

TERM OF COMMISSION: October Session of the October Adjourned Term

PLACE OF MEETING: Roger B. Wilson Boone County Government Center
Commission Chambers

PRESENT WERE: Presiding Commissioner Keith Schnarre
District II Commissioner Skip Elkin
Deputy County Clerk Shawna Victor

The meeting was called to order at 9:31 a.m.

Subject: Sheriff's Department – First Reading of Contract for Substation

Sheriff Ted Boehm was present on behalf of this item.

Sheriff Boehm stated this is a land use agreement with the Missouri Highway Commission. This agreement has been reviewed by the County Counselor.

This agreement is for land located at Highway 63 and 124 in northern Boone County, which is owned by the Missouri Highway Department. If the Commission signs this agreement, it would allow the Sheriff's Department to use the property for an undisclosed period of time. The Highway Department had plans at one time to build a maintenance facility at this location. Also during the discussion, if the Highway Department moves forward with the maintenance building, the Sheriff's Department could possibly have an office in that facility. These plans have been set aside at this time.

In the mean time, the Sheriff's Department would like to use this land. The Highway Commission has agreed to allow the Sheriff's Department to use the land for a substation.

Commissioner Schnarre asked if there was any cost involved. Sheriff Boehm stated there is no cost to the County for use of the land. He plans to place a mobile office on the land. The Department has received bids on purchasing or leasing a mobile office and he believes the department will lease a mobile office for a three year period.

Commissioner Elkin stated this is part of the Sheriff's overall goal to have better response time. It is to his understanding that the Sheriff would like to move forward with this agreement today. Sheriff Boehm stated that is correct. The Highway Commission is waiting for this document signed by the County Commission. Sheriff Boehm requested the Commission waive the second reading and approve this agreement today.

Sheriff Boehm noted after the Highway Commission has received the agreement, the department will meeting with the Highway Department's engineers to discuss the location for the mobile office on the property. The Sheriff's Department will be able to move forward with other items, such as sewer and driveway, while waiting on a decision on the

location of the office.

Commissioner Schnarre stated there are some County obligations to this lease, such as liability.

John Patton, County Counselor, stated this agreement has an indemnification clause and there is no insurance to cover this. While the lease is free, this is not without obligation.

The Commission acknowledged that the agreement had an indemnification clause required the County to indemnify and defend the Missouri Department of Transportation and that this obligation would not be insured according to legal counsel.

Commissioner Elkin stated he does not have any objections to moving forward with this item today.

Commissioner Schnarre asked why this should be approved today. Sheriff Boehm stated the sooner this agreement is to the Highway Commission, the sooner the work can begin to locate the mobile office.

Commissioner Schnarre asked what the funding source will be for this. Sheriff Boehm stated this will be paid from the Sheriff's Civil Process funds.

There was no further discussion on this item.

Commissioner Elkin moved to approve the Missouri Highways and Transportation Commission Facility Use Agreement for the Boone County Sheriff's Department Substation to be located at U. S. Highway 63 and Highway 124 in Northern Boone County.

Commissioner Schnarre seconded the motion.

There was no discussion and no public comment.

The motion passed 2-0. **Order 469-2003**

Subject: Public Works

David Nichols, Design and Construction Manager, was present on behalf of these items.

A. First Reading of Utility Relocation Agreement for Olivet Road Reconstruction Project

David Nichols stated this is an agreement with Boone Electric Cooperative for the proposed Olivet Road Reconstruction Project. This is a not to exceed contract for

\$111,469.00. He will be bringing a water line relocation agreement forward soon for this project.

Mr. Nichols stated this project was budgeted for 2003 and believes this will be ready to go to bid soon.

Commissioner Schnarre noted he will be abstaining from a vote due to a conflict of interest and requested the Deputy County Clerk to authorize an Associate Commissioner to sign the agreement.

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.

B. First Reading of Utility Relocation Agreement for Scott Blvd Reconstruction Project

David Nichols stated this is an agreement with Boone Electric Cooperative for the proposed Scott Boulevard Reconstruction Project. This is a not to exceed contract for \$78,614.00.

Commissioner Schnarre noted he will be abstaining from a vote due to a conflict of interest and requested the Deputy County Clerk to authorize an Associate Commissioner to sign the agreement.

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: Purchasing Department

Melinda Bobbitt, Purchasing Department Director, was present on behalf of these items.

A. Open Bid 70-07OCT03 (Applewood Creek Neighborhood Improvement District Project)

Page #		Christensen Construction	C. L. Richardson Construction
5.1	Project Total	\$106,759.00	\$103,840.50
3.1	Completion of Bidders Qualifications	Yes	Yes
6.1	Anti-Collusion Statement	Yes	Yes
7.1	Signature and Identity of Bidder	Yes	Yes
8.1	Bidder's Acknowledgement	Yes	Yes
	Bid Bond	Yes	Yes
	Addendum	Yes	Yes

Commissioner Schnarre noted the bids received will be forwarded to the department for review and brought back to the Commission at a later date with a recommendation for award.

B. First Reading of Bid 59-16SEP03 (Addition to the Juvenile Justice Center)

Melinda Bobbitt stated the Public Works department and the Purchasing department have reviewed the above referenced bid and recommend rejecting the apparent low bidder, McAfee Construction due to omission of costs for 2 significant items included in the bid. We further recommend awarding to Five Oaks Construction for having the best bid meeting our minimum specifications. Total cost of the base bid and Alternate 1 is \$922,000.00 to be paid from 4020 account 71201.

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 award.

4. First Reading of Changes to the Boone County Government Building Policy Use

Commissioner Schnarre stated the Commission has updated the policy for the use of this facility. The policy needed updates and the majority of the changes are clarifications of items.

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 award.

5. Treasurer's Report – July 2003

Kay Murray, Boone County Treasurer, was present on behalf of this item.

Kay Murray submitted the Reconciliation of Bank Statement and Cast Investments for July 2003 to the Public Record. Ms. Murray reviewed and discussed these documents.

6. Authorize Closed Session (610.021.2)

Commissioner Elkin moved to authorize a closed session on Monday, October 6, 2003 immediately following the regularly scheduled Commission Meeting at 9:30 a.m. The meeting will be held in the Commission Chambers of the Roger B. Wilson Boone County Government Center at 801 E Walnut, Columbia, Missouri, as authorized by 610.021(1) RSMo to discuss legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys and 610.021(2) RSMo to discuss leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefore.

Commissioner Schnarre seconded the motion.

There was no discussion and no public comment.

The motion passed 2-0. **Order 470-2003**

Commissioner Reports

Commissioner Schnarre

Notice of Voluntary Annexations

Commissioner Schnarre noted the County has been notified of the following voluntary annexations:

- Approximately 3.43 acres of land owned by Payne Enterprises, Inc., located on the south side of Clearview Street, north of the City limits,
- Approximately 9.45 acres of land owned by Ken Jacob and Nancy Sublette, Loretta Wilkinson and Gary F. and Theresa A. Langley, located on the south side

- of St. Charles Road, approximately 120 feet west of Elderbrook Drive, and
Approximately 9.11 acres of land owned by Dennis M. Murphy, located on the northwest side of Old Field Road, approximately 700 feet south of Vawter School Road (3601 Old Field Road).

Commissioner Elkin

No reports at this time.

There was no public comment.

The meeting adjourned at 10:10 a.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