

TERM OF COMMISSION: February Session of the January Adjourned Term

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

PRESENT WERE: Presiding Commissioner Ken Pearson
District I Commissioner Karen Miller
District II Commissioner Skip Elkin
Deputy County Clerk Kerry Patton

The meeting was called to order at 9:30 a.m.

1. Department of Health – Finding of Public Nuisance and Order for Abatement

Gerry Worley and Kris Vellema, Health Department was present on behalf of this item.

Mr. Worley stated they have contact he owner of the home at 6007 N Vickie Drive regarding trash that need to be picked up. He has not had any contract with either the owner of the property or the tenant. After the Commission has approved the abatement, the Health Department will move forward with removing the trash.

Commissioner Miller moved now on this 13th day of February, 2007, the County Commission of Boone County, Missouri met in regular session and entered the following findings of fact, conclusions of law and order for abatement of nuisance:

Findings of Fact and Conclusions of Law

The County Commission finds as fact and concludes as a matter of law the following:

1. The Boone County Code of Health Regulations (the “Code”) are officially noticed and are made a part of the record in this proceeding.
2. The City of Columbia/Boone County Health Department administrative record is made a part of the record in this proceeding and incorporated herein by reference. In addition, any live testimony of the official(s) of the department and other interested persons are made a part of the record in this proceeding.
3. A public nuisance exists described as follows: trash, rubbish and garbage
4. The location of the public nuisance is as follows: 6007 N. Vickie Drive, Columbia, MO, a/k/a parcel# 12-415-20-01-022.00 01, Gregory Heights Subdivision, Lot 31, Section 20, Township 49, Range 12 as shown by deed book 3048 page 0104, Boone County
5. The specific violation of the Code is: trash, rubbish and garbage in violation of section 6.5 of the Code
6. The Health Director’s designated Health Official made the above determination of the existence of the public nuisance at the above location. Notice of that determination and

- the requirement for abatement was given in accordance with section 6.10.1 of the Code to the property owner, occupant, and any other applicable interested persons.
7. The above described public nuisance was not abated. As required by section 6.10.2 of the Code, the property owner, occupant, and any other applicable interested persons were given notice of the hearing conducted this date before the Boone County Commission for an order to abate the above nuisance at government expense with the cost and expense thereof to be charged against the above described property as a special tax bill and added to the real estate taxes for said property for the current year.
 8. No credible evidence has been presented at the hearing to demonstrate that no public nuisance exists or that abatement has been performed or is unnecessary; accordingly, in accordance with section 6.10.2 of the Code and section 67.402, RSMo, the County Commission finds and determines from the credible evidence presented that a public nuisance exists at the above location which requires abatement and that the parties responsible for abating such nuisance have failed to do so.

Order For Abatement Chargeable As a Special Assessment To The Property

Based upon the foregoing, the County Commission hereby orders abatement of the above described public nuisance at public expense and the Health Director is hereby authorized and directed to carry out this order.

It is further ordered and directed that the Health Director submit a bill for the cost and expense of abatement to the County Clerk for attachment to this order and that the County Clerk submit a certified copy of this order and such bill to the County Collector for inclusion as a special assessment on the real property tax bill for the above described property for the current year in accordance with section 67.402, RSMo.

Commissioner Pearson seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0 **Order 51 -2007**

2. Public Works

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

A. Road and Bridge Minutes

Mr. Mink gave the following variance report .

Variance # 1

Boone County Road & Bridge Advisory Committee recommends a variance based on the proposal by A Civil Group and the development owner of **Kinkade Crossings** to delay the construction of corner lot driveways until such lots are built upon. Developer agrees to submit

plot plans on each corner lot which will show the location and distances. Final Plat will have the following note added: (*Appendix A, Table A, Corner lot driveway placement*)

“The developer shall submit plot plans on each corner lot and show driveway placement with measurements to point of curvature and lot line. The plot plans must be submitted to the Public Works Department for review and approval prior to the Planning Departments approval of a footing inspection.”

Variance # 2

Boone County Road & Bridge Advisory Committee recommends a variance based on the calculations provided by Crockett Engineering Consultants, LLC, for the **Trade Wind Park** Development, showing that the eight foot transition length of gutter into the “Type M Inlet” “as built” is adequate, therefore the ten foot length shown as per specifications will not be required. (*Appendix B-1, Detail 505.01A*)

Variance # 3

Boone County Road & Bridge Advisory Committee recommends a variance to allow AmerenUE to leave the “as built” gas lines within the **Kinkade Crossings** Development within the first (3) three feet behind the back of curb. Verbal agreement with prior management in January, 2005 allowed placement @ (3) three feet minimum behind back of curb and front of sidewalk (if required) @ (4) four feet behind back of curb. AmerenUE will be responsible for any gas line breaks due to the gas line being built in the wrong location.

Variance # 4

Boone County Road & Bridge Advisory Committee recommends a variance to allow the open cutting of **Oberlin Valley Road**, “a private pay chip & sealed roadway” based on the request by Bill Marshall, P.E., of Marshall Engineering and Surveying, Inc., in order to install a sanitary sewer line to serve the home at 1160 W. Obermiller Road. Restoration of roadway shall conform with current Boone County Roadway Specifications Appendix B-1, Drawing 120.01. (Appendix C, Section 1.3)

There was no discussion and no public comment.

B. Consultant Agreement with Poepping, Stone, Bach, & Associates for design services for Rolling Hills Road Project.

Mr. Mink stated last fall a Request for Proposal was sent out from our Purchasing Department for the Rolling Hills Road Project. This agreement is the next step in the process.

There was no discussion and no public comment.

Commissioner Pearson 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.

3. Treasurer's Report

Ms. Kay Murray, County Treasurer gave her yearly report. She highlighted the counties holdings and investments along with a breakdown of each fund.

4. Request for Personal Computers for the Clerks Office

Mr. Mike Mallicoat, Information Technology and Wendy Noren, County Clerk was present on behalf of this item.

Mr. Mallicoat reported recent discussions with Wendy Noren, the Clerk's office has the following personal computer needs:

- Helen Sheehan and Carol Wilson need an additional PC now that both are full time.
- Leslie Canole needs a PC with dual monitors.
- Gary Roberts needs a PC when working downtown.

The information technology department has a recommendation for handling these needs:

1. Replace Wendy's current PC with a RAID-protected PC as budgeted. Trickle down Wendy's old PC to Helen/Carol as their 2nd one. This adds one PC to inventory.
2. Purchase one new PC with dual monitors for Leslie with savings realized from other budgeted PC purchases.
3. Trickle down Leslie's old PC to Gary. This adds 1 PC to inventory. The net result is to add two (2) PCs to inventory.

There was no discussion and no public comment.

Commissioner Pearson 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.

5. Job Classification Committee, IT Department

Commissioner Miller explained the need to reclassify the Web Administrators position with our Information Technology Department. The county web site has grown and matured into multiple and complex applications that require very high-level programming and analysis skills. Critical applications must be maintained with very little downtime. Many of the web applications are an integral part of the business processes for multiple offices and departments. Online applications, vendor bidding, online payment of taxes and other similar web site systems require complex integration with other databases across multiple platforms. The number of these systems and

applications will only continue to grow.

Commissioner Miller moved now on this day the County Commission of the County of Boone does hereby approve the request to reclassify the Web Administrator at pay range 43 to a Web Developer – Senior Programmer/Analyst at pay range 47 as recommended by the Job Classification Committee in our IT department.

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0 **Order 52 -2007**

6. Planning & Zoning – Discussion of Trade Winds Plat 1

Thad Yonke, Planning and Zoning was present on behalf of this item.

Mr. Yonke explained the infrastructure is incomplete for Trade Winds Plat 1. Planning and Zoning received a request to accept a bond in the form of a certificate of deposit in the amount of \$10,000.00, which is acceptable with the Public Works Department.

A discussion ensued regarding legal rights of a bond, amount of bond and punch list items.

Mr. Robert Hollis, Attorney and Mr. Tim Crockett, Crockett Engineering were present to answer questions.

Commissioner Miller questioned the need to expedite this, when the utilizes are not in, instead of letting it go through the natural process.

Mr. Hollis responded I-70 LLC has a buyer who will walk away if they do not have clear title to the lot by the 15th of February.

Commissioner Miller stated she will talk with County Council before approving.

Commissioner Pearson 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.

7. Budget Amendment

A. Establish Budget for MU Security Pool

Commissioner Miller stated this was to provide security at home football games.

There was no discussion and no public comment.

Commissioner Pearson 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. Vehicle Replacement – Sheriff’s Department

Commissioner Elkin moved now on this day the County Commission of the County of Boone does hereby approve the budget amendment for the Sheriff’s Department patrol vehicle replacement.

Department Name & Account Number	Amount of Decrease	Amount of Increase
1195-03945 – Insurance Proceeds		\$ 11,200.00
1123-86800 – Emergency	\$ 12,028.00	
1195-92400 – Replacement Vehicle		\$ 23,228.00

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0 **Order 53 -2007**

C. Public Works Motorgrader

One additional motorgrader will be added to the list of equipment to be purchased in 2007.

There was no discussion and no public comment.

Commissioner Pearson 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. Public Works – Desktop Scanner

The vendor with the low bid on the desktop scanner, GDW Government, has failed to perform. The IT department has authorization to make purchases from the State Prime Vendor Contract with World Wide Technology, Inc.

There was no discussion and no public comment.

Commissioner Pearson 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.

8. Budget Revision

A. Cover Advertising for HR

Commissioner Elkin moved now on this day the County Commission of the County of Boone does hereby approve the following budget revision to cover advertising expenses through December 2006 for the Human Resource Department.

Department Name and Account Number	Amount of Decrease	Amount of Increase
1123-86800 Emergency Funds	\$ 1,714.00	
1115-84300 – Advertising		\$ 1,714.00

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0 **Order 54 -2007**

B. Furniture for FTE for Circuit Clerk

Commissioner Miller moved now on this day the County Commission of the County of Boone does hereby approve the following budget revision for an additional work zone for the FTE IV-D position in the Circuit Clerks office.

Department Name and Account Number	Amount of Decrease	Amount of Increase
1123-86800 – Emergency appropriations	\$ 2,344.00	
1221-91100 – Furniture		\$ 2,344.00

Commissioner Elkin seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0 **Order 55 -2007**

C. Budget Revision – Fence @ Paris Road Warehouse

Commissioner Elkin moved now on this day the County Commission of the County of Boone does hereby approve the following budget revision to cover the cost of fencing around the Evidence Area for the Sheriff’s Department.

Department Name and Account Number	Amount of Decrease	Amount of Increase
1123-86800 – Emergency Funds	\$ 1,450.00	
1251-71505 – Bldg Lease Charges		\$ 1,450.00

Commissioner Miller seconded the motion.

There was no discussion and no public comment.

The motion passed 3-0 **Order 56 -2007**

D. Public Works – Revenue Sharing

Mr. Mink explained the following budget revision is to cover the shortfall estimated for the 2007 budget for Revenue Sharing in Public Works.

There was no discussion and no public comment.

Commissioner Pearson 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.

E. IT – Office Chair

Mr. Mallicoat stated a budget revision was necessary to cover the cost of one office chair in the IT Department.

There was no discussion and no public comment.

Commissioner Pearson 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.

9. There were no Commissioner Reports

10. There was no public comment.

The meeting adjourned at 10:57 a.m.

Attest:

Ken Pearson

Presiding Commissioner

Wendy S. Noren
Clerk of the County Commission

Karen M. Miller
District I Commissioner

Skip Elkin
District II Commissioner