

CERTIFIED COPY OF ORDER

STATE OF MISSOURI

} ea.

August Session of the July Adjourned

Term. 2019

County of Boone

In the County Commission of said county, on the

13th

day of

August

2019

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

Now on this day, the County Commission of the County of Boone does hereby recognize the 60th Annual Heart of America Marathon.

Done this 13th day of August 2019.

ATTEST:

Brianna L. Lennon
Brianna L. Lennon
Clerk of the County Commission

Daniel K. Atwill
Daniel K. Atwill
Presiding Commissioner

Absent
Fred J. Parry
District I Commissioner

Janet M. Thompson
Janet M. Thompson
District II Commissioner

PROCLAMATION RECOGNIZING THE 60TH RUNNING OF THE COLUMBIA TRACK CLUB'S HEART OF AMERICA MARATHON

- WHEREAS,** the Heart of America Marathon was first run on Labor Day in 1960 in Columbia, Missouri and was to be a contest between the boxers from the then Columbia Athletic Club and track and field runners of the University of Missouri, who had been training together at the then Columbia Athletic Club; and
- WHEREAS,** of the five people who showed up to toe the line on race day, none of whom were boxers, just two finished, but the first Heart of America Marathon was in the books and hence began its destiny to be repeated year after year and to be completed by a growing number of distance runners who relished the challenge of the heat, hills and humidity this tough race provided; and
- WHEREAS,** the Heart of America Marathon, a USA Track & Field (USATF) certified marathon course, is the fourth oldest continuously held marathon in the country and has drawn runners from 48 of the 50 states, as well as from other countries; and
- WHEREAS,** in the past 60 years, the Heart of America Marathon has seen many changes in running. For example, in 1960, there was a single gallon jug of water that was replenished at houses along the route; today, the route has 12 aid stations equipped with sports drinks, water, and portable toilets and staffed by volunteers with cell phones, as well as supply trucks coming along beside the runners and medical personnel on standby; and
- WHEREAS,** however, even as the course and the sport have evolved, the Heart of America Marathon retains its original flavor of being a classic hometown marathon made possible by kind-hearted people and known for being a no-frills challenge with a promise of heat, hills and humidity; and
- WHEREAS,** Dave Schulte, a charter member of the Columbia Track Club and the first person to get an accurate measurement of the course with a bicycle and Jones Counter, held personal improvement as his main objective; and
- WHEREAS,** as a marathon with heart, the Heart of America Marathon honors Dave through the presentation of the Schulte Award, which recognizes the runners who show the most personal improvement from a previous personal best of under five hours; and
- WHEREAS,** Joe Schroeder, whose training included, at most, 6-mile runs, was the first winner of the Heart of America Marathon at the inaugural run in 1960, running the 26.2 miles in his cross-country shoes with tape over the spikes; and
- WHEREAS,** beginning in 2019, in celebration of the 60th running and all the quirky stories, loyal followers, and big challenges it has amassed in those 60 years, the Heart of America Marathon will recognize the male and female who, from the field of first time marathoners running it as their first marathon, cross the finish line first, and in Joe's honor, it will recognize all marathoners who choose the rigorous Heart of America Marathon as their first marathon.
- THEREFORE,** the Boone County Commission does hereby recognize the 60th Annual Heart of America Marathon and commends the dedication and tenacity of both the individuals organizing the marathon and those running the marathon.

IN TESTIMONY WHEREOF, this 13th day of August, 2019.

Daniel K. Atwill, Presiding Commissioner

Fred J. Parry, District I Commissioner

Janet M. Thompson, District II Commissioner

ATTEST:

Brianna L. Lennon, County Clerk

CERTIFIED COPY OF ORDER

STATE OF MISSOURI

} ea.

August Session of the July Adjourned

Term. 20 19

County of Boone

In the County Commission of said county, on the

13th

day of

August

20 19

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 attached Finding of Public Nuisance and Order for Abatement of a public nuisance located at 5129-5131 W. Louisville Court, parcel #16-415-20-02-063.00 01.

Done this 13th day of August 2019.

ATTEST:

Brianna L. Lennon
Brianna L. Lennon
Clerk of the County Commission

Daniel K. Atwill
Daniel K. Atwill
Presiding Commissioner

Absent
Fred J. Parry
District I Commissioner

Janet M. Thompson
Janet M. Thompson
District II Commissioner

**BEFORE THE COUNTY COMMISSION OF
BOONE COUNTY, MISSOURI**

In Re: Nuisance Abatement	)	August Session
5129-5131 W. Louisville	)	July Adjourned
Ct.	)	Term 2019
Columbia, MO	)	Commission Order No. <u>335-2019</u>

FINDING OF PUBLIC NUISANCE AND ORDER FOR ABATEMENT

NOW on this 13th day of August 2019, the County Commission of Boone County, Missouri met in regular session and entered the following findings of fact, conclusions of law and order for abatement of nuisance:

Findings of Fact and Conclusions of Law

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

1. The Boone County Code of Health Regulations (the "Code") are officially noticed and are made a part of the record in this proceeding.
2. The City of Columbia/Boone County Health Department administrative record is made a part of the record in this proceeding and incorporated herein by reference. In addition, any live testimony of the official(s) of the department and other interested persons are made a part of the record in this proceeding.
3. A public nuisance exists described as follows: growth of weeds in excess of twelve inches high on the premises.
4. The location of the public nuisance is as follows: 5129--5131 W. Louisville Court, Georgetown West Subdivision, Plat 3, Lot 83, a/k/a parcel# 16-415-20-02-063.00 01, Section 20, Township 48, Range 13 as shown in deed book 3595 page 0150, Boone County.
5. The specific violation of the Code is: growth of weeds in excess of twelve inches high in violation of section 6.7 of the Code.
6. The Health Director's designated Health Official made the above determination of the existence of the public nuisance at the above location. Notice of that determination and the requirement for abatement was given in accordance with section 6.10.1 of the Code on the 17th day of June to the lien holder and the 4th day of July to the property owner.
7. The above described public nuisance was not abated. As required by section 6.10.2 of the Code, the property owner was given notice of the hearing conducted this date before the Boone County Commission for an order to abate the above nuisance at government expense with the cost and expense thereof to be charged against the above described property as a special tax bill and added to the real estate taxes for said property for the current year.
8. No credible evidence has been presented at the hearing to demonstrate that no public nuisance exists or that abatement has been performed or is unnecessary; accordingly, in accordance with section 6.10.2 of the Code and section 67.402, RSMo, the County

Commission finds and determines from the credible evidence presented that a public nuisance exists at the above location which requires abatement and that the parties responsible for abating such nuisance have failed to do so as required by the Health Director or Official's original order referred to above.

Order For Abatement Chargeable As a Special Assessment To The Property

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

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

WITNESS the signature of the presiding commissioner on behalf Boone County Commission on the day and year first above written.

Boone County, Missouri
By Boone County Commission



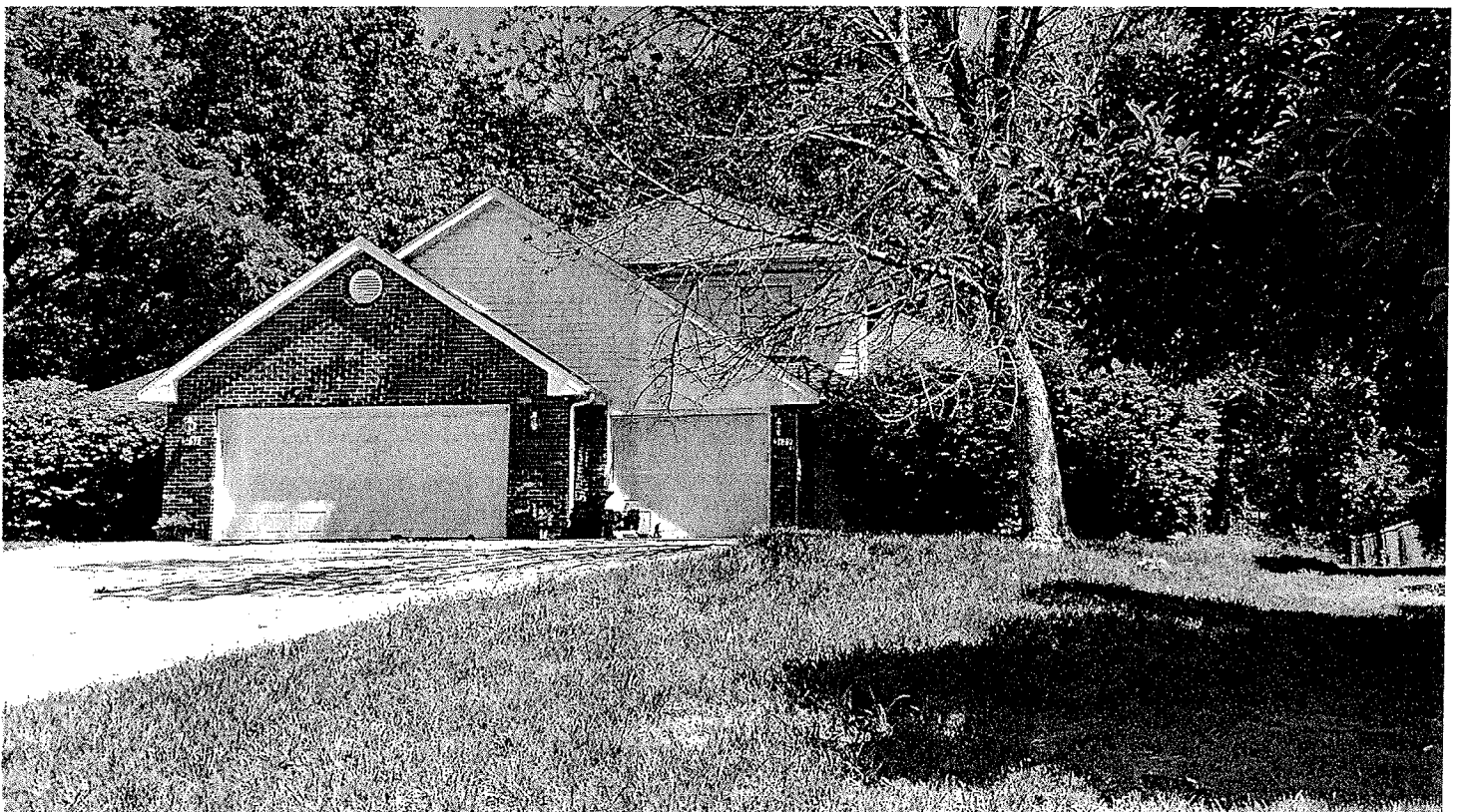
Presiding Commissioner

ATTEST:



Boone County Clerk

Photographs taken 7/22/19 @ ~ 11:40 am
5129-5131 Louisville Court



Adam C. Fallert
5129-5131 W. Louisville Court
Health Department nuisance notice - timeline

- 6/10/19: citizen complaint received
- 6/13/19: initial inspection conducted
- 6/15/19: notice of violation sent to owner and lien holder, return receipt requested – owner notice never claimed
- 6/17/19: lien holder notice claimed
- 7/4/19: notice of violation to owner posted in local newspaper
- 7/22/19: reinspection conducted – violation not abated - photographs taken at ~ 11:40 am
- 7/23/19: hearing notices sent



HEARING NOTICE

Adam C. Fallert
5129-5131 W. Louisville Court
Columbia, MO 65203

An inspection of the property you own located at W 5129-5131 Louisville Court (parcel # 16-415-20-02-063.00 01) was conducted on June 13, 2019 and revealed growth of weeds in excess of twelve inches high on the premises. This condition was declared to be a nuisance and a violation of Boone County Public Nuisance Ordinance Section 6.7.

You are herewith notified that the a hearing will be held before the County Commission on Tuesday, July 16, 2019 at 9:30 a.m. in the County Commission Chambers at the Boone County Government Center, 801 E. Walnut Street, Columbia, Missouri. The purpose of this hearing will be to determine whether a violation exists. If the County Commission determines that a violation exists, it will order the violation to be abated.

If the nuisance is not removed as ordered, any property contributing to the nuisance is deemed forfeited, and the County Commission may have the nuisance seized, removed, and abated. All costs of seizure, removal, and abatement, plus administrative fees, will be assessed against the property in a tax bill. If the above nuisance condition has been corrected prior to the hearing, you do not have to appear for the hearing.

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.

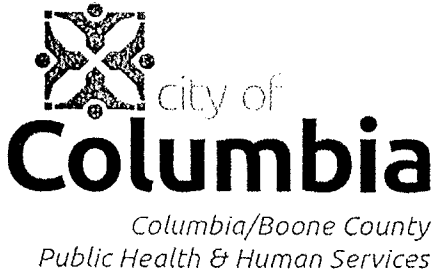
Sincerely,

Kristine N. Vellema
Environmental Public Health Specialist

This notice deposited in the U.S. Mail, first class postage paid on the 23rd day of

July 2019 by DUR





HEARING NOTICE

Mortgage Electronic Registration Systems, Inc.
PO Box 2026
Flint, MI 48501-2026

An inspection of the property you hold a lien on located at W 5129-5131 Louisville Court (parcel # 16-415-20-02-063.00 01) was conducted on June 13, 2019 and revealed growth of weeds in excess of twelve inches high on the premises. This condition was declared to be a nuisance and a violation of Boone County Public Nuisance Ordinance Section 6.7.

You are herewith notified that the a hearing will be held before the County Commission on Tuesday, July 16, 2019 at 9:30 a.m. in the County Commission Chambers at the Boone County Government Center, 801 E. Walnut Street, Columbia, Missouri. The purpose of this hearing will be to determine whether a violation exists. If the County Commission determines that a violation exists, it will order the violation to be abated.

If the nuisance is not removed as ordered, any property contributing to the nuisance is deemed forfeited, and the County Commission may have the nuisance seized, removed, and abated. All costs of seizure, removal, and abatement, plus administrative fees, will be assessed against the property in a tax bill. If the above nuisance condition has been corrected prior to the hearing, you do not have to appear for the hearing.

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.

Sincerely,

Kristine N. Vellema
Environmental Public Health Specialist

This notice deposited in the U.S. Mail, first class postage paid on the 23rd day of

July 2019 by DUR

AFFIDAVIT OF PUBLICATION

STATE OF MISSOURI) ss.
County of Boone)

I, Hailee Hansen, being duly sworn according to law, state that I am one of the publishers of the Columbia Daily Tribune, a daily newspaper of general circulation in the County of Boone, State of Missouri, where located; which newspaper has been admitted to the Post Office as periodical class matter in the City of Columbia, Missouri, the city of publication; which newspaper has been published regularly and consecutively for a period of three years and has a list of bona fide subscribers, voluntarily engaged as such, who have paid or agreed to pay a stated price for a subscription for a definite period of time, and that such newspaper has complied with the provisions of Section 493.050, Revised Statutes of Missouri 2000, and Section 59.310, Revised Statutes of Missouri 2000. The affixed notice appeared in said newspaper on the following consecutive issues:

- 1st Insertion _____ July 4, 2019
- 2nd Insertion _____
- 3rd Insertion _____
- 4th Insertion _____
- 5th Insertion _____
- 6th Insertion _____
- 7th Insertion _____
- 8th Insertion _____
- 9th Insertion _____
- 10th Insertion _____
- 11th Insertion _____
- 12th Insertion _____
- 13th Insertion _____
- 14th Insertion _____
- 15th Insertion _____
- 16th Insertion _____
- 17th Insertion _____
- 18th Insertion _____
- 19th Insertion _____
- 20th Insertion: _____
- 21st Insertion: _____
- 22nd Insertion: _____

\$65.61

Printer's Fee

By: [Signature]
Hailee Hansen

Subscribed & sworn to before me this 11th day of August, 2019

[Signature]
Notary Public



SANDRA L. ROTHER
My Commission Expires
September 9, 2019
Boone County
Commission #15638071

**NOTICE OF DECLARATION OF
PUBLIC NUISANCE
AND ORDER OF ABATEMENT**

Adam C. Fallert
5129-5131 W. Louisville Court
Columbia, MO 65203

In accordance with section 67.402 RSMo and section 6.10, Boone County Code of Health Regulations, the undersigned gives notice to the above named persons or entities that the following described real property is hereby declared to contain the following described public nuisance which is ordered abated within 15 days of the date of this notice, and that if such abatement does not occur, then such nuisance may be ordered abated by the action of the Columbia/Boone County Department of Public Health, with the cost thereof to be the subject of a special tax bill against the property subject to abatement.

Property Description: Georgetown West, Plat 3, Lot 83 a/k/a 5129-5131 W. Louisville Court as shown by deed book 3595 page 0150

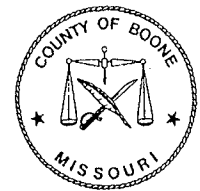
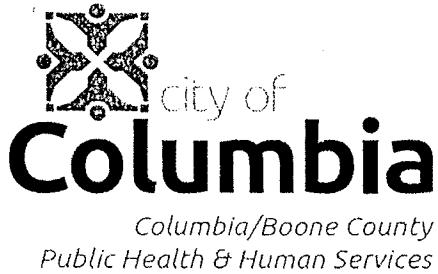
Type of Nuisance: Growth of weeds in excess of twelve inches high

The above named persons are further notified that if they fail to abate such nuisance within the time specified in this notice, or fail to appeal this declaration of public nuisance and order of abatement within the time permitted for abatement specified in this notice, then a public hearing shall be conducted before the Boone County Commission, Commission Chambers, 801 E. Walnut, Columbia MO 65201, at a time and date determined by the Commission, and the County Commission will make findings of fact, conclusions of law and a final decision concerning the public nuisance and order of abatement set forth herein. For information concerning these proceedings, contact the Columbia/Boone Department of Public Health, 1005 W. Worley Street, Columbia, MO 65203.

Date of Declaration, Order and Publication: July 7, 2019

Stephanie Browning, Director, Columbia/Boone County Department of Public Health

INSERTION DATE: July 7, 2019



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

Mortgage Electronic Registration Systems, Inc.
PO Box 2026
Flint, MI 48501-2026

An inspection of the property you hold a lien on located at W 5129-5131 Louisville Court (parcel # 16-415-20-02-063.00 01) was conducted on June 13, 2019 and revealed growth of weeds in excess of twelve inches high on the premises.

This condition is hereby declared to be a 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 **15 days** after the receipt of this notice, an additional enforcement action will result for violation of Boone County Public Nuisance Ordinance Section 6.7. A reinspection will be conducted at the end of the 15-day period. If the above nuisance condition has not been fully corrected by that time, a hearing before the Boone County Commission will be called to determine whether a violation exists. If the County Commission determines that a violation exists and the nuisance has not been removed as ordered under this notice, any property contributing to the nuisance is deemed forfeited, and the County Commission may have the nuisance seized, removed, and abated with the cost of such seizure, removal and abatement, plus administrative fees, charged against the property in a tax bill. In addition, a complaint may be filed against you in Circuit Court. **If the above nuisance condition has been corrected within the 15-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,

Kristine N. Vellema
Environmental Public Health Specialist

This notice deposited in the U.S. Mail certified, return receipt requested on the 15th day of

June 2019 by [Signature]



573.874.7781
573.874.7756 fax



1005 W. Worley Street
Columbia, Missouri 65203



ColMo.gov

Our vision: Columbia is the best place to live, work, learn and play.



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

7018 0040 0000 9884 5923

OFFICIAL RECEIPT

MAINTENANCE UNIT
 JUN 14 2019
 POST OFFICE
 Here
 COLUMBIA, MO.
 65201-9998

Certified Mail Fee \$ _____
 Extra Services & Fees (check box, add fee as appropriate)
 Return Receipt (hardcopy) \$ _____
 Return Receipt (electronic) \$ _____
 Certified Mail Restricted Delivery \$ _____
 Adult Signature Required \$ _____
 Adult Signature Restricted Delivery \$ _____
 Postage \$ _____
 Total Postage and Fees \$ **76.80**

Sent To
 Mortgage Electronic Registration Systems Inc
 Street and Apt. No., or PO Box No.
 PO Box 2026
 City, State, ZIP+4®
 Flint MI 48501-2026

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 Mortgage Electronic Registration Systems Inc
 Po Box 2026
 Flint, MI
 48501-2026



9590 9402 4049 8079 0986 19

2. Article Number (Transfer from service label)
 7018 0040 0000 9884 5923

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
X Addressee

B. Received by (Printed Name) **J. Hatch** C. Date of Delivery
 JUN 17 2019

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
- | | |
|--|---|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Insured Mail | |
| <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) | |



Kristine Vellema <kris.vellema@como.gov>

Fwd: County Nusiance

1 message

Kala Tomka <Michala.Wekenborg@como.gov>
To: Kristine Vellema <kris.vellema@como.gov>

Tue, Jun 11, 2019 at 9:13 AM

for you

----- Forwarded message -----

From: **Donna Rivers** <Donna.Rivers@como.gov>
Date: Mon, Jun 10, 2019 at 10:13 AM
Subject: County Nusiance
To: Kala Wekenborg-Tomka <Michala.Wekenborg@como.gov>

Caller was not sure of the address, caller lives at 5117 and owns 5119 Louisville Court, the property with tall grass/weeds is to the right of 5119. Caller advised there are snakes and lizards coming out of the property from the tall weeds/grass.

Caller wished to remain anonymous, and did not need a call back.

Donna Rivers
Senior Administrative Support Assistant
Environmental Health
Columbia/Boone County
Department of Public Health and Human Services
1005 W Worley, Columbia MO 65203
573-874-7346

*6/13: 5129
weeds*

--
Kala W. Tomka, MHA
Environmental Public Health Supervisor
Columbia/Boone County Public Health and Human Services
573.874.7346 www.gocolumbiamo.com

My e-mail address has changed to: michala.wekenborg@como.gov Thank you!

CONFIDENTIALITY STATEMENT

This email is from the Columbia/Boone County Department of Public Health and Human Services. It contains confidential or privileged information that may be protected from disclosure by law. Unauthorized disclosure, review, copying, distribution, or use of this message or its contents by anyone other than the intended recipient is prohibited. If you are not the intended recipient, please immediately destroy this message and notify the sender at the following email address: michala.wekenborg@como.gov or by calling 5738747346.

Tom Schauwecker Assessor

Parcel 16-415-20-02-063.00 01 Property Location W 5129-5131 LOUISVILLE CT

City Road COMMON ROAD DISTRICT (CO) School COLUMBIA (C1)
Library COL BC LIBRARY (L4) Fire BOONE COUNTY (F1)

Owner FALLERT ADAM C Subdivision Plat Book/Page 0026 0013
Address 5129-5131 W LOUISVILLE CT Section/Township/Range 20 48 13
Care Of Legal Description GEORGETOWN WEST PLAT 3
City, State, Zip COLUMBIA, MO 65203 LOT 83
 Lot Size 61.00 x 242.38
 Irregular Shape Y
 Deeded Acreage .00
 Calculated Acreage .00
 Deed Book/Page 3595 0150 1978 0619

CURRENT APPRAISED		CURRENT ASSESSED	
Type	Total	Type	Total
RESIDENTIAL	190,010	RESIDENTIAL	36,101
Totals	190,010	Totals	36,101

RESIDENCE DESCRIPTION

Year Built 1994
Use DUPLEX (102)
Basement FULL (4) Attic NONE (1)
Bedrooms 6 Main Area 2,725
Full Bath 4 Finished Basement Area 900
Half Bath 2
Total Rooms 11 Total Square Feet 3,625

Boone County Assessor

801 E. Walnut St., Rm 143
Columbia, MO 65201-7733
assessor@boonecountymo.org

Office (573) 886-4251
Fax (573) 886-4254

Boone County, Missouri

Unofficial Document

Recorded in Boone County, Missouri
Date and Time 01/12/2010 at 09:10:18 AM
Instrument # 2010000648 Book 3595 Page 150

Grantor KRAUSE, HARRY H
Grantee FALLERT, ADAM C

Instrument Type WD
Recording Fee \$27 00 S
No of Pages 2

Bettie Johnson
Bettie Johnson, Recorder of Deeds



(Space above reserved for Recorder of Deeds Certification)

GENERAL WARRANTY DEED

This Deed, made and entered into this 5th day of January, 2010, by and between
Harry H Krause, a single person

Grantor(s),

of the County of Boone, State of Missouri party of the first part, and
Adam C. Fallert

Grantee(s),

Grantee'(s) address. 5129-5131 W Louisville Ct Columbia, MO 65203
of the County of Boone, State of Missouri party of the second part

WITNESSETH, that the said party or parties of the first part, for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations paid by the said party or parties of the second part, the receipt of which is hereby acknowledged, does or do by these presents GRANT, BARGAIN AND SELL, CONVEY AND CONFIRM unto the said party or parties of the second part, the following described Real Estate, situated in the County of Boone and the State of Missouri, to-wit.

Lot Eighty-three (83) of GEORGETOWN WEST PLAT NUMBER THREE (3) as shown by the Plat recorded in Plat Book 26, Page 13, Records of Boone County, Missouri

Nora Dietzel, Recorder of Deeds

Boone County, Missouri

BOONE COUNTY MO JAN 12 2010

Unofficial Document

Subject to building lines, conditions, restrictions, easements and zoning regulations of record if any.

TO HAVE AND TO HOLD the same, together with all rights and appurtenances to the same belonging, unto the said party or parties of the second part, and to the heirs and assigns of such party or parties forever

The said party or parties of the first part hereby covenanting that the said party or parties and the heirs, executors and administrators of such party or parties, shall and will WARRANT AND DEFEND the title to the premises unto the said party or parties of the second part, and to the heirs and assigns of such party or parties forever against the lawful claims of all persons whomsoever, excepting, however, the general taxes for the calendar year 2010 and thereafter, and special taxes becoming a lien after the date of this deed.

IN WITNESS WHEREOF, the said party or parties of the first part has or have hereunto set their hand or hands the day and year above written.

✓ Harry H. Krause 1-5-10
Harry H. Krause

STATE OF ^{Montana ✓}MISSOURI)
COUNTY OF Flathead) ss.

On this 5 day of January, 2010, before me personally appeared Harry H. Krause, a single person

to me known to be the person or persons described in and who executed the same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written

Ashley J. King
Notary Public

My Commission Expires: 08/07/2011



ASHLEY J KING
Notary Public For The
State Of Montana
Residing at Kalispell
My Commissions Expires
08/07/2011

Nora Dietzel, Recorder of Deeds

CERTIFIED COPY OF ORDER

STATE OF MISSOURI }
County of Boone } ea.

August Session of the July Adjourned

Term. 20 19

In the County Commission of said county, on the 13th day of August 20 19

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 attached Finding of Public Nuisance and Order for Abatement of a public nuisance located at 1603 E. Tower Drive, parcel #12-417-19-01-039.00 01.

Done this 13th day of August 2019.

ATTEST:

Brianna L. Lennon
Brianna L. Lennon
Clerk of the County Commission

Daniel K. Atwill
Daniel K. Atwill
Presiding Commissioner

Absent
Fred J. Parry
District I Commissioner

Jane M. Thompson
Jane M. Thompson
District II Commissioner

**BEFORE THE COUNTY COMMISSION OF
BOONE COUNTY, MISSOURI**

In Re: Nuisance Abatement	)	August Session
1603 E. Tower Drive	)	July Adjourned
Columbia, MO	)	Term 2019
	)	Commission Order No. <i>336-2019</i>

FINDING OF PUBLIC NUISANCE AND ORDER FOR ABATEMENT

NOW on this 13th day of August 2019, the County Commission of Boone County, Missouri met in regular session and entered the following findings of fact, conclusions of law and order for abatement of nuisance:

Findings of Fact and Conclusions of Law

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

1. The Boone County Code of Health Regulations (the "Code") are officially noticed and are made a part of the record in this proceeding.
2. The City of Columbia/Boone County Health Department administrative record is made a part of the record in this proceeding and incorporated herein by reference. In addition, any live testimony of the official(s) of the department and other interested persons are made a part of the record in this proceeding.
3. A public nuisance exists described as follows: junk, trash, rubbish, garbage, tires and other refuse and growth of weeds in excess of twelve inches high on the premises.
4. The location of the public nuisance is as follows: 1603 E. Tower Drive, Gas Light Acres Subdivision, Block 2, Lot 17, a/k/a parcel# 12-417-19-01-039.00 01, Section 19, Township 49, Range 12 as shown in deed book 2176 page 0489, Boone County.
5. The specific violation of the Code is: junk, trash, rubbish, garbage, tires and other refuse in violation of section 6.5 of the Code and growth of weeds in excess of twelve inches high in violation of section 6.7 of the Code.
6. The Health Director's designated Health Official made the above determination of the existence of the public nuisance at the above location. Notice of that determination and the requirement for abatement was given in accordance with section 6.10.1 of the Code on the 20th day of June to the property owner.
7. The above described public nuisance was not abated. As required by section 6.10.2 of the Code, the property owner was given notice of the hearing conducted this date before the Boone County Commission for an order to abate the above nuisance at government expense with the cost and expense thereof to be charged against the above described property as a special tax bill and added to the real estate taxes for said property for the current year.
8. No credible evidence has been presented at the hearing to demonstrate that no public nuisance exists or that abatement has been performed or is unnecessary; accordingly, in accordance with section 6.10.2 of the Code and section 67.402, RSMo, the County Commission finds and determines from the credible evidence presented that a public

nuisance exists at the above location which requires abatement and that the parties responsible for abating such nuisance have failed to do so as required by the Health Director or Official's original order referred to above.

Order For Abatement Chargeable As a Special Assessment To The Property

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

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

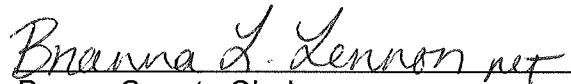
WITNESS the signature of the presiding commissioner on behalf Boone County Commission on the day and year first above written.

Boone County, Missouri
By Boone County Commission



Presiding Commissioner

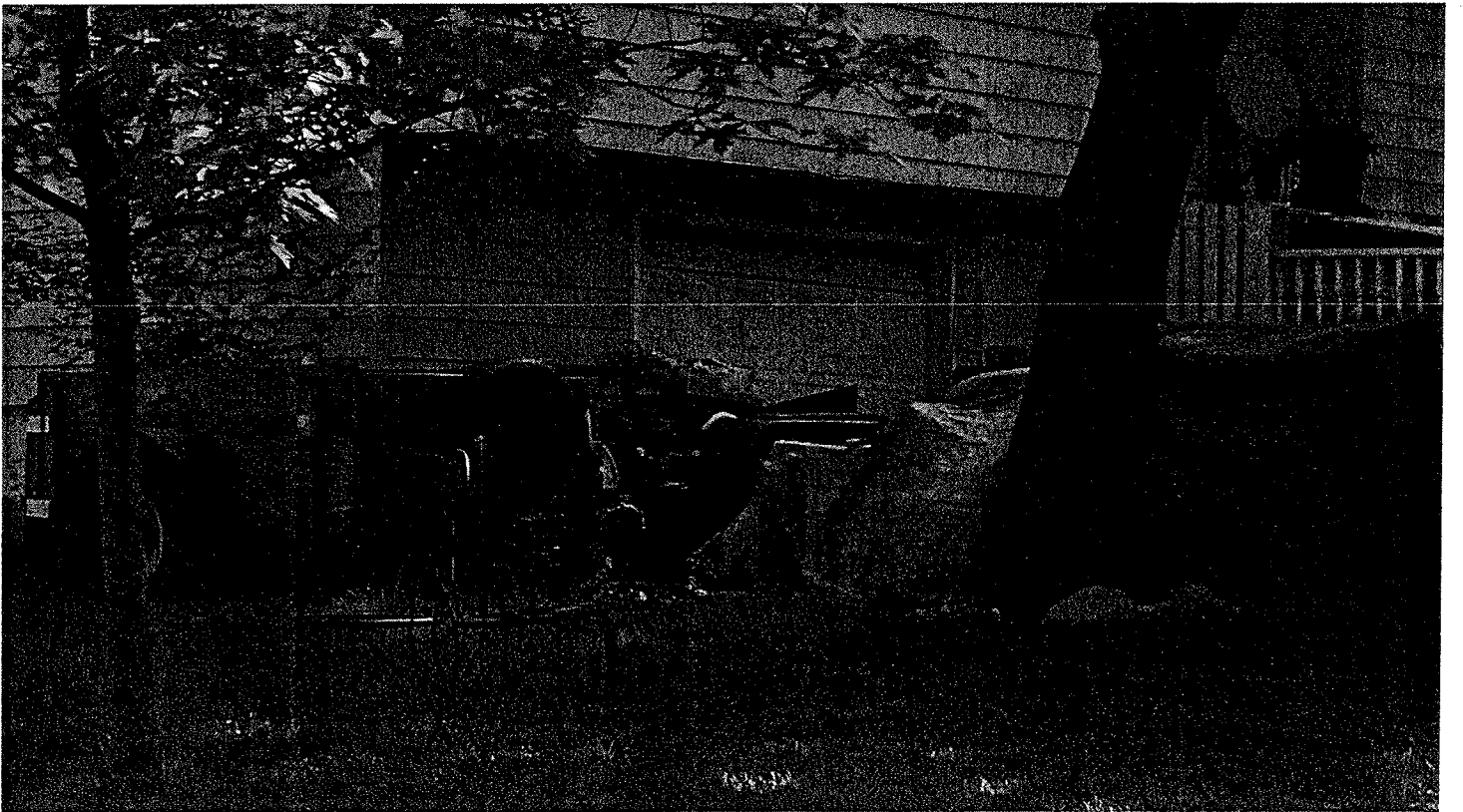
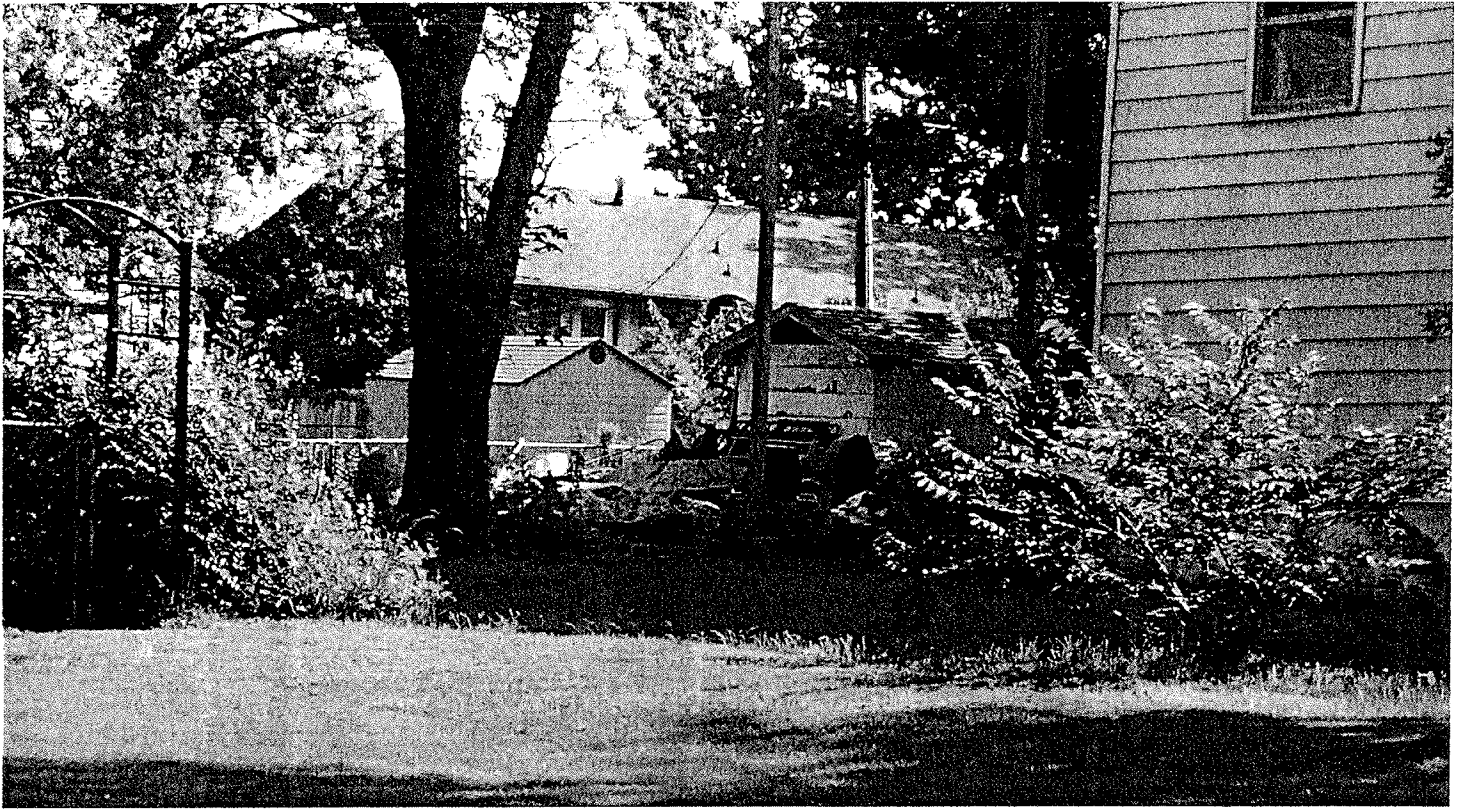
ATTEST:



Boone County Clerk

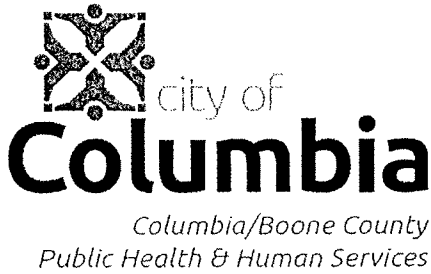
Photographs taken 7/8/19 @ ~ 10:00 am
1603 E. Tower Drive





Phuong T. Nguyen
1603 E. Tower Drive
Health Department nuisance notice - timeline

- 5/31/19: citizen complaint received
- 6/4/19: initial inspection conducted
- 6/6/19: notice of violation sent to owner, return receipt requested – notice never claimed
- 6/20/19: notice of violation posted in local newspaper
- 7/8/19: reinspection conducted – violation not abated - photographs taken at ~ 10:00 am
- 7/23/19: hearing notice sent



HEARING NOTICE

Phuong T. Nguyen
4980 N. Shalimar Court
Columbia, MO 65202

An inspection of the property you own located at 1603 E. Tower Drive (parcel # 12-417-19-01-039.00 01) was conducted on June 4, 2019 and revealed junk, trash, rubbish, garbage, tires and other refuse and growth of weeds in excess of twelve inches high on the premises. This condition was declared to be a nuisance and a violation of Boone County Public Nuisance Ordinance Section 6.5 and 6.7.

You are herewith notified that the a hearing will be held before the County Commission on Tuesday, August 13, 2019 at 9:30 a.m. in the County Commission Chambers at the Boone County Government Center, 801 E. Walnut Street, Columbia, Missouri. The purpose of this hearing will be to determine whether a violation exists. If the County Commission determines that a violation exists, it will order the violation to be abated.

If the nuisance is not removed as ordered, any property contributing to the nuisance is deemed forfeited, and the County Commission may have the nuisance seized, removed, and abated. All costs of seizure, removal, and abatement, plus administrative fees, will be assessed against the property in a tax bill. If the above nuisance condition has been corrected prior to the hearing, you do not have to appear for the hearing.

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.

Sincerely,

Kristine N. Vellema
Environmental Public Health Specialist

This notice deposited in the U.S. Mail, first class postage paid on the 23rd day of

July 2019 by our



AFFIDAVIT OF PUBLICATION

STATE OF MISSOURI) ss.
County of Boone)

I, Hailee Hansen, being duly sworn according to law, state that I am one of the publishers of the Columbia Daily Tribune, a daily newspaper of general circulation in the County of Boone, State of Missouri, where located; which newspaper has been admitted to the Post Office as periodical class matter in the City of Columbia, Missouri, the city of publication; which newspaper has been published regularly and consecutively for a period of three years and has a list of bona fide subscribers, voluntarily engaged as such, who have paid or agreed to pay a stated price for a subscription for a definite period of time, and that such newspaper has complied with the provisions of Section 493.050, Revised Statutes of Missouri 2000, and Section 59.310, Revised Statutes of Missouri 2000. The affixed notice appeared in said newspaper on the following consecutive issues:

- 1st Insertion _____ June 20, 2019
- 2nd Insertion _____
- 3rd Insertion _____
- 4th Insertion _____
- 5th Insertion _____
- 6th Insertion _____
- 7th Insertion _____
- 8th Insertion _____
- 9th Insertion _____
- 10th Insertion _____
- 11th Insertion _____
- 12th Insertion _____
- 13th Insertion _____
- 14th Insertion _____
- 15th Insertion _____
- 16th Insertion _____
- 17th Insertion _____
- 18th Insertion _____
- 19th Insertion _____
- 20th Insertion: _____
- 21st Insertion: _____
- 22nd Insertion: _____

\$66.52

Printer's Fee

By: [Signature]
Hailee Hansen

Subscribed & sworn to before me this 17th day of August, 2019

[Signature]
Notary Public



SANDRA L. HOTHER
My Commission Expires
September 9, 2019
Boone County
Commission #15638071

**NOTICE OF DECLARATION OF
PUBLIC NUISANCE
AND ORDER OF ABATEMENT**

Phuong T. Nguyen
4980 N. Shalimar Court
Columbia, MO 65202

In accordance with section 67.402 RSMo and section 6.10, Boone County Code of Health Regulations, the undersigned gives notice to the above named persons or entities that the following described real property is hereby declared to contain the following described public nuisance which is ordered abated within 15 days of the date of this notice, and that if such abatement does not occur, then such nuisance may be ordered abated by the action of the Columbia/Boone County Department of Public Health, with the cost thereof to be the subject of a special tax bill against the property subject to abatement.

Property Description: Gas Light Acres
Subdivision, Block 2, Lot 17 a/k/a 1603 E.
Tower Drive as shown by deed book 2176 page
0489

Type of Nuisance: junk, trash, rubbish,
garbage, tires and other refuse and growth of
weeds in excess of twelve inches high

The above named persons are further notified that if they fail to abate such nuisance within the time specified in this notice, or fail to appeal this declaration of public nuisance and order of abatement within the time permitted for abatement specified in this notice, then a public hearing shall be conducted before the Boone County Commission, Commission Chambers, 801 E. Walnut, Columbia MO 65201, at a time and date determined by the Commission, and the County Commission will make findings of fact, conclusions of law and a final decision concerning the public nuisance and order of abatement set forth herein. For information concerning these proceedings, contact the Columbia/Boone Department of Public Health, 1005 W. Worley Street, Columbia, MO 65203.

Date of Declaration, Order and Publication: June 13, 2019

Stephanie Browning, Director, Columbia/Boone County Department of Public Health

INSERTION DATE: June 20, 2019



Kristine Vellema <kris.vellema@como.gov>

Re:

1 message

Kala Tomka <Michala.Wekenborg@como.gov>
To: Kristine Vellema <Kris.Vellema@como.gov>

Fri, May 31, 2019 at 8:53 AM

Yes

On Fri, May 31, 2019, 8:52 AM Kristine Vellema <Kris.Vellema@como.gov> wrote:
Taylor Garrett - 639-1933 - 1603 tower drive - junk, weeds, mosquito harborage

I assume you want this to go to me

--

CONFIDENTIALITY STATEMENT

This email is from the Columbia/Boone County Department of Public Health and Human Services. It contains confidential or privileged information that may be protected from disclosure by law. Unauthorized disclosure, review, copying, distribution, or use of this message or its contents by anyone other than the intended recipient is prohibited. If you are not the intended recipient, please immediately destroy this message and notify the sender at the following email address: kris.vellema@como.gov or by calling 573-874-7346.

Kristine N. Vellema
Environmental Public Health Specialist
Columbia/Boone County Department of Public Health
1005 W. Worley Street
Columbia, MO 65203
(573) 874-7346
(573) 817-6407 FAX

*6/4: tower junk, tires
weeds*

Tom Schauwecker Assessor

Parcel 12-417-19-01-039.00 01 Property Location 1603 E TOWER DR

City	Road COMMON ROAD DISTRICT (CO)	School COLUMBIA (C1)
Library COL BC LIBRARY (L4)	Fire BOONE COUNTY (F1)	

Owner	NGUYEN PHUONG T	Subdivision Plat Book/Page	0008 0008
Address	4980 N SHALIMAR CT	Section/Township/Range	19 49 12
Care Of		Legal Description	GAS LIGHT ACRES BLK 2
City, State, Zip	COLUMBIA, MO 65202		LOT 17
		Lot Size	80.00 × 130.00
		Irregular Shape	
		Deeded Acreage	.00
		Calculated Acreage	.00
		Deed Book/Page	2176 0489 0991 0441

CURRENT APPRAISED		CURRENT ASSESSED	
Type	Total	Type	Total
RESIDENTIAL	76,460	RESIDENTIAL	14,527
Totals	76,460	Totals	14,527

RESIDENCE DESCRIPTION

Year Built 1977 (ESTIMATE)	
Use SINGLE FAMILY (101)	
Basement FULL (4)	Attic NONE (1)
Bedrooms 3	Main Area 1,080
Full Bath 1	Finished Basement Area 0
Half Bath 0	
Total Rooms 6	Total Square Feet 1,080

Boone County Assessor

801 E. Walnut St., Rm 143
Columbia, MO 65201-7733
assessor@boonecountymmo.org

Office (573) 886-4251
Fax (573) 886-4254

Boone County, Missouri

489

Unofficial Document

Recorded In Boone County, Missouri

Date and Time: 04/07/2003 at 03:53:13 PM

Instrument # 2003012987 Book:02176 Page.0489


First Grantor LE, TRUNG T

First Grantee NGUYEN, PHUONG T

Instrument Type QTCL

Recording Fee \$23.00

Battle Johnson
 Battle Johnson, Recorder of Deeds



QUITCLAIM DEED

THIS INDENTURE, Made on the 7th day of April, A.D., 2003, by and between Trung T. Le, a single person, of 1603 E. Tower Drive, of the City of Columbia, of the County of Boone, in the State of Missouri 65202, party or parties of the First Part and Phuong T. Nguyen, a single person, of 4980 N. Shalimar Court, of the City of Columbia, of the County of Boone, in the State of Missouri 65202, party or parties of the Second Part:

WITNESSETH, That the said party or parties of the First Part in consideration of the sum of Ten Dollars and other valuable considerations paid by the said party or parties of the Second Part, the receipt of which is hereby acknowledged, does or do by these presents, Remise, Release and forever Quit Claim, unto the said party or parties of the Second Part, the following described real estate, lying, being and situate in the County of Boone and State of Missouri, to wit:

Lot Seventeen (17) of Gas Light Acres, BLOCK 2 AS SHOWN BY THE PLAT RECORDED IN Plat Book 8, Page 8, Records of Boone County, Missouri. Subject to easements and restrictions of record

The street address of said tract of land is 1603 E. Tower Drive, Columbia, MO 65202.

TO HAVE AND TO HOLD the same with all the rights and immunities, privileges and appurtenances thereto belonging unto the said party or parties of the Second Part, and their heirs and assigns, FOREVER; so that neither the said party or parties of the First Part, nor their heirs, nor any other person or person for them or in their name or behalf, shall or will hereafter claim or demand any right or title to the aforesaid premises or any part thereof but they and every one of them shall, by these presents, be excluded and forever barred.

IN WITNESS WHEREOF, The said party or parties of the First Part has or have hereunto set their hand or hands the day and year first above written.

Trung T. Le

 Trung T. Le

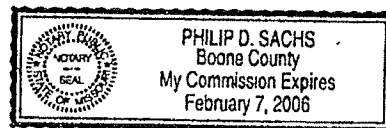
STATE OF MISSOURI)
 : ss.
 COUNTY OF BOONE)

On this 7 day, April, 2003, before me personally appeared Trung T. Le known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in the City of Columbia, County of Boone, State of Missouri the day and year first above written. My term expires February 7, 2006.

Philip D. Sachs

 Philip D. Sachs
 Notary Public



Nora Dietzel, Recorder of Deeds

CERTIFIED COPY OF ORDER

STATE OF MISSOURI

} ea.

August Session of the July Adjourned

Term. 20 19

County of Boone

In the County Commission of said county, on the

13th

day of

August

20 19

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 attached Finding of Public Nuisance and Order for Abatement of a public nuisance located at 6141 N. Wagon Trail Road, parcel #12-413-19-00-026.00 01.

Done this 13th day of August 2019.

ATTEST:

Brianna L. Lennon
Brianna L. Lennon
Clerk of the County Commission

Daniel K. Atwill
Daniel K. Atwill
Presiding Commissioner

Absent
Fred J. Parry
District I Commissioner

Janet M. Thompson
Janet M. Thompson
District II Commissioner

**BEFORE THE COUNTY COMMISSION OF
BOONE COUNTY, MISSOURI**

In Re: Nuisance Abatement	)	August Session
6141 N. Wagon Trail Rd.	)	July Adjourned
Columbia, MO	)	Term 2019
	)	Commission Order No. <u>337-2019</u>

FINDING OF PUBLIC NUISANCE AND ORDER FOR ABATEMENT

NOW on this 13th day of August 2019, the County Commission of Boone County, Missouri met in regular session and entered the following findings of fact, conclusions of law and order for abatement of nuisance:

Findings of Fact and Conclusions of Law

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

1. The Boone County Code of Health Regulations (the "Code") are officially noticed and are made a part of the record in this proceeding.
2. The City of Columbia/Boone County Health Department administrative record is made a part of the record in this proceeding and incorporated herein by reference. In addition, any live testimony of the official(s) of the department and other interested persons are made a part of the record in this proceeding.
3. A public nuisance exists described as follows: junk, trash, rubbish, garbage and other refuse on the premises.
4. The location of the public nuisance is as follows: 6141 N. Wagon Trail Road, Pt. NW ¼, Tract 2, Survey 324-229 a/k/a parcel# 12-413-19-00-026.00 01, Section 19, Township 49, Range 12 as shown in deed book 4603 page 0170, Boone County.
5. The specific violation of the Code is: junk, trash, rubbish, garbage and other refuse in violation of section 6.5 of the Code.
6. The Health Director's designated Health Official made the above determination of the existence of the public nuisance at the above location. Notice of that determination and the requirement for abatement was given in accordance with section 6.10.1 of the Code on the 29th day of June to the property owner.
7. The above described public nuisance was not abated. As required by section 6.10.2 of the Code, the property owner was given notice of the hearing conducted this date before the Boone County Commission for an order to abate the above nuisance at government expense with the cost and expense thereof to be charged against the above described property as a special tax bill and added to the real estate taxes for said property for the current year.
8. No credible evidence has been presented at the hearing to demonstrate that no public nuisance exists or that abatement has been performed or is unnecessary; accordingly, in accordance with section 6.10.2 of the Code and section 67.402, RSMo, the County Commission finds and determines from the credible evidence presented that a public nuisance exists at the above location which requires abatement and that the parties

responsible for abating such nuisance have failed to do so as required by the Health Director or Official's original order referred to above.

Order For Abatement Chargeable As a Special Assessment To The Property

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

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

WITNESS the signature of the presiding commissioner on behalf Boone County Commission on the day and year first above written.

Boone County, Missouri
By Boone County Commission



Presiding Commissioner

ATTEST:



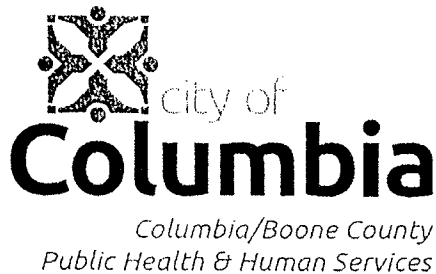
Boone County Clerk

Photographs taken 7/18/19 @ ~ 10:00 am
6141 N. Wagon Trail Road



Naroeun Ing and Nguyet Ly
6141 N. Wagon Trail Road
Health Department nuisance notice - timeline

- 6/24/19: citizen complaint received
- 6/25/19: initial inspection conducted
- 6/28/19: notice of violation sent to owner, return receipt requested
- 6/29/19: notice of violation claimed
- 7/18/19: reinspection conducted – violation not abated - photographs taken at ~ 10:00 am
- 7/23/19: hearing notice sent



HEARING NOTICE

Naroeun Ing and Nguyet Ly
5060 N. Burning Bush Road
Columbia, MO 65202

An inspection of the property you own located at 6141 N. Wagon Trail Road (parcel # 12-413-19-00-026.00 01) was conducted on June 25, 2019 and revealed junk, trash, rubbish, garbage and other refuse on the premises. This condition was declared to be a nuisance and a violation of Boone County Public Nuisance Ordinance Section 6.5.

You are herewith notified that the a hearing will be held before the County Commission on Tuesday, August 13, 2019 at 9:30 a.m. in the County Commission Chambers at the Boone County Government Center, 801 E. Walnut Street, Columbia, Missouri. The purpose of this hearing will be to determine whether a violation exists. If the County Commission determines that a violation exists, it will order the violation to be abated.

If the nuisance is not removed as ordered, any property contributing to the nuisance is deemed forfeited, and the County Commission may have the nuisance seized, removed, and abated. All costs of seizure, removal, and abatement, plus administrative fees, will be assessed against the property in a tax bill. If the above nuisance condition has been corrected prior to the hearing, you do not have to appear for the hearing.

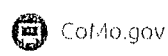
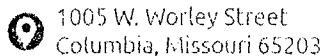
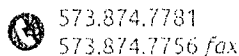
The purpose of these ordinances is to create and maintain a cleaner, healthier community. If you have any questions, please do not hesitate to contact our office. If you are not the owner or the person responsible for the care of this property, please call our office at the number listed at the bottom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

Sincerely,

Kristine N. Vellema
Environmental Public Health Specialist

This notice deposited in the U.S. Mail, first class postage paid on the 23rd day of

July 2019 by DJR





Columbia/Boone County
Public Health & Human Services



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

Naroeun Ing and Nguyet Ly
5060 N. Burning Bush Road
Columbia, MO 65202

An inspection of the property you own located at 6141 N. Wagon Trail Road (parcel # 12-413-19-00-026.00 01) was conducted on June 25, 2019 and revealed junk, trash, rubbish, garbage and other refuse on the premises.

This condition is hereby declared to be a 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 **15 days** after the receipt of this notice, an additional enforcement action will result for violation of Boone County Public Nuisance Ordinance Section 6.5. A reinspection will be conducted at the end of the 15-day period. If the above nuisance condition has not been fully corrected by that time, a hearing before the Boone County Commission will be called to determine whether a violation exists. If the County Commission determines that a violation exists and the nuisance has not been removed as ordered under this notice, any property contributing to the nuisance is deemed forfeited, and the County Commission may have the nuisance seized, removed and abated with the cost of such seizure, removal and abatement, plus administrative fees, charged against the property in a tax bill. In addition, a complaint may be filed against you in Circuit Court. **If the above nuisance condition has been corrected within the 15-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,

Kristine N. Vellema
Environmental Public Health Specialist

This notice deposited in the U.S. Mail certified, return receipt requested on the 28th day of

June 2019 by [Signature]



573.874.7781
573.874.7756 fax



1005 W. Worley Street
Columbia, Missouri 65203



CoMo.gov



USPS Tracking® FAQs > (<https://www.usps.com/faqs/uspstracking-faqs.htm>)

Track Another Package +

Tracking Number: 70180040000098845985

Remove X

Expected Delivery on

SATURDAY

29 JUNE 2019 **8:00pm**

by **8:00pm**

Delivered

June 29, 2019 at 12:37 pm
Delivered, Left with Individual
COLUMBIA, MO 65202

Get Updates v

7018 0040 0000 9884 5985

**U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only**

For delivery information, visit our website at www.usps.com®

OFFICIAL USE

Certified Mail Fee \$

Extra Services & Fees (check box, add fee as appropriate):

Return Receipt (hardcopy) \$

Return Receipt (electronic) \$

Certified Mail Restricted Delivery \$

Adult Signature Required \$

Adult Signature Restricted Delivery \$

Postage \$

Total Postage and Fees \$ **6.80**

Postmark: JUN 27 2019

MAINT POST OFFICE
COLUMBIA, MO.
65201-9998

Sent To: **Nguyen Thi & Nguyen Thi**
Street and Apt. No., or PO Box No.: **5060 W. Burning Bush**
City, State, ZIP+4®: **Columbia mo 65202**

PS Form 3800, April 2015 PSN 7530-02-000-9037 See Reverse for Instructions

Feedback

Text & Email Updates v

Tracking History v

Product Information v

See Less ^



Kristine Vellema <kris.vellema@como.gov>

Re: County Nusiance

1 message

Kristine Vellema <Kris.Vellema@como.gov>
To: Kala Tomka <Michala.Wekenborg@como.gov>
Cc: Garth Baker <garth.baker@como.gov>

Mon, Jun 24, 2019 at 4:58 PM

I don't, but it reminded me that Janet Thompson asked us to go look at the hoarder on Wagon Trail Heights the other day. I can go look at both of them.

On Mon, Jun 24, 2019 at 4:34 PM Kala Tomka <Michala.Wekenborg@como.gov> wrote:
This address sounds familiar - either of you have anything on this?

----- Forwarded message -----

From: **Donna Rivers** <Donna.Rivers@como.gov>
Date: Mon, Jun 24, 2019 at 4:30 PM
Subject: County Nusiance
To: Kala Wekenborg-Tomka <Michala.Wekenborg@como.gov>

6151 N Wagon Trail Rd - furniture, garbage, trash bags, and tires in front yard, easily seen from the street.

Anonymous

Donna Rivers
Senior Administrative Support Assistant
Environmental Health
Columbia/Boone County
Department of Public Health and Human Services
1005 W Worley, Columbia MO 65203
573-874-7346

--
Kala W. Tomka, MHA
Environmental Public Health Supervisor
Columbia/Boone County Public Health and Human Services
573.874.7346 www.gocolumbiamo.com

My e-mail address has changed to: michala.wekenborg@como.gov Thank you!

CONFIDENTIALITY STATEMENT

This email is from the Columbia/Boone County Department of Public Health and Human Services. It contains confidential or privileged information that may be protected from disclosure by law. Unauthorized disclosure, review, copying, distribution, or use of this message or its contents by anyone other than the intended recipient is prohibited. If you are not the intended recipient, please immediately destroy this message and notify the sender at the following email address: michala.wekenborg@como.gov or by calling 573-874-7346.

CONFIDENTIALITY STATEMENT

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Kristine N. Vellema
Environmental Public Health Specialist
Columbia/Boone County Department of Public Health
1005 W. Worley Street

Tom Schauwecker Assessor

Parcel 12-413-19-00-026.00 01 Property Location 6141 N WAGON TRAIL RD

City _____ Road COMMON ROAD DISTRICT (CO) School COLUMBIA (C1)
 Library COL BC LIBRARY (L4) Fire BOONE COUNTY (F1)

Owner	ING NAROEUN & NGUYET LY	Subdivision Plat Book/Page	
Address	5060 N BURNING BUSH RD	Section/Township/Range	19 49 12
Care Of		Legal Description	PT NW 1/4 TR 2 SUR 324-229
City, State, Zip	COLUMBIA, MO 65202	Lot Size	75.00 x 195.20
		Irregular Shape	Y
		Deeded Acreage	.00
		Calculated Acreage	.00
		Deed Book/Page	4603 0170 3640 0031 0440 0723

CURRENT APPRAISED		CURRENT ASSESSED	
Type	Total	Type	Total
RESIDENTIAL	41,260	RESIDENTIAL	7,839
Totals	41,260	Totals	7,839

RESIDENCE DESCRIPTION

Year Built 1960
 Use SINGLE FAMILY (101)
 Basement FULL (4) Attic NONE (1)
 Bedrooms 3 Main Area 1,014
 Full Bath 2 Finished Basement Area 0
 Half Bath 0
 Total Rooms 5 Total Square Feet 1,014

Boone County Assessor

801 E. Walnut St., Rm 143
 Columbia, MO 65201-7733
assessor@boonecountymo.org

Office (573) 886-4251
 Fax (573) 886-4254

Boone County, Missouri



Recorded in Boone County, Missouri

Unofficial Document

Date and Time: 06/09/2016 at 03:17:59 PM

Instrument #: 2016011873 Book: 4603 Page: 170

Instrument Type: WD

Recording Fee: \$27.00 S

No. of Pages: 2

Nora Dietzel
Nora Dietzel, Recorder of Deeds



Boone-Central Title Company
File No. 1508479

Missouri General Warranty Deed

This Indenture, Made on 8 day of June, ~~2015~~, ²⁰¹⁶ by and between

Rickey Lee Davis, Jr. and Natasha Davis, husband and wife
as GRANTOR, and

Naroeun Ing and Nguyet Ly, husband and wife,

as GRANTEE, whose mailing address is: **6141 N. Wagon Trail Ct.**
Columbia, MO 65202

Property Address: **6141 N. Wagon Trail Ct., Columbia, MO 65202**

WITNESSETH: THAT THE GRANTOR, in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby Grant, Bargain, Sell, Convey and Confirm unto GRANTEE, GRANTEE'S heirs and assigns, the following described lots, tracts and parcels of land situated in the County of Boone and State of Missouri, to wit:

Tract Two (2) of a survey recorded in Book 324, Page 229, Records of Boone County, Missouri, being part of Tract Two (2) of Boone County Survey No. 7614, and being located in the Northwest Quarter (NW 1/4) of Section Nineteen (19), Township Forty-nine (49) North, Range Twelve (12) West, of the Fifth (5th) Principal Meridian, in Boone County, Missouri.

Subject to easements, restrictions, reservations, and covenants of record, if any.

TO HAVE AND TO HOLD The premises aforesaid with all singular, the rights, privileges, appurtenances and immunities thereto belonging or in any wise appertaining unto GRANTEE and unto GRANTEE'S heirs and assigns forever; the GRANTOR hereby covenanting that GRANTOR is lawfully seized of an indefeasible estate in fee of the premises herein conveyed; that GRANTOR has good right to convey the same; that the said premises are free and clear from any encumbrance done or suffered by GRANTOR or those under whom GRANTOR claims, except as stated above and except for all taxes assessments, general and special, not now due and payable, and that GRANTOR will warrant and defend the title to the said premises unto GRANTEE and unto GRANTEE'S heirs and assigns forever, against the lawful claims and demands of all persons

Nora Dietzel, Recorder of Deeds

whomsoever. If two or more persons constitute the GRANTOR or GRANTEE, the words GRANTOR and GRANTEE will be construed to read GRANTORS and GRANTEES whenever the sense of this Deed requires.

Unofficial Document

IN WITNESS WHEREOF, The GRANTOR has hereunto executed this instrument on the day and year above written.

Rickey Lee Davis Jr.
Rickey Lee Davis Jr.

Natasha Davis
Natasha Davis

State of Missouri }
County of Boone } ss:

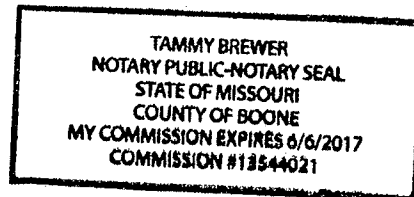
On this 6 day of June, 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared

Rickey Lee Davis, Jr. and Natasha Davis, husband and wife
to me known to be the person(s) described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

Witness my hand and Notary Seal subscribed and affixed in said County and State, the day and year in this certificate above written.

Tammy Brewer
Notary Public

My Term Expires: 6-6-17



CERTIFIED COPY OF ORDER

STATE OF MISSOURI

} ea.

August Session of the July Adjourned

Term. 20 19

County of Boone

In the County Commission of said county, on the

13th

day of

August

20 19

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

Now on this day, the County Commission of the County of Boone does hereby approve the Acceptance of the Emergency Management Performance Grant Award from the State Emergency Management Agency in the amount of \$231,135.08.

It is furthered order the Presiding Commissioner is hereby authorized to sign the attached grant award letter.

Done this 13th day of August 2019.

ATTEST:

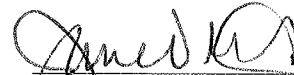
Brianna L. Lennon
Brianna L. Lennon
Clerk of the County Commission



Daniel K. Atwill
Presiding Commissioner

Absent

Fred J. Parry
District I Commissioner



Janet M. Thompson
District II Commissioner



BOONE COUNTY
Office of Emergency Management

2145 County Drive
Columbia, MO 65202
573-554-7908

MEMORANDUM

DATE: August 05, 2019

TO: Dan Atwill, Presiding Commissioner
Fred Parry, District I Commissioner
Janet Thompson, District II Commissioner

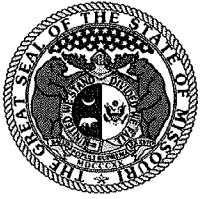
FROM: Chad Martin, Emergency Management Interim Director

SUBJECT: Emergency Management Performance Grant Award Letter

Enclosed is the 2019 Emergency Management Performance Grant (EMPG) Award. The EMPG funding is a 50/50 cost split between the County and FEMA in an effort to ensure Emergency Management (EM) is effective across the country. Application for this grant was approved in Commission Order 117-2019.

Michael L. Parson
Governor

Sandra K. Karsten
Director of Public Safety



STATE OF MISSOURI

Ron Walker
Director

STATE EMERGENCY MANAGEMENT AGENCY

DEPARTMENT OF PUBLIC SAFETY
PO Box 116, Jefferson City, Missouri 65102
Phone: (573) 526-9100 Fax: (573) 634-7966
E-mail: mosema@sema.dps.mo.gov



August 2, 2019

Daniel Atwill
Presiding Commissioner
Boone County
801 Walnut, Ste 333
Columbia, MO 65201

Dear Daniel Atwill,

Congratulations, your agency has been approved for a 2019 Emergency Management Performance Grant (EMPG) award from the State Emergency Management Agency (SEMA) in the amount of \$231,135.08, of which fifty percent is local match sharing. The performance period is January 1, 2019 through December 31, 2019. Enclosed are your award documents. **You, as the authorized official must sign the grant award of contract to certify acceptance of this award.** You are required to return the **original** forms back to SEMA **no later than September 15, 2019**, to the following person and address prior to claims being paid to your jurisdiction:

State Emergency Management Agency
Attn: Amy Lepper
PO Box 116
Jefferson City, MO 65102

The CFDA number for the Emergency Management Performance Grant is CFDA 97.042. Your award number is EMK-2019-EP-00001-012.

This award is subject to all administrative and financial requirements as outlined in the 2019 EMPG Notice of Funding Opportunity, Grant Award Specific Conditions (see attached), and the EMPG Program Manual. This includes the timely submission of all financial and programmatic reports.

Thank you for your support and cooperation with this effort. If you have any questions, please contact our Grant Specialists, Jackie Hofstetter at 573-526-9256, Jackie.Hofstetter@sema.dps.mo.gov or Amanda Wilbers at 573-751-3401, Amanda.Wilbers@sema.dps.mo.gov.

Sincerely,

A handwritten signature in black ink that reads "Ron Walker".

Ron Walker
Director



A Nationally
Accredited
Agency



State Emergency Management Agency
 2302 Militia Drive
 P.O. Box 116
 Jefferson City, MO 65102
 Phone: (573) 526-9100
 Fax: (573) 634-7966

SUBRECIPIENT AWARD

DATE
 August 2, 2019

Award Number	Amendment No.
EMK-2019-EP-00001-012	N/A

GRANTEE NAME Boone County Emergency Management Agency	GRANTEE VENDOR NUMBER 43-6000349
GRANTEE ADDRESS 2145 County Dr Columbia, MO 65202	ISSUING AGENCY MO State Emergency Management Agency PO Box 116 Jefferson City, MO 65102

GRANT INFORMATION

PROJECT TITLE FY 2019 Emergency Management Performance Grant	FEDERAL AWARDING AGENCY Federal Emergency Management Agency
CATALOG OF FEDERAL DOMESTIC ASSISTANCE (CFDA) NO 97.042	PERFORMANCE PERIOD FROM: 1/1/2019 TO: 12/31/2019
FEDERAL AWARD AMOUNT	\$115,567.54
LOCAL COST SHARE	\$115,567.54
TOTAL AWARD AMOUNT	\$231,135.08

CONTACT INFORMATION

EMPG GRANT SPECIALIST	GRANTEE PROJECT DIRECTOR
NAME Jackie Hofstetter	NAME Chad Martin, EMD
E-MAIL ADDRESS Jackie.hofstetter@sema.dps.mo.gov	E-MAIL ADDRESS
TELEPHONE 573-526-9256	TELEPHONE 573-554-7908

SUMMARY DESCRIPTION OF PROJECT

The purpose of the EMPG Program is to make grants to locals in preparing for all hazards, as authorized by the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.). Title VI of the Stafford Act authorizes grants for the purpose of providing a system of emergency preparedness for the protection of life and property in the United States from hazards and to vest responsibility for emergency preparedness jointly in the Federal Government, States, and their political subdivisions. SEMA, through the EMPG Program, provides necessary direction, coordination, and guidance, and provides necessary assistance, as authorized in this title so that a comprehensive emergency preparedness system exists for all hazards in the State of Missouri. This award is not for Research and Development. There is no indirect cost rate for this award.

TYPED NAME AND TITLE OF OHS OFFICIAL Ron Walker, Director	TYPED NAME AND TITLE OF GRANTEE AUTHORIZED OFFICIAL Daniel Atwill, Presiding Commissioner
SIGNATURE OF APPROVING OHS OFFICIAL 	SIGNATURE OF GRANTEE AUTHORIZED OFFICIAL
DATE 8/2/2019	DATE 8.13.19

THIS GRANT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS SET FORTH ON THE ATTACHED SPECIAL CONDITION(S). BY SIGNING THIS GRANT AGREEMENT, THE GRANTEE IS AGREEING TO READ AND COMPLY WITH ALL SPECIAL CONDITIONS.

SPECIFIC CONDITIONS

DATE
August 2, 2019

AWARD NUMBER
EMK-2019-EP-00001-012

Article I - Acknowledgement of Federal Funding from DHS

All subrecipients must acknowledge their use of federal funding when issuing statements, press releases, requests for proposals, bid invitations, and other documents describing projects or programs funded in whole or in part with Federal funds.

Article II - Activities Conducted Abroad

All subrecipients must ensure that project activities carried on outside the United States are coordinated as necessary with appropriate government authorities and that appropriate licenses, permits, or approvals are obtained.

Article III - Age Discrimination Act of 1975

All subrecipients must comply with the requirements of the Age Discrimination Act of 1975 (42 U.S.C. § 6101 et seq.), which prohibits discrimination on the basis of age in any program or activity receiving Federal financial assistance.

Article IV - Americans with Disabilities Act of 1990

All subrecipients must comply with the requirements of Titles I, II, and III of the Americans with Disabilities Act, which prohibits recipients from discriminating on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§ 12101–12213).

Article V - Best Practices for Collection and Use of Personally Identifiable Information (PII)

All subrecipients who collect PII are required to have a publically available privacy policy that describes what PII they collect, how they use the PII, whether they share PII with third parties, and how individuals may have their PII corrected where appropriate. DHS defines personally identifiable information (PII) as any information that permits the identity of an individual to be directly or indirectly inferred, including any information that is linked or linkable to that individual. Award subrecipients may also find as a useful resource the DHS Privacy Impact Assessments: Privacy Guidance and Privacy template respectively.

Article VI- Civil Rights Act of 1964

All subrecipients must comply with the requirements of Title VI of the Civil Rights Act of 1964 (42 U.S.C. §§ 2000d et seq.), which provides that no person in the United States will, on the grounds of race, color, or national origin, be excluded from participation in, be denied benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance. Implementing regulations for the Act are found at 6 C.F.R. Part 21 and 44 C.F.R. Part 7.

Article VII - Civil Rights Act of 1968

All subrecipients must comply with Title VIII of the Civil Rights Act of 1968, which prohibits subrecipients from discriminating in the sale, rental, financing, and advertising of dwellings, or in the provision of services in connection therewith, on the basis of race, color, national origin, religion, disability, familial status, and sex (42 U.S.C. § 3601 et seq.), as implemented by the Department of Housing and Urban Development at 24 C.F.R. Part 100. The prohibition on disability discrimination includes the requirement that new multifamily housing with four or more dwelling units—i.e., the public and common use areas and individual apartment units (all units in buildings with elevators and ground-floor units in buildings without elevators)—be designed and constructed with certain accessible features (see 24 C.F.R. § 100.201).

Article VIII - Copyright

All subrecipients must affix the applicable copyright notices of 17 U.S.C. Sections 401 or 402 and an acknowledgement of Government sponsorship (including award number) to any work first produced under Federal financial assistance awards.

Article IX - Assurances, Administrative Requirements, Cost Principles, and Audit Requirements

Certain assurances in this document may not be applicable to your program, and the awarding agency may require applicants to certify additional assurances. Please contact the program awarding office if you have any questions. The administrative and audit requirements and cost principles that apply to DHS award subrecipients originate from 2 C.F.R. Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, as adopted by DHS at 2 C.F.R. Part 3002.

Article X - Debarment and Suspension

Subrecipients are subject to the non-procurement debarment and suspension regulations implementing Executive Orders (E.O.) 12549 and 12689, and 2 C.F.R. Part 180. These regulations restrict federal financial assistance awards, subawards, and contracts with certain parties that are debarred, suspended, or otherwise excluded from or ineligible for participation in federal assistance programs or activities.

Article XI - Drug-Free Workplace Regulations

All subrecipients must comply with drug-free workplace requirements in Subpart B (or Subpart C, if the Subrecipient is an individual) of 2 C.F.R. part 3001, which adopts the Government-wide implementation (2 C.F.R. part 182) of sec. 5152-5158 of the Drug-Free Workplace Act of 1988 (Pub. L. 100-690, Title V, Subtitle D; 41 U.S.C. 8101).

Article XII - Duplication of Benefits

Any cost allocable to a particular Federal award provided for in 2 C.F.R. Part 200, Subpart E may not be charged to other Federal awards to overcome fund deficiencies, to avoid restrictions imposed by Federal statutes, regulations, or terms and conditions of the Federal awards, or for other reasons. However, this prohibition would not preclude the non-Federal entity from shifting costs that are allowable under two or more Federal awards in accordance with existing Federal statutes, regulations, or the terms and conditions of the Federal awards.

Article XIII - Energy Policy and Conservation Act

All subrecipients must comply with the requirements of 42 U.S.C. § 6201 which contain policies relating to energy efficiency that are defined in the state energy conservation plan issues in compliance with this Act.

Article XIV - False Claims Act and Program Fraud Civil Remedies

All subrecipients must comply with the requirements of 31 U.S.C. § 3729 which set forth that no recipient of federal payments shall submit a false claim for payment. See also 38 U.S.C. § 3801-3812 which details the administrative remedies for false claims and statements made.

Article XV – Federal Debt Status

All subrecipients are required to be non-delinquent in their repayment of Federal debt. Examples of relevant debt include delinquent payroll and other taxes, audit disallowances, and benefit overpayments. See OMB Circular A-129 and form SF-428B, item number 17 for additional information and guidance.

Article XVI - Fly America Act of 1974

All subrecipients must comply with Preference for U.S. Flag Air Carriers: (air carriers holding certificates under 49 U.S.C. § 41102) for international air transportation of people and property to the extent that such service is available, in accordance with the International Air Transportation Fair Competitive Practices Act of 1974 (49 U.S.C. § 40118) and the interpretative guidelines issued by the Comptroller General of the United States in the March 31, 1981, amendment to Comptroller General Decision B-138942.

Article XVII - Hotel and Motel Fire Safety Act of 1990

In accordance with Section 6 of the Hotel and Motel Fire Safety Act of 1990, 15 U.S.C. §2225a, all subrecipients must ensure that all conference, meeting, convention, or training space funded in whole or in part with Federal funds complies with the fire prevention and control guidelines of the Federal Fire Prevention and Control Act of 1974, as amended, 15 U.S.C. §2225.

Article XVIII - Limited English Proficiency (Civil Rights Act of 1964, Title VI)

All subrecipients must comply with the Title VI of the Civil Rights Act of 1964 (Title VI) prohibition against discrimination on the basis of national origin, which requires that recipients of federal financial assistance take reasonable steps to provide meaningful access to persons with limited English proficiency (LEP) to their programs and services. For additional assistance and information regarding language access obligations, please refer to the DHS Recipient Guidance <https://www.dhs.gov/guidance-published-help-department-supported-organizations-provide-meaningful-access-people-limited> and additional resources on <http://www.lep.gov>.

Article XIX - Lobbying Prohibitions

All subrecipients must comply with 31 U.S.C. §1352, which provides that none of the funds provided under an award may be expended by the recipient to pay any person to influence, or attempt to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with any Federal action related to a federal award or contract, including any extension, continuation, renewal, amendment, or modification.

Article XX - Non-supplanting Requirement

All subrecipients who receive awards made under programs that prohibit supplanting by law must ensure that Federal funds do not replace (supplant) funds that have been budgeted for the same purpose through non-Federal sources.

Article XXI - Patents and Intellectual Property Rights

Unless otherwise provided by law, subrecipients are subject to the Bayh-Dole Act, Pub. L. No. 96-517, as amended, and codified in 35 U.S.C. § 200 et seq. All recipients are subject to the specific requirements governing the development, reporting, and disposition of rights to inventions and patents resulting from financial assistance awards are in 37 C.F.R. Part 401 and the standard patent rights clause in 37 C.F.R. § 401.14.

Article XXII - Procurement of Recovered Materials

All subrecipients must comply with section 6002 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act. The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40 C.F.R. Part 247 that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition.

Article XXIII - Contract Provisions for Non-federal Entity Contracts under Federal Awards

In addition to other provisions required by the Federal agency or non-Federal entity, all contracts made by the non-Federal entity under the Federal award must contain provisions covering the following, as applicable.

1. Contracts for more than the simplified acquisition threshold currently set at \$150,000, which is the inflation adjusted amount determined by the Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council (Councils) as authorized by 41 U.S.C. 1908, must address administrative, contractual, or legal remedies in instances where contractors violate or breach contract terms, and provide for such sanctions and penalties as appropriate.
2. All contracts in excess of \$10,000 must address termination for cause and for convenience by the non-Federal entity including the manner by which it will be effected and the basis for settlement.
3. Equal Employment Opportunity. Except as otherwise provided under 41 CFR Part 60, all contracts that meet the definition of "federally assisted construction contract" in 41 CFR Part 60-1.3 must include the equal opportunity clause provided under 41 CFR 60-1.4(b), in accordance with Executive Order 11246, "Equal Employment Opportunity" (30 FR 12319, 12935, 3 CFR Part, 1964-1965 Comp., p. 339), as amended by Executive Order 11375, "Amending Executive Order 11246 Relating to Equal Employment Opportunity," and implementing regulations at 41 CFR part 60, "Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department of Labor."
4. Davis-Bacon Act, as amended (40 U.S.C 3141-3148). When required by Federal program legislation, all prime construction contracts in excess of \$2,000 awarded by non-Federal entities must include a provision for compliance with the Davis-Bacon Act (40 U.S.C. 3141-3144, and 3146-3148) as supplemented by Department of Labor regulations (29 CFR Part 5, "Labor Standards Provisions Applicable to Contracts Covering Federal Financed and Assisted Construction"). In accordance with the statute, contracts must be required to pay wages to laborers and mechanics at a rate not less than the prevailing wages specified in a wage determination made by the Secretary of Labor. In addition, contractors must be required to pay wages not less than once a week. The non-Federal entity must place a copy of the current prevailing wage determination issued by the Department of Labor in each solicitation. The decision to award a contract or subcontract must be conditioned upon the acceptance of wage determination. The non-Federal entity must report all suspected or reported violations to the

Federal awarding agency. The contracts must also include a provision for compliance with the Copeland "Anti-Kickback" Act (40 U.S.C. 3145), as supplemented by Department of Labor regulations (29 CFR Part 3, "Contractors and Subcontractors on Public Building or Public Work Financed in Whole or in Part by Loans or Grants from the United States"). The Act provides that each contractor or subrecipient must be prohibited from inducing, by any means, any person employed in the construction, completion, or repair of public work, to give up any part of the compensation to which he or she is otherwise entitled. The non-Federal entity must report all suspected or reported violations to the Federal awarding agency.

5. Contract Work Hours and Safety Standards Act (40 U.S.C. 3701-3708). Where applicable, all contracts awarded by the non-Federal entity in excess of \$100,000 that involve the employment of mechanics or laborers must include a provision for compliance with 40 U.S.C 3704 and 3704, as supplemented by Department of Labor regulations (29 CFR Part 5). Under 40 U.S.C. 3702 of the Act, each contractor must be required to compute the wages of every mechanic and laborer on the basis of a standard work week of 40 hours. Work in excess of the standard work week is permissible provided that the worker is compensated at a rate of not less than one and a half times the basic rate of pay for all hours worked in excess of 40 hours in the work week. The requirements of 40 U.S.C 3704 are applicable to construction work and provide that no laborer or mechanic must be required to work in surroundings or under working conditions which are unsanitary, hazardous or dangerous. These requirements do not apply to the purchase of supplies or materials or articles ordinarily available on the open market, or contracts for transportation or transmission of intelligence.
6. Rights to Inventions Made Under a Contract or Agreement. If the Federal award meets the definition of "funding agreement" under 37 CFR 401.2(a) and the recipient or subrecipient wishes to enter into a contract with small business firm or nonprofit organization regarding the substitution of parties, assignment or performance of experimental, developmental, or research work under that "funding agreement," the recipient or subrecipient must comply with the requirements of 37 CFR Part 401, "Rights to Inventions Made by Nonprofit Organizations and Small Business Firms Under Government Grants, Contracts and Cooperative Agreements," and any implementing regulations issued by the awarding agency.
7. Clean Air Act (42 U.S.C. 7401-7671q.) and the Federal Water Pollution Control Act (33 U.S.C. 1251-1387), as amended- Contract and subgrants of amounts in excess of \$150,000 must contain a provision that requires the non-Federal award to agree to comply with all applicable standards, orders or regulations issued pursuant to the Clean Air Act (42 U.S.C 7401-7671q) and the Federal Water Pollution Control Act as amended (33 U.S.C 1251-1387). Violations must be reported to the Federal awarding agency and the Regional Office of the Environmental Protection Agency (EPA).

Article XXIV - SAFECOM

All subrecipients who receive awards made under programs that provide emergency communication equipment and its related activities must comply with the SAFECOM Guidance for Emergency Communication Grants, including provisions on technical standards that ensure and enhance interoperable communications.

Article XXV - Terrorist Financing E.O. 13224

All subrecipients must comply with U.S. Executive Order 13224 and U.S. law that prohibit transactions with, and the provisions of resources and support to, individuals and organizations associated with terrorism. It is the legal responsibility of recipients to ensure compliance with the E.O. and laws.

Article XXVI - Title IX of the Education Amendments of 1972 (Equal Opportunity in Education Act)

All subrecipients must comply with the requirements of Title IX of the Education Amendments of 1972 (20 U.S.C. § 1681 et seq.), which provides that no person in the United States will, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any educational program or activity receiving Federal financial assistance. Implementing regulations are codified at 6 C.F.R. Part 17 and 44 C.F.R. Part 19

Article XXVII - Trafficking Victims Protection Act of 2000

All subrecipients must comply with the requirements of the government-wide award term which implements Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. § 7104). This is implemented in accordance with OMB Interim Final Guidance, Federal Register, Volume 72, No. 218, November 13, 2007. Full text of the award term is located at 2 CFR § 175.15.

Article XXVIII - Rehabilitation Act of 1973

All subrecipients must comply with the requirements of Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794, as amended, which provides that no otherwise qualified handicapped individual in the United States will, solely by reason of the handicap, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance. These requirements pertain to the provision of benefits or services as well as to employment.

Article XXIX - USA Patriot Act of 2001

All subrecipients must comply with requirements of the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act (USA PATRIOT Act), which amends 18 U.S.C. §§ 175–175c.

Article XXX - Use of DHS Seal, Logo and Flags

All subrecipients must obtain DHS's approval prior to using the DHS seal(s), logos, crests or reproductions of flags or likenesses of DHS agency officials, including use of the United States Coast Guard seal, logo, crests or reproductions of flags or likenesses of Coast Guard officials.

Article XXXI - Whistleblower Protection Act

All subrecipients must comply with the statutory requirements for whistleblower protections (if applicable) at 10 U.S.C § 2409, 41U.S.C. 4712, and 10 U.S.C. § 2324, 41 U.S.C. §§ 4304 and 4310.

Article XXXII - SEMA Specific Acknowledgements and Assurances

All subrecipients must acknowledge and agree to comply with applicable provisions governing SEMA access to records, accounts, documents, information, facilities, and staff.

1. Subrecipients must cooperate with any compliance review or complaint investigation conducted by SEMA.
2. Subrecipients must give SEMA access to and the right to examine and copy records, accounts, and other documents and sources of information related to the grant and permit access to facilities, personnel, and other individuals and information as may be necessary, as required by SEMA regulations and other applicable laws or program guidance.

3. Subrecipients must submit timely, complete, and accurate reports to the appropriate SEMA officials and maintain appropriate backup documentation to support the reports. Future awards and fund drawdowns may be withheld if these reports are delinquent.
4. Subrecipients must comply with all other special reporting, data collection, and evaluation requirements, as prescribed by law or detailed in program guidance.
5. If, during the past three years, the recipient has been accused of discrimination on the grounds of race, color, national origin (including limited English proficiency), sex, age, disability, religion, or familial status, the recipient must provide a list of all such proceedings, pending or completed, including outcome and copies of settlement agreements to the SEMA.
6. In the event any court or administrative agency makes a finding of discrimination on grounds of race, color, national origin (including limited English proficiency), sex, age, disability, religion, or familial status against the recipient, or the recipient settles a case or matter alleging such discrimination, recipients must forward a copy of the complaint and findings to the SEMA Component and/or awarding office. The United States has the right to seek judicial enforcement of these obligations.

Article XXXIII- Disposition of Equipment Acquired Under the Federal Award

When original or replacement equipment acquired under this award by the recipient or its sub-recipients is no longer needed for the original project or program or for other activities currently or previously supported by SEMA, you must request instructions from SEMA to make proper disposition of the equipment pursuant to 2 C.F.R. §200.313.

Article XXXIV - Prior Approval for Modification of Approved Budget

Before making any change to the SEMA approved budget for this award, you must request prior written approval from SEMA by requesting a Subaward Adjustment.

Article XXXV - Incorporation by Reference of Notice of Funding Opportunity

The Notice of Funding Opportunity for this program is hereby incorporated into your award agreement by reference. By accepting this award, the sub-recipient agrees that all allocations and use of funds under this grant will be in accordance with the requirements contained under the 2018 Notice of Funding Opportunity and the Missouri 2018 EMPG Program Manual.

Article XXXVI – Federal Leadership on Reducing Text Messaging while Driving

All subrecipients are encouraged to adopt and enforce policies that ban text messaging while driving as described in E.O. 13513, including conducting initiatives described in Section 3(a) of the Order when on official government business or when performing any work for or on behalf of the federal government.

Article XXXVII – National Environmental Policy Act

All subrecipients must comply with the requirements of the National Environmental Policy Act (NEPA) and the Council on Environmental Quality (CEQ) Regulations for Implementing the Procedural Provisions of NEPA, which requires recipients to use all practicable means within their authority, and consistent with other essential considerations of national policy, to create and maintain conditions under which people and nature can exist in productive harmony and fulfill the social, economic, and other needs of present and future generations of Americans.

Article XXXVIII – Nondiscrimination in Matters Pertaining to Faith-Based Organizations

It is DHS policy to ensure the equal treatment of faith-based organizations in social service programs administered or supported by DHS or its component agencies, enabling those organizations to participate in providing important social services to beneficiaries. Subrecipients must comply with the equal treatment policies and requirements contained in 6 C.F.R. Part 19 and other applicable statute, regulations, and guidance governing the participations of faith-based organizations in individual DHS programs.

Article XXXIX – Acceptance of Post Award Changes

In the event SEMA determines that changes are necessary to the award document after an award has been made, including changes to period of performance or terms and conditions, recipients will be notified of the changes in writing. Once notification has been made, any subsequent request for funds will indicate recipient acceptance of the changes to the award.

Article XXXX – Universal Identifier and System of Award Management

Unless the recipient is exempted from this requirement under 2 CFR 25.110, the recipient must maintain the currency of their information in the System for Award Management (SAM) until the recipient submits the final financial report required under this award or receive the final payment, whichever is later. This requires that the recipient review and update the information at least annually after the initial registration, and more frequently if required by changes in the recipient's information or another award term.

Article XXXXI – Other Specific Conditions

1. Sub-recipients are required to ensure that all EMPG funded personnel complete the following DHS/FEMA training courses within twelve (12) months of hire and record proof of completion, IS 100, IS 120, IS 200, IS 230, IS 235, IS 240, IS 241, IS 242 IS 244, IS 700, IS 800 and L-146 HSEEP*.
2. Sub-Recipients of 2019 EMPG funding are required to ensure that all EMPG funded personnel actively participate in two (2) exercises during the performance period. Jurisdictions must identify planned quarterly activity to meet these requirements on the 2019 EMPG application and Status Reports. Failure to comply with this requirement could result in claim payments being held until the requirement is met.
3. Subrecipients are required to use WebGrants (<https://dpsgrants.dps.mo.gov/>) to submit Quarterly Status Reports and Claim Requests. Sub-recipients are encouraged to submit Claim Requests throughout the quarter to allow for more up-to-date tracking of grant progress and prevent reimbursement delays.

Status Reports and Claim Requests for each billing period are due to SEMA as follows:

- a. Quarter 1 (January 1 to March 31) and Quarter 2 (April 1 to June 30): Due July 15, 2019
 - b. Quarter 3 (July 1 to September 30): Due October 15, 2019
 - c. Quarter 4 (October 1 to December 31): Due January 31, 2020
4. Subrecipients must maintain an annual Training and Exercise Plan (TEP) and participate in Threat and Hazard Identification and Risk Assessment (THIRA) updates.

*EMPG funded exercise officers and management personnel involved in the design and evaluation of exercises must complete L-146 HSEEP within 24 months of hire and record proof of completion.