

TERM OF COMMISSION: March Session of the January Adjourned Term

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

PRESENT WERE: Presiding Commissioner Dan Atwill  
District I Commissioner Karen Miller  
District II Commissioner Janet Thompson  
Senior Buyer Amy Robbins  
County Counselor C. J. Dykhouse  
Collector Pat Lensmeyer  
Account Jason Gibson  
Deputy County Clerk Mike Yaquinto

The meeting was called to order at 1:30 p.m.

**Purchasing**

**1. Bid Opening: 13-14MAR13 Wade School Road & Akeman Bridge Road Asphalt Overlay Pavement Preservation 2013**

Commissioners opened up the bids with the following results:

	Christensen Construction Co.	Frech Paving Co.	APAC – Missouri, Inc.
Bid Total	\$152,823.85	\$166,179.65	\$137,986.00
Unit Price Deduct	\$2.00	\$5.00	\$2.50

Commissioner Atwill thanked the bidding companies and advised that the bids will be returned to the Purchasing Department for further analysis.

**2. Bid Opening: 14-14MAR13 - 2013 Concrete Rehabilitation Project**

Commissioners opened up the bids with the following results:

	Lamke trenching & Excavating, Inc.	Christensen Construction Co.	Emery Sapp & Sons, Inc.	J. C. Industries, Inc.	CL Richardson Construction Co.
Base Bid Total	\$447,081.15	\$457,658.14	\$441,318.10	487,729.15	\$464,209.30
Unit Price Ded.	\$5.00	\$2.00	\$2.50	\$2.20	\$5.00

Commissioner Atwill thanked the bidding companies and advised that the bids will be returned to the Purchasing Department for further analysis.

**3. Second reading; 10-27FEB13 – Law Enforcement Uniforms Term and Supply (1<sup>st</sup> reading 3-12-13)**

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby award bid 10-27FEB13 – Law Enforcement Uniforms Term and Supply to Alamar Uniforms of Kansas City, LLC. The terms of this agreement are stipulated in the attached Purchase Agreement. It is further ordered the Presiding Commissioner is hereby authorized to sign said Purchase Agreement.

Commissioner Miller seconded the motion.

The motion carried 3 to 0. **Order #121-2013**

**4. Second reading; Approval request for National Purchasing Partners (NPP) Member Intergovernmental Cooperative Purchasing Agreement (1<sup>st</sup> reading 3-12-13)**

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the request by the Purchasing Department for membership in National Purchasing Partners (NPP). The terms of the membership are stipulated in the attached agreement. It is further ordered the Presiding Commissioner is hereby authorized to sign said Member Intergovernmental Cooperative Purchasing Agreement.

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #122-2013**

### **Sheriff's Department**

#### **5. First reading; Budget Amendment – 2012/2013 MOICAC funds to supplement March – May Internet Crimes grant**

Accountant Jason Gibson spoke for the Sheriff's Department on this item regarding a grant for Missouri Internet Crimes Against Children. These are 2012/2013 MOICAC funds to supplement March – May State Internet Crimes. The grant is covering employee benefits, training and minor equipment.

There were no comments or questions.

A second reading will be scheduled after the mandatory 10 day waiting period.

#### **6. First reading; Budget Amendment, March – May State Grant 2013-SCCG-001 for Cyber Crimes**

Jason Gibson said this Budget Amendment covers the salary portion of the Cyber Crimes grant which means we have two funding sources for Cyber Crimes. The Federal funding will

be ending and we will need to cobble together funds from two different agencies to cover us through the end of May.

Commissioner Miller asked what happens after the end of May.

Mr. Gibson stated they are exploring several options. They currently have some additional monies in the Missouri Internet Crimes Against Children fund which can be re-allocated to the end of June. The State budget begins in July and hopefully the State will pick up full funding in July.

There were no further comments or questions.

A second reading will be scheduled after the mandatory 10 day waiting period.

#### **County Clerk**

#### **7. First reading; Budget Amendment – Budget revenue and expenditures for grant reimbursement of part of voting equipment maintenance agreement**

#### **Circuit Judge's Office**

Commissioner Miller noted that the grant is through the Secretary of State and requested that County Clerk, Wendy Noren attend the 2<sup>nd</sup> reading for further explanation.

There were no further comments or questions.

A second reading will be scheduled after the mandatory 10 day waiting period.

#### **8. Second reading; Grant application request for Multidisciplinary Training for Child Welfare Cases (1<sup>st</sup> reading 3-12-13)**

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby approve the attached grant application request by the 13<sup>th</sup> Judicial Circuit Court, Juvenile Division, for Multidisciplinary Training for Child Welfare Cases.

Commissioner Miller seconded the motion.

The motion carried 3 to 0. **Order #123-2013**

### **Collector's Office**

#### **9. First reading; Proposal for Consultant Services with A Civil Group**

County Collector Pat Lensmeyer and County Counselor C.J. Dykhouse addressed this item.

Ms. Lensmeyer stated that our Tax Sale Process each year is foreclosure on the tax lien – people delinquent on real estate property taxes. They must pay those or we can foreclose on the property. Part of the process is we must advertise for three consecutive weeks in the newspaper with individual ads for each property.

Ms. Lensmeyer went on to say we have a unique process due to a circuit court decision where a full legal description of the property is required. When property is transferred, legal descriptions from an historical position do not necessarily give adequate representation of the existing property. We need to have an exact description of the property in question an A Civil Group will provide the service to document the new and correct legal description of the property.

Mr. Dykhouse added that from a systems standpoint, we are leveraging General Consultant Services through the Information Technology Department.

There were no further comments or questions.

Commissioner Atwill stated this is a first reading and requested the Deputy County Clerk to schedule this item for a second reading at the next available commission meeting with appropriate order for approval.

**Commission**

**10. 1<sup>st</sup> & 2<sup>nd</sup> reading; Amendment to Ground Lease relating to ABC Labs**

Counselor Dykhouse stated the County role is the ownership of the personal property that is part of this arrangement. The Ground Lease is the University of Missouri primarily, but for the funding streams to happen, everyone is joined. Our representation on the signature page is very limited.

Furthermore, this issue has been around for some time and as of yesterday, it became urgent. I visited with one of the principles at ABC Labs who assured us that this does not affect what ABC does. There has been a change in the landlord. The owner of the building, built on UM land, is the subject of this ground lease. Accommodating this request by the Friday deadline will create favorable conditions going forward between ABC and their landlord.

Commissioner Atwill asked what the amendment actually does.

Mr. Dykhouse said there were some representation changes. He has reviewed sections 7, 9, 14, 15 and 29 which are the provisions the Bond Council stated pertain to Boone County. All the provisions and information received state that Store Spe Columbia, LLC is selling the building that is on UM property and ABC Labs is the tenant.

Mr. Dykhouse went on to say that he had advised Gilmore Bell that the Commission will want

a summary on the relevant documents and how it pertains to the County's interests and affirmative recommendation for signature. This is what produced the memorandum.

Commissioner Atwill noted that the County is involved because through Chapter 100, the County is the owner of the property and essentially this is just notice to us.

Mr. Dykhouse said yes and that this does not affect County resources in any way and that the County ownership of the property facilitates a tax exemption. The County's interest per Chapter 100 are with the performance records, making sure the employer does what it says it was going to do with respect to jobs, pilots or any other details of the deal and that ABC Labs has been a good corporate citizen.

Commissioner Atwill asked what representations we are actually making regarding the status of the bond documents.

Mr. Dykhouse said the key provisions are noted in the bullet points for each item. He has reviewed the documents and does not see any problems.

Commissioner Atwill reviewed the Estoppel Certificate and both Commissioner Atwill and Commissioner Thompson noted that the County is the owner of the property and all of the decisions going forward will be based on the review and expertise of County Counsel.

Commissioner Miller noted this is the second time the County has done this.

Mr. Dykhouse said it was but to a lesser degree. UBS, the financing group is essentially saying that the original document drafts were not sufficient to extend the monies and this is why we are basically starting over, re-tooling the 2008 deal.

Commissioner Atwill reviewed paragraph 29 of the Estoppel Certificate and all parties agree

that County knowledge of the deal is basically what is told to the County.

There were no further comments or questions.

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the Amendment to Ground Lease (Discovery Ridge Research Park) relating to ABC Labs as stipulated in the attached document. It is further ordered the Presiding Commissioner is hereby authorized to sign said Amendment to Ground Lease.

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #124-2013**

**11. 1<sup>st</sup> & 2<sup>nd</sup> reading; Collateral Assignments of Taxable Industrial Development Revenue Bonds relating to ABC Labs**

Commissioner Atwill inquired as to the details of this item.

Mr. Dykhouse explained that this is signing the collateral for the bonds related to ABC Labs and per our previous discussion in the prior item.

There were no further comments or questions.

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby approve the Collateral Assignments of Taxable Industrial Development Revenue Bonds relating to ABC Labs as stipulated in the attached document. It is further ordered the Presiding Commissioner is hereby authorized to sign said Collateral Assignments of Taxable Industrial Development Revenue Bonds.



Commissioner Miller seconded the motion.

The motion carried 3 to 0. **Order #125-2013**

**12. 1<sup>st</sup> & 2<sup>nd</sup> reading; Estoppel Certificate relating to ABC Labs**

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the Estoppel Certificate relating to ABC Labs as stipulated in the attached document. It is further ordered the Presiding Commissioner is hereby authorized to sign said Estoppel Certificate.

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #126-2013**

**13. 1<sup>st</sup> & 2<sup>nd</sup> reading; Organizational use of the Courthouse Plaza by Citizens for Effective Emergency Response on March 18, 2013 from 8:30 a.m. to 10:30 a.m.**

Commissioner Thompson moved on this day the County Commission of the County of Boone does hereby approve the organizational use of the Courthouse Plaza by Citizens for Effective Emergency Response on March 18, 2013 from 8:30am to 10:30am.

Commissioner Miller seconded the motion.

The motion carried 3 to 0. **Order #127-2013**

**14. 1<sup>st</sup> & 2<sup>nd</sup> reading; Organizational use of the Commission Chambers by the Columbia Track Club on March 16, 2013 from 6:00 a.m. to 12:00 p.m.**

Commissioner Miller moved on this day the County Commission of the County of Boone does hereby approve the organizational use of the Commission Chambers by the Columbia Track Club on March 16, 2013 from 6:00am to 12:00pm.

Commissioner Thompson seconded the motion.

The motion carried 3 to 0. **Order #128-2013**

**15. Public Comment**

None

**16. Commissioner Reports**

None

The meeting adjourned at 2:10 p.m.

Attest:

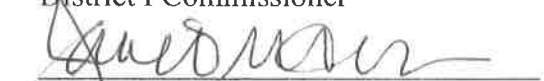
  
Wendy S. Noren  
Clerk of the County Commission



Daniel K. Atwill  
Presiding Commissioner



Karen M. Miller  
District I Commissioner



Janet M. Thompson  
District II Commissioner