

TERM OF COMMISSION: February Session of the February 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

Marlene Ridgway, Purchasing Department Buyer, was present on behalf of these items.

A. Second Reading and Approval of Amendment to Bid 65-04DEC01 (Elevator Maintenance)

Marlene Ridgway stated this is an amendment to reflect the company name change from Millar Elevator Service Company to Schindler Elevator Corporation.

Commissioner Elkin moved to approve Contract Amendment #1 for Bid 65-04DEC01 for Elevator Maintenance changing the company name from Millar Elevator Service Company to Schindler Elevator Corporation.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 70-2003**

B. Second Reading and Approval of Simplex Grinnell Maintenance Agreement

Marlene Ridgway stated this agreement is with Simplex/Grinnell of Earth City, Missouri for a Life Safety Service agreement for alarms at the Boone County Jail to monitor and service of the existing Simplex fire alarm equipment. The sole source number is 16-123102 and was approved for renewal by the Commission through December 31, 2003.

The Facilities Maintenance Department is requesting permission to continue this service from Simplex Grinnell. The budgeted amount for 2003 was \$9,225.00 however the agreement is for \$9,428.50.

Commissioner Miller moved to approve the Simplex/Grinnell Maintenance Agreement.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 71-2003**

C. First Reading of Bid 09-11FEB03 (Prisoner Transport Van Conversion)

Marlene Ridgway stated the Sheriff's Department and the Purchasing Department have reviewed the above referenced bid and recommend awarding to Bob Barker Company for having the best bid meeting the specifications. The total contract amount including the interior video package and installation is \$8,295.00. Only one bid was received but it was within the budgeted amount of \$9,495.00.

Mrs. Ridgway noted this is equipment that will be installed in the van purchased by the Sheriff's Department earlier this year.

There was no discussion and no public comment.

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

David Mink, Public Works Director, was present on behalf of these items.

A. First Reading of Budget Revision

Greg Edington, Road Maintenance Operations Manager, was present on behalf of this item.

Greg Edington stated this budget revision is to cover expenditures for 2002. The following are the line items that will either be increased or decreased:

- 2040-71100 (Public Works Maintenance Operations Outside Services) to be increase by \$3,800.00. This increase is to pay the asphalt contractor. The department ran into overages in tonnage and there was a special line item in the contract for dig out and replacement of failed sub-grade.
- 2040-10110 (Public Works Maintenance Operations Overtime) to be increased by \$6,750.00. This is to cover for the last snow fall of 2002.
- 2049-71300 (Public Works Administration Rebates) to be increased by \$19,800.00.
- 2049-71400 (Public Works Administration Replacement Revenue) to be increased

by \$33,045.00.

- 2040-60200 (Public Works Maintenance Operations Equipment Repairs) to be decreased by \$40,000.00. This would be used to balance out the increases as requested.
- 2040-26200 (Public Works Maintenance Operations Rock) to be decreased by \$23,395.00. This would be used to balance out the increases as requested.

Commissioner Miller asked what rebates are. Mr. Edington stated he is unsure but that is what the Auditor's Office informed him about being short for 2002.

Commissioner Miller stated she would like clarification on what the rebate is before action is taken on this item.

David Mink, Public Works Director, stated the rebates have to do with the Centralia Special Road District. This is a formula driven expenditure.

Commissioner Elkin stated the Centralia Special Road District has a different formula than other entities.

There was no further discussion and no public comment.

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 Contract with Mitzel and Scroggs (JJC Expansion Project)

David Mink stated this is a contract for consulting services with Mitzel and Scroggs Architects for the JJC Expansion Project. This is for a preliminary study to define the scope of the proposed project and to get a construction estimate.

Commissioner Miller asked about the timeline for this project. Mr. Mink stated he believes late March 2003 is an approximate deadline.

There was no further discussion and no public comment.

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.

C. First Reading of Contract with Engineering Surveys and Services (Ludwig Drive Project)

David Nichols, Design and Construction Manager, was present on behalf of this item.

David Mink stated this is a contract for consulting services with Engineering Surveys and Services. This project is related to the Georgetown Drainage Project the County is currently working on and is upstream on the Goodin Branch. This would address the road crossings on this stream. Ludwig Drive is located in Germantown Subdivision which is close to the City Limits of Columbia. The City of Columbia has offered to share the cost of this project.

Commissioner Miller asked if there is a written agreement with the City. David Nichols stated not at this time but the department is working on the agreement.

David Nichols stated the engineering and surveying fees for this contract are \$7,000.00 and for the geotechnical engineering fees is \$2,500.00.

He noted part of this channel has been surveyed and some models have been run by the City. That information combined with this data will accomplish the project; the department believes this is reasonable cost.

Commissioner Elkin asked if the City is on three sides of that subdivision. Mr. Nichols stated there are structures flooding in both the City and County.

There was no further discussion and no public comment.

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.

D. Rescind Portion of Commission Order 65-2003 (General Consultant Service Agreement with Peckham and Wright)

Commissioner Schnarre stated this contract was approved at the last meeting. After the meeting, an error in the contract was discovered, a decision has been made to rescind this contract in hopes a new contract will be done.

Commissioner Miller moved to rescind the portion of Commission Order 65-2003 approving the General Consultant Service Agreement with Peckham and Wright.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 72-2003**

Subject: Planning and Zoning and Public Works – First Reading of Storm Water

Permit Application

David Nichols stated this is Boone County's participation portion of the joint permit that is going forward to the Department of Natural Resources in conjunction with the City of Columbia and the University of Missouri. This is the program that the County has put together and is similar in format to the City of Columbia's program. There are some measures that pertain to the County only and some measures will be implemented by the County at this time. This is a Federal mandated program and DNR has been designated as the authority for the EPA. The deadline is March 10, 2003 for this document to be in Jefferson City.

Forms M and L are the actual permit documents that need to be signed. Other documents with this application are the narrative that relate to the requirements of the permit documents.

Mr. Nichols noted this has been discussed for approximately three years.

Commissioner Elkin asked what will determine what will be included in the EPA Phase II Regulations and the areas. Mr. Nichols stated it has been listed as Boone County.

Commissioner Schnarre stated he had seen documents stated the City of Columbia and Boone County will be included. Mr. Nichols stated it excludes the incorporated cities of Ashland and Centralia, for example, from this particular document. He believes there will be a time when those entities will be brought in.

Commissioner Miller stated if this document includes Boone County then the incorporated cities will have to follow the guidelines also. She noted she requested information about whether the incorporated cities are included or not during her meeting with Director Mahfood.

Mr. Nichols stated this document has been reviewed by the Storm Water Committee. This document has also been reviewed by John Patton, County Counsel.

Commissioner Elkin asked if the portion of Cedar Creek is the only waterway on the 303D List. Mr. Nichols stated that is the only portion DNR has identified on the list.

Commissioner Elkin requested Mr. Nichols research the lower Hinkson Creek and see if it is on the 303D list.

Mr. Nichols stated at one time lower Hinkson Creek was on the list then it was pulled. Commissioner Elkin stated he believes this was put back on the list recently.

Mr. Nichols discussed how the applications would be put in a packet form with all appropriate signatures from the City, County, and University.

Mr. Nichols discussed the Outlet Map of Boone County. This map will be submitted with the Storm Water Permit Application. He and George Montgomery have been working with DNR on getting a definition of an "outlet" waterway. Most "outlet" waterways in Boone County are north of Columbia City Limits.

Commissioner Schnarre asked what is meant by an "outlet". Mr. Nichols stated the definition is where a waterway leaves a specific jurisdiction for monitoring points.

Commissioner Miller asked how many points have been identified. Mr. Nichols stated eleven points have been identified by the department. This number may be modified as DNR clarifies the definition.

Commissioner Miller asked how other counties in the state are doing with this permit application process. Mr. Nichols stated he has not heard of any others moving forward as Boone County has with the City and the University. He believes Boone County is one of the few counties that will meet the deadline.

He noted George Montgomery did a lot of the work on this map.

Commissioner Miller thanked David Nichols and Bill Florea for their hard work on this project.

Commissioner Elkin stated the Boone County Regional Sewer District has a request in to DNR to give a public informational meeting for explanation on Hinkson Creek.

Mr. Nichols stated this program can be updated annually which will allow for changes. Each year, the County will report on how it is doing with the program.

Commissioner Schnarre asked when the final implementation of the program is. Mr. Nichols stated the department will assume DNR will read the application right away and begin putting measures in place but he is unsure of when the department will receive any feedback from DNR.

Mr. Mink stated some of the items listed in the program are already underway. Mr. Nichols stated there are items that are listed because it has to be tied into a program format.

Commissioner Schnarre opened the floor for a public hearing on this item.

David Griggs, 6420 Highway VV, Columbia, County representative on the Storm Water Committee, stated he believes this is a very comprehensive document. He believes this document sets some stretch goals for the County. Because of the County's form of government, there are some challenges in establishing utilities and generate the funds

necessary to do some of the items the EPA wants the County to do. To his understanding, there is potential legislation in the works to help alleviate this problem. The County does face some unique challenges that the City and University will not face in obtaining these goals.

The document, as drafted, is broad enough to allow room to work with some of the issues and long range goals. There are goals listed that are to be implemented in 2005.

The work for the Task Force in the future will be drafting ordinances that could be enforced by the County.

Mr. Griggs stated the City and the County are far ahead of the curve and the governmental entities should be congratulated for their work.

He noted there is 100% endorsement of the application from the Task Force. There may not be 100% endorsement of future proposals.

There was no further public comment.

Commissioner Miller stated she and Columbia Mayor Hindman will try to join the Task Force at an upcoming meeting to thank the Task Force for their work.

There was no further discussion on this item.

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: First Reading of Contract with City of Columbia (Health Department Services)

Commissioner Schnarre stated this is an annual contract with the City of Columbia Health Department. This contract was brought forward to the Commission and had to be revised due to the inclusion of one FTE that was not approved by the Commission.

There was no further discussion and no public comment.

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: Accept Resignation of City/County Energy and Environment Commissioner

Commissioner Elkin moved to accept the resignation of Michael C. Morrison from the City of Columbia/County of Boone Energy and Environment Commission effective immediately.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 73-2003**

Subject: Authorize Use of Courthouse Grounds (Pro American Rally)

Commissioner Schnarre moved to authorize the use of the Courthouse Grounds on Thursday, February 27, 2003 from 4:30 to 7:00 p.m. for a Pro American Rally sponsored by Zimmer Radio Group.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 74-2003**

Subject: Discussion

A. FEMA Funding for Boone County Fairgrounds

Commissioner Schnarre stated in May 2002, a tornado damaged buildings at the Boone County Fairgrounds. At that time, the County had an offer from Traveler's Insurance Company in the amount of \$500,000.00 in a cash payment for not rebuilding. The Commission could have rebuilt and received an approximate \$800,000 payment from Traveler's Insurance Company.

At the beginning of 2003, FEMA informed the County since the full replacement cost was not received there are FEMA funds available, in the amount of \$259,629.50, in which FEMA would pay the County 75% of that amount (\$194,722.13), SEMA would pay 10% and the County would be responsible for 15%. Since the Commission decided not to rebuild, the County can use the funds for a supplemental project. FEMA would do another 75% calculation from the first 75% calculation, in which the County would receive \$146,041.60 from FEMA and \$19,472.21 from the first 75% calculation of the FEMA funds from SEMA for a total of \$165,513.81. The County would have to make an approximate 36% match of the \$259,629.50, which would be in the amount of \$94,115.69.

The project for which these funds could be used for has to be a capital project, such as roads, bridges, cars, trucks, or buildings, for example.

Commissioner Schnarre stated he wants to use the money for County roads and a decision has to be made by the Commission about what the funds will be used for. He believes the money could be used more appropriately to buy trucks and giving more funds to the road projects.

Commissioner Miller stated the Commission set a precedent when the Commission determined the funds would not have been received by the County if it had not been for the Fairgrounds. If the storm had not gone through the Fairgrounds, the County would not have received the money. The Commission set a precedent when the insurance money was moved into a special fund to support the development, maintenance, and capital projects at the Fairgrounds. She believes it is only proper that the funds received for the wind event at the Fairgrounds be spent in a capital project at the Fairgrounds.

Commissioner Elkin agreed with Commissioner Miller. When the insurance money was originally received the \$500,000, the Commission's goal was to make the Fairgrounds self-sustaining. The Commission could have taken the \$800,000 to rebuild the hangers that were destroyed but chose not to because of the Master Planning being done for recreational development at the Fairgrounds. He believes all the funds received from the Fairgrounds should be reinvested into the Fairgrounds. The road system at the Fairgrounds, which are public roads because it is public property are in dire need of attention. He believes if the funds are going to be used at the Fairgrounds then the County needs to invest into the road system. This is what the Commission has tentatively agreed to do with the funds and believes this would be a great addition to the Fairgrounds.

Commissioner Miller stated with adoption of the 2003 budget, funds were made available to do a road project at the Fairgrounds. This would be the \$94,115.69 match the County is required to do to receive the FEMA and SEMA funds. This additional funding would give the County the opportunity to do more work on the road system at the Fairgrounds. This would also allow the use of an outside contractor instead of Public Works staff, eliminating the need for interfund transfers.

Commissioner Schnarre stated he does not believe a final conclusion has been made on this issue on how to do this project at the Fairgrounds. The Commission will be working on this issue.

There was no further discussion and no public comment.

B. Family Health Clinic

Commissioner Schnarre stated the Family Health Clinic will be in Unit II of what is known as the old Nowell's Building on Worley in Columbia. Unit I will be for the Columbia/Boone County Health Department, which will be 50,000 square feet. Unit II will have 18,000 square feet which will be used by the Family Health Clinic, which is

currently located on Vandiver Drive in Columbia.

There have been recent news stories about the Family Health Clinic's financial problems. A Federal Audit was done on the Family Health Clinic in January 2003 that revealed these financial problems. A question has been raised about where Boone County stands with the Family Health Clinic.

In a meeting with the Family Health Clinic last week to discuss available funds. The Boone County Hospital Board of Trustees has set aside \$500,000 for the construction of Unit II for the Family Health Clinic. Also, \$100,000 has been included in Federal budget bill pending President Bush's signature for the construction of the Family Health Clinic. In these discussions, a decision was made that no funding for current County programs would be sacrificed funding the Family Health Clinic. This project will be going forward as planned.

Commissioner Schnarre stated the County will be refinancing the Government Center, which will generate funds for construction of the Family Health Clinic, City/County Health Department, Juvenile Justice Center and the Johnson Building.

The \$600,000 will be used to lower the cost of the Family Health Clinic. The bid will include a supplemental bid for 3,000 square feet of clinic space. This will be accepted only if the bids are reasonable in cost. He feels comfortable that this can go forward and still be able to protect the assets and programs of Boone County.

Commissioner Schnarre stated he hopes that within two months there will be figures available for this project.

Commissioner Miller agreed with Commissioner Schnarre. The County has continued to move forward with this project and has looked at ways to lower the cost knowing Family Health Center will have to pay the County what it will cost for bonding and the yearly capital replacement fund charged to all County space. The Family Health Center's Board and staff concurred that this is what was agreed to previously. Commissioner Schnarre has had conversations with Federal representatives to find out how stable funding for Family Health Center's are and the Bush Administration has actually increased the amount.

Commissioner Elkin stated the way the Family Health Center's revenue was set up before limited how funds could be used. They are working on a financial recovery plan, which has been approved by the Federal Auditor. He feels more comfortable today than a few weeks ago about the funding for the Family Health Center.

Commissioner Schnarre stated the County is still working on the formula for the rent that will be paid by the Family Health Clinic which will be affected by what the construction cost will be.

There was no further discussion and no public comment.

Commissioner Reports

Commissioner Schnarre

United Way Campaign

Commissioner Schnarre stated Betty Dickneite, Human Resources Director, handled the 2002-2003 United Way Campaign for the Boone County employees. The United Way sent a letter of appreciation for participation. The goal was not quite met by the United Way of \$2.5 million but they did raise more money than previous campaigns. The United Way's Annual meeting will be on March 12, 2003 at 11:30 a.m. at the Expo Center.

American Red Cross Blood Drive

Commissioner Schnarre stated a Blood Drive was held on January 15, 2003 at the Government Center. 16 units of blood were collected from 18 donators. These units could help up to 48 people.

Commissioner Miller

Mid-Missouri Tourism Council

Commissioner Miller stated she attended the Mid-Missouri Tourism Council earlier this week. The Council has developed a promotional plan for enhancing the knowledge about the service at the Columbia Regional Airport. The Council would like to have information sent to people coming into the community for numerous events about the Airport.

At the next meeting, Director of Tourism, John Robinson, will be speaking to the Council

Southern Boone County Fire Protection District

Commissioner Miller stated the Southern Boone County Fire Protection District has a bond issue on the ballot for the April 8, 2003 election. If the bond is passed, the District's goal is to build two more fire stations and purchase three more trucks. The bond will be in the amount of \$1.455 million or \$0.20 for every \$100 of assessed value property tax.

The District is working on a 40 year lease with the City of Columbia for a station on Airport Drive. This will better protect the Airport because 10% of the calls are to the Airport.

The District is also looking at placing another station at Old 63 and Zumwalt Road, which was excess right-of-way from the State that the County accepted that has been donated to the District.

Commissioner Elkin

Farm Bureau

Commissioner Elkin stated he attended the Farm Bureau meeting on February 12, 2003. There were still a lot of questions about Storm Water. He will be sending a copy of the Storm Water Permit Application to Farm Bureau.

There was discussion about the zoning revisions that are being worked on right now by the Planning and Zoning Commission. There was discussion about the definition of “agriculture” in the zoning regulations. Currently it is defined as food or fiber and horses are not considered “agriculture”. He believes this definition should be reviewed in the future.

There was no public comment.

The meeting adjourned at 2:23 p.m.

Attest:

Keith Schnarre
Presiding Commissioner

Wendy S. Noren
Clerk of the County Commission

Karen M. Miller
District I Commissioner

Skip Elkin
District II Commissioner