

393-2009

# CERTIFIED COPY OF ORDER

STATE OF MISSOURI

} ea.

September Session of the July Adjourned

Term. 20 09

County of Boone

In the County Commission of said county, on the

1<sup>st</sup> day of September 09 20

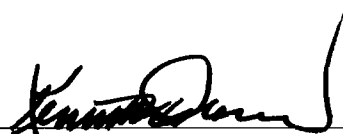
the following, among other proceedings, were had, viz:

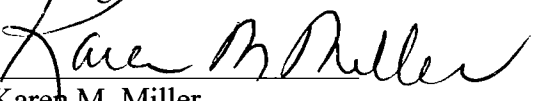
Now on this day the County Commission of the County of Boone does hereby approve the East Leisure Drive Sewer Improvement Project to maintain long term use and healthy conditions by installing a gravity flow sewer system that connects to the existing lift station serving the adjacent neighborhood.

Done this 1<sup>st</sup> day of September, 2009

ATTEST:

Wendy S. Noren *KS*  
Wendy S. Noren  
Clerk of the County Commission

  
Kenneth M. Pearson  
Presiding Commissioner

  
Karen M. Miller  
District I Commissioner

  
Skip Elkin  
District II Commissioner

The current sewer apparatus that serves the residents on Leisure Drive is not adequate to provide continued long term use. The system currently consists of a pipe that runs under the trailers and each trailer connects to the main line from a vertical pipe. For several years there has been a consistent problem with sewer malfunction. In most instances a blockage occurs in the line causing a backup and resulting in sewage effluent to discharge above the ground surface and flowing off the property on to other property owner's lots. In order to correct the problem the county proposes to install a gravity flow system that connects to the existing lift station serving the adjacent neighborhood located within the Columbia city limit boundaries.



**MISSOURI DEPARTMENT OF ECONOMIC DEVELOPMENT**  
**Proposal – CDBG Disaster Supplemental #2**

1. Applicant Identification	
A. NAME (CITY OR COUNTY): <b>County of Boone</b>	
B. MAILING ADDRESS: <b>801 East Walnut, Room 245 Boone County Government Building</b>	
C. CITY, STATE, ZIP CODE: <b>Columbia, Missouri 65201-7732</b>	
D. CHIEF OFFICIAL OF (A): <b>Ken Pearson</b>	E. TITLE OF (D): <b>Presiding Commissioner</b>
F. TELEPHONE OF (D): <b>573-886-4305</b>	G. FAX OF (D): <b>573-886-4311</b>
H. FISCAL YEAR END OF (A): <b>June 30</b>	
I. IF MULTIJURISDICTIONAL, INCLUDE NAME, ADDRESS, & PHONE OF OTHER APPLICANTS (Use additional sheet if necessary): <b>City of Columbia</b> <b>P.O. Box 6015</b> <b>Columbia, Missouri 65205 (573) 874-7214</b>	
2. Application Preparer	
A. NAME: <b>Colleen Vollman</b>	
B. MAILING ADDRESS: <b>P.O. Box 140</b>	
C. CITY, STATE, ZIP CODE: <b>Ashland, Missouri 65010</b>	
D. NAME OF AGENCY: <b>Mid-Missouri Regional Planning Commission</b>	
E. TELEPHONE: <b>573-657-9779</b>	F. FAX: <b>573-657-2829</b>
3. Sub-Applicant Identification (applications on behalf of special districts or non-profit agencies)	
A. NAME (ENTITY): <b>Boone County Regional Sewer District</b>	
B. MAILING ADDRESS: <b>1314 North 7th Street</b>	
C. CITY: <b>Columbia, Missouri 65201</b>	
D. CHIEF OFFICIAL OF (A): <b>Tom Ratermann</b>	
E. TITLE OF (D): <b>General Manager</b>	
F. TELEPHONE OF (D): <b>573-443-2765</b>	G. FAX: <b>573-499-0489</b>
4. Other Information for Reporting Purposes	
A. 2000 POPULATION OF 1A: <b>149,563</b>	
B. STATE REPRESENTATIVE & DISTRICT NUMBER: <b>Mary Still District 25</b>	
C. STATE SENATOR AND DISTRICT NUMBER: <b>Kurt Schaefer District 19</b>	
D. COUNTY	<b>Boone</b>
5. Project Type (mark one)	
<input type="checkbox"/> ECONOMIC DEVELOPMENT <input type="checkbox"/> OTHER _____	
<input type="checkbox"/> DIRECT DISASTER RECOVERY	
<input checked="" type="checkbox"/> INFRASTRUCTURE <b>The proposed project includes the removal of existing sewer lines that are inadequate and replace with gravity line that extends to existing pump station.</b>	

**6. Project Beneficiaries**

A. NUMBER OF PERSONS SERVED BY PROJECT:

B. NUMBER OF FAMILIES SERVED BY PROJECT: 19

C. % LMI PERSONS OF PROPOSED PROJECT:

D. % LMI FAMILIES OF THE PROPOSED PROJECT:

**7. National Objective (for CDBG)**

LOW AND MODERATE INCOME (LMI) (51% - 100%)

ELIMINATION OF SLUM AND BLIGHT

URGENT THREAT TO HEALTH AND SAFETY

**8. If LMI National Objective:**

AREA-WIDE BENEFIT

TARGET AREA BENEFIT

**9. If LMI National Objective:**

CENSUS

SURVEY

LIMITED CLIENTELE

JOB CREATION

**10. Cost Data**

A. CDBG FUNDS PROPOSED: 129,837.00

B. LOCAL CASH FUNDS: 26,070.00

C. LOCAL IN-KIND FUNDS: 0.00

D. OTHER STATE/FEDERAL FUNDS PROPOSED (CDBG cannot provide required match): 0.00

E. PRIVATE FUNDS 0.00

F. TOTAL PROJECT COST: 155,907.00

**11. Floodplain/Environmental Review**

A. DOES THE PROPOSED PROJECT, OR ANY PORTION THEREOF, LIE WITHIN THE BOUNDARIES OF THE 100 YEAR FLOODPLAIN?  Yes  No

B. DOES THE COMMUNITY PARTICIPATE IN THE NATIONAL FLOOD INSURANCE PROGRAM?  Yes  No

C. IS THE COMMUNITY IN GOOD STANDING WITH THE NATIONAL FLOOD INSURANCE PROGRAM?  Yes  No

D. HAS THE SHPO SECTION 106 PROCESS FOR HISTORIC PROPERTIES BEEN INITIATED OR COMPLETED?  Yes  No

E. WILL THE PROPOSED PROJECT AND ALL ACTIVITIES ASSOCIATED, REGARDLESS OF FUNDING SOURCE, RESULT IN ANY CHANGE IN LAND USE?  Yes  No

IF YES, DESCRIBE.

F. IS THE PROJECT COMPATIBLE WITH CURRENT LAND USE IN THE AREA?  Yes  No

G. HAVE THERE BEEN ANY PRIOR ENVIRONMENTAL REVIEWS AND/OR STUDIES COMPLETED FOR THE PROPOSED PROJECT ACTIVITIES IN THIS AREA?  Yes  No

IF YES, PLEASE LIST.

**12. Project Description**

In the space below, provide a brief description of the need(s) of the project and the proposed actions to address the need(s). **This page may be provided to the media and your elected state and federal legislators for informational purposes.**

A. APPLICANT: **Boone County**

B. PROJECT TITLE: **East Leisure Drive Sewer Improvement Project**

C. GEOGRAPHICAL AREA OF PROJECT (INDICATE GENERAL BOUNDARIES, UNLESS THE PROJECT BENEFITS THE APPLICANT'S ENTIRE JURISDICTION):

The project is located in north eastern Boone County, Missouri just outside of Columbia city limits (map attached).

D. DESCRIPTION OF NEED(S) AND PROJECT IMPACT – BE SPECIFIC AND DETAILED (USE ADDITIONAL SHEETS IF NECESSARY):

The current sewer apparatus that serves the residents on Leisure Drive is not adequate to provide continued long term use. The system consists of a pipe that runs under the trailers and each trailer connects to the main line from a vertical pipe. For several years there has been a consistent problem with sewer malfunction. In most instances a blockage occurs in the line causing a backup causing sewage effluent to discharge above the ground surface and flowing off the property on to other property owners lots. In order to correct the problem the County proposes to install a gravity flow system that connects to the existing lift station serving the adjacent neighborhood located within the Columbia city limit boundaries.

E. DESCRIPTION OF PROPOSED ACTIONS TO ADDRESS THE NEED(S) – BE SPECIFIC AND DETAILED (USE ADDITIONAL SHEETS IF NECESSARY):

The proposed project actions include the following:

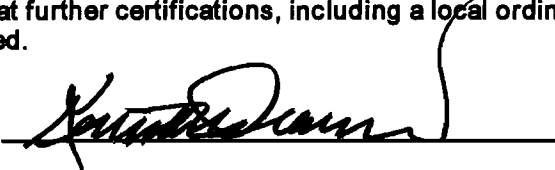
Installation of 8" PVC sewer main with standard manhole on Leisure Drive to pump station and 4" PVC to connect from residence to main and removal of existing sewer.

- 1) 935 LF of 8" PVC pipe
- 2) 1,600 LF of 4" PVC pipe
- 3) 75 LF of boring under creek
- 4) 5 standard manholes
- 5) 6 additional depth of manhole
- 6) 22 4" standard clean-out
- 7) silt fence/seeding and mulching
- 8) Move and reset 19 mobile homes.

**Certification:**

I, the undersigned, certify that the information found in this proposal, is factual and complete. I have the authority to submit this proposal on behalf of the City/County of Boone in my capacity as Presiding Commissioner. I understand that if the proposal is included in the State's plan and subsequently approved by the U.S. Department of Housing and Urban Development, that a grant agreement shall be executed and that further certifications, including a local ordinance approving the application and agreement shall be required.

Name



Date

9/1/09

**MISSOURI DEPARTMENT OF ECONOMIC DEVELOPMENT  
Proposal – CDBG Disaster Supplemental #2**

PLEASE ROUND TO THE NEAREST \$100

<b>I. PUBLIC FACILITY ACTIVITIES</b>	<b>A. CDBG FUNDS</b>	<b>B. APPLICANT'S CASH FUNDS (INCLUDES LOANS)</b>	<b>C. APPLICANT'S NON-CASH RESOURCES (IN-KIND)</b>	<b>D. OTHER STATE/FEDERAL</b>	<b>E. PRIVATE (CASH) FUNDS</b>	<b>F. TOTAL</b>
<b>Infrastructure Improvemnts</b>						
1. Sewer Construction	104,280.00	26,070.00				130,350.00
2.						
3.						
4. PROPERTY ACQUISITION (INCLUDING EASEMENTS)	3,000.00					
<b>5. SUBTOTAL OF PUBLIC FACILITY ACTIVITIES</b>	<b>107,280.00</b>	<b>26,070.00</b>				<b>133,350.00</b>
6. ENGINEERING DESIGN/ARCHITECTURAL DESIGN	9,750.00					
7. CONSTRUCTION INSPECTION	9,750.00					
8. OTHER PROFESSIONAL SERVICES (EXCEPT LEGAL)*						
<b>9. TOTAL PUBLIC FACILITY ACTIVITIES</b>	<b>19,500.00</b>					<b>19,500.00</b>
<b>II. OTHER ACTIVITIES</b>						
1. DEMOLITION						
2. DEMOLITION INSPECTION						
3. ASBESTOS INSPECTION						
4.						
5.						
6.						
7.						
<b>III. ADMINISTRATION (2.5% of project costs)</b>						
1. GRANT ADMINISTRATION	3,057.00					
2. LEGAL EXPENSES**						
<b>3. TOTAL ADMINISTRATION</b>	<b>3,057.00</b>					<b>3,057.00</b>
<b>IV. TOTAL ALL ACTIVITIES</b>	<b>129,837.00</b>	<b>26,070.00</b>				<b>155,907.00</b>

\*EXPLAIN WHY AND WHAT OTHER PROFESSIONAL SERVICES ARE REQUIRED FOR THIS PROJECT:

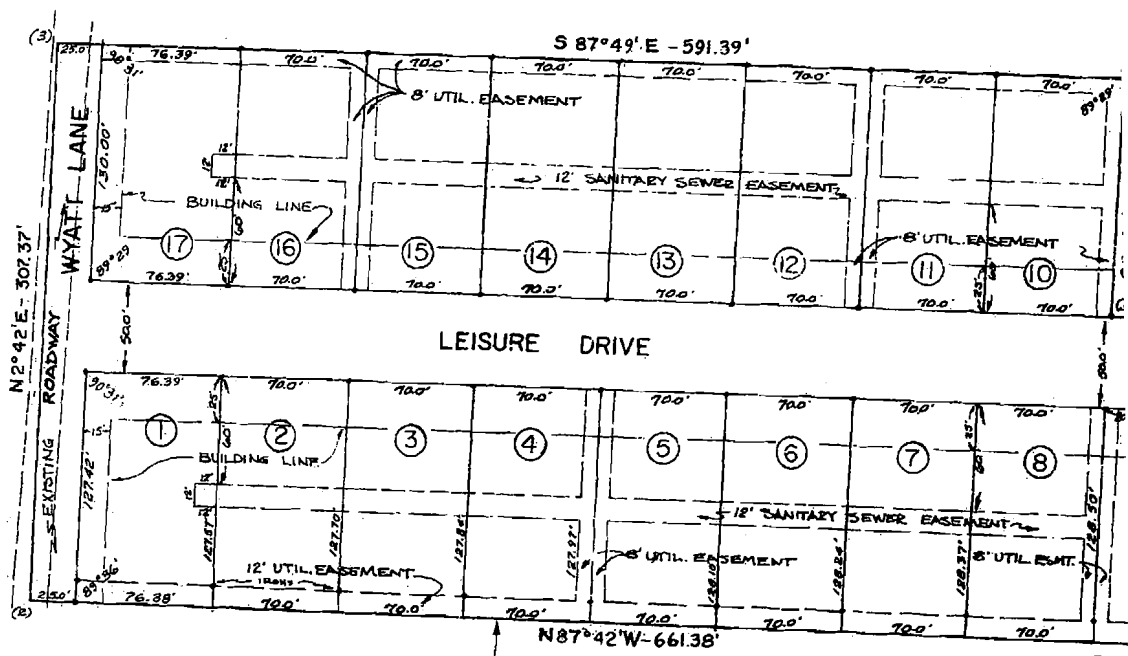
\*\* PROVIDE EXPLANATION OF NEED FOR THESE EXPENSES:



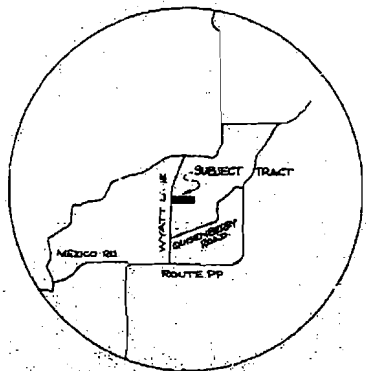
Filed for record on Sept 23 1971 at 10:20 AM in Boone Co. Mo.  
Document # 7324 recorded in Book 16 Page 146 J. H. Jones, Recorder of Deeds



SCALE 1" = 50'



NORTH LINE OF 29.3 ACRE TRACT OF BOONE COUNTY SURVEY # T568



LOCATION MAP

STATE OF MISSOURI }  
COUNTY OF BOONE } SS  
I, THE UNDERSIGNED, DO HEREBY CERTIFY THAT  
THIS WAS FILED FOR RECORD IN THE OFFICE OF THE  
RECORDER OF DEEDS OF BOONE COUNTY THIS 23 DAY  
OF SEPTEMBER 1971 AND RECORDED IN PLAT BOOK 16, PA  
AND RECORDED AT 10:20 A.M.



DEPUTY RECORDER

*[Signature]*  
RECORDER



**Agenda & Minutes**  
**Sanitary NID Meeting**  
**June 10, 2009 @ 10:00 AM**

**Attendees: Andy Lister, Nate Runyan, Lindsey Schaefer, Tim Teddy, Gerry Worley, Pat Zenner and Karen M. Miller**

Agenda items reported on by: **Andy Lister**

- Andy brought the first Intended Use Plan draft from DNR. It outlined the dollar amounts of fundable projects for the County- \$4.3M and Regional Sewer District \$2M. The City's two projects of \$4.1M and \$67M are on the contingency list of stimulus projects.
1. **Hill Creek** – Testing today (5/14/09). Think they will be done this month. This project has taken less than 6 months. It was supposed to take a year.
  2. **Country Squire** – Stimulus
  3. **Brown Station** – Stimulus
  4. **Prathersville** – Stimulus. Have begun acquiring easements, 7 of the 35 have already been obtained.
  5. **Hinton** – Bank has been invoiced for pumping charges. Easement and bill of sale waiting for the plat recording.
  6. **Lake of the Woods** – Nothing happening.
  7. **Green Hills Mobile Home Park** – Engineer working on Rocky Fork.
  8. **Jenkins property in University Estates** – Nothing is going on. The City and/or the County is an option for this area. Remove from the list until further notice.
  9. **Vance Property in County Downs** – The day care has been sited by the health department and must do something to improve their individual sewer situation. A Trowbridge NID estimate is \$19,983.24 – \$24,979.05 for 9 lots. This breaks down into \$105 - \$132 a lot per month for 20 years. It will be up to the neighborhood if they want to move forward with the NID.
  10. **GIS Map** – Andy spoke to Jason before the meeting and he has the items from Tom. There are some partials that are either on the layers and not on the report or vice versa. Couldn't remember. But Jason is trying to reconcile what he has. Jason will be invited to the next meeting to go over everything. Maybe he can bring a lap top/projector to show all the different layers. City sewer staff needs to get clearance to get through to the GIS layer from City IT. There is a difficulty getting this clearance. Once the interconnect agreement can be established with the City, there can be a lap top/projector brought to every NID meeting to use as a reference for discussion.



# CITY OF COLUMBIA/BOONE COUNTY, MISSOURI



DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES  
DIVISION OF ENVIRONMENTAL HEALTH

## NOTIFICATION OF DETERMINATION OF PUBLIC HEALTH HAZARD AND/OR NUISANCE AND ORDER FOR ABATEMENT

Ted A Anderson & Courtney A Herbst  
301 Campus View Drive # 124  
Columbia, MO 65203

An inspection of the property you own located at 4250 Wyatt Lane Lot 10B (parcel # 12-802-27-00-23.01 01) was conducted on January 27, 2009 and revealed a malfunctioning sewer system. Sewage effluent is discharging above the ground surface and is leaving the property.

This condition is hereby declared to be a public nuisance. You are herewith notified that you must begin correcting this condition within 7 days of receipt of this notice and order and that if the above nuisance condition has not been fully corrected within **60 days** after the receipt of this notice, an additional enforcement action will result for violation of Boone County Public Nuisance Ordinance Section 4.9. The system must be connected to the public sewer that is available in the subdivision to ensure that sewage effluent does not leave the property.

A reinspection will be conducted at the end of the 60-day period. If the above nuisance condition has not been fully corrected by that time a complaint may be filed against you in Circuit Court. **If the above nuisance condition has been corrected within the 60-day period, no further action is necessary.**

The purpose of these ordinances is to create and maintain a cleaner, healthier community. If you have any questions, please do not hesitate to contact our office. If you are not the owner or the person responsible for the care of this property, please call our office at the number listed at the bottom of this letter. Your cooperation is greatly appreciated.

Sincerely,

Kala Gunier  
Environmental Health Specialist

This notice deposited in the U.S. Mail certified, return receipt requested on the \_\_\_\_ day of January 2009 by \_\_\_\_\_.

1005 W. Worley ♦ P.O. Box 6015 ♦ Columbia, Missouri 65205-6015  
Phone: (573) 874-7346 ♦ TTY: (573) 874-7356 ♦ Fax: (573) 817-6407  
[www.GoColumbiaMo.com](http://www.GoColumbiaMo.com)



# CITY OF COLUMBIA, MISSOURI

Pat <sup>file</sup>

PUBLIC WORKS DEPARTMENT

July 21, 2008

Irene Crawford, Northeast Regional Director  
Department of Natural Resources  
1709 Prospect Drive  
Macon, Missouri 63552

RE: Leisure Hills Subdivision, Boone County Missouri

Dear Ms Crawford:

Our files do not show anything further than what Tom Raterman at the Boone County Regional Sewer District provided your office concerning Leisure Hills. One possible avenue the property owners would have is to request annexation into the City and then petition the City Council to study the feasibility of a sewer district. This District could eliminate the private common collector sewer lines that serve the remainder of Leisure Hills. This process would provide new public sewers that the City would maintain. A map showing the private and public sewers in the area is attached

If the property owners are interested in the process they can contact Pat Fitzgerald or Steve Hunt of my staff at 573-874-7250.

Public works Department

John D. Glascock, P.E., Director

c. Tom Ratterman, BCRSD

*John Stue*

STATE OF MISSOURI  
DEPARTMENT OF NATURAL RESOURCES

Matt Blunt, Governor • Doyle Childers, Director

5.200 Leisure Hills Subdivision  
Boone County  
MO-0084832  
NE08798

June 30, 2008

The Honorable Darwin Hindman  
Mayor of Columbia  
P. O. Box 6015  
Columbia, MO 65205

Dear Mayor Hindman:

On May 29, 2008, the Missouri Department of Natural Resources' Northeast Regional Office received a report of an environmental concern in Leisure Hills Subdivision, Boone County Missouri. The report claimed that a sewer main was overflowing. The report also claimed that the City of Columbia was not claiming responsibility for the line. The report is referenced as NE08798.

Mr. Tom Ratermann of the Boone County Regional Sewer District was contacted on May 30, 2008. Mr. Raterman stated that the main line was sold to the City of Columbia in 2001. Mr. Steve Hunt with the City of Columbia Public Works Department was also contacted. Mr. Hunt stated the agreement was to allow the Leisure Hills Subdivision to connect to the main and the City of Columbia did not agree to the lines in the mobile home park.

Documentation on the agreement made between the City of Columbia and Boone County Regional Sewer District was received from Mr. Hunt on June 3, 2008. Mr. Hunts cooperation and punctuality is appreciated

In order to determine the responsible party for any future concerns it is requested that any additional documentation of any contractual agreements made between the City of Columbia and Boone County Regional Sewer District or between the City of Columbia and Leisure Hills Subdivision or its Developer(s) be submitted to the Northeast Regional office by **July 21, 2008**.

If you have any questions, please contact Mr. Sam Loyd at (660) 385-8000 in the Northeast Regional Office, 1709 Prospect Drive, Macon, MO 63552.

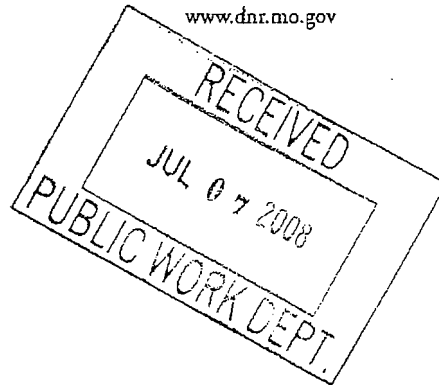
Sincerely,

NORTHEAST REGIONAL OFFICE

*Irene Crawford for*  
Irene Crawford  
Regional Director

IC/slp

c: Mr. Tom Ratterman, General Manager, Boone County Regional Sewer District



RECEIVED  
JUL 03 2008  
CITY MANAGERS OFFICE

www.dnr.mo.gov

# CERTIFIED COPY OF ORDER

STATE OF MISSOURI }  
County of Boone } ea.

September Session of the July Adjourned

Term. 20 09

In the County Commission of said county, on the 1<sup>st</sup> day of September 09 20

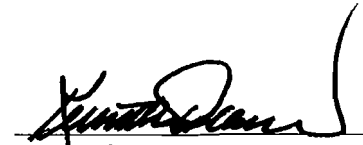
the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby authorize the Presiding Commissioner to sign the proposal to be invited to submit a full application for Community Development Block Grant (CDBG) funds to the Missouri Department of Economic Development for the purpose of improving sewers to the Leisure Drive residents.

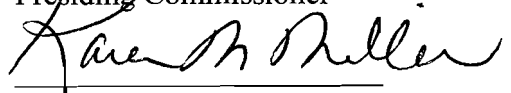
Done this 1<sup>st</sup> day of September, 2009

ATTEST:

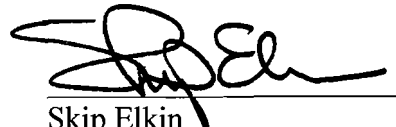
Wendy S. Noren KS  
Wendy S. Noren  
Clerk of the County Commission



Kenneth M. Pearson  
Presiding Commissioner



Karen M. Miller  
District I Commissioner



Skip Elkin  
District II Commissioner

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September Session of the July Adjourned

Term. 20 09

County of Boone

In the County Commission of said county, on the

1<sup>st</sup> day of September 09 20

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby approve the request of William J. Harrison and Thomas C. Harrison III for a permit to construct a private family cemetery on 90 acres located at 3000 E. Winn Rd., Sturgeon subject to the following conditions:

- 1) That a survey identifying the location of the proposed cemetery be approved by the director of planning and recorded.
- 2) That an access easement be recorded and referenced on the previously mentioned survey.
- 3) The site not exceed one acre in size.
- 4) The property irons have steel or masonry markers to define the boundaries of the cemetery.

Done this 1<sup>st</sup> day of September, 2009

ATTEST:

Wendy S. Noren  
 Wendy S. Noren  
 Clerk of the County Commission

Kenneth M. Pearson  
 Kenneth M. Pearson  
 Presiding Commissioner

Karen M. Miller  
 Karen M. Miller  
 District I Commissioner

Skip Elkin  
 Skip Elkin  
 District II Commissioner

## **HARRISON – CUP / Private Family Cemetery**

The subject tract is located to the southeast of the intersection Winn & Tucker School Road, three miles to the west of Hallsville. It is 90 acres in size and has no structures present. It is zoned A-2(Agriculture), and is surrounded by A-2 zoning. This is all original 1973 zoning.

The applicants have requested a conditional use permit for the placement of a private family cemetery on their property. Previous applications for private family cemeteries have identified two recommended conditions. First is that the location of the cemetery be identified on a survey of some form. This is recommended due to the impacts that finding a previously unidentified cemetery can have on the property. And second, that there be some form of access easement to the cemetery location identified and recorded for descendants of those interred to have legal access to the site.

The following criteria are the standards for approval of a conditional use permit, followed by staff analysis of how this application may meet those standards. Staff analysis of the request is based upon the application and public comments received following notification of the surrounding property owners.

(a) The establishment, maintenance or operation of a conditional use permit will not be detrimental to or endanger the public health, safety, comfort or general welfare.

If operated in conformance with existing county regulations, the use should comply with this criterion.

(b) The conditional use permit will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted by these regulations.

It is difficult to see how the placement of a private family cemetery can have any significant impact on the use and enjoyment of other properties in the immediate vicinity. While there may be an increase in activity at the site on an irregular basis, unless the number of family members interred at this site is considerable, there should be limited impact on the surrounding properties.

(c) The conditional use permit will not substantially diminish or impair property values of existing properties in the neighborhood.

The placement of the cemetery and the ensuring of access and maintenance of the site should prevent any off-site impacts caused by this conditional use permit.

(d) All necessary facilities will be available, including, but not limited to, utilities, roads, road access and drainage.

This use has limited needs as far as utilities and infrastructure is concerned. The establishment of an access easement to the cemetery should prevent any problems so far as road access is concerned.

(e) The establishment of a conditional use permit will not impede the normal and orderly development and improvement of surrounding property for uses permitted in the zoning district.

This use will have negligible impacts on the surrounding properties. The permit's impacts are site-limited, and can be resolved by a survey identifying the location of the cemetery on the subject property.

(f) The establishment of a conditional use permit will not hinder the flow of traffic or result in traffic congestion on the public streets. This will include the provision of points of access to the subject property.

As previously mentioned, the establishment of an access easement to the cemetery from the road should allow the request to meet the needs of this criterion.

(g) The conditional use permit shall in all other respects conform to the applicable regulations of the zoning district in which it is located. The County Commission shall find that there is a public necessity for the conditional use permit.

The proposal conforms to other applicable regulations of the A-2 zoning district.

Staff recommended approval of the request with the following conditions:

- That a survey identifying the location of the proposed cemetery be approved by the director of planning and recorded.
- That an access easement be recorded and referenced on the previously mentioned survey.

**The Planning and Zoning Commission conducted a public hearing on this request during their August 20, 2009 meeting. There were 6 members of the commission in attendance at the meeting. Following the public hearing, a motion was made to recommend that this request be approved with the staff conditions and two additional conditions:**

The site not exceed one acre in size.

The property irons have steel or masonry markers to define the boundaries of the cemetery.

**The motion to recommend approval of the request passed unanimously. It comes forward with a recommendation for approval.**



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STATE OF MISSOURI }  
County of Boone } ca.

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the following, among other proceedings, were had, viz:

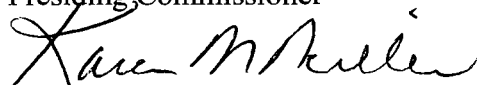
Now on this day the County Commission of the County of Boone does hereby approve the request of Timothy and Toby Rost to rezone from A-R (Agriculture Residential) to C-GP (Planned Commercial) on 1.70 acres, more or less, located at 2450 N. Trails West Ave., Columbia.

Done this 1<sup>st</sup> day of September, 2009

ATTEST:

Wendy S. Noren  
Wendy S. Noren  
Clerk of the County Commission

  
Kenneth M. Pearson  
Presiding Commissioner

  
Karen M. Miller  
District I Commissioner

  
Skip Elkin  
District II Commissioner

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STATE OF MISSOURI }  
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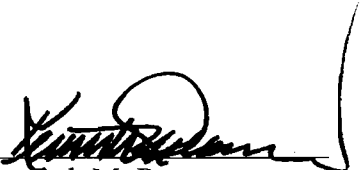
the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby approve the request of Timothy and Toby Rost to approve a review plan on 1.7 acres, more or less, located at 2450 N. Trails West Ave., Columbia.

Done this 1<sup>st</sup> day of September, 2009

ATTEST:

Wendy S. Noren x5  
Wendy S. Noren  
Clerk of the County Commission

  
Kenneth M. Pearson  
Presiding Commissioner

  
Karen M. Miller  
District I Commissioner

  
Skip Elkin  
District II Commissioner

## **ROST – Rezone from A-R to C-GP (with Review Plan)**

The subject tract is located at 2450 Trails West Avenue, south of Highway 40, approximately 3 miles from the city limits of Columbia. The applicants are seeking a rezoning of 1.70 acres of R-S(Residential Single-Family) zoning to C-GP(Planned General Commercial) to expand the commercial areas and use of the property for their landscaping business. Currently, the property is split zoned R-S (Residential Single-Family), A-R(Agriculture-Residential), and C-G(General Commercial). The R-S is original 1973 zoning, the A-R was rezoned in February of 1990, and the C-G was rezoned in April 1982. The property is surrounded by original 1973 R-S zoning.

Currently, the property has one existing building in the C-G zoned area, and six buildings in the A-R and R-S zoned areas. The building in the C-G area is used as an office structure and the buildings located in the R-S and A-R zoned areas are used for the agricultural activities associated with the current agricultural use associated with the landscaping business. The applicant's review plan indicates one new greenhouse building and an associated parking area. If approved, this rezoning will allow for expansion of the landscaping business in the new building. This request scored 63 points on the point rating system. Staff notified 56 property owners about this request.

The Master Plan designates this property as suitable for residential land uses. The Master Plan also identifies a "sufficiency of resources" test for determining whether there are sufficient resources available for the needs of the proposal.

The resources necessary to serve the proposed development can be broken down into 3 general categories; utilities, transportation, and public safety services.

**Utilities:** Public water is provided by Consolidated Public Water District #1. There is an existing 6" water line on the east side of Trails West Avenue for provision of water to this site. A new hydrant will be installed on site to meet the requirements of the Boone County Fire Protection District. Electrical service is provided by Boone Electric Cooperative.

**Transportation:** Trails West Avenue feeds into Rollingwood Boulevard, and these streets are identified on the Major Roadway Plan as neighborhood collectors. The uses identified on the plan, which may increase traffic counts to this site, are off-peak increases, and should have limited impact on peak hour residential traffic for the residential areas around this site.

**Public Safety:** The nearest fire station is at Midway, approximately 1 mile away. The existing road network provides access for public safety services. An additional fire hydrant will be installed to meet the requirements of the Boone County Fire Protection District.

This request meets the requirements of the Boone County Master Plan's sufficiency of resources test. While the requested uses are more intense than those uses currently present on the site, they are an acceptable expansion of those uses.

Staff recommended approval of the rezoning request and the review plan.

**The Planning and Zoning Commission conducted a public hearing on this request during their August 20, 2009 meeting. There were 6 members of the commission in attendance at the meeting. Following the public hearing, a motion was made to recommend that the rezoning request be approved. That motion received unanimous support. A motion was then made to recommend approval of the review plan. That motion also received unanimous support.**

---

398 -2009

# CERTIFIED COPY OF ORDER

STATE OF MISSOURI

} ea.

September Session of the July Adjourned

Term. 20 09

County of Boone

In the County Commission of said county, on the

1<sup>st</sup>

day of September

20 09

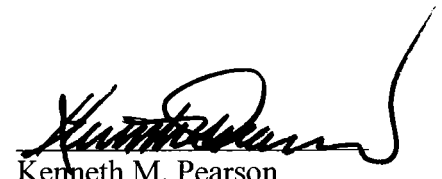
the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby approve the request of David Biggs to rezone from A-1 (Agriculture) to A-2 (Agriculture) on 6.14 acres, more or less, located at 3701 E. Biggs Rd., Ashland.

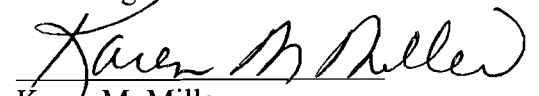
Done this 1<sup>st</sup> day of September, 2009

ATTEST:

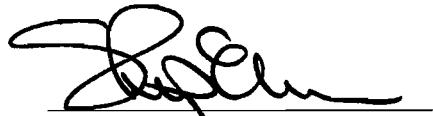
Wendy S. Noren  
Wendy S. Noren  
Clerk of the County Commission



Kenneth M. Pearson  
Presiding Commissioner



Karen M. Miller  
District I Commissioner



Skip Elkin  
District II Commissioner

## **BIGGS –Rezone from A-1 to A-2**

This property is located north of Ashland on the north side of Biggs Rd approximately 2000 ft west of the intersection of State Highway DD and Biggs Rd. The subject property is situated approximately 1.25 miles northwest of the closest municipal limits of Ashland. The parent property of this request is zoned A-1 (agriculture). Property to the northeast and east is zoned A-1P (planned agriculture) and was rezoned from A-1 in 1995. Property to the southeast and south is zoned A-2 (agriculture) which was rezoned from A-1 in 2002. Property to the southwest, west, and northwest is zoned A-2 and is an original 1973 zoning. Property to the north is zoned A-1 and is also an original 1973 zoning. The applicant is requesting a rezoning of a 6.14 acre portion of the parent parcel to A-2, the remainder of the parent parcel will remain zoned A-1. The entire parent parcel is vacant. This site lies within the Ashland Public School District. The site is in Consolidated Public Water District #1 and the site is served by a 4 inch water main. The site is in the Southern Boone Fire District but the area of land requested for rezoning can't be subdivided into enough lots to trigger fire hydrants. Electric service will be provided by Boone Electric Cooperative. Wastewater service is proposed to be provided by on-site wastewater systems regulated by the health department. The proposal scores 36 points on the point rating system. The master plan designates this area as being suitable for agriculture and rural residential land uses. The request is consistent with the master plan. Staff notified 23 property owners about this request.

The Master Plan calls for the use of a “Sufficiency of Resources Test” when considering the rezoning of land. The purpose of the test is to determine whether there are sufficient resources available to support the proposed zoning, or whether services could be made available in an efficient manner. The resources necessary to serve the proposed development can be broken down into 3 general categories: utilities, transportation and public safety services. This test serves a gate keeping function to see if a request merits further detailed analysis.

**Utilities:** This site is served by Boone Electric Cooperative and Consolidated Public Water District 1. There are existing district waterlines serving the property. Sewage will be by an on-site wastewater system regulated by the health dept.

**Transportation:** Access to the site is from Biggs Rd a County maintained road.

**Public Safety:** The nearest fire station is located in Ashland within 5 road miles.

The services available to serve the existing zoning are adequate to serve the proposed rezoning. Essentially, the request is to simply move the boundary between the A-1 and A-2 zoning districts from the roadway to a stream draw that crosses the parent parcel. The stream is a natural visible feature and suitable boundary. This stream does require a stream buffer according to County ordinances and would make a reasonable and identifiable district boundary

Therefore, staff recommended approval of the request.

**The Planning and Zoning Commission conducted a public hearing on this request during their August 20, 2009 meeting. There were 6 members of the commission in attendance at the meeting. Following the public hearing, a motion was made to recommend that the rezoning request be approved. That motion received unanimous support. It comes forward with a recommendation for approval.**

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# CERTIFIED COPY OF ORDER

STATE OF MISSOURI }  
County of Boone } ea.

September Session of the July Adjourned

Term. 20 09

In the County Commission of said county, on the 1<sup>st</sup> day of September 09 20

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby approve receive and accept the following subdivision plat, and authorize the Presiding Commissioner to sign it.

Biggs Road. S4T46N- R12W. A-1. David Biggs, owner. Curtis E. Basinger, surveyor.

Done this 1<sup>st</sup> day of September, 2009.

ATTEST:

Wendy S. Noren  
Wendy S. Noren  
Clerk of the County Commission

Kenneth M. Pearson  
Kenneth M. Pearson  
Presiding Commissioner

Karen M. Miller  
Karen M. Miller  
District I Commissioner

Skip Elkin  
Skip Elkin  
District II Commissioner



# CERTIFIED COPY OF ORDER

STATE OF MISSOURI

} ea.

September Session of the July Adjourned

Term. 20 09

County of Boone

In the County Commission of said county, on the

1<sup>st</sup>

day of September 09 20

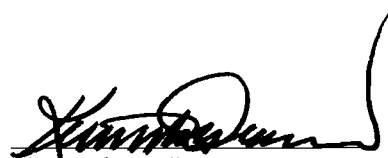
the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby approve the request by Larry W. Potterfield Revocable Trust, to revise an approved Review Plan for Boone West Planned Industrial Development on 14.83 acres, located at 5875 W. Van Horn Tavern Rd., Columbia.

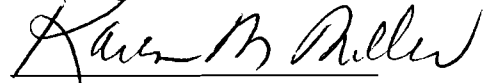
Done this 1<sup>st</sup> day of September, 2009

ATTEST:

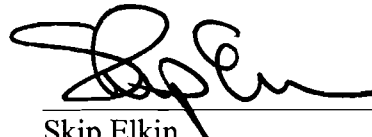
Wendy S. Noren KS  
Wendy S. Noren  
Clerk of the County Commission



Kenneth M. Pearson  
Presiding Commissioner



Karen M. Miller  
District I Commissioner



Skip Elkin  
District II Commissioner

## **POTTERFIELD – Boone West PID Revised Review Plan 09/2009**

This property is located on the north side of Van Horn Tavern Road and is bounded on the north by I-70, approximately 1000 feet west of the intersection with U.S. 40. The site is about 1 mile west of the Columbia municipal limits. The area proposed for revision is comprised of two parcels containing 14.28-acres total. The current zoning of the entire property is M-LP (planned industrial) which was rezoned from C-GP (planned commercial). Property to the north across I-70 is zoned part A-2 and part A-R. Property to the east and south is zoned A-R and property to the west is zoned C-GP. All of the zonings with the exception of the C-GP are original 1973 zonings. The site is currently the location of two large commercial/industrial buildings. The property is located within the Boone Electric service area, the Columbia School District, and the Boone County Fire Protection District. Water service is provided by Consolidated Public Water District No.1. Hydrants are required for commercial structures such as that shown on the plan and any upgrade to waterlines to meet required fire flow will be at the developers cost. Sewer is currently provided by an on-site commercial wastewater under DNR or the Health Dept. The purpose of this revision to the plan is to allow a separate lot to be subdivided around the sewage treatment plant for conveyance to the BCRSD. The PID Plan must show all lots that are proposed for creation and this is the only significant change from the currently approved plan. The list of Allowed Uses is the same and the property already has been granted a CUP for the manufacture or assembly of metal or fiberglass products: such as firearms. The Master Plan designates this area as suitable for commercial land use. The Master Plan promotes the use of Planned Districts as a means to establish new commercial and industrial areas. The property scored 80 points on the rating system. Staff notified 16 property owners concerning this request. Since this proposal is virtually identical to the approved version except for a proposed sewer lot for the BCRSD;

Staff recommended approval of the revised review plan subject to retaining the condition on the current approved plan:

- The fire lanes and fire protection requirements must satisfy the BCFPD on any building expansion and any waterline relocation must be made in conjunction with the water district at the developer's expense.

**The Planning and Zoning Commission conducted a public hearing on this request during their August 20, 2009 meeting. There were 6 members of the commission in attendance at the meeting. Following the public hearing, a motion was made to recommend that the revised review plan be approved. That motion received unanimous support. It comes forward with a recommendation for approval.**

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# CERTIFIED COPY OF ORDER

STATE OF MISSOURI }  
County of Boone } ea.

September Session of the July Adjourned

Term. 20 09

In the County Commission of said county, on the 1<sup>st</sup> day of September 09 20

the following, among other proceedings, were had, viz:


Now on this day the County Commission of the County of Boone does hereby approve the petition by Joseph and Roberta Lee to vacate and authorize the re-plat of Lot 76 of Lake of the Woods Plat 2, located at 560 N. Shiloh Ave., Columbia.

Said vacation is not to take place until the re-plat is approved.

Done this 1<sup>st</sup> day of September, 2009.

ATTEST:

Wendy S. Noren  
Wendy S. Noren  
Clerk of the County Commission

  
Kenneth M. Pearson  
Presiding Commissioner

  
Karen M. Miller  
District I Commissioner

  
Skip Elkin  
District II Commissioner

# CERTIFIED COPY OF ORDER

STATE OF MISSOURI }  
County of Boone } ea.

September Session of the July Adjourned

Term. 20 09

In the County Commission of said county, on the 1<sup>st</sup> day of September 20 09

the following, among other proceedings, were had, viz:

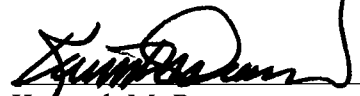
Now on this day the County Commission of the County of Boone does hereby receive and accept the following subdivision plat, and authorize the Presiding Commissioner to sign it.


Audubon Estates Plat 2. S25-T47N-R13W. A-2. Anna Marie Albert-Lewis, owner. J.Daniel Brush, surveyor.

Done this 1<sup>st</sup> day of September, 2009.

ATTEST:

Wendy S. Noren KS  
Wendy S. Noren  
Clerk of the County Commission

  
Kenneth M. Pearson  
Presiding Commissioner

  
Karen M. Miller  
District I Commissioner

  
Skip Elkin  
District II Commissioner

# CERTIFIED COPY OF ORDER

STATE OF MISSOURI }  
County of Boone } ea.

September Session of the July Adjourned

Term. 20 09

In the County Commission of said county, on the 1<sup>st</sup> day of September 09 20

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby approve the Boone County Warehouse Agreement between Dwayne Carey, Boone County Sheriff, and Boone County, Missouri, by and through the Boone County Commission. It is further ordered the Presiding Commissioner is hereby authorized to sign said agreement.

Done this 1<sup>st</sup> day of September, 2009.

ATTEST:

Wendy S. Noren KS  
Wendy S. Noren  
Clerk of the County Commission

Kenneth M. Pearson  
Kenneth M. Pearson  
Presiding Commissioner

Karen M. Miller  
Karen M. Miller  
District I Commissioner

Skip Elkin  
Skip Elkin  
District II Commissioner

## BOONE COUNTY WAREHOUSE AGREEMENT

THIS AGREEMENT, made and entered into this 1 day of September, 2009, by and between Dwayne Carey, Boone County Sheriff, hereinafter referred to the "Sheriff," and Boone County, Missouri, by and through the Boone County Commission, hereinafter referred to as "County";

WHEREAS, Sheriff has identified a need for additional space for evidence storage, training and other law enforcement purposes; and

WHEREAS, Sheriff has been accumulating funds in the Sheriff Civil Charges Fund, Fund No. 254, for purposes of acquiring a facility suitable for the aforementioned purposes; and

WHEREAS, County also had space needs, specifically relating to the operation of the County Clerk's office, regarding voting equipment and other election-related space needs; and

WHEREAS, Sheriff and County have agreed to share in the costs of the construction of a Boone County Warehouse Building, to be erected near the Sheriff's Department, in an effort to meet both the Sheriff's and County's current space needs; and

WHEREAS, initial cost estimates place the cost of construction of said facility at approximately One Million Two Hundred Thousand Dollars (\$1,200,000.00).

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties agree as follows:

1. Sheriff agrees to provide funding of up to Six Hundred Thousand Dollars (\$600,000.00) toward the Warehouse Building, subject to the terms and conditions herein, from the Sheriff Civil Charges Fund. Said funds shall be paid as follows: an initial payment of One Hundred Eighty Thousand Dollars (\$180,000.00), and Forty Thousand Dollars (\$40,000.00) a

year for a period of 10 years. There is contemplated an additional payment of up to Twenty Thousand Dollars (\$20,000.00), if said funds are needed, subject to the provisions of paragraph 2 below.

2. County agrees to apply for grants that may be applied to the construction of the Warehouse Project. In the event the County obtains any grant funds, County will absorb the Twenty Thousand Dollars (\$20,000.00) additional payment contemplated above from said grant funds. Any grant funds received in excess of the Twenty Thousand Dollars (\$20,000.00) will result in savings to both County and Sheriff that will be shared proportionally.

3. County agrees to provide the remaining funding as necessary for the construction of the Boone County Warehouse Building.

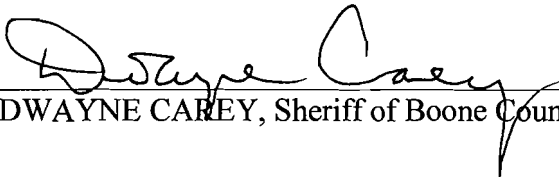
4. Sheriff and County anticipate that the combined funding from Sheriff and County will be sufficient to erect the Warehouse Building, with each party bearing approximately one-half of the construction costs.

5. Should County's space needs change in the future, County agrees that Sheriff shall be given first consideration as to appropriate uses of the Warehouse Building space, in recognition of Sheriff's financial contribution to the building and it being understood that the long-term plan for this area is a law enforcement campus. It is further understood, however, that County has the responsibility and obligation to manage County property.

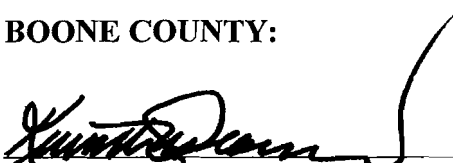
6. In all circumstances set out herein, both party's obligation to make payments hereunder are subject to annual appropriations made available by the parties to fund their respective obligations and further conditioned upon there being a sufficient, unencumbered balance remaining in said appropriation.

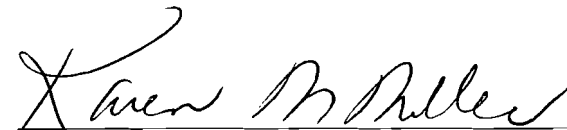
IN WITNESS WHEREOF, the parties have caused this Agreement to be executed as of  
the day and year first above written.

**SHERIFF:**

  
\_\_\_\_\_  
DWAYNE CAREY, Sheriff of Boone County

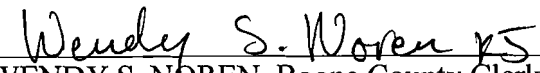
**BOONE COUNTY:**

  
\_\_\_\_\_  
KENNETH M. PEARSON, Presiding Commissioner

  
\_\_\_\_\_  
KAREN M. MILLER, District I Commissioner

  
\_\_\_\_\_  
SKIP ELKIN, District II Commissioner

**ATTEST:**

  
\_\_\_\_\_  
WENDY S. NOREN, Boone County Clerk



**CERTIFIED COPY OF ORDER**

STATE OF MISSOURI

September Session of the July Adjourned

Term. 20 09

County of Boone

} ea.

In the County Commission of said county, on the

1<sup>st</sup>

day of September 09 20

the following, among other proceedings, were had, viz:

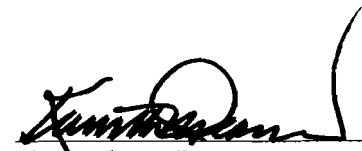
Now on this day the County Commission of the County of Boone does hereby approve the agreement for Cost- Share for Installing Porous Asphalt and Bioretention at Columbia Fire Station 7. It is further ordered the Presiding Commissioner is hereby authorized to sign said agreement.

Department	Account	Description	Qty	Unit Price	Amount
1751	71100	Outside Services	1	Not to	21781.00
		Porous Asphalt & Bioretention at Columbia		Exceed	
		Fire Station # 7			

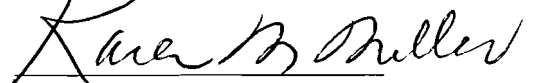
Done this 1<sup>st</sup> day of September, 2009.

ATTEST:

Wendy S. Noren KS  
Wendy S. Noren  
Clerk of the County Commission



Kenneth M. Pearson  
Presiding Commissioner



Karen M. Miller  
District I Commissioner



Skip Elkin  
District II Commissioner



**CHARLES J. DYKHOUSE**  
**BOONE COUNTY COUNSELOR**  
601 E. WALNUT, SUITE 207  
COLUMBIA, MISSOURI 65201  
TELEPHONE (573) 886-4414  
FAX (573) 886-4413

August 13, 2009

June Pitchford  
Boone County Auditor  
Boone County Government Center  
801 E. Walnut, Room 205  
Columbia, MO 65201

RE: Contract with City of Columbia

Dear June:

I am trying to assist Bill Florea in obtaining a proper execution of the enclosed Cost-Share Agreement between the County and the City of Columbia. The City of Columbia has already executed the document, so I am trying to make the best of the signature page as it is presented to us. I used my stamp in order to sign off on the agreement as to form, and I was wondering if you might consider using your office's stamp somewhere on the signature page in order to certify the contract? Any assistance you can provide would be greatly appreciated.

After certification, if you could forward the executed documents back to Bill Florea in Planning he will be able to place it on an appropriate Commission agenda.

I appreciate your assistance in making the best of this contract, and if you wish to discuss any aspect of this with me, please do not hesitate to contact either myself or Bill Florea.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles J. Dykhous", written over a circular embossed stamp.

Charles J. Dykhous  
Boone County Counselor

cc: Bill Florea (w/o enclosures)



404-2009

# CITY OF COLUMBIA, MISSOURI

PUBLIC WORKS DEPARTMENT

June 22, 2009

Mr. Bill Florea  
Boone County Planning Department  
Boone County Government Center  
801 E. Walnut  
Columbia, MO 65201

RE: *Agreement for Cost-Share for Installing a Section of Porous Asphalt & Bioretention Cell for Fire Station No. 7*

Enclosed are four (4) copies of the Agreement for Cost Share for Installing a Section of Porous Asphalt and a Bioretention Cell at Columbia Fire Station No. 7. Also enclosed is a copy of City Resolution 136-09 approving execution of this amendment. Please have all four copies signed and notarized and return two fully executed copies to my attention.

If you have any questions concerning this agreement, please contact me at (573) 874-7255.

DEPARTMENT OF PUBLIC WORKS

A handwritten signature in cursive script that reads "Kim McCulloch".

Kim McCulloch  
Management Support Specialist

Enclosures

c: Tom Wellman  
Steve Hunt

Permanent Record  
Filed in Clerk's Office

Introduced by Nausser Council Bill No. R 136-09

**A RESOLUTION**

authorizing an amended cost-share agreement with the County of Boone relating to the installation of water quality features at Fire Station No. 7.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. The City Manager is hereby authorized to execute an amended cost-share agreement with the County of Boone relating to the installation of water quality features at Fire Station No. 7. The form and content of the agreement shall be substantially as set forth in "Exhibit A" attached hereto and made a part hereof as fully as if set forth herein verbatim.

ADOPTED this 15th day of June, 2009.

ATTEST:

[Signature] City Clerk  
[Signature] Mayor and Presiding Officer

APPROVED AS TO FORM:

[Signature]  
City Counselor

Exhibit A

Agreement for Cost-Share for Installing Porous Asphalt and Bioretention at  
Columbia Fire Station 7

- 
1. Title of Document: Agreement for Cost-Share for Installing Porous Asphalt and Bioretention at Columbia Fire Station 7
  2. June \_\_\_\_\_, 2009
  3. Grantor(s): City of Columbia
  4. Grantee(s): County of Boone
  5. Statutory Mailing Address(s): Boone County Commission, Government Center, 801 E. Walnut, Columbia, Missouri 65201  
  
City of Columbia Missouri, City Manager, P.O. Box 6015, Columbia, Missouri 65205-6015
  6. Legal Description: SPT Lot 1 of Block 4 of Trail Ridge Subdivision in Columbia, Missouri.

**Agreement for Cost-Share  
For installing a Section of Porous Asphalt & a Bioretention Cell**

**Applicant Name:** City of Columbia, Public Works Department

**Applicant address:** P.O. Box 6015, 701 E. Broadway, Columbia, MO 65205-6015

**Property Legal Description:** SPT Lot 1 of Block 4 of Trail Ridge Subdivision in Columbia, Missouri.

**Best Management Practices (BMPs) to be installed:** A porous asphalt section of driveway and a bioretention cell including plantings..

**Lifespan of practice:** These practices must be maintained for 15 years from the time of installation.

**Description of Practices:** The City of Columbia, Missouri installed 1870 square feet of porous asphalt in the employee parking lot of Fire Station #7 at the corner of Bethel and Green Meadows Roads. The primary purpose of the pavement is to provide a demonstration site that is publicly owned and easily observed, and to learn more about the installation and maintenance of porous pavements. The porous asphalt will lengthen the time of concentration of the impervious area that drains to it, thereby reducing the peak flow rate downstream. It will also clean the water draining through the porous pavement by filtration and biological activity.

In addition, the City will install a bioretention cell of approximately 1750 square feet of surface area at the firestation. The bioretention cell treats most of the impervious pavement on the fire station site (including the water that runs through the porous asphalt pavement) plus approximately 1.6 acres of off-site area that passes through the fire station site. The bioretention cell will filter runoff from contributing areas and reduce downstream peak flow rates. In addition, small rainfall events will be absorbed by the plants and engineered soil of the bioretention cell, thereby limiting runoff. Signage will be installed to draw attention to the practices and to explain their function.

The County of Boone (hereafter, 'Boone' and Grantee for recording purposes) and the City of Columbia, Missouri and their successors or assigns in title to the property upon which the practice is installed (hereafter collectively called "Applicant" and Grantor for recording purposes) agree to the following terms and conditions:

1. The financial assistance provided is part of a cost-share project, with 60% of the cost to be provided by Boone, and 40% of the cost to be provided by Applicant in cash from non-federal sources. The specific items in this conservation practice that are eligible for cost-share are the section of porous asphalt in the employee parking lot, a bioretention cell and educational signage.
2. The installed section of porous asphalt and bioretention shall be properly maintained for 15 years following completion of installation in accordance with this contract. The porous asphalt will require cleaning twice per year and may require regenerative air or water vacuuming

to re-open clogged pores. The bioretention cell will require occasional weeding and replacement of dead plants, occasional addition of mulch, and prevention and repair of erosion. Periodically, once every 3 to 5 years the mulch layer should be replaced. If the bottom of the bioretention cell is not draining, measures must be taken to re-establish the infiltration capacity of the soil. Applicant agrees that Boone officials shall have the right to enter the property upon which the practices are situated during reasonable times for the purpose of inspecting the practice to verify that it is functioning in accordance with this contract. Applicant shall keep and maintain written records of practice maintenance and provide these records to such officials upon request.

3. The practices shall not be removed, altered, or modified so as to lessen its effectiveness or the purpose for which the conservation practice was installed, without the consent of Boone.

4. Educational signage about the porous asphalt and the bioretention cell will be designed and installed. Boone officials must agree to the signage design. The educational signs shall include logos for Boone County, the Hinkson Creek Project and MDNR along with this sentence: "U.S. Environmental Protection Agency Region VII, through the Missouri Department of Natural resources, has provided partial funding for this project under Section 319 of the Clean Water Act."

In addition, the borders of the porous pavement area will be labeled with stenciled letters to help delineate the porous pavement and to warn against sealing it.

5. The driveway and the bioretention designs have been approved by a Boone-approved person. The designs are shown in attachments 1-5.

6. Following is a budget for the project for which the following estimates are not to be exceeded. Boone will only pay 60% of the Total Cost:

<b>Project Totals</b>	<b>Applicant (40%)</b>	<b>Boone (60%)</b>	<b>Total Cost</b>
Porous asphalt, bioretention cell & signage	\$14,521	\$21,781	\$36,302

<b>Cash Expenditures</b>			
<b>Description</b>	<b>Purpose</b>	<b>Unit Cost</b>	<b>Cost</b>
Signage	educational		\$1,500
Porous Asphalt Pavement (Inc. 2' Deep Rock Reservoir & underdrain)	BMP	\$5.86/sf	\$10,952
Bioretention Cell	BMP		
Excavation		\$6.3/cy	\$1,701
1.5" Brown Rock		\$25.66/ton	7,065
Planting Soil		\$31.65/cy	9,495
Ground Cover		\$0.26/sf	1,530
Sand		\$16.57/ton	3,645
Underdrain		\$414	414
Plants		Total	\$23,850
<b>Total cash expenditure for project:</b>			<b>\$36,302</b>
<i>Maximum cash expenditure from Boone County</i>			<b>\$21,781</b>

<b>Match</b>	
<b>Source</b>	<b>Value</b>
Cash	\$14,521
<b>Total Match (nonfederal)</b>	<b>\$14,521</b>

Expenditures may vary within a budget category, so long as expenditures are necessary to the project and are approved by Boone; provided, however, the overall match amount shall be satisfied and the applicant shall not exceed the overall grant amount in completing the project without the advance written approval of Boone.

7. The porous asphalt section, bioretention and signage will be completed by April 30<sup>th</sup>, 2009. Applicant will submit all invoices for the work to Boone by June 1<sup>st</sup>, 2009. Both of these deadlines may be extended up to 60 days upon mutual agreement by Boone and Applicant.

8. Applicant must provide documentation to the reasonable satisfaction of Boone detailing how they have satisfied the 40% match before they will be reimbursed by Boone. Applicant must pay for all material and labor before receiving reimbursement from Boone. Any labor or materials to be counted as match shall be documented in the form of written records with the date and total time and labor used; the quantity and price/quantity for each of the materials; and the date, duration and value/time equipment was used.

9. Any reimbursement costs claimed by Applicant are to be supported to the reasonable satisfaction of Boone by documentation from vendors, contractors, or other workers.

10. Boone County officials must inspect the installation work to ensure it is completed as planned before funds are disbursed.

11. Applicant agrees, for the term of this Agreement, to cooperate with Boone County in the reasonable provision of documentation or other information of project activity to comply with any audit of the project or use of funds.

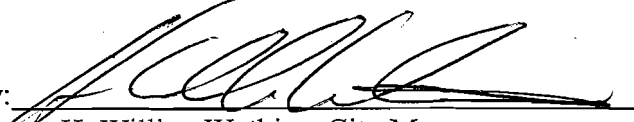
12. Notwithstanding any provision of this Agreement, due to the known issues relating to the contractor's erosion control procedures employed in the project, if the porous asphalt is nonfunctional, the City will only request, and shall only be entitled to, the financial participation from Boone County provided for herein expressed as a percentage of the total area of the porous asphalt that is functioning as designed. To illustrate, if only 75% of the planned area of porous asphalt is functioning as designed due to the contractor's actions, then the City will request, and be entitled to, 75% of the 60% total cost participation contemplated herein by Boone County. [Using the dollar figures in paragraph 6 above, a 75% functioning porous asphalt area would entitle the City to reimbursement of 75% of \$21,781.00, or a total of \$16,335.75]. Boone County officials will determine, in consultation with City personnel, the total, functioning percentage of porous asphalt upon inspection as provided for in paragraph 10 above.

The Applicant understands that before receiving any funds it will be necessary to sign this agreement and agree to the terms and conditions contained in it. This agreement is intended to run with the land and be binding upon the Applicant and the Applicant's successors and assigns in title for the duration of the 15 year term after installation work is completed for purposes of maintaining practice as installed and will be recorded with the Boone County Recorder of Deeds for that purpose. However, this agreement itself is not intended to constitute a lien upon the Applicant's property nor to have priority over any lien or security interest in the property, but



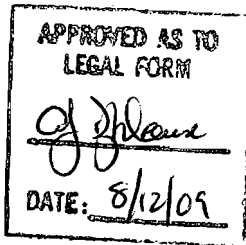
shall be specifically enforceable with respect to the maintenance requirements specified in the agreement.

**CITY OF COLUMBIA**


By:   
H. William Watkins, City Manager

ATTEST:

  
Sheela Amin, City Clerk



**BOONE COUNTY**  
By and through its County Commission

By:   
Kenneth M. Pearson, Presiding Commissioner

ATTEST:

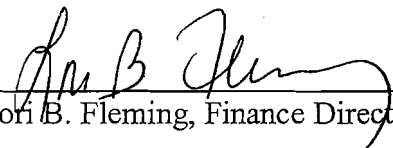
Wendy S. Noren KS  
Wendy S. Noren, Clerk of the County Commission

**CERTIFICATION:**

I certify that this contract is within the purpose of the appropriation to which it is to be charged and there is an unencumbered balance of such appropriation sufficient to pay the costs arising from this contract.

Jane E. Pritchard 8/24/09  
Auditor byleg Date

I hereby certify that the above expenditure is within the purpose of the appropriation to which it is charged, Account No. 558-0000-498.02-00, C49095, and that there is an unencumbered balance to the credit of such appropriation sufficient to pay therefore.

  
Lori B. Fleming, Finance Director 94

STATE OF MISSOURI )  
 )  
 ) ss  
COUNTY OF BOONE )

On this 22<sup>ND</sup> day of JUNE, 2009, before me personally appeared ~~Bill Watkins~~ and Sheela Amin, who being duly sworn, did say that s/he executed the foregoing agreement for the purposes therein stated.

\* H. William Watkins

Judy Moreno Lister  
Notary Public

**WENDY MORENO LISTER**  
Notary Public - Notary Seal  
STATE OF MISSOURI  
Boone County  
My Commission Expires 11/30/2011  
Commission # 07434957

STATE OF MISSOURI )  
 )  
 ) ss  
COUNTY OF BOONE )

On this 1<sup>ST</sup> day of SEPTEMBER, 2009, before me personally appeared Kenneth M. Pearson and Wendy S. Noren, who being duly sworn, did say that s/he executed the foregoing agreement for the purposes therein stated.

Diane K Buchmann  
Notary Public

DIANE K. BUCHMANN  
Notary Public - Notary Seal  
State of Missouri  
County of Boone  
My Commission Expires May 26, 2011  
Commission # 07549819

# CERTIFIED COPY OF ORDER

STATE OF MISSOURI }  
County of Boone } ea.

September Session of the July Adjourned

Term. 20 09

In the County Commission of said county, on the 1<sup>st</sup> day of September 20 09

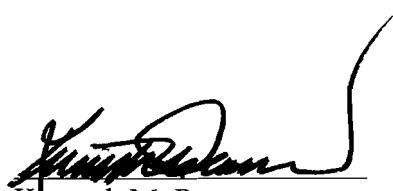
the following, among other proceedings, were had, viz:

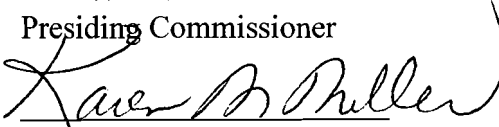
Now on this day the County Commission of the County of Boone does hereby award bid 42-05Aug09 – Wall Metal Panel Material for Sapp Building Erection at Fairgrounds. It is further ordered the Presiding Commissioner is hereby authorized to sign said contract.


Done this 1<sup>st</sup> day of September, 2009.

ATTEST:

Wendy S. Noren rs  
Wendy S. Noren  
Clerk of the County Commission

  
Kenneth M. Pearson  
Presiding Commissioner

  
Karen M. Miller  
District I Commissioner

  
Skip Elkin  
District II Commissioner

405-2009

# Boone County Purchasing

**Melinda Bobbitt**  
Director of Purchasing



601 E. Walnut, Room 208  
Columbia, MO 65201  
Phone: (573) 886-4391  
Fax: (573) 886-4390

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## MEMORANDUM

TO: Boone County Commission  
FROM: Melinda Bobbitt, Director of Purchasing  
DATE: August 27, 2009  
RE: 42-05AUG09 – Wall Metal Panel Material for Sapp Building Erection at Fairgrounds

The Bid for Wall Metal Panel Material for Sapp Building Erection at Fairgrounds closed on August 05, 2009. Three bids were received. Purchasing and the Building Planning and Inspection department recommend award to Sentinel Industries, Inc., for offering the lowest and best bid to the County.

Contract will be paid from department 2120 – Fairgrounds Maintenance Fund, Account 91200 – Building & Improvements. The total cost for this material is \$8,112.00.

Attached is the Bid Tabulation for your review.

ATT: Bid Tabulation

cc: Aubrey Weger  
Bid File

**42-05AUG09 - Side (Wall) Metal Panel Material for Sapp Building Erection at Boone County Fairgrounds**

**BID TABULATION**

	<b>PRICING</b>	<b>Sentinel Industries Inc.</b>	<b>Steel Structure Buildings</b>	<b>Prost Builders Inc.</b>
4.7.1.	Wall Panels: 26 gauge zinc-coated	No Response	No Response	\$13,250.00
4.7.2.	Wall Panels: 24 gauge zinc-coated	No Response	No Response	\$15,450.00
4.7.3.	Wall Panels: 26 gauge aluminum-zinc alloy-coated Steel	\$8,112.00	\$15,343.00	\$13,250.00
4.7.4.	Wall Panels: 24 gauge aluminum-zinc alloy-coated Steel	No Response	No Response	\$15,450.00
	Delivery after Receipt of Notice to Proceed	15 Days	No Response	18 Days

**No Bids**

Data-Comm Inc.

**PURCHASE AGREEMENT  
FOR  
42-05AUG09 – Side Wall Metal Panel Material for Sapp Building Erection at Boone  
County Fairgrounds**

**THIS AGREEMENT** dated the 1 day of September/2009 is made between Boone County, Missouri, a political subdivision of the State of Missouri through the Boone County Commission, herein "County" and **Sentinel Industries, Inc.**, herein "Contractor".

**IN CONSIDERATION** of the parties performance of the respective obligations contained herein, the parties agree as follows:

1. **Contract Documents** - This agreement shall consist of this Purchase Agreement for **Side Wall Metal Panel Material for Sapp Building Erection at Boone County Fairgrounds**, County of Boone Request for Bid, bid number **42-05AUG09**, Introduction and General Conditions of Bidding, Primary Specifications, Response Presentation and Review, the un-executed Response Form, Standard Terms and Conditions, Work Authorization Certification, any applicable addenda, as well as the Contractor's bid response dated **August 5, 2009** and executed by **Daniel Farris**, on behalf of the Contractor. All such documents shall constitute the contract documents, which are attached hereto and incorporated herein by reference. Service or product data, specification and literature submitted with bid response may be permanently maintained in the County Purchasing Office bid file for this bid if not attached. In the event of conflict between any of the foregoing documents, this Purchase Agreement, the Introduction and General Conditions of Bidding, the Primary Specifications, Response Presentation and Review, the un-executed Response Form, Standard Terms and Conditions, and any applicable addenda shall prevail and control over the Contractor's bid response.

2. **Purchase** - The County agrees to purchase from the Contractor and the Contractor agrees to supply the County, Side Wall Metal Panel Material as identified and responded to in the Contractor's Response Form. The County will be purchasing the following:

- All 26 gauge aluminum-zinc alloy-coated steel wall panels needed to complete the Sap Building Erection at the Boone County Fairgrounds. The cost of all necessary panels is not to exceed eight thousand one hundred and twelve dollars (\$8,112.00).

All products shall be provided as required in the bid specifications and in conformity with the contract documents for the prices set forth in the Contractor's bid response, as needed and as ordered by the County.

3. **Delivery** - Contractor agrees to deliver the equipment as stated above to the Boone County Fairgrounds within fifteen (15) days after receipt of *Notice to Proceed*.

4. **Billing and Payment** - All billing shall be invoiced to the Boone County Commission Office. Billings may only include the prices listed in the Contractor's bid response. No additional fees for delivery or extra services or taxes shall be included as additional charges in excess of the charges in the Contractor's bid response to the specifications. The County agrees to pay all correct invoices within thirty days of receipt; Contractor agrees to honor any cash or prompt payment discounts offered in its bid response if county makes payment as provided therein. In the event of a billing dispute, the County reserves the right to withhold payment on the disputed amount; in the event the billing dispute is resolved in favor of the Contractor, the County agrees to pay interest at a rate of 9% per annum on disputed amounts withheld commencing from the last date that payment was due.

5. **Binding Effect** - This agreement shall be binding upon the parties hereto and their successors and assigns for so long as this agreement remains in full force and effect.

6. **Entire Agreement** - This agreement constitutes the entire agreement between the parties and supersedes any prior negotiations, written or verbal, and any other bid or bid specification or contractual agreement. This agreement may only be amended by a signed writing executed with the same formality as this agreement.

7. **Termination** - This agreement may be terminated by the County upon thirty days advance written notice for any of the following reasons or under any of the following circumstances:

- a. County may terminate this agreement due to material breach of any term or condition of this agreement, or
- b. County may terminate this agreement if in the opinion of the Boone County Commission if delivery of products are delayed or products delivered are not in conformity with bidding specifications or variances authorized by County, or
- c. If appropriations are not made available and budgeted for any calendar year.

**IN WITNESS WHEREOF** the parties through their duly authorized representatives have executed this agreement on the day and year first above written.

**SENTINEL INDUSTRIES INC.**

by Donald Foster  
title President

**BOONE COUNTY, MISSOURI**

by: Boone County Commission  
Kenneth M. Pearson  
Kenneth M. Pearson, Presiding Commissioner

APPROVED AS TO FORM:

J. Blaise  
County Counselor

ATTEST:

Wendy S. Noren  
Wendy S. Noren, County Clerk

**AUDITOR CERTIFICATION**

In accordance with RSMo 50.660, I hereby certify that a sufficient unencumbered appropriation balance exists and is available to satisfy the obligation(s) arising from this contract. (Note: Certification is not required if the terms of this contract do not create a measurable county obligation at this time.)

<u>J. Blaise</u>	<u>9/1/09</u>	<u>2120/91200 - \$8,112.00</u>
Signature	Date	Appropriation Account

4. **Response Form** - Submit three (3) complete copies of your Response in a single sealed envelope, clearly marked on the outside, left corner with your company name and return address, the proposal number and the due date and time.

4.1 Company Name: Sentinel Industries, Inc.  
4.2 Address: P.O. Box 165  
4.3 City/Zip: Ashland, Mo. 65010  
4.4 Phone Number: 573-657-2164  
4.5 Fax Number: 573-657-2484  
4.6 Federal Tax ID: 43-0728876

4.6.1.  Corporation  
 Partnership -- Name \_\_\_\_\_  
 Individual/Proprietorship -- Individual Name \_\_\_\_\_  
If individual, Bidder must complete Certification of lawful presence in U.S. on attached form.

4.7. **BID RESPONSE** -

4.7.1. Wall Panels: 26 gauge zinc-coated	\$
4.7.2. Wall Panels: 24 gauge zinc-coated	\$
4.7.3. Wall Panels: 26 gauge aluminum-zinc alloy-coated Steel	\$ 8,112.00
4.7.4. Wall Panels: 24 gauge aluminum-zinc alloy-coated Steel	\$
4.7.5. <b>GRAND TOTAL</b>	\$ 8,112.00

4.8. Delivery will be made 15 days after receipt of Notice to Proceed.

4.9. **WORK AUTHORIZATION CERTIFICATION** - If Bid is in excess of \$5,000.00, Bidder must complete and return the Work Authorization Certification Form attached hereto.

4.10. **The undersigned offers to furnish and deliver the articles or services as specified at the prices and terms stated and in strict accordance with all requirements contained in the Request for Bid which have been read and understood, and all of which are made part of this order.** By submission of this bid, the vendor certifies that they are in compliance with Section 34.353 and, if applicable, Section 34.359 ("Missouri Domestic Products Procurement Act") of the Revised Statutes of Missouri.

4.10.1. Authorized Representative (Sign By Hand):  
Daniel Farris, U.P.

4.10.2. Type or Print Signed Name: DANIEL FARRIS Date: AUG 5, 2009

4.11. Describe warranty:  
MANUFACTURER'S WARRANTY





**BOONE COUNTY, MISSOURI**  
**Request for Bid #: 42-05AUG09 – Side (Wall) Metal Panel Material for Sapp Building**

**ADDENDUM #2 - Issued August 3, 2009**


This addendum is issued in accordance with the Introduction and General Conditions of Bidding in the Request for Bid and is hereby incorporated into and made a part of the Request for Bid Documents. Bidders are reminded that receipt of this addendum should be acknowledged and submitted with Bidder's *Response Form*.

Specifications for the above noted Request for Bid and Addendum #1 and the work covered thereby are herein modified as follows, and except as set forth herein, otherwise remain unchanged and in full force and effect:

Clarification: Wall panels include all four sides, including end wall panels and gables.

Clarification: Wall panels including end walls that meet Section 2.2 of Bid documents (inclusive of 2.2.1 through 2.2.8) are acceptable. Submit product specification data (cut sheet). R-panels or equivalents not specified in bid or drawing may be submitted with vendor's bid response and will be evaluated by County or designated representative to determine equivalency during the evaluation process.

By:

  
\_\_\_\_\_  
**Melinda Bobbitt, CPPB**  
**Director of Purchasing**

OFFEROR has examined copy of Addendum #2 to Request for Bid # **42-05AUG09 – Side (Wall) Metal Panel Material for Sapp Building** receipt of which is hereby acknowledged:

Company Name: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Phone Number: \_\_\_\_\_ Fax Number: \_\_\_\_\_

Authorized Representative Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Authorized Representative Printed Name: \_\_\_\_\_



**BOONE COUNTY, MISSOURI**  
**Request for Bid #: 42-05AUG09 – Side (Wall) Metal Panel Material for Sapp Building**

**ADDENDUM #1 - Issued July 31, 2009**

This addendum is issued in accordance with the Introduction and General Conditions of Bidding in the Request for Bid and is hereby incorporated into and made a part of the Request for Bid Documents. Bidders are reminded that receipt of this addendum should be acknowledged and submitted with Bidder's *Response Form*.

Specifications for the above noted Request for Bid and the work covered thereby are herein modified as follows, and except as set forth herein, otherwise remain unchanged and in full force and effect:

**I. The County received the following question and has provided the following response:**

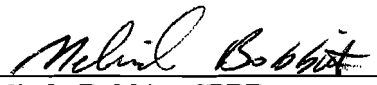
**Question 1:** In addition to the steel panels, do you want any trim or fasteners?

**Response:** No trim or fasteners. Only wall panels are to be bid.

**II. Clarification:**

Bidders shall bid R-Panels as specified on drawings. Other panels may be bid as an alternative, if alternative is submitted to and approved by All-State Engineers (designated engineer in responsible charge).

By:

  
**Melinda Bobbitt, CPPB**  
**Director of Purchasing**

OFFEROR has examined copy of Addendum #1 to Request for Bid # **42-05AUG09 – Side (Wall) Metal Panel Material for Sapp Building** receipt of which is hereby acknowledged:

Company Name: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Phone Number: \_\_\_\_\_ Fax Number: \_\_\_\_\_

Authorized Representative Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Authorized Representative Printed Name: \_\_\_\_\_



**Request for Bid (RFB)**

**Boone County Purchasing**  
601 E. Walnut Street, Room 208  
Columbia, MO 65201

**Melinda Bobbitt, CPPB, Director**  
Phone: (573) 886-4391 – Fax: (573) 886-4390  
Email: mbobbitt@boonecountymo.org

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**Bid Number: 42-05AUG09**  
**Commodity Title: Side (Wall) Metal Panel Material for Sapp Building**  
**Erection at Boone County Fairgrounds**

**DIRECT BID FORMAT OR SUBMISSION QUESTIONS TO THE PURCHASING DEPARTMENT**

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**Bid Submission Address and Deadline**

Day / Date: **WEDNESDAY – August 5, 2009**  
Time: **1:30 P.M. C.T. (Bids received after this time will be returned unopened)**  
Location / Mail Address: **Boone County Purchasing Department**  
**Boone County Johnson Building**  
**601 E. Walnut, Room 208**  
**Columbia, MO 65201**  
Directions: The Johnson Building is located on the Northeast corner at 6<sup>th</sup> Street and Walnut Street. Enter the building from the East Side. Wheel chair accessible entrance is available on the West side of the building.

**Bid Opening**

Day / Date: **WEDNESDAY – August 5, 2009**  
Time: **1:30 P.M. C.T.**  
Location / Address: **Boone County Purchasing Department**  
**Boone County Johnson Building**  
**601 E. Walnut, Room 208**  
**Columbia, MO 65201**

**Bid Contents**

- 1.0: Introduction & General Conditions of Bidding
  - 2.0: Primary Specifications
  - 3.0: Response Presentation and Review
  - 4.0: Response Form
- Standard Terms and Conditions  
Work Authorization Certification  
“No Bid” Response Form

**1. Introduction and General Conditions of Bidding**

- 1.1. **INVITATION** - The County of Boone Purchasing Department invites responses, which offer to provide the goods and/or services identified on the title page, and described in greater detail in Section 2.
- 1.2. **DEFINITIONS**
- 1.2.1. **County** - This term refers to the County of Boone, a duly organized public entity. It may also be used as a pronoun for various subsets of the County organization, including, as the context will indicate:  
*Purchasing* - The Purchasing Department, including its Purchasing Director and staff.  
*Department(s) or Office(s)* - The County Department(s) or Office(s) for which this Bid is prepared, and which will be the end user(s) of the goods and/or services sought.  
*Designee* - The County employee(s) assigned as your primary contact(s) for interaction regarding Contract performance.
- 1.2.2. **Bidder / Contractor / Supplier** - These terms refer generally to businesses having some sort of relationship to or with us. The term may apply differently to different classes of entities, as the context will indicate.  
*Bidder* - Any business entity submitting a response to this Bid. Suppliers, which may be invited to respond, or which express interest in this bid, but which do not submit a response, have no obligations with respect to the bid requirements.  
*Contractor* - The Bidder whose response to this bid is found by Purchasing to meet the best interests of the County. The Contractor will be selected for award, and will enter into a Contract for provision of the goods and/or services described in the Bid.  
*Supplier* - All business(s) entities which may provide the subject goods and/or services.
- 1.2.3. **Bid** - This entire document, including attachments. A Bid may be used to solicit various kinds of information. The kind of information this Bid seeks is indicated by the title appearing at the top of the first page. A "Request for Bid" is used when the need is well defined. A "Request for Proposal" is used when the County will consider solutions, which may vary significantly from each other or from the County's initial expectations.
- 1.2.4. **Response** - The written, sealed document submitted according to the Bid instructions.
- 1.3. **BID CLARIFICATION** - Questions regarding this Bid should be directed in writing, preferably by fax or e-mail, to the Purchasing Department. Answers, citing the question asked but not identifying the questioner, will be distributed simultaneously to all known prospective Bidders. Note: written requirements in the Bid or its Amendments are binding, but any oral communications between County and Bidder are not.
- 1.3.1. **Bidder Responsibility** - The Bidder is expected to be thoroughly familiar with all specifications and requirements of this Bid. Bidder's failure or omission to examine any relevant form, article, site or document will not relieve them from any obligation regarding this Bid. By submitting a Response, Bidder is presumed to concur with all terms, conditions and specifications of this Bid.
- 1.3.2. **Bid Amendment** - If it becomes evident that this Bid must be amended, the Purchasing Department will issue a formal written Amendment to all known prospective Bidders. If necessary, a new due date will be established.
- 1.4. **AWARD** - Award will be made to the Bidder(s) whose offer(s) provide the greatest value to the County from the standpoint of suitability to purpose, quality, service, previous experience, price, lifecycle cost, ability to deliver, or for any other reason deemed by Purchasing to be in the best interest of the County. Thus, the result will not be determined by price alone. The County will be seeking the least costly outcome that meets the County needs as interpreted by the County.
- 1.5. **CONTRACT EXECUTION** - This Bid and the Contractor's Response will be made part of any resultant Contract and will be incorporated in the Contract as set forth, verbatim.
- 1.5.1. **Precedence** - In the event of contradictions or conflicts between the provisions of the documents comprising this Contract, they will be resolved by giving precedence in the following order:  
1) the provisions of the Contract (as it may be amended);

- 2) the provisions of the Bid;
  - 3) the provisions of the Bidder's Response.
- 1.6. **COMPLIANCE WITH STANDARD TERMS AND CONDITIONS** - Bidder agrees to be bound by the attached County's standard "boilerplate" Terms and Conditions for Contracts.

**2. Primary Specifications**

- 2.1. **SCOPE OF WORK** – The County of Boone is seeking bids for the furnishing and delivery of **side (wall), metal panels for a horse riding pavilion known as the Sapp Building Erection project at Boone County Fairgrounds.**
- 2.1.1. Specifications including quantity for wall side panels are found on the Erection drawing posted on-line at [www.showmeboone.com](http://www.showmeboone.com). Select “Purchasing”, then select “Current Bids”, then select “42-05AUG09 - Erection Drawing”. The specifications for the panels are included on drawing #61395501, E04, E05, E06, and E07.
- 2.1.2. Bidder shall provide pricing on the attached Response Page for the items listed below.
- 2.2. **Metal Side Panels**
- 2.2.1. Basic Material Specifications from original erection drawings Drawing #61395501 ABC-1
- 2.2.2. **Wall Panel Material**
- 2.2.3. *Exterior panels shall conform to one of the following:*
- 2.2.4. Panel Material as specified shall be 26 gauge zinc-coated (galvanized steel, coating designation G 90, conforming to the requirements of ASTM A853 Grade E. Minimum yield stress shall be 80 KSI.
- 2.2.5. Panel Material as specified shall be 24 gauge zinc-coated (galvanized steel, coating designation G 90, conforming to the requirements of ASTM A853 Grade D. Minimum yield stress shall be 50 KSI.
- 2.2.6. Panel Material as specified shall be 26 gauge aluminum-zinc alloy-coated Steel, coating designation AZ-55, conforming to the requirements of ASTM A792. Minimum yield stress 80 KSI.
- 2.2.7. Panel Material as specified shall be 24 gauge aluminum-zinc alloy-coated Steel, coating designation AZ-55, conforming to the requirements of ASTM A792. Minimum yield stress 80 KSI.
- 2.2.8. Color of panels to be white, to match roof panels.
- 2.2.9. Alternative wall panel substitutions must be submitted to All-State Engineering with product assumptions and calculations. The expense for engineer review will be the responsibility of vendor. If substituting an alternative, contact Ron Shy at (573) 875-8799 or e-mail [rshy@allstateconsultants.net](mailto:rshy@allstateconsultants.net)
- 2.3. **WARRANTY** - The bidder shall include a description of the manufacturer’s warranty included with equipment and any and all other warranties offered as part of this contract
- 2.4. **Contract Documents** - The successful bidder(s) shall be obligated to enter into a written contract with the County within thirty (30) days of award on contract forms provided by the County. If bidders desire to contract under their own written agreement, any such proposed agreement shall be submitted in blank with their bid. County reserves the right to modify any proposed form agreement or withdraw its award to a successful bidder if any proposed agreement contains terms and conditions inconsistent with its bid or are unacceptable to County legal counsel.
- 2.5. **DEVIATION(S)** - It is the bidder’s responsibility to submit a bid that meets all mandatory specifications stated within. The bidder must compare their product bid with the specifications described within this Request for Bid and attachments and identify any deviations along with the specific section deviated from. Failure to properly identify deviations may render the bidder’s bid response as non-responsive and not capable of consideration for award. Bidders should note that a descriptive brochure of the model bid may not be sufficient or acceptable as proper identification of deviations from the written specifications.
- 2.6. **Delivery:** All deliveries shall be made FOB Destination with freight prepaid and charged back. The seller pays the freight and charges back the buyer by adding the freight charges to the invoices. The freight charge may not exceed the amount that the Bidder lists on the Response Page.
- 2.7. **INVOICES:** Contractor must submit an invoice and charges must only include prices listed in the contractor’s bid response. No additional fees or taxes shall be included as additional charges. The County’s purchase order must appear on the invoice. The County agrees to pay the monthly statement within thirty (30) days from receipt of a correct statement and all other required documents. The billing address is Boone County Commission, 801 E. Walnut Street, Room 245, Columbia, MO 65201. (573) 886-4056.
- 2.8. **DESIGNEE:** Boone County Commission, Skip Elkin, Commissioner, 801 E. Walnut Street, Room 245, Columbia, MO 65201. (573) 886-4309.
- 2.9. **Bid Clarification:** Any questions or clarifications concerning bid documents should be addressed in

writing, a minimum of three days PRIOR TO BID OPENING, to Melinda Bobbitt, CPPB, Director of Purchasing, 601 E. Walnut, Room 208, Columbia, Missouri 65201. Phone: (573) 886-4391 Fax: (573) 886-4390 or Email: [mbobbitt@boonecountymo.org](mailto:mbobbitt@boonecountymo.org)

### **3. Response Presentation and Review**

- 3.1 **RESPONSE CONTENT** - In order to enable direct comparison of competing Responses, you must submit your Response in strict conformity to the requirements stated herein. Failure to adhere to all requirements may result in Bidder's Response being disqualified as non-responsive. All Responses must be submitted using the provided Response Sheet. Every question must be answered and if not applicable, the section must contain "N/A."
- 3.1.2 **Submittal Of Responses** – Responses MUST be received by the date and time noted on the title page under "Bid Submission Information and Deadline". NO EXCEPTIONS. The County is not responsible for late or incorrect deliveries from the United States Postal Service or any other mail carrier.
- 3.1.3 **Submittal Package** - Submit, to the location specified on the title page, **three (3) complete copies** of your Response in a single sealed envelope, clearly marked on the outside with your company name and return address, **the bid number and the due date and time.**
- 3.1.4. **Web Page:** Vendors may view Bids, Bid Tabulations, and Bid Awards on the Boone County Web Page at <http://www.showmeboone.com>.
- 3.1.5. **Bid Opening** - On the date and time and at the location specified on the title page under "Bid Opening", all Responses will be opened in public. Brief summary information from each will be read aloud.
- 3.2 **REMOVAL FROM VENDOR DATABASE** - If any prospective Bidder currently in our Vendor Database to whom the Bid was sent elects not to submit a Response and fails to reply in writing stating reasons for not bidding, that Bidder's name may be removed from our database. Other reasons for removal include unwillingness or inability to show financial responsibility, reported poor performance, unsatisfactory service, or repeated inability to meet delivery requirements.
- 3.2.1 **Response Clarification** - We reserve the right to request additional written or oral information from Bidders in order to obtain clarification of their Responses.
- 3.3 **REJECTION OR CORRECTION OF RESPONSES** – The County reserves the right to reject any or all Responses. Minor irregularities or informalities in any Response which are immaterial or inconsequential in nature, and are neither affected by law nor at substantial variance with Bid conditions, may be waived at our discretion whenever it is determined to be in the County's best interest.
- 3.3.1. **Evaluation Process** - The County's sole purpose in the evaluation process is to determine from among the Responses received which one is best suited to meet the County's needs at the lowest possible cost. Any final analysis or weighted point score does not imply that one Bidder is superior to another, but simply that in our judgment the Contractor selected appears to offer the best overall solution for our current and anticipated needs at the lowest possible cost.
- 3.3.2 **Method of Evaluation** – The County will evaluate submitted Responses in relation to all aspects of this Bid.
- 3.3.3 **Acceptability** – The County reserves the sole right to determine whether goods and/or services offered are acceptable for our use.
- 3.4 **ENDURANCE OF PRICING** – Bidder's pricing must be held until award or 60 days, whichever comes first.

**4. Response Form - Submit three (3) complete copies of your Response in a single sealed envelope, clearly marked on the outside, left corner with your company name and return address, the proposal number and the due date and time.**

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- 4.1 Company Name: \_\_\_\_\_
- 4.2 Address: \_\_\_\_\_
- 4.3 City/Zip: \_\_\_\_\_
- 4.4 Phone Number: \_\_\_\_\_
- 4.5 Fax Number: \_\_\_\_\_
- 4.6 Federal Tax ID: \_\_\_\_\_

- 4.6.1. ( ) Corporation
  - ( ) Partnership – Name \_\_\_\_\_
  - ( ) Individual/Proprietorship – Individual Name \_\_\_\_\_
- If individual, Bidder must complete Certification of lawful presence in U.S. on attached form.

**4.7. BID RESPONSE –**

4.7.1. Wall Panels: 26 gauge zinc-coated	\$
4.7.2. Wall Panels: 24 gauge zinc-coated	\$
4.7.3. Wall Panels: 26 gauge aluminum-zinc alloy-coated Steel	\$
4.7.4. Wall Panels: 24 gauge aluminum-zinc alloy-coated Steel	\$
4.7.5. <b>GRAND TOTAL</b>	\$

4.8. Delivery will be made \_\_\_\_\_ days after receipt of Notice to Proceed.

4.9. **WORK AUTHORIZATION CERTIFICATION** – If Bid is in excess of \$5,000.00, Bidder must complete and return the Work Authorization Certification Form attached hereto.

4.10. **The undersigned offers to furnish and deliver the articles or services as specified at the prices and terms stated and in strict accordance with all requirements contained in the Request for Bid which have been read and understood, and all of which are made part of this order.** By submission of this bid, the vendor certifies that they are in compliance with Section 34.353 and, if applicable, Section 34.359 (“Missouri Domestic Products Procurement Act”) of the Revised Statutes of Missouri.

4.10.1. Authorized Representative (Sign By Hand):

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4.10.2. Type or Print Signed Name: \_\_\_\_\_ Date: \_\_\_\_\_

4.11. Describe warranty:

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*Standard Terms and Conditions*

**Boone County Purchasing**  
601 E. Walnut, Room 208  
Columbia, MO 65201  
**Melinda Bobbitt, Director**

Phone: (573) 886-4391 – Fax: (573) 886-4390

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1. Responses shall include all charges for packing, delivery, installation, etc., (unless otherwise specified) to the Boone County Department identified in the Request for Bid and/or Proposal.
2. The Boone County Commission has the right to accept or reject any part or parts of all bids, to waive technicalities, and to accept the offer the County Commission considers the most advantageous to the County. Boone County reserves the right to award this bid on an item by item basis, or an “all or none” basis, whichever is in the best interest of the County.
3. Bidders must use the bid forms provided for the purpose of submitting bids, must return the bid and bid sheets comprised in this bid, give the unit price, extended totals, and sign the bid.
4. When products or materials of any particular producer or manufacturer are mentioned in our specifications, such products or materials are intended to be descriptive of type or quality and not restricted to those mentioned.
5. Do not include Federal Excise Tax or Sales and Use Taxes in bid process, as law exempts the County from them.
6. The delivery date shall be stated in definite terms, as it will be taken into consideration in awarding the bid.
7. The County Commission reserves the right to cancel all or any part of orders if delivery is not made or work is not started as guaranteed. In case of delay, the Contractor must notify the Purchasing Department.
8. In case of default by the Contractor, the County of Boone will procure the articles or services from other sources and hold the Bidder responsible for any excess cost occasioned thereby.
9. Failure to deliver as guaranteed shall disqualify Bidder from future bidding.
10. Prices must be as stated in units of quantity specified, and must be firm. Bids qualified by escalator clauses may not be considered unless specified in the bid specifications.
11. No bid transmitted by fax machine will be accepted.
12. The County of Boone, Missouri expressly denies responsibility for, or ownership of any item purchased until same is delivered to the County and is accepted by the County.



**AFFIDAVIT**  
**(Only Required for Individual Bidder Certification Option #2)**

State of Missouri            )  
  )SS.  
County of \_\_\_\_\_ )

I, the undersigned, being at least eighteen years of age, swear upon my oath that I am either a United States citizen or am classified by the United States government as being lawfully admitted for permanent residence.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Social Security Number  
or Other Federal I.D. Number

\_\_\_\_\_  
Printed Name

On the date above written \_\_\_\_\_ appeared before me and swore that the facts contained in the foregoing affidavit are true according to his/her best knowledge, information and belief.

\_\_\_\_\_  
Notary Public

My Commission Expires:





***“No Bid” Response Form***

**Boone County Purchasing**  
601 E. Walnut, Room 208  
Columbia, MO 65201

Melinda Bobbitt, CPPB, Director  
(573) 886-4391 – Fax: (573) 886-4390

**“NO BID RESPONSE FORM”**

**NOTE: COMPLETE AND RETURN THIS FORM ONLY IF YOU DO NOT WANT TO  
SUBMIT A BID**

If you do not wish to respond to this bid request, but would like to remain on the Boone County vendor list for this service/commodity, please remove form and return to the Purchasing Department by mail or fax.

If you would like to FAX this “No Bid” Response Form to our office, the FAX number is (573) 886-4390.

**Bid: 42-05AUG09 – Panel Material for Sapp Building Erection at Boone County  
Fairgrounds**

Business Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Telephone: \_\_\_\_\_

Contact: \_\_\_\_\_

Date: \_\_\_\_\_

Reason(s) for Not Bidding:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**CERTIFIED COPY OF ORDER**

STATE OF MISSOURI }  
 County of Boone } ea.

September Session of the July Adjourned

Term. 20 09

In the County Commission of said county, on the 1<sup>st</sup> day of September 20 09

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby approve the following budget revision to appropriate Fairgrounds Maintenance contingency funds for building and improvements:

Department	Account	Department Name	Account Name	Decrease	Increase
2120	86850	Fairgrounds Maint.	Contingency		6,000.00
2120	91200	Fairgrounds Maint.	Building and Improvement		6,000.00

Done this 1<sup>st</sup> day of September, 2009.

ATTEST:

Wendy S. Noren KS  
 Wendy S. Noren  
 Clerk of the County Commission

Kenneth M. Pearson  
 Kenneth M. Pearson  
 Presiding Commissioner

Karen M. Miller  
 Karen M. Miller  
 District I Commissioner

Skip Ekin  
 Skip Ekin  
 District II Commissioner