

TERM OF COMMISSION: June Session of the May 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 L. Patton

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

**SUBJECT: Award Bid 63-30MAY96, Standard Duplicating Services**

Purchasing Director Beckie Jackson reviewed her recommendation, outlined in a memorandum to the commission dated June 20, 1996.

Commissioner Miller moved that the County Commission of the County of Boone award bid 63-30MAY96, Standard Duplicating Services, to Kinko's as the lowest and best bidder meeting specifications. The County Commission does hereby approve, and authorize the Presiding Commissioner to sign, the attached agreement.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 365-96.**

**SUBJECT: Award Bid 64-30MAY96, Printing Services**

Ms. Jackson reviewed her recommendation, outlined in a memorandum to the commission dated June 20, 1996.

Commissioner Miller moved that the County Commission of the County of Boone award bid 64-30MAY96, Printing Services, as follows:

- Group A, Letterhead, to General Printing
- Group B, Envelopes, to Fitzmaurice and Associates
- Group D, Carbonless Forms, to Media Graphics
- Group C, Business Cards, E, 20 LB Bond Paper, and F, Miscellaneous, to Brake Printing

The County Commission does hereby approve, and authorize the Presiding Commissioner to sign, the attached agreements.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 366-96.**

**SUBJECT: Authorize Presiding Commissioner to Sign Family Court Supplemental Cooperative Agreement**

Assistant Circuit Court Administrator Mary Mueller presented the agreement which concerns reimbursement for expenses related to the Family Court. Specifically, the time bailiffs spend in the courtroom.

Commissioner Vogt moved that the County Commission of the County of Boone authorize the Presiding Commissioner to sign the Family Court Supplemental Cooperative Agreement.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 367-96.**

**SUBJECT: Request to Transfer of Desk to Callaway County**

Ms. Mueller stated a Family Court Juvenile Division clerk received a new workstation. The Callaway County Juvenile Office would like to have her old wood desk. Circuit Clerk Cheryl Whitmarsh does not need the desk.

Following discussion, Commissioner Stamper moved that the County Commission of the County of Boone authorize District II County Commissioner Linda Vogt to evaluate the condition and age of a wood desk no longer used by the Family Court Juvenile Division and determine whether it should be transferred to the Callaway County Juvenile Office and if so, under what terms.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 368-96.**

**SUBJECT: Bearfield Neighborhood Improvement District Change Order No. 1**

Public Works Department Design and Construction Division Manager John Smith stated the change order consists of piping changes, drainage modifications and the addition of grouted rip rap at the lagoon area. The grouted rip rap is necessary to stabilize the steep slope required as a result of the location of the lagoon with respect to the road.

In response to a question from Commissioner Vogt, Neighborhood Improvement District Coordinator Andy Lister replied some neighbors are aware of the changes as a result of casual conversation. No formal notification has been made.

In response to a question from Commissioner Miller, Mr. Lister replied the original project estimate was \$110,000.

In response to a question from Commissioner Vogt, Mr. Lister replied there are 28 property owners in the district.

Following brief discussion, Commissioner Vogt moved that the County Commission of the County of Boone approve, and authorize the Presiding Commissioner to sign, the attached Bearfield Neighborhood Improvement District Change Order No. 1.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 369-96.**

Commissioner Miller commented she does not want projects to exceed the estimated cost by this amount. Even though the cost can exceed the estimate by twenty five percent, property owners do not expect it to.

Mr. Smith replied the Department is working to prevent this from happening in the future.

Mr. Lister stated part of the problem is they are working with old construction estimates.

**SUBJECT: Authorize County Counselor to Incur Appraisal Services for Easement Acquisition on Maintenance Projects**

Mr. Smith stated they continue to encounter property owners who are reluctant to convey easements for the road improvement projects designated as maintenance projects. In order to pursue acquisition through eminent domain, the County's offer of just compensation for the easement must be determined in a professional manner to ensure legal propriety. To expedite acquisitions staff recommends the commission authorize the County Counselor to incur, as a reimbursable expense, appraisal services.

Commissioner Miller confirmed before proceeding the Department will inform the commission so it might make one last attempt to acquire the easement without condemning the property.

Commissioner Miller moved that the County Commission of the County of Boone authorize the County Counselor to incur as a reimbursable expense, appraisal services in conjunction with easement acquisition on maintenance projects related to the 50 in 5 Road Improvement Program.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 370-96.**

**SUBJECT: Appointment to Building Code Commission**

Commissioner Stamper stated he was not involved in the interviews so he will not participate in the appointment.

Commissioner Miller commented she and Commissioner Vogt have not discussed the appointment in the weekly staff meeting as they usually do and she believes they may disagree.

The commission agreed to discuss the appointment in their weekly staff meeting.

**SUBJECT: Agreement with City of Columbia to Fund E-911 Data Entry Clerk**

Commissioner Stamper moved that the County Commission of the County of Boone approve the attached agreement with the City of Columbia to fund a three quarter time position in the Joint Communications and Information Center to perform Enhanced 911 data entry duties, pending approval of the agreement by legal counsel.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 371-96.**

**SUBJECT: Assignment of Contract Rights for Acquisition of Property at Tenth and Park**

Mr. Patton stated Cullen Cline acquired the rights to purchase the property at the corner of Tenth Street and Park Street. He planned to construct an office there. He no longer needs the property and agreed to assign the contract rights to Boone County. Mr. Patton summarized the terms of the assignment and advised the commission they need to appropriate money for purchase.

In response to a question from Commissioner Vogt, Commissioner Stamper replied Mr. Cline researched the condition of the property. The County would be purchasing the property as is.

Mr. Patton stated the underground fuel storage tanks have been removed. The Department of Natural Resources issued a clearance certificate. However, the soil has not been tested. If the County does not build on the property, the condition of the soil does not matter.

Commissioner Stamper moved that the County Commission of the County of Boone approve, and authorize the Presiding Commissioner to sign, the attached agreement with Cullen Cline for the assignment of contract rights for the acquisition of property at Tenth Street and Park Street.

Commissioner Miller seconded the motion. Motion passed unanimously. **Order 372-96.**

**SUBJECT: Agreement with McBaine Levee District for Transfer of Levee Easements**

Commissioner Miller moved that the County Commission of the County of Boone approve and authorize signature of the attached AGREEMENT FOR TRANSFER OF LEVEE EASEMENTS with McBaine Levee District.

Commissioner Vogt seconded the motion. Motion passed unanimously. **Order 373-96.**

**SUBJECT: Lease of Pneumatic Tire Compactor**

Public Works Director Frank Abart summarized the difficulties the department has encountered in leasing a pneumatic tire roller for use in chip and seal applications. The department is proceeding with the applications using large trucks or a flat faced roller in lieu of the compactor. Two companies have the equipment available: Roland Machinery at \$6,500 per month and Tri-State Equipment at \$3,200 per month.

Ms. Jackson stated the County was to lease the equipment from GM Supply Co. at \$3,195 per month.

Mr. Abart requested the commission authorize Ms. Jackson to fax a request for submission of sealed bids on the equipment tomorrow and authorize her to notify the apparent low bidder of the results.

Ms. Jackson added--with ratification of the award by the County Commission during its meeting Thursday.

Commissioner Stamper stated the proposal violates purchasing principles the commission has established. What difference will sixteen hours make?

Commissioner Vogt asked if they could simply advise vendors they can contact the Purchasing Department for the results on Wednesday?

Ms. Jackson agreed that would be an option.

In response to a question from Commissioner Vogt, Mr. Abart replied the approximate purchase price for this equipment is \$50,000. The department will use it three to five months.

Commissioner Miller commented she does not have a problem with the proposal. She wants chip and seal applications to continue on schedule.

Mr. Abart commented Ms. Jackson would be implying a contract by advising the vendor they are the apparent low bidder.

Commissioner Vogt commented that might be a terrible precedent to set.

Discussion of buying, leasing or borrowing the equipment from another entity ensued.

In response to a question from Ms. Jackson, only Commissioner Stamper expressed opposition to the accelerated bid process.

Commissioner Miller noted bids for this equipment were requested using standard practices.

In response to a question from the commission, Mr. Abart replied he does not want to fax the bid request to Fabick and GM Supply Company--the vendors who were unable to deliver the equipment. What if they are the low bidders again?

The commission replied that is the point of bidding equipment.

Commissioner Miller moved that the County Commission of the County of Boone authorize the Purchasing Department to fax bid specifications for the lease of a pneumatic tire compactor to all vendors who carry this type of equipment. The bid responses will be presented to the County Commission on Thursday, June 27, 1996.

Commissioner Vogt seconded the motion and asked if the bid request could be sent to private contractors?

Mr. Abart replied he is leery of borrowing equipment. The department plans to use the equipment intensively and wants it to be available at all times for the chip and seal applications.

Commissioner Vogt and Commissioner Miller voted in favor of the motion. Commissioner Stamper voted in opposition to the motion. Motion passed. **Order 374-96.**

**SUBJECT: Lettering for Exterior Government Center Sign**

Ms. Jackson asked the commission for their preference concerning lettering to be used on the exterior of the Government Center.

The commission preferred brass lettering like that used for the Juvenile Office at the Courthouse.

**SUBJECT: Reports from Commissioners**

Commissioner Stamper reported on the status of the MKT Trail construction and advised the commission of tentative plans for a dedication ceremony.

Commissioner Stamper reported the Local Emergency Planning Committee met. The Boone County Fire Protection District will be assuming the lead role.

Commissioner Vogt reported the Long Range Plan Steering Committee will present their recommendations at the July 2, 1996 County Commission meeting.

Commissioner Vogt reported the Boone County Group Homes Board will continue their discussion of housing social service agencies in a common building at their next meeting. Response to the idea has been positive.

**SUBJECT: Public Comment**

Marge Peg Barker, 4851 E. New Haven Road, Columbia, asked when was the sales tax for road improvements passed?

Commissioner Miller replied in June, 1993. The County began collecting the tax in October, 1993.

In response to a question from Ms. Barker, Commissioner Stamper replied the amount of the sales tax is one half cent. The tax was intended for capital improvement projects, increased road maintenance, safety projects and increased funding for cities for road purposes.

Commissioner Miller commented the County has experienced two floods since the tax took effect. The floods slowed progress on road improvement projects.

In response to a question from Ms. Barker, Commissioner Stamper replied one of the four capital improvement projects has been completed. The Department is in various stages of converting gravel roads to asphalt.

Mr. Abart commented about five to six miles of road are complete.

In response to a question from Ms. Barker, Commissioner Stamper replied the industrial park at Nifong and Highway 63 was developed beginning in the 1970's. It is in the City of Columbia.

In response to a question from Commissioner Vogt, Ms. Barker replied the point of her question relates to the tremendous amount of traffic which uses New Haven Road to access the industrial park. The County Commission should give the most attention to roads with the highest amount of traffic. The road seems to be in good shape. The dust created by traffic is the problem. It is affecting her health. She would like the commission to compare the traffic count taken when the program began with a current count. She would like the county to accelerate the paving of New Haven Road.

Commissioner Miller stated the County would appreciate residents dedicating necessary right-of-way so the county could accelerate the paving project.

Ms. Barker replied she has volunteered to talk with her neighbors. No one responded to her offer. She is still willing to help.

Commissioner Miller stated the County appreciates Ms. Barker's cooperation.

Ms. Barker stated when she purchased here home, a Mr. Sapp told her the road would be paved within the year. He also said two culverts on her property would be replaced. That has never been done. As a result, her yard floods.

In response to a question from Commissioner Stamper, Ms. Barker replied they purchased the property in early 1992.

Commissioner Vogt stated Ms. Barker is one of a few residents on New Haven Road who care about the road and want it paved. Many others do not. The County intends to chip and seal all roads in the 50 in 5 program as a step toward paving. The County is proceeding at a slower pace than Ms. Barker would prefer.

Ms. Barker asked can the County pave the road from Rolling Hills to where the pavement ends? here are four property owners on that section. She knows three have given right-of-way.

Commissioner Stamper replied he does not believe Ms. Barker wants the County to spend her tax dollars in that manner. He understands Ms. Barker’s frustration. However, Ms. Barker was aware New Haven Road was a gravel road when she moved there.

Commissioner Miller noted Ms. Barker heard the commission give the County Counselor authority to secure appraisals in order to acquire necessary easements. That is the first step in accelerating the projects. Commissioner Miller stated the chip and seal application will act as a more permanent form of dust control.

Commissioner Vogt explained the chip and seal process.

In response to a question from Ms. Barker, Mr. Abart replied even with the heaviest truck traffic the chip and seal surface should last at least a year.

Ms. Barker thanked the commission for their time.

The meeting adjourned at 10:40 p.m.

Attest:

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Don Stamper  
Presiding Commissioner

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Wendy S. Noren  
Clerk of the County Commission

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Karen M. Miller  
District I Commissioner

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Linda Vogt  
District II Commissioner