

TERM OF COMMISSION: March 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 9:34 a.m.

Commissioner Schnarre welcomed the 9<sup>th</sup> Grade Government class from Ashland to the meeting. The class is touring the County for Good Government Day.

Lindsey Bowden, Liz Wilburn, Cole Himes, Shay Sapp, Kenda Shuller, Chad Evens, Kip Batye, Margon Reeder, Alex Collins, Melia Pence, Maria Holt, Brittany Garrett, Rachel Hamlett, Nick Schlotzhauer, Kristin Lewis, Nathan Armer, Brett Kelley, Cody Pointer, Shawn Aitken, Andrea Englehart, Melissa Beazley, Madison Allen, Lydia Pickett, Elizabeth Hocker, Rebecca Marston, Anna Sell, and Nikki LaBurr, of the 9<sup>th</sup> Grade Government class from Ashland were present for the meeting.

Donna Minnis, Boone County Commission Office Secretary, stated the students will be touring all the offices and departments.

**Subject: Sheriff's Department – First Reading of Budget Revision**

Captain Dwayne Carey was present on behalf of this item.

Captain Carey stated since the approval of Proposition L, the Sheriff's Department has done restructuring. The County has been split into North and South Districts, each has a commander and a couple of substations have been created in the Southern portion of the County. Coastal Electric has donated a building to the Sheriff's Department that will be used and Captain Carey will be operating out of this office. The officers will be able to stop in to use the computer, write reports and make telephone calls.

The Department did a through search of County surplus to find a desk for this office and one could not be found. So the Department went to State surplus and found a desk that will be reasonable for the office. This budget revision is for the purchase of the desk, in the amount of \$350.00.

Commissioner Elkin asked where the other office is located. Captain Carey stated Columbia Insurance Group has donated office space in a building on Highway AB.

Commissioner Elkin asked who will be at this location for the Southern District. Captain Carey stated this will be used as a substation for the officers in the Southern District since Highway 63 is a “pipeline” going to many places. Captain Carey believes this will work out well for the officers.

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: Public Works**

**A. Second Reading and Approval of Revision to Boone County Public Works Surface Upgrade Guidelines – Exhibit B**

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

Greg Edington stated this is a second reading for the changes in Exhibit B. The intent is to modify the private purchase chip seal portion of this policy.

Commissioner Miller moved to approve the revisions to the Boone County Public Works Surface Upgrade Guidelines – Exhibit B as submitted by the Boone County Public Works Department.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 130-2003**

**B. Second Reading and Approval of Agreement for Temporary Construction Easement with City of Columbia (City of Columbia Project)**

Commissioner Schnarre stated this is for a City of Columbia project and repairs to a berm on the Wetlands Treatment facility located on the trail.

Commissioner Elkin moved to approve the Agreement for Temporary Construction Easement to the City of Columbia.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 131-2003**

**C. First Reading of Change Order #1 (Georgetown Storm Water Improvement Project)**

John Watkins, Public Works Project Development Manager, was present on behalf of this item.

John Watkins stated this is a Change Order for the Georgetown Storm Water Improvement Project in the amount of \$28,105.00. The contingency on this project was \$23,400.00.

The department is requesting the following additions:

- An additional 564 square feet of block retaining wall, in the amount of \$11,280.00. This was left off by the design engineer and left off the bid items.
- An additional 225 square yards of 4" base rock, in the amount of \$1,125.00. This was left off by the design engineer and the bid documents as well.
- Pavement Repair, in the amount of \$14,700.00. This is needed to make a good connection point to the existing roadway. This item has the 4" of base rock included.
- Addition of 2 Wing Walls and Removal of 2 Trees, in the amount of \$1,000.00. This is needed due to the design engineer missing elevations for top of wing walls that tie into the block wall. The trees were not identified to be removed on the design plans.

Commissioner Miller stated it does not look like the design engineer did a very through job and she believes they should share in this overage costs. Mr. Watkins stated there have been a few issues with this project.

Commissioner Miller stated she understands having to pay for the unit prices and other items but the percentage over what is normally paid in a bid should be shared with the design engineer. She is unsure of how this situation can be handled but would like to discuss this further.

Commissioner Elkin asked if this item should be held until after any discussion. Commissioner Miller stated this is not the contractors fault and this is a Change Order to the contractor. She does not believe this should be held back because the project should keep going. She believes there should be discussions with the engineering staff and there are other projects these design engineers are working with the County on and does not want this to happen in the future.

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: Road and Bridge Advisory Committee – Second Reading and Approval of Variance Request**

Commissioner Miller stated this is variance on the property located off Rangeline Road and Columbus Court that was originally a trucking terminal then changed to Paramount Liquors and is now a trucking terminal. When the County improved Rangeline Road, the driveway was removed that was used by the trucking terminal because it was not needed at that time. Now that the driveway is needed again but it does not meet the regulations to be a minimum 400' from an intersection and minimum of 150' between driveways.

Road and Bridge Advisory Committee approved this variance because they felt like this had grandfathered rights and should be moved forwarded to the County Commission.

Commissioner Miller moved to approve the recommendation from the Road and Bridge Advisory Committee to allow a variance from the Arterial Road Driveway Placement Regulations, and allow a the beginning radius of a driveway to be placed less than 400' from the end of the radius of an intersecting roadway, and also to allow a driveway to be placed less than the minimum 150' from another driveway. This variance will be allowed for Mr. Bob LeMone of LS Enterprises for the location at Rangeline Road and Columbus Court.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 132-2003**

**Subject: Planning and Zoning**

**A. Second Reading and Approval of Quitclaim Deed (Easement – Lake of the Woods South Plat 2)**

Commissioner Elkin stated a report was given on this item on March 13, 2003. This quitclaim deed is being done because this property has been annexed into the City of Columbia and the easement is not needed.

Commissioner Elkin moved to approve the Quitclaim Deed for an Easement. Said easement being vacated was conveyed to the County of Boone and is recorded in Book 1677 Page 169 of the Records of Boone County, Missouri. The recording fees for the Quitclaim Deed are to be paid by the petitioner, Allstate Consultants.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 133-2003**

**B. Authorize Presiding Commissioner to Direct Boone County Treasurer to Release Certificate of Deposit for Keith Samuel – Brookfield Estates Sewer Improvement**

Commissioner Miller stated no second reading is needed for this because it is an administrative item. Keith Samuel from the Brookfield Estates posted a bond in the amount of \$70,940.00 with the County until he fulfilled his obligations to the Sewer District in getting the Sewer plant, all easements taken care of and transferred to them.

Commissioner Schnarre and Commissioner Elkin agreed with Commissioner Miller that this item does not need a second reading.

Commissioner Elkin moved to authorize the Boone County Treasurer to release the Certificate of Deposit (#00514618) in the amount of \$70,940.00 as posted by Keith Samuel for Brookfield Estates Recirculating Sand Filter.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 134-2003**

**Subject: Appointments to Boards/Commissions**

**A. Board of Adjustment**

Commissioner Schnarre moved to appoint Matthew P. Thomas to the Boone County Board of Adjustment for an interim term to expire on April 30, 2003.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 135-2003**

**B. Planning and Zoning**

Commissioner Miller moved to appoint James Robert “Rob” Brown, Jr. as Rock Bridge

Township representative and Larry Oetting as Three Creeks Township representative to the Boone County Planning and Zoning Commission for four year terms to expire on March 27, 2007.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 136-2003**

### **C. Energy and Environment Commission**

Commissioner Elkin moved to appoint Andrew E. Spain to the City/County Energy and Environment Commission for a three year term to expire on May 31, 2006.

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 137-2003**

### **Subject: Authorize Use of Courthouse Grounds (Show-Me Shape Up)**

Commissioner Miller moved to authorize the use of the Courthouse Grounds on Thursday, May 1, 2003 from 10:00 a.m. to 2:00 p.m. for the Kickoff Celebration of the Show-Me Shape Up sponsored by the Show-Me State Games.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0. **Order 138-2003**

### **Commissioner Reports**

*Commissioner Schnarre*

No reports at this time.

*Commissioner Miller*

### *Boone County Fire Protection District Board Meeting*

Commissioner Miller stated she attended the Boone County Fire Protection District Board

Meeting last week. She noted on March 29, 2003 there will be a flag pole dedication at the Hallsville Fire Station for Dale and Kay Toalson.

Also, there was discussion about the Mutual Aid Agreements and FEMA's requirement that there has to be Mutual Aid Agreements in place and that there has to be a payment every time the agreement is used. This requirement is not feasible because it contradicts common sense. Agencies from various jurisdictions are working together as a community effort and not as a matter of trying to gain funds.

Commissioner Miller brought up this issue at the Homeland Security Task Force to the Intergovernmental Officer and he recommended a letter be written to Mike Brown, Acting Director of FEMA, because this is a FEMA rule that can be fixed. She requested Chief Steve Paulsell write something to explain how this rule is flawed and ask for relief. This would be sent through the intergovernmental office. Commissioner Miller e-mailed Josh Filler, Intergovernmental Office, to inform him that this letter would be sent to him directly for delivery to Mike Brown. There have been waivers but there is no guarantee of having the waivers granted.

She also participated in a briefing by the White House on Homeland Security issues. Part of the discussion was about changing travel plans because of possible terror threats but people should be alert and aware of what is going on.

*Commissioner Elkin*

No reports at this time.

### **Public Comment**

The students asked the Commissioners questions about qualifications for being a Commissioner, their salaries, other responsibilities to other departments, the County's budget and the community, the number of meetings per week they attend, how a motion is passed, the duties of the Deputy County Clerk, the difference between open meetings and closed meeting and the reasons for having a closed meeting, and the interaction with other governmental entities.

Shirley Calvin noted the Senior Board will be holding a meeting on April 16 at noon at the Senior Center in Ashland and invited the Commissioners to attend. She introduced Eldon Calvin and Frankie Crane who were also in attendance with the class

There was no further public comment.

The meeting adjourned at 10:05 a.m.

Attest:

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Keith Schnarre  
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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Skip Elkin  
District II Commissioner