

TERM OF COMMISSION: January Session of the November Adjourned Term

PLACE OF MEETING: Boone County Government Center Commission Chambers

PRESENT WERE: Presiding Commissioner Don Stamper
 District I Commissioner Karen M. Miller
 District II Commissioner Linda Vogt
 Deputy County Clerk Michelle Malaby
 County Counselor John Patton

The regular meeting of the County Commission was called to order at 9:37 a.m.

SUBJECT: Open Bid 2-09JAN96, Electric Hot Water Boiler and Parts

Responses to the request for quotation were opened as follows:

<u>Company</u>	<u>Location</u>	<u>Bid Price</u>
Always Be Comfortable	Columbia, MO	No Bid
Columbia Welding & Machine Co.	Columbia, MO	Bid
Crescent Electric	Columbia, MO	Bid
Montgomery Welding and Repair	Columbia, MO	Bid
Lane Machinery Co.	St. Louis, MO	No Bid
Duraco Industries, Inc.	Jackson, MS	No Bid

SUBJECT: Open Bid 3-09JAN96, Trailer Mounted Pothole Patching Machine

Responses to the request for quotation were opened as follows:

<u>Company</u>	<u>Location</u>	<u>Bid Price</u>
Key Equipment & Supply Co.	Kansas City, KS	Bid
Tri-State Construction Equipment Co., Inc.	Ashland, MO	Bid
Victor L. Phillips Co.	Kansas City, MO	No Bid

SUBJECT: Authorize Payment to Rock Quarry Road Property Owner for Fence Materials

Public Works Department Manager of Design and Construction Tom Ratermann stated a right-of-way acquisition agreement with a Rock Quarry Road property owner did not address reimbursement for fence materials. It is county policy to provide such reimbursement.

Commissioner Vogt moved that the County Commission of the County of Boone authorize payment to Lowell and Barbara Azar Davis in the amount of \$1,300 as reimbursement for fence material, disrupted during the Rock Quarry Road improvement project.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 21-96.**

SUBJECT: Award Bid 123-19DEC95, Printing Services

Commissioner Miller moved that the County Commission of the County of Boone award bid 123-19DEC95, Printing Services, as outlined in the attached memorandum to the Boone County Commission from Purchasing Director Rebecca L. Jackson dated January 9, 1996. The Presiding Commissioner is authorized to sign the attached AGREEMENTS FOR PRINTING SERVICES.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 22-96.**

SUBJECT: Award Bid 124-19DEC95, Standard Duplicating Services

Ms. Jackson recommended award to the second low bidder, Mail and More, Inc., based upon the type of service to be acquired. Mail and More, Inc. guarantees a turn around time of 24 to 48 hours. The low bidder specified a five day turn around. The difference between the bids is \$96.10.

In response to a question from Commissioner Stamper, Ms. Jackson replied the specifications did not require a certain turn around time. The specifications requested vendors describe turn around time and pick-up and delivery schedules. Sir Speedy Printing did not describe their pick-up and delivery schedules.

Commissioner Miller agreed with Ms. Jackson's recommendation. Standard duplicating service is an area where you usually want a quick turn around. Commissioner Miller moved that the County Commission of the County of Boone award bid 124-19DEC95, Standard Duplicating Services, to Mail and More, Inc. and authorize the Presiding Commissioner to sign the attached AGREEMENT FOR DUPLICATION SERVICES.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 23-96.**

SUBJECT: Easement for Sewer Purposes, National Guard Armory

Mr. Patton stated instead of preparing a license agreement, he included covenants in the easement for sewer purposes which require the City of Columbia to make any repairs or improvements on any future public improvements at their own cost.

Commissioner Miller moved that the County Commission of the County of Boone grant an EASEMENT FOR SEWER PURPOSES to the City of Columbia, a copy of which is attached.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 24-95.**

SUBJECT: Sponsorship of Wilton-Easley Levee Repair

Stephen Diederich and Frank Gordon, USDA-Natural Resources Conservation Service (NRCS) District Conservationist, were present.

Mr. Diederich stated the landowners cannot be their own sponsor since they are not organized. The NRCS requires a governmental entity sponsor the repair. The landowners would be responsible to the commission.

In response to a question from Commissioner Stamper, Mr. Diederich replied the commission would enter into an agreement with NRCS.

Mr. Gordon commented a sponsor is needed before federal funds can be expended. For levee repairs, they normally request county commissions serve as the sponsor.

Mr. Patton stated one condition of the sponsorship agreement is the county agrees to participate in the US Army Corps of Engineers rehabilitation program. What commitment does that require on behalf of the county?

Mr. Diederich replied they will have two years to meet US Army Corps of Engineers specifications for levees. Once they meet the specifications, they are eligible for assistance from the US Corps of Engineers for repair of damage caused by future flooding.

Mr. Patton stated the US Army Corps of Engineers will not deal with non-governmental entities. If the county agrees to participate in the rehabilitation program, the county is essentially committing to be the governmental sponsor from now on for levee repair and maintenance.

Mr. Diederich stated that is correct.

Mr. Patton stated he does not know the specific requirements of the US Army Corps of Engineers. The commission may want to inquire as to what commitment it will be making.

Mr. Gordon commented before federal funds can be expended, the landowners must agree to either form a levee district or association. The landowners want to form an association.

Mr. Diederich replied the US Army Corps of Engineers recognizes associations. They indicated the county's responsibilities would be basically the same as they are with NRCS. The US Army Corps of Engineers will call them the Wilton-Easley Levee District, but they will be unorganized.

Mr. Patton stated he did think the US Army Corps of Engineers wanted to deal with private property owners or associations. They want governmental, taxing districts to be formed.

Commissioner Stamper stated the US Army Corps of Engineers is trying to create an initiative for districts to be formed--formally or informally. They are placing ultimate responsibility with the county. It is a great responsibility, but if the county does not agree to act as sponsor, the landowners cannot establish a relationship with the US Army Corps of Engineers to repair the levee.

In response to a question from Commissioner Vogt, Mr. Diederich replied fourteen individuals will be involved in the association. They hope to eventually form a levee district. There is one very uncooperative landowner who is slowing the process.

Mr. Patton stated the bottom line is if a district has to be formed, the County Commission will form one.

In response to a question from Commissioner Vogt, Mr. Diederich replied the uncooperative landowner owns 16 percent of the property within the proposed area. Mr. Diederich stated his father has 32 percent of the land and his brother has 7 percent. They tried to buy out the uncooperative landowner, but were unsuccessful.

Commissioner Miller stated she ultimately wants a levee district to be formed.

Mr. Gordon stated the NRCS is also taking a step in faith. They are obligating funds to repair the levee without a district being formed. The levee needs to be repaired.

In response to a question from Commissioner Miller, Mr. Diederich replied each year the association will collect money for each acre owned. The biggest expense in forming a levee district is the survey work. Virtually all landowners have agreed to provide blanket easements to avoid that cost. If he can obtain blanket easements for the levee and drainage ditches, he is closer to forming a district.

In response to a question from Commissioner Miller, Mr. Patton replied if a district is formed, the required easements can be condemned.

The County Commission agreed to proceed.

Mr. Patton asked who will be the contract administrator?

Mr. Gordon replied NRCS.

Mr. Patton began reviewing the documents Mr. Diederich presented.

Mr. Diederich stated the NRCS is waiving the requirement that they obtain an attorneys opinion as to whether titles are clear.

Mr. Patton stated the document has not been modified to reflect that. He recommends the commission wait until the issue is clarified.

Commissioner Stamper moved that the County Commission of the County of Boone approve, and authorize the Presiding Commissioner to sign, the attached Project Agreement, Primary Levee, with the United States Department of Agriculture, Natural Resources Conservation Service for the Wilton-Easley Levee Repair.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 25-96.**

Commissioner Stamper moved that the County Commission of the County of Boone approve, and authorize the Presiding Commissioner to sign, the attached Operation and Maintenance Agreement with the United States Department of Agriculture, Natural Resources Conservation Service for the Wilton-Easley Levee Repair.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 26-96.**

Commissioner Stamper moved that the County Commission of the County of Boone designate Mr. Stephen Diederich to act as the liaison between the County of Boone and landowners for the Wilton-Easley Levee Repair.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 27-96.**

Commissioner Stamper moved that the County Commission of the County of Boone authorize the Presiding Commissioner to sign the attached letter regarding its request that the liaison for the Wilton-Easley Levee Repair establish an escrow account at Boone County National Bank, in the name of Boone County, as the depository of funds for this matter.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 28-96.**

Commissioner Stamper moved that the County Commission of the County of Boone accept the attached Operation and Maintenance Agreement provided to the County of Boone by the property owners associated with the Wilton-Easley Levee Repair.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 29-96.**

Commissioner Stamper moved that the County Commission of the County of Boone approve, and authorize the Presiding Commissioner to sign, the attached Project Agreement with the property owners in the proposed Wilton-Easley levee district area.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 30-96.**

SUBJECT: Vote to Authorize Closed Meeting to Immediately Follow, Section 610.021 (1, 9) RSMo.

Commissioner Miller moved that the County Commission of the County of Boone authorize a closed meeting immediately following the regular County Commission meeting on January 9, 1996 as authorized by section 610.021 (1) RSMo. to discuss legal actions, causes of action or litigation involving a public governmental body and confidential or privileged communications between a public governmental body or its representatives and its attorney; and as authorized by 610.021 (9) RSMo. to discuss preparation, including any discussions or work product, on behalf of the public governmental body or its representatives for negotiations with employee groups.

Commissioner Stamper seconded the motion. Motion passed unanimously. **Order 31-96.**

SUBJECT: Resolution Endorsing Final Report of the Community Needs Task Force

Commissioner Vogt moved that the County Commission of the County of Boone adopt the following resolution:

A RESOLUTION
endorsing the final report of the Community Needs Task Force

WHEREAS, the County Commission, recognizing the need for improved community collaboration in addressing the health and human services needs of Boone County, jointly sponsored the Community Needs Assessment with the Columbia Area United Way, Boone County and the Missouri Department of Social Services; and

WHEREAS, The Community Needs Assessment has been completed and the Community Needs Task Force has issued its final report.

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

SECTION 1. The County Commission endorses the findings and recommendations of the Community Needs Task Force contained in the final report of the task force.

SECTION 2. The County Commission supports the implementation of the general principles outlined in the final report of the Community Needs Task Force and endorses the following recommendations contained in the final report:

- A. The results of the Community Needs Assessment and Program Emphasis Plan should be distributed and their use encouraged.
- B. Joint planning between the City of Columbia, County of Boone and Columbia Area United Way for the delivery of health and human services should be encouraged.
- C. Community Needs Assessment sponsors should support the efforts of the Columbia/Boone County Community Partnership.
- D. Community Needs Assessment sponsors should encourage community efforts for ongoing program evaluation and future periodic needs assessments/asset mapping.
- E. The Columbia/Boone County Community Partnership should be encouraged to address barriers to services and systemwide issues identified in the Community Needs Assessment.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 32-96.**

SUBJECT: Treasurer Budget Revision: Check Printing and Bank Service Charges

Commissioner Stamper moved that the County Commission of the County of Boone authorize the following budget revision:

<u>Organization</u>	<u>Account</u>	<u>Account Title</u>	<u>Transfer From</u>	<u>Transfer To</u>
1123	86800	Emergency Fund	\$5,000	
1140	71107	Bank/Credit Card Svc. Fees		\$1,047
1140	71108	Check Printing Charges		\$3,953

Explanation: To cover shortages in the check printing and bank services charge line items. Check printing prices were higher this year than expected due to increased paper costs. A two year supply of manual checks was purchased to take advantage of lower paper costs.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 33-96.**

SUBJECT: Emergency Fund Budget Revision: Return Unused Balances to Fund

Commissioner Stamper moved that the County Commission of the County of Boone authorize the following budget revision:

<u>Org.</u>	<u>Account</u>	<u>Account Title</u>	<u>Transfer From</u>	<u>Transfer To</u>
1123	86800	Emergency Fund		\$29,164
1710	91100	Planning- Furn. & Fix.	\$ 1,200	
1720	91100	Building Codes - Furn. & Fix.	\$ 600	
1200	10100	Public Admin. - Sal. & Wages	\$ 3,417	
1200	10200	Public Admin. - FICA	\$ 261	
1200	10300	Public Admin. - Health Ins.	\$ 340	
1200	10350	Public Admin. - Life Ins.	\$ 6	
1200	10375	Public Admin. - Dental Ins.	\$ 30	
1200	10400	Public Admin. - Workers Comp.	\$ 10	
1255	60400	Corrections - Grounds Maint.	\$ 548	
1190	84010	Nondepartmental - Receptions	\$22,752	

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 34-96.**

SUBJECT: Purchase Agreement for Recycling Containers

Commissioner Vogt moved that the County Commission of the County of Boone approve, and authorize the Presiding Commissioner to sign, the attached PURCHASE AGREEMENT FOR RECYCLING CONTAINERS with Gunter's Services, Inc. DBA Armor Equipment.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 35-96.**

The meeting adjourned at 10:30 a.m.

Attest:

Don Stamper
Presiding Commissioner

Wendy S. Noren
Clerk of the County Commission

Karen M. Miller
District I Commissioner

Linda Vogt
District II Commissioner