didn't pay for it, they put money towards it.

Commissioner Elkin stated that's the same thing.

Mr. Eversole stated no it's not; if the County paid for most of it and they made a donation, it's not the same.

Commissioner Elkin stated he would have to check, but they applied money towards it.

Mr. Eversole asked if he could check with Commissioner Elkin on that.

Commissioner Elkin stated that's fine.

Commissioner Miller stated there are several private pay chip and seal roads in the County. Commissioner Miller stated we don't do chip and seal anymore.

Mr. Eversole stated he understands things have been done in the past, but we're talking about no funds available and a road being taken care of.

Commissioner Miller stated if they have chip and seal on them, they are going to get chip and sealed over.

Mr. Eversole stated this was a new road.

Commissioner Miller stated no, we haven't done chip and seal in two years now.

Commissioner Elkin asked what road Mr. Eversole is referring to.

Mr. Eversole stated Academy Road, the one that goes to the gun club.

Commissioner Elkin stated that road is paved. Commissioner Elkin stated that road is asphalt.

Mr. Eversole stated ok, why did we pave that, there's one house on it.

Commissioner Miller stated it doesn't matter how many houses are on it, it's the traffic count. Commissioner Miller stated the gun club creates traffic. Commissioner Miller stated the whole deal with improving roads is based on the best value for the number of traveling public on the roadway.

Commissioner Elkin stated we paved a lot of roads back in the late 90's when we were doing some major road work.

Commissioner Miller stated we used to pave a lot. Commissioner Miller stated when we started our program it was \$18/ ton laid, now it's \$80/ ton, and you pick it up, and you pay to have it laid. Commissioner Miller stated we can't do as much now.

Mr. Eversole stated he understands that, but it doesn't appear we have a set standard on what gets paved, chip and sealed, or mag-chloride. Mr. Eversole stated he just wants a set of guidelines he can sit down and read. Mr. Eversole stated he doesn't see a high traffic count on Rocheport Gravel Road.

Commissioner Miller stated it's not the traffic count, it's the semi trucks. Commissioner Miller stated it's the type of traffic.

Mr. Eversole stated all he wants are written guidelines.

Commissioner Elkin stated a lot of these are policy decisions we make based on current conditions. Commissioner Elkin stated Rocheport Gravel was a safety issue, and we were getting a lot of calls from people about the semi trucks.

Commissioner Miller stated the dust would be so voluminous, people were running off the road. Commissioner Miller stated that's why that road was determined to be a good candidate for mag-chloride.

Mr. Eversole stated this is starting to come out, where last meeting it didn't come out. Mr. Eversole stated last meeting you told me it was traffic count, and now there's a set standard. Mr. Eversole stated he would just like to see the standard written down.

Commissioner Elkin stated we have standards, but sometimes we make a policy decision based on current conditions. Commissioner Elkin stated he can send Mr. Eversole the guidelines we had years ago.

Commissioner Miller stated we did come out and look at your road.

Monta Welch had a comment for the Commission. Ms. Welch stated she is here on behalf of a lot of other residents, and is from the Columbia Climate Change Coalition. Ms. Welch stated she is here to share a book regarding the EEZ. Ms. Welch stated she is

also here for other organizations such as the Women's League for International Peace and Freedom, the National Organization of Women, Keep Columbia Free, and a group called CIVIC. Ms. Welch stated there was a recent webcam town hall with the author of this book: *The Great American Job Scam: Corporate Tax Dollars and the Myth of Job Creation*. Ms. Welch stated this is a book that the community is reading, and copies have been given to the City Council and members of the EEZ board. Ms. Welch stated she also has some handouts to go with the book. Ms. Welch stated the author of this book, Greg LeRoy, has had almost three decades of experience studying different types of tax credits and abatements. Ms. Welch stated the author studies what makes corporations choose a location, and discovered it was never because of tax waivers. Ms. Welch stated they almost never left for tax reasons. Ms. Welch stated the author also discovered EEZ's don't work, and stated they're like cutting butter with a chainsaw. Ms. Welch stated if you have any concerns about the author, this Monday night, David Stokes, policy analyst for the Show-Me Institute, came to the same conclusion as Mr. LeRoy. Ms. Welch stated she is including a copy of Mr. Stokes testimony with the book. Ms. Welch stated she hopes the Commission can find time to read this, because they will be asked to make some important decisions about this. Ms. Welch stated folks in the community have rallied together against the EEZ. Ms. Welch stated she thinks it would be well worth listening to the community. Ms. Welch stated she is unsure where the Commissioners live, but she wants to make sure they are well educated about this issue. Ms. Welch stated she has also included links to more information about EEZ's in the packet. Ms. Welch stated she also emailed some of these links so the Commission can have an idea what the public is saying. Ms. Welch stated some controversial things have also been happening around here because of this. Ms. Welch stated Judge Lowenstein has written a paper about his concerns with EEZ's, and she has included a copy in the packet. Ms. Welch stated the State Auditor audited the EEZ and found that the data was not very verifiable, and appeared that the claims of job creation were exaggerated with this. Ms. Welch stated there are some quotes from the book to help get started, and read a sample quote. Ms. Welch stated there are some very high regards and endorsements about the book. Ms. Welch stated one of the solutions to jobs is education. Ms. Welch stated we should ask ourselves what will happen with fewer tax dollars. Ms. Welch stated if everyone pays their fair share, we can pay for the things we need, including putting magnesium chloride on our roads. Ms. Welch stated the last piece she has is a copy of a letter to the editor.

Commissioner Elkin asked what CIVIC is.

Ms. Welch stated it's Citizens Involved and Invested in Columbia, and has sprouted in response to the EEZ. Ms. Welch stated they showed a film last night called Deep Green. Ms. Welch stated you can watch it for 99 cents at deepgreenmovie.com. Ms. Welch stated if you have a work session we would like to have a presentation. Ms. Welch stated she understands she's hitting the Commission with a bunch of information, and would like to discuss it more after the Commissioner's have had time to read the book. Ms. Welch stated a big issue with the EEZ is the issue of blight. Ms. Welch stated proponents of the EEZ think that it's not important, and just a discussion. Ms. Welch

asked the Commission to take into consideration what Judge Lowenstein says about blight, and perceptions of blight. Ms. Welch hypothetically asked why blight was even factored into EEZ's. Ms. Welch stated Chris Kelly said what they have done would not stand up in court. Ms. Welch stated it's unlikely it would stand up if challenged. Ms. Welch stated the community is rightfully concerned. Ms. Welch asked the Commission to consider if the EEZ is cost effective, if it will create jobs, and what the costs will be. Ms. Welch stated in closing, the Columbia Climate Change Coalition is offering a different vision. Ms. Welch stated we believe we can have high quality jobs if we focus energy efficiency. Ms. Welch stated some of the jobs would be high level manufacturing jobs, and some of them would be local businesses, so we don't know how pay would compare to potential jobs created by an EEZ. Ms. Welch stated she believes there could be funding for green jobs if public officials committed to it. Ms. Welch thanked the Commissioners for serving the community. Ms. Welch stated a lot of community members are educating themselves about this, and this book has been given to the library. Ms. Welch stated a lot of folks don't support full disclosure, and she's glad the Commission supports it. Ms. Welch stated you can give away all the money you want to give away without blighting the community. Ms. Welch stated people don't like false blight, but they do like the truth.

Commissioner Miller asked if Mr. Stokes looked at every one of the 117 EEZ's when he gave his report.

Ms. Welch stated he was admittedly early, but his early findings were relevant and alarming, and he wanted to share them. Ms. Welch stated he looked at EEZ's and determined whether jobs were being created, and how much was being lost.

Commissioner Atwill stated Ms. Welch is correct in finding that the EEZ issue will work its way before the Commission, and stated we'll have an open hearing that Ms. Welch is eligible to speak at. Commissioner Atwill stated he has no idea when that will be. Commissioner Atwill stated the area and the terms have not yet been decided upon.

Ms. Welch stated we got the language for the creation of the EEZ by the City Council, and the language is open enough that they could come back and say they're just an advisory board. Ms. Welch stated we know they're assisted by REDI, and believe they know what their realm is. Ms. Welch stated we're trying to make them realize their job description isn't just to get the ball rolling, they can also advise this isn't advisable. Ms. Welch stated Collector Pat Lensmeyer is doing a great job, and the community doesn't feel like she is as one sided as other EEZ board members. Ms. Welch stated unfortunately, the council voted unanimously for the EEZ board, and that flies in the face of all the testimony. Ms. Welch stated manufacturing has been sent overseas, and that's one of the things Mr. LeRoy says. Ms. Welch stated a lot of our area is agriculture, so there will be a lot of manufacturing related to your area that can't be outsourced, and those jobs won't go anywhere. Ms. Welch stated there was a quote from a Bush appointee on jobs and business that said we'll take your tax credits, but we'll do business within our own capabilities to create. Ms. Welch stated that supports what the author

says. Ms. Welch stated when corporations decide where to locate; they narrow it down to two or three locations and bid them against each other. Ms. Welch stated we shouldn't bid valuable tax money away.

Commissioner Elkin stated he appreciates Ms. Welch's comments.

12. Commissioner Reports

The meeting adjourned at 2:27 p.m.

Attest:

Daniel K. Atwill
Presiding Commissioner

Wendy S. Noren
Clerk of the County Commission

Karen M. Miller
District I Commissioner

Skip Elkin
District II Commissioner