

CERTIFIED COPY OF ORDER

STATE OF MISSOURI }
 County of Boone } ea.

December Session of the October Adjourned Term. 20 07

In the County Commission of said county, on the 13th day of December 20 07

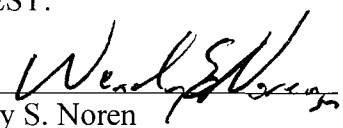
the following, among other proceedings, were had, viz:

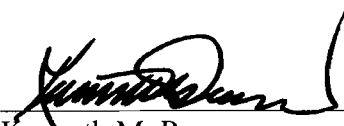
Now on this day the County Commission of the County of Boone does hereby approve the following budget revision for the replacement of furniture:

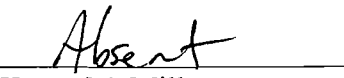
Department	Account	Department Name	Account Name	Decrease	Increase
2010	91100	Assessor's Ofc	Furn & Fixtures	\$30.00	
2010	92100	Assessor's Ofc	Replace Furn & Fixt		\$30.00

Done this 13th day of December, 2007.

ATTEST:


 Wendy S. Noren
 Clerk of the County Commission


 Kenneth M. Pearson
 Presiding Commissioner


 Karen M. Miller
 District I Commissioner


 Skip Elkin
 District II Commissioner

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STATE OF MISSOURI }
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December Session of the October Adjourned Term. 20 07

In the County Commission of said county, on the 13th day of December 20 07

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby approve the acceptance of the award for the Stop Violence Against Women Grant Program in the amount of \$25,995.34.

Done this 13th day of December, 2007.

ATTEST:

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

Kenneth M. Pearson
Kenneth M. Pearson
Presiding Commissioner

Absent
Karen M. Miller
District I Commissioner

Skip Elkin
Skip Elkin
District II Commissioner

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STATE OF MISSOURI }
County of Boone } ea.

December Session of the October Adjourned Term. 20 07

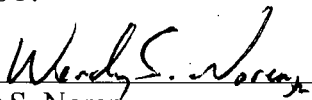
In the County Commission of said county, on the 13th day of December 20 07

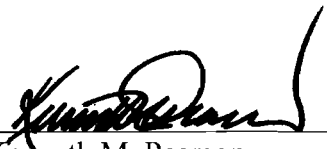
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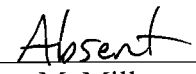
Now on this day the County Commission of the County of Boone does hereby approve the Geomorphic Stream Assessment and Training Grant Agreement with the City of Columbia. It is further ordered the Presiding Commissioner is hereby authorized to sign said agreement.

Done this 13th day of December, 2007.

ATTEST:


Wendy S. Noren
Clerk of the County Commission


Kenneth M. Pearson
Presiding Commissioner


Karen M. Miller
District I Commissioner


Skip Elkin
District II Commissioner

GEOMORPHIC STREAM ASSESSMENT AND TRAINING GRANT AGREEMENT

This agreement, dated the 13th day of December, 2007, is made and entered into by and between Boone County Missouri, a political subdivision of the state of Missouri through its County Commission, herein "County" and the City of Columbia, Missouri , a municipal corporation, herein "Applicant".

WITNESSETH:

WHEREAS, the County has grant funding available under the Land-Use Planning and Water Quality Restoration in Bonne Femme Creek Watershed grant it is administering (herein "grant funds") to provide various individuals, governments, and organizations within Boone County with monies for storm water management projects and related activities designed to protect water quality within the Bonne Femme Creek watershed, and

WHEREAS, the Applicant has made a grant application with the County for use of the grant funds to fund part of the cost of a geomorphic stream assessment and related training as shown in the attached and incorporated proposal dated June 15, 2007, submitted to City by Intuition & Logic (herein called the proposal and marked as Attachment 1). The work will assess Gans and Clear Creeks downstream of Highway 63, and Little Bonne Femme Creek inside of Rock Bridge Memorial State Park. Applicant shall map any suspicious discharges and apparent outfalls.

WHEREAS, the County is willing to provide grant funding to the Applicant under certain terms and conditions to pay for work to be performed under the proposal, and

WHEREAS, both parties desire to memorialize the terms and conditions of their agreement with respect to funding for the work under the proposal.

NOW THEREFORE IN CONSIDERATION of the mutual undertakings and agreements herein contained the parties agree as follows:

1. The County hereby agrees to reimburse the Applicant 60% of the cost of services provided under the proposal, not to exceed the sum of Twenty Thousand Five Hundred Twenty Dollars (\$20,520.00) for use in the completion of the work described in the proposal. No additional reimbursement above this amount for additional services under the proposal shall be permitted without the prior written approval of County. Reimbursement shall be conditioned upon submission to County of payment documentation required under its grant agreement with the EPA and MDNR.

2. In consideration of the payment and receipt of the funds specified in paragraph 1 above, the Applicant agrees to abide by the following general terms and conditions:

- a. The Applicant shall expend the funds received from the County under this agreement solely to pay for the expenses for work performed under the proposal described above unless otherwise approved in writing by amendment to this agreement.
- b. The Applicant agrees that it shall submit to an audit by the county auditor or its designated contract auditor, or other audit or information request submitted to County by the EPA or MDNR upon request for purposes of determining whether the funds received by the Applicant from the County under this agreement have

been expended in compliance with this agreement.

- c. The Applicant agrees that it shall reimburse the County for any funds paid to it under this agreement which are expended in violation of this agreement or applicable law, rule or regulation.
- d. It is agreed that the Applicant shall comply with all applicable rules, regulations and policies applicable to use and expenditure of grant funds promulgated by the EPA or MDNR applicable to the grant funds.
- e. Applicant shall submit to County all data and reports, in electronic format, related to the work completed under this agreement.
- f. A County representative shall participate in all meetings between Applicant and Intuition and Logic.

3. All work to be performed under the proposal shall be completed by April 15th, 2008.


Applicant shall submit all invoices for the work to Boone for reimbursement under this agreement by May 1st, 2008; provided, however, that these deadlines may be extended up to 60 days upon mutual agreement by Boone and Applicant.

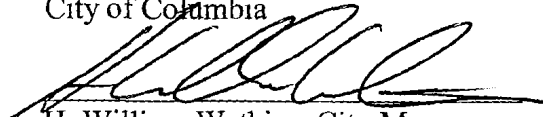
4. The signatories to this agreement by signing this agreement represent that they have obtained authority by order, ordinance, resolution or other authorization to enter into this agreement on behalf of the respective parties hereto and bind such parties to all terms and conditions contained herein.

IN WITNESS WHEREOF the parties hereto have caused this agreement to be executed by their duly authorized officers on day and year indicated by their signature below.

BOONE COUNTY, MISSOURI

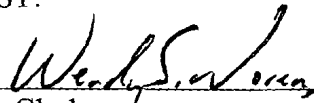
APPLICANT:
City of Columbia


Kenneth M. Pearson, Presiding Commissioner


H. William Watkins, City Manager

ATTEST:

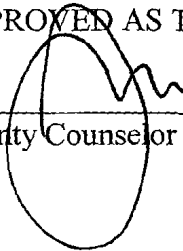
ATTEST:


County Clerk


City Clerk Sheela Amin


APPROVED AS TO FORM:

APPROVED AS TO FORM:


County Counselor

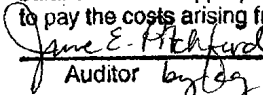
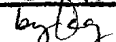

City Counselor Fred Beckmann

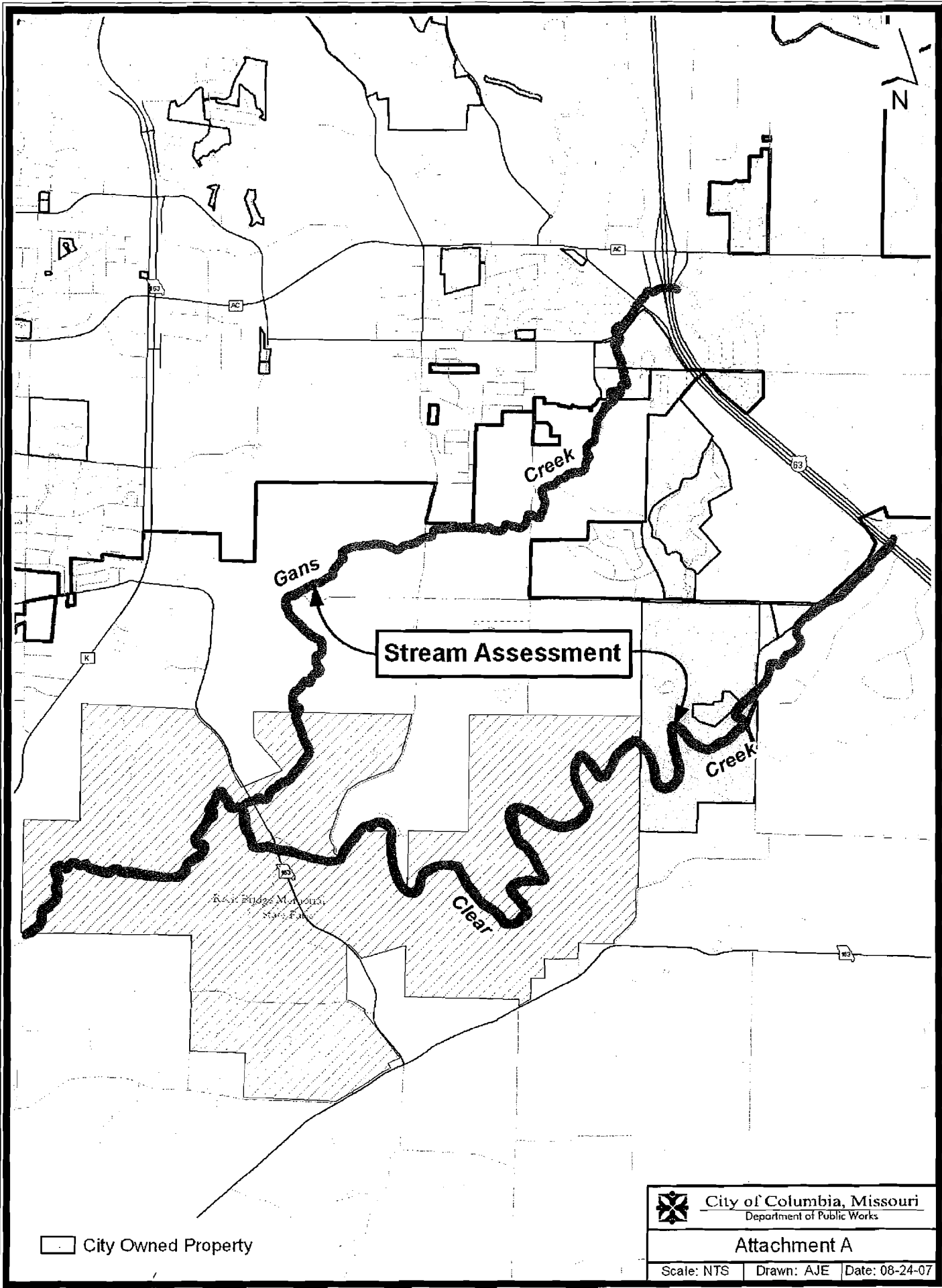
I hereby certify that the above expenditure is within the purpose of the appropriation to which it is charged, Account No. 558-6688-881.40-23, C49087 and that there is an unencumbered balance to the credit of such appropriation sufficient to pay therefore.

By: 
Lori B. Fleming, Director of Finance 9.15.07


CERTIFICATION:

I certify that this contract is within the purpose of the appropriation to which it is to be charged and there is an unencumbered balance of such appropriation sufficient to pay the costs arising from this contract.


Auditor  Date 12/6/07
1750-71100



City Owned Property

 **City of Columbia, Missouri**
Department of Public Works

Attachment A

Scale: NTS | Drawn: AJE | Date: 08-24-07

CERTIFIED COPY OF ORDER



STATE OF MISSOURI }
County of Boone } ea.

December Session of the October Adjourned Term. 20 07

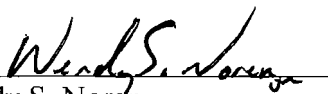
In the County Commission of said county, on the 13th day of December 20 07


the following, among other proceedings, were had, viz:

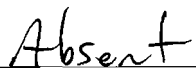
Now on this day the County Commission of the County of Boone does hereby approve the Agreement for Cost-Share for Establishing a Vegetated Riparian Corridor with William Johnson. It is further ordered the Presiding Commissioner is hereby authorized to sign said agreement.

Done this 13th day of December, 2007.

ATTEST:


Wendy S. Noren
Clerk of the County Commission


Kenneth M. Pearson
Presiding Commissioner


Karen M. Miller
District I Commissioner


Skip Elkin
District II Commissioner

**Agreement for Cost-Share
For establishing a vegetated riparian corridor**

Applicant Name: William Johnson (Grantor for recording purposes)

Applicant address: 1106 Yiotis Way, Columbia, MO 65203

Property Legal Description: Lots Thirty-four (34) and Thirty-five (35) of VICTORIA SOUTH PLAT TWO (2) as shown by Plat of said subdivision recorded in Plat Book 34, Page 78, Boone County Records.

A subdivision of a tract of land in the Northwest Quarter (NW ¼) of the Northwest Quarter (NW ¼) of Section Eleven (11), Township Forty-seven North (47N), Range Thirteen West (13W), Boone County, Missouri, being part of that land described by a Warranty Deed recorded in Book 1357, Page 982 of the Boone County, Missouri Records and being more particularly described as follows:

BEGINNING at the Northwest corner of the Northeast Quarter (NE ¼) of the Northwest Quarter (NW ¼) of said Section Eleven (11); thence South 0°00'50" West, along the Quarter Quarter Section line 513.90 feet to the North line of Victoria South Plat Two (2); thence South 73°01'40" West, along the North line of Plat Two (2), 382.55 feet to the West line of the Survey recorded in Book 279, Page 382; thence North 01°28'00" East, along the West line, 624.70 feet to the North line of Section Eleven (11); thence North 89°49'30" East, along the Section line, 350.00 feet to the POINT OF BEGINNING and containing 4.67 acres, more or less.

Best Management Practices (BMPs) to be installed: Planting a riparian buffer.

Lifespan of practice: These practices must be maintained for 15 years from the time of installation.

Description of Practices: William Johnson will install a vegetated riparian corridor along the east side of the unnamed tributary that runs through his property. It will help to stabilize the creek's streambanks, thereby decreasing the sediment input into the creek. In addition, it will provide shade and energy for the aquatic organisms.

The County of Boone (hereafter, 'Boone' and Grantee for recording purposes) and William Johnson and his successors or assigns in title to the property upon which the practice is installed (hereafter collectively called "Applicant") agree to the following terms and conditions:

1. The financial assistance provided is part of a cost-share project, with 60% of the cost to be provided by Boone, and 40% of the cost to be provided by Applicant in cash from non-federal sources, labor (volunteer labor valued at the federal rate of \$17.19/hr.), equipment and materials. The specific items in this conservation practice that are eligible for cost-share are the material, labor, and equipment to establish a vegetated riparian corridor.
2. The vegetated riparian corridor shall be properly maintained for 15 years following completion of installation in accordance with this contract. It will require occasional weeding. Applicant agrees that Boone officials shall have the right to enter the property upon which the practice is situated during reasonable times for the purpose of inspecting the practice to verify

that it is functioning in accordance with this contract. Applicant shall keep and maintain written records of practice maintenance and provide these records to such officials upon request.

3. The practices shall not be removed, altered, or modified so as to lessen its effectiveness or the purpose for which the conservation practice was installed, without the consent of Boone.

4. The vegetated corridor's plant selection and material (see Attachment 1) has been finalized by a Missouri Department of Conservation Forester, and approved by Boone. The corridor will be established a minimum average width of 50 feet, starting from the top of the stream bank (buffer area shown in Attachment 2).

5. Following is a budget for the project for which the following estimates are not to be exceeded. Boone will only pay 60% of the Total Cost:

Project Totals	Applicant (40%)	Boone (60%)	Total Cost
Establishment of a vegetated riparian corridor	\$960	\$1,440	\$2,400

6. The vegetated riparian corridor will be completed by April 15th, 2008. Applicant will submit all invoices for the work to Boone by May 1st, 2008. Both of these deadlines may be extended up to 60 days upon mutual agreement by Boone and Applicant.

7. Applicant must pay for all material and labor before receiving reimbursement from Boone. Applicant must provide documentation to the reasonable satisfaction of Boone detailing how they have satisfied the 40% match before they will be reimbursed by Boone. Any labor or materials to be counted as match shall be documented in the form of written records with the date and total time and labor used; the quantity and price/quantity for each of the materials; and the date, duration and value/time equipment was used.

8. Any reimbursement costs claimed by Applicant are to be supported to the reasonable satisfaction of Boone by documentation from vendors, contractors, or other workers.

9. Boone officials must inspect the installation work to ensure it is completed as planned before funds are disbursed.

The Applicant understands that before receiving any funds it will be necessary to sign this agreement and agree to the terms and conditions contained in it. This agreement is intended to run with the land and be binding upon the Applicant and the Applicant's successors and assigns in title for the duration of the 15 year term after installation work is completed for purposes of maintaining practice as installed and will be recorded with the Boone County Recorder of Deeds for that purpose. However, this agreement itself is not intended to constitute a lien upon the Applicant's property nor to have priority over any lien or security interest in the property, but shall be specifically enforceable with respect to the maintenance requirements specified in the agreement.

Signature William Johnson date 5/15/08

Signature Ken Pearson date 12/14/07
Ken Pearson, Presiding Commissioner

CERTIFICATION:

I certify that this contract is within the purpose of the appropriation to which it is to be charged and there is an unencumbered balance of such appropriation sufficient to pay the costs arising from this contract.

James E. Pitchford 12/16/07
Auditor Date
APPROVED AS TO LEGALITY
[Signature]
DATE: 12/3/07

State of Missouri)
)
County of Boone) ss

On this 5th day of September, 2007, before me personally appeared William Johnson who being duly sworn, did say that s/he executed the foregoing agreement for the purposes therein stated.

(seal)



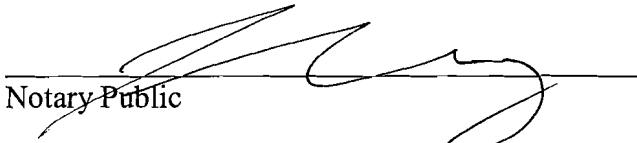
Notary Public

JOHN F. KADLEC
NOTARY PUBLIC STATE OF MISSOURI
COUNTY OF BOONE
MY COMMISSION EXPIRES SEPT. 23, 2007

State of Missouri)
)
County of Boone) ss

On this 13th day of December, 2007, before me personally appeared Ken Pearson, to me known as the presiding commissioner of Boone County, Missouri, who being duly sworn, acknowledged the above agreement was duly executed by him on behalf of said county for the purposes therein stated.

(seal)



Notary Public

JOSHUA NORBERG
Notary Public - Notary Seal
State of Missouri
County of Boone
My Commission Expires September 18, 2011
Commission # 07267690

Attachment 1

Labor:

Basics:

RPM Trees:		Plan
Planting and Delivery:	\$ 4.50 each	\$ 450.00
Grasses:		
Planting and Delivery:	\$ 2.00 each	\$ 150.00
Total		\$ 600.00

RPM Trees:

Tree Guard	\$ 1.00 each	Labor and Material, trees
Fertilizer	\$ 0.30 each	Labor and Material, trees & grass
Weed Barrier	\$ 4.00 each	Labor and Material, trees
Mulch	\$ 2.00 each	Labor and Material, trees

(Either a weed barrier or mulch will be used for the trees)

RPM Trees:

Swamp White Oak, Bur Oak, Pecan

Swamp White Oak	3CG	\$ 9.45
Bur Oak	3CG	\$ 9.45
Pecan	3CG	\$ 9.45
Total Quantity:	100	\$ 945.00

Grasses:

Prairie Chordgrass

Prairie Chordgrass	1 Gal	\$ 3.80
Total Quantity:	75	\$ 285.00

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County of Boone } ea.

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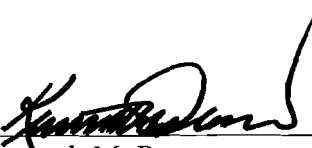
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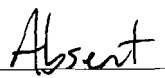
Now on this day the County Commission of the County of Boone does hereby appoint Donald E. Bormann to the Board of Equalization for a term beginning December 13, 2007 and ending December 12, 2011.


Done this 13th day of December, 2007.

ATTEST:


Wendy S. Noren
Clerk of the County Commission


Kenneth M. Pearson
Presiding Commissioner


Karen M. Miller
District I Commissioner


Skip Elkin
District II Commissioner

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County of Boone } ea.

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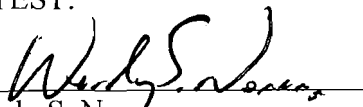
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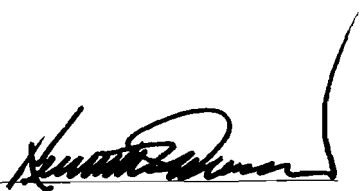
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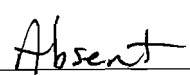
Now on this day the County Commission of the County of Boone does hereby authorize the Presiding Commissioner to sign the Post-Completion Self-Certification Report for El Chaparral Park.

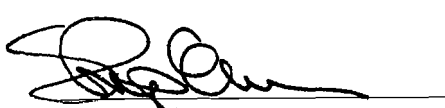
Done this 13th day of December, 2007.

ATTEST:


Wendy S. Noren
Clerk of the County Commission


Kenneth M. Pearson
Presiding Commissioner


Karen M. Miller
District I Commissioner


Skip Elkin
District II Commissioner