

BOARD OF SUPERVISORS

BOARD OF SUPERVISORS MEETING FIRST MEETING, 2003 SESSION (1) JANUARY 2, 2003

The Buena Vista County Board of Supervisors met for the first meeting of the 2003 session on Thursday, January 2, 2003 at 8:30 A.M. in the Boardroom with Chairman Vail presiding and with the following other members present: Bruns, Crampton, Gustafson and Vail and with Auditor Karen Strawn as clerk for the meeting.

Prior to the beginning of today's meeting, Supervisors Gustafson and Crampton completed the count of cash in the Treasurer's office.

Motion by Gustafson to approve the minutes of the 12/31/2002 meeting. Ayes --- Bruns, Burnside, Crampton, Gustafson, Vail. Nays --- none. Abstentions --- none. Carried.

Motion by Bruns to adjourn the 2002 session sine die. Carried.

The business of 2002 having been completed, the Board proceeded to the District Courtroom for the swearing-in ceremony to be conducted by Judge John Duffy, for all of the County and Township Officials elected in the November 5, 2002 General Election. Whereupon Board members Lorna Burnside, Herb Crampton, Jim Gustafson, Bill Lanphere, and Richard Vail returned to the Boardroom for the 2003 organizational session.

The first order of business for the 2003 session was election of the Chairman. The Auditor called for nominations for Chairman of the Board of Supervisors. Motion by Burnside to nominate Crampton. The Auditor asked for any further nominations. There being none, motion by Vail that nominations cease and a unanimous ballot be cast. The vote on Crampton for chairman was ayes—Burnside, Crampton, Lanphere, Gustafson, Vail. Nays--none. Abstentions--none. Carried.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Crampton, Gustafson, Lanphere, and Vail. Nays: none. Abstentions: none.

Chairman Crampton called for nominations for Vice-Chair. Motion by Vail to nominate Burnside for Vice-Chair. Motion by Lanphere that nominations cease and that a unanimous ballot be cast. Carried.

Supervisors' Committee, Commission & Board Appointments

Motion by Vail to appoint the following persons as delegates and representatives to the committees, commissions and boards as noted for 2003:

Burnside-delegate, Vail-alternate, to the Upper Des Moines Opportunity, Inc. Board.

Crampton-delegate, Gustafson-alternate, to the NW Iowa Planning and Development Commission.

Vail as Buena Vista County Equal Employment Opportunity Officer.

Burnside to the Local Emergency Management Commission (Chapter 29C.9).

Burnside-delegate to the Buena Vista Solid Waste Commission.

Crampton to the Western Iowa Tourism Council, as the county's liaison, with Crampton to delegate meeting attendance to others.

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Crampton-representative and Vail-alternate to the 28E Buena Vista County Communications Commission.

Kathy Bach, Jon Ites, and Karen Strawn to the Buena Vista County Deferred Compensation Board.

Gary Armstrong as the Buena Vista County Drainage Attorney.

Crampton-representative to the BV-Crawford-Sac De-Categorization Governing Board and the Local Community Empowerment Area Board, with Gustafson as alternate, and with Rhonda Christensen as the citizen representative.

Lorene Carpenter and Bill Lanphere to the DHS Service Area Advisory Board.

Lanphere-representative, Gustafson-alternate, to the Administrative Board of Directors of the 3rd Judicial District Department of Correctional Services.

Gustafson-representative and Crampton-alternate to the Synergy Board.

Crampton-delegate, Gustafson-alternate, to the Regional Transit Board.

Lanphere-delegate, Gustafson-alternate, for the Regional Investment Board (formerly Iowa Workforce Development Board-Region 5).

Crampton as the Board's representative, Gustafson-alternate, for all county labor negotiations.

Jon Ites, Chuck Eddy, Kim Johnson, and Vail, with the other board members as alternates for Vail, to the Weather Committee.

Jon Ites, Vail, and Karen Strawn as members of the Personnel Committee.

Burnside-delegate, Lanphere-alternate to the Drainage District #181 and #274 Interim Boards.

Vail-delegate to the Drainage District #14-42, #22 and #150 Interim Boards.

Crampton, Lanphere and Gustafson to the County Care Facility Committee.

Vail-representative of the Board for Whitney Pit Farm and South Hayes Pit Farm for leases and Jon Ites for grain sales at the South Hayes Pit.

Vail to the Iowa Lakes RC&D Board, with Denzil Stacy as the county's at-large representative.

Burnside to the Gingerbread House Board.

Chuck Eddy, Dewyne Stucynski and Vail to the Courthouse/Judicial Security Committee.

Kathy Bach, Karen Strawn, Dewyne Stucynski, and Gustafson to the Buena Vista County Courthouse Committee.

Burnside to the U.S. 20 Corridor Task Force.

Vail-representative, Crampton-alternate, to the Buena Vista E-911 Service Board.

Karen Strawn-ADA Coordinator.

To the County Safety Committee (including the Right-to-Know program): Lanphere, Crampton, Chuck Eddy, Tom French (as Jon Ites' designee), Karen Strawn, Ron Reckamp, Norm Lund, Diane Anderson,

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Dewyne Stucynski, Gene Mandernach, Kim Johnson, Shirley Johnson, Diane Christiansen and Bob Christensen, with Mike Raner as Safety Coordinator.

Dewyne Stucynski as the **Lock-out/Tag-out Program** Coordinator for the Courthouse, DHS Annex, and E. Richland Annex.

Jon Ites as the primary contact person, and Shirley Johnson as the secondary contact person for **Drug and Alcohol Testing Alliance**.

Jon Ites, technical representative, Steve Wolf-alternate, to the **ISTEA Technical Committee**, Vail to the **ISTEA Enhancement Committee**.

Vail to the **B.V. Co. REAP Committee**.

Vail-representative, Crampton-alternate, to the **NW IA Juvenile Detention Center (YES)**.

Marc Bertness-representative, to the **Regional Housing Authority**.

The Chairman-representative, the Vice-Chairman-alternate, to the Board of Directors of the **Storm Lake Area Development Corporation**.

Lanphere and Gustafson to the Board of Trustees of the **Economic Development Revolving Loan Fund**.

Planning & Zoning Commission members: Mark Bertness, Roger Peterson, Vic Hansen, Ginger Vietor, Dennis Gutz and Bob Rebhuhn, with two vacancies to be filled as soon as possible.

Zoning Board of Adjustment members with terms as follows: Bruce Engelmann-6/21/03, Cynthia Smith-6/21/04, Bob Stoughton-6/21/05, John Massop-6/21/2006, with one additional person to be named to a term expiring 6/21/07.

Becki Drahota, Ron Haraldson and Bill Lanphere to the **Judicial Magistrate Appointing Commission** for 6-yr terms expiring 12/31/2008.

Crampton-representative, Lanphere-alternate, to the **S.H.I.E.L.D. Board**.

Vail-representative, Crampton-alternate, to the **Region III Local Emergency Planning Council**.

Burnside, Crampton, Jon Ites, Kim Johnson and Marc Bertness to the **Jt. City/County Hwy 71 Bypass Zoning Committee**.

Wanda Woltman and Tami Mills-Thomas-Case Managers, Dawn Mentzer-CPC, Sue Morrow-MH Community Based Services representative, Dawn Hill-MR/DD Community Based Service representative, and Jim Gustafson-BofS representative, Tom Carstens-consumer, Cindy Wiemold-MR Community Based Services representative, John Winkelman-Howard Center-MR Community Based Services representative, and Veronica Kosky to the **Targeted Case Management Advisory Board**.

Charleen Anderson-MH Advocate; Dorie Pedersen, John Winkelman, Sue Morrow, Tom Daniels, Dawn Hill, Cindy Wiemold-providers; Jim Gustafson-Supervisor; Tonya Miller-consumer, Kathy Nichols-consumer; Wanda Woltman & Tami Mills-Thomas-Case Managers; Dawn Mentzer-CPC; all to the **Managed Care Planning Council**.

Dawn Mentzer to the **Representative Council of the Seasons Center**.

Crampton to the ISAC Board: **Supervisors/Engineers Design Guide Committee**.

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George Schaller to the **Civil Service Commission**, term expiring 12/31/05. The motion carried.

Gustafson and Lanphere to the **Lake Improvements Commission**.

Citizens' Committee, Commission & Board Appointments

Motion by Burnside, to appoint the following persons to the committees, commissions, and boards as noted for 2003:

Tony Bodholdt for a 5-yr term expiring 12/31/07 to the Buena Vista County **Conservation Board**

Dr. David Crippin, **County Medical Examiner**, and Tim Speers & Bob Christensen, BVRMC EMT's, and Deputy Doug Simons, Ken McClure, Sac County Deputy Sheriff., and independent EMT Greg Ebersole, as **Deputy Medical Examiners** (Chapter 331.801). Terms expire 12-31-04.

Rich Haldin, Lloyd Galbraith and Ray Kurtz to the **Veterans Affairs Commission** for the 2003 year, or until their terms expire (Chapter 250).

Gustafson to the **ISAC County Case Management Services Board**.

To the **Buena Vista County Eminent Domain Compensation Commission** (Chapter 472.4): Farmers-Dale Bodholdt, Don Diehl, Elmer Lubinus, Steve McKenna, Nick Ackerman, Becky Dirx, Kevin Cone; Realtors-J.D. Lehr, Margie Robinson, Darwin Johnson, Bob Hall, Joe Aube, Dick Schmidt, Clark Fort; for Cities: Edward Groth, Nola Jensen, J.H. Spooner, John Gaffney, Virginia Moffitt, Jeff Elbert, Norris Olney, Jr.; for their Occupation-Mark Rehnstrom, Tim Brown, George Schaller, Marvel Olsen, Ronnie Brown, Brian Drzycimski, Ronald Haroldson.

*Crampton and Lanphere, with Gustafson as alternate, to the **Northwest Iowa Alcohol and Drug Treatment Unit Board**, and Gustafson & Lanphere, with Crampton-alternate, and Charlene Anderson as the citizens' representative, to the **Seasons Center Board of Directors**.

Local Board of Health-members with 3-yr. terms as follows: Dr. Scott Wulfekuhler-12/31/04, Jon McKenna & Brenda Halverson-12/31/05, Diane Tuttle and Jackie Bertness-12/31/03.

Ed McKenna to the **Region 5 Workforce Advisory Board**.

Norm Lund, **Weed Commissioner** and Dave Wiley, Assistant Weed Commissioner (Chapter 317.3).

Mike Raner as Buena Vista County **Safety Coordinator**.

Kim Johnson as Buena Vista County **Zoning Administrator**. The vote on this motion carried.

Mileage Rate and Meal Reimbursement

Motion by Vail to pay mileage to employees (including deputy medical examiners) at the rate of 30 cents per mile for each mile traveled by private vehicle (not for county owned vehicles) for county business in 2003. Carried.

Motion by Gustafson that the policy for meal cost reimbursement to employees, and to others serving on boards and in other appointive positions, shall be: meals eaten out of county during approved schools or meetings may be reimbursed at their actual cost to a maximum of \$20.00 per diem. (Reimbursements for meals, when no overnight stay is involved, will show on the employee's W-2). No reimbursement will be made for tips or alcoholic beverages. To receive reimbursement, receipts must be submitted. If the per diem is exceeded due to a meal/meeting, that fact shall be noted on the reimbursement claim. Carried.

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Insurance Coverage including Blanket Bond

Motion by Vail to continue the following insurance coverage from the Olson, Eaton, Svendsen Agency for the remainder of FY'03: tort liability, auto, property, computer equipment, E & O, umbrella, data processing, inland marine, contractor's equipment, crime, CCF boiler, law enforcement professional, medical professional, worker's compensation, and blanket bond. Carried.

Depository Resolution-Elected Officers

Motion by Burnside that the Depository Banks currently being used by the Treasurer, Recorder, Auditor & Sheriff continue to be used during 2003 in the amounts stated below, and, that the appropriate elected official be and is hereby authorized to deposit the designated office funds in amounts, not to exceed in the aggregate, named for said bank:

Treasurer:

Citizen's First National Bank, Storm Lake	\$5,000,000.00
Central Bank, Storm Lake	\$5,000,000.00
Security Trust & Savings Bank, Storm Lake	\$8,500,000.00
First Federal Savings Bank of the Midwest, Storm Lake	\$5,000,000.00
Community State Bank of Albert City	\$1,000,000.00
Community State Bank of Marathon	\$1,000,000.00
Heritage Bank, N.A., Alta	\$1,000,000.00
First Community Bank, Newell	\$1,000,000.00
First National Bank, Rembrandt	\$1,000,000.00
First State Bank, Sioux Rapids	\$1,000,000.00

Recorder:

Security Trust & Savings Bank, Storm Lake	\$100,000.00
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Auditor:

Citizens First National Bank, Storm Lake	\$10,000.00
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Sheriff:

Central Bank, Storm Lake	\$100,000.00
Citizen's First National Bank, Storm Lake	\$25,000.00

The vote on this motion carried.

Depository Resolution-Payroll Deposits

Motion by Gustafson that the 2003 Federal Depository Bank shall be Security Trust and Savings Bank, Storm Lake, with the payroll deposits to be made by wire transfer. Carried.

Resolution to Research Drainage and other Assessments

Motion by Burnside that the County Drainage Attorney is hereby directed to research drainage and other assessments due and payable on parcels of Buena Vista County property prior to putting them on the list of properties for scavenger auction. Carried.

Resolution on Interest Rates for Drainage

Motion by Gustafson to establish 5% as the rate of interest to be paid during 2003 on all stamped warrants, and charged on Improvement Certificates and Drainage District waivers, effective this date (for Buena Vista County drainage districts only). Carried.

Dog License Resolution

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Motion by Lanphere that dog licenses be provided at no charge for the unincorporated areas of the county and in towns without licensing ordinances. (Chapter 331.381.14). Carried.

Resolutions of Appointment

Motion by Burnside that Jon L. Ites be re-appointed Buena Vista County Engineer for 2003, with his salary according to his employment contract (Chapter 309.17). Ayes—Burnside, Crampton, Lanphere, Vail; nays—Gustafson; abstentions—none. Carried.

Motion by Gustafson to appoint Warren Gregg as the Professional Appraiser to be used in determining right-of-way value in accordance with Department of Transportation Instructional Memorandum #I.M.-3.31. Carried.

Motion by Vail to adopt Resolution 2003-01-02a, and to authorize all Board members to sign. Carried.

Resolution 2003-01-02a – Regarding Farm to Market Construction Projects

BE IT RESOLVED, by the Board of Supervisors of Buena Vista County, Iowa, that Jon L. Ites, the County Engineer of Buena Vista County, be and is hereby designated, authorized and empowered, on behalf of the County Board of Supervisors of said County to execute the Certification of Completion of Work and Final Acceptance thereof, in accordance with plans, and specifications in connection with all Farm-to-Market and federal or state aid construction projects in this county, and to authorize all of the board members to sign. (Chapter 309.17).

Authority to Close Roads & Detour Traffic

Motion by Lanphere to authorize County Engineer Jon L. Ites to close any and all county roads, on which construction is proposed, in order to facilitate construction, and for the duration of the construction, and to close any county road for necessary maintenance, repair, and to mark all detours as necessary, without requiring any further authorization, and furthermore, to be authorized to issue and sign special permits for the movement of vehicles of excessive size and weight upon Buena Vista County Secondary roads in accordance with Chapter 321E Code of Iowa. Carried.

Holiday, Vacation, and Sick Leave Policy

Motion by Burnside that the Buena Vista County Employee Handbook with the effective date of April 6, 1999, and amended 5/25/99, 7/06/99 & 1/19/00, along with the various Departmental Rules, Job Descriptions, be declared the governing policy for all Buena Vista County employees under the jurisdiction of the Board of Supervisors for Buena Vista County, and that the Medical History, Physical Examination, and County Work Release forms be used in conjunction with the Handbook. Carried.

Resolutions on Wage Schedules

Motion by Vail that the following wage schedules, adopted as shown, shall be in effect for 2003: Full & part-time Courthouse Clerks 6/11/96, Sheriff's deputies 4/23/91 (as amended (1/13/98), (and paying on-call time to deputies at the hourly rate based on 10% of the 85% deputy's salary), Jailers-12/30/94, Secondary Road employees 2/14/95 and amended 2/11/97, and matrons 2/29/00. Carried.

Motion by Vail that election officials be paid \$7.25/hr. and chairpersons \$7.75/hr. effective this date. Carried.

Beaver Control Resolutions for Drainage Districts & Non-Drainage District Areas

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Motion by Gustafson that the beaver control policy (payment of \$25 per beaver tail for beavers trapped in drainage districts), as adopted January 1, 1986, and, the beaver control program for the non-drainage district areas of the county (\$25/beaver tail); the program requiring that the claimant possess a fur-bearer's license as required by law, and to limit the payout for the program to \$1000 in each fiscal year shall be in effect for 2003. Carried.

Official Newspapers

Having received a request for official newspaper designation from each, motion by Burnside to designate the following as official newspapers for legal publications for 2003: Storm Lake Pilot-Tribune, The Times, and Buena Vista County Journal. Carried.

Motion by Gustafson to direct the Auditor to publish all motions of the Board, any actions resulting in a consensus of the Board, on a quarterly basis, the list of claims paid from the minutes of the Board meetings, and annually-the list of salaries paid. Carried.

Pre-Screening Agencies Appointed

Motion by Vail to designate NW IA ADTU as the agency providing pre-screening services to persons, prior to admission to Synergy, and, to designate the Seasons Center as the agency providing pre-screening services to persons, prior to admission to Cherokee MHI. Carried.

Fence Removal & Replacement Policy & Right-of-Way Purchases

Motion by Burnside to adopt Resolution 2003-01-02b re: fence removal & replacement & right-of-way purchases. Carried.

RESOLUTION 2003-01-02b

In compliance with Administrative Code guidelines and in order to set a standard policy on right-of-way and associated costs, the Buena Vista County Board of Supervisors hereby adopts the following:

- Right-of-Way purchases with a total land cost of less than \$2,500.00. The County will offer 3.5 times the current assessed value.
- Dirt borrow purchases for use on construction projects. The County will offer 2.5 times the current assessed value.
- Fence costs shall follow these guidelines:

Removal of fencing by rod:	\$6.00 for barb	\$8.00 for woven
Replacement of fencing by rod:	\$6.00 for barb	\$8.00 for woven
Plus new material costs.		
- The property owner shall have 18 months after completion of project to receive payment for replacement of fencing.

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The vote on this resolution was carried.

There being no further business, motion by Vail to adjourn at 12:05 p.m. until Tuesday, January 7 at 8:30 a.m. for a special meeting.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING SECOND MEETING, 2003 SESSION (2) JANUARY 7, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, January 7, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Lanphere, Gustafson and Vail and with Auditor Karen Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Lanphere, Gustafson, Vail and Crampton. Nays: none. Abstentions: none.

Bill Fulcher was present to request approval to outlet a tile from a joint drainage district into **DD#1**-Buena Vista County. Having reviewed the request, Engineer Jon Ites outlined his recommendations for an appropriate agreement between Fulcher, the county and the drainage district, addressing who is responsible for sizing the tile, checking for sufficient cover, and future maintenance. The board was agreeable to the request, so directed Fulcher to contact Drainage Attorney Gary Armstrong who will draft an agreement, at Fulcher's expense, to be submitted to the board for approval.

Veteran's Affairs Commissioners Lloyd Galbraith and Ray Kurtz, discussed problems in reserving the **VA van**. After learning the Board's policy regarding its use, they requested the Board's consideration in changing it. The board will review the policy.

Kuehl & Payer Engineer Ivan Droessler, with DD Watchman Bud Vote, introduced Matt Voge, who is learning the Watchman duties prior to Vote's retirement. Droessler has viewed a drainage problem for two landowners in **DD#1**. He reported that there is sufficient sediment to warrant a clean-out, and that the landowners have been notified that if they wish to have work done, they should submit a petition to the Board. The last time work was done in this drainage district was in 1984. He estimated the cost of investigation would be about \$1,000/mi for a profile. Motion by Lanphere to authorize and direct Kuehl and Payer to proceed with the profile at a cost of approximately \$1,000/mi for up to 5 miles. Carried.

Droessler has also investigated a cleanout for **DD #274**, and provided an estimate of probable cost for the open ditch repair in the amount of \$103,018, with a suggested bid letting date of this spring.

Bud Vote gave his report on the 2002 **tree clearing** program. The work was done by Richards Construction, and Vote is pleased with their work. He discussed work for the 2003 program with each project limited to \$10,000. The Board directed him to proceed with the tree count in Laterals 3 through 9 of DD #34, plus the portion of Lateral 1 below Hwy 7, and the balance of the Main Open Ditch of DD #34. Once the tree count is complete, the board will determine the work to be done in 2003.

Engineer Jon Ites provided a historical review of the property tax revenue in the **Secondary Road Fund** from the General and Rural Basic Funds. After discussion, motion by Gustafson to approve \$98,785 from the General Fund, and \$1,071,917 from the Rural Fund which are equivalent to 75% of the

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maximum permitted, or \$70,978 less than the current year. The vote on the motion was: aye—Gustafson, nays—Burnside, Lanphere, Vail, and Crampton. The motion was defeated. Lanphere asked whether this decision was just a basis upon which to prepare a budget, with the approval to come at the time of adoption of the budget --yes. Lanphere moved that ltes use 77.5% of the maximum levy from each fund, or \$102,078 from General, and \$1,107,647 from Rural as the basis for preparing his budget. The motion was carried.

Janice Danielson, representing the **BV Co. Historical and BV Genealogical Societies**, thanked the Board for their past support of their activities. Due to information provided by the Board last year, the Genealogical Society was able to obtain a computer from Iowa Lakes RC&D at no cost to the Society – a great help in their work. They are requesting \$500, the same as last year, with hopes in FY'04 to publish an index to the probate files that are now in their collection, and, a copier. Lanphere suggested they put a wish list of the kind of equipment businesses can donate to the group when they upgrade. The Historical Society's next project is to convert the old furnace room to a kitchen and improved bathroom facilities. They are not far enough along to know the cost of the project, but would be very happy with the same as last year - \$1,000.

Weed Commissioner Norm Lund inquired about several issues with regard to the Conservation Board accepting the governance of the **Weed Department** including who will hold the license (currently, Board of Supervisors), solicit chemical bids (Conservation Board), and how the budget process will change. With regard to a replacement vehicle for his department, the board directed him to include it in the budget.

Members of the **BV Library Association** present for their annual report and visit included President, Martha Landsness of Sioux Rapids, Susan Stone-Storm Lake, Cathy Jensen-Albert City, Karen Hagen-Newell, Betty Jolliffe-Marathon, Sue Pedersen-Alta, and Lois Schumacher-Linn Grove. All of the libraries have or will be receiving funds from the Bill & Susan Gates Foundation to purchase Gateway computer(s) and printers. Each of the libraries has been able to upgrade their services in one way or another due to the funding from the county. They are requesting no increase in FY'04.

CADA Executive Director Sally Dobson discussed services in Buena Vista County. This year the Legislature eliminated their funding completely, but some assistance is coming from victims' assistance reserves. Also, their 'New Leaf' used furniture store in Cherokee has provided a good source of funds. Her request is the same as last year - \$4,500.

Motion by Vail to approve the **minutes** of the January 2nd meeting as printed. Carried.

County Attorney Phil Havens presented the **dredge purchase agreement** with the updated inventory, and reviewed the other terms. Motion by Lanphere to approve and to authorize the Chairman to sign the purchase agreement for the dredge and equipment, and to approve issuing a warrant for \$45,000 for the down payment. Carried.

John Geist, Ruan Securities was present to confirm the terms for the proposals that he will provide to the Board on the funds to be borrowed for the **dredge**. Gustafson will contact Consultant Jim Ganske for an estimate on the cost of moving the dredge. Geist will return on the 14th with several proposals and to receive a letter of intent. Funds should be available by mid February.

Zoning Director Kim Johnson asked for a public hearing date on a **subdivision request**. Motion by Vail to set a public hearing on the **subdivision request** for a property owned jointly by Bethphage Mission and Laurens-Marathon School for 8:30 a.m. on January 20. Carried.

Treasurer Kathy Bach and Deputy Auditor Sue Kennedy updated the board on the status of the **general fund** estimating the funds needed until second half taxes are in. The board will contact Bob Josten regarding procedures regarding stamped warrants and/or anticipatory warrants.

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There being no further business, motion by Vail to adjourn at 3:20 p.m. until Tuesday, January 14 at 8:30 a.m. for a regular meeting. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING THIRD MEETING, 2003 SESSION (3) JANUARY 14, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, January 14, 2003, at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Lanphere, Gustafson, and Vail, and with Auditor Karen Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Lanphere, Gustafson, Vail, and Crampton. Nays: none. Abstentions: none.

Dwight Young, Bob Donahoo, and Colleen Schwanz of the Buena Vista County **Soil & Water Conservation Commission**, were present to thank the board for their support and to request FY'04 funding for their educational programs in the amount of \$3,500, the same as the current year. They reviewed the educational programs that are supported by these funds.

Arlin Hinkeldey, **Hanover Historical Society**, thanked the board for previous support and discussed the past year's events including their annual festival which attracts 900-1,000 people. This next year they hope to move a corn crib and a 26'x36' church to their building site. Their request for FY'04 is \$1,000, the same as the current year.

Gary Nepple and Mary Weiland, Secretary of the **Buena Vista County Fair Board**, updated the board with their financial report for 2002. The Fair Board is requesting \$25,000 for FY'04, the same as the current year. They would like to begin working on the grandstand which needs a new roof and either tuck-pointing or some other repair.

Engineer Jon Ites will be meeting tonight with the **Marathon City Council** regarding a city/county agreement to re-surface M-54 on the west side of the city.

Motion by Burnside to approve for letting (by DOT) and to authorize all board members to sign project plans for **Project #BROS-CO11-(51)—8J-11 11** for replacement of a bridge with a box culvert in Section 36 Grant Twp, located ½ mile south of C-49. Carried.

Motion by Vail to approve and to authorize the Chairman to sign and the auditor to attest, the application for TEA-21 funding in 2006, for **Project #FM-CO11(53)—55-11** to resurface C-25 from M-36 to Hwy 71, there being a 60%-40% (\$550,000 total, with \$220,000 as the county's share) cost share. Carried.

Engineer Ites reported his 2003 committee assignments: state FM Review Board, ICEA Highway Needs, ICEA Executive Board, and state Research Board Committee as alternate.

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For purposes of planning contract work, Ites asked about the timing for transfer of future Local Option Sales Tax funds from the Rural fund. The funds are due to the **Secondary Road fund** in July, but this year were not transferred until December. Sufficient funds were available in July and should have been transferred at that time. Timing of the transfer depends upon the rural fund ending balance. The purchase of a new spray truck after 7/1/03, might delay the FY'04 transfer until August.

Motion by Burnside to **appropriate** to the secondary road department the remaining 5% of its FY'03 budget. Carried.

Lanphere discussed the timing of the bonding process and the length of time it takes to actually have the funds in hand. A straight loan from a bank(s) could potentially be faster than bonding. There is some urgency in getting the **dredge** and other equipment moved by the March 15 deadline. With good winter weather right now, it would be a shame to delay the moving process because the funds weren't available. The availability of the crane which is needed to lift the dredge off the lake, will also be a factor. The cost of moving the dredge is estimated at \$30,000-\$40,000.

The Board asked EnvironHealth/Zoning Director Kim Johnson about **BilMar's** proposal to build their own lagoon. The county's zoning ordinance would permit the lagoon in the proposed area. Environmental concerns exist since the soil has only a 2-5 ft water table. The plan is to remove effluent by irrigation to nearby crop ground. Odor may be an issue. The lagoon would be 25' deep (15' below ground) with a 2' freeboard.

Motion by Vail to set a public hearing for the **subdivision request** of Lou Morris for 8:35 a.m. January 20 in the boardroom. Carried.

A phone call to County Attorney Phil Havens confirmed that the McCook Lake Isaac Walton League has approved the purchase agreement for the **dredge**, and the agreement has been sent to Florida for the League's president for signature.

John Geist, Ruan Securities, presented four bond schedules (for the **dredge**) for the Board's consideration including both 8 and 10 year schedules with 3 and 7 year call dates. If the board signs a letter of intent today, then the bonding attorney would prepare the issuance resolution for action on 1/20 with a 2/7 closing date at which time the funds would be wired to us. If signed today, the letter of intent would bind these rates and the bonds would be marketed on a 'when and if' basis, in case the deal would fall through. The board has been looking at other options, so may not be ready to sign the letter today. Of the schedules presented, Lanphere favors the 10 year, callable after 3 years, proposal due to its flexibility for these uncertain economic times. Gustafson isn't comfortable with the payment schedule and would prefer to not sign the letter of intent today. Motion by Gustafson to table action on the letter of intent until Thursday, January 16. Carried. For the meeting on the 16th, Geist will prepare a 12 year schedule, callable after 3 years.

Supervisor Lanphere introduced the resolution hereinafter next set out and moved its adoption, seconded by Supervisor Burnside; and after due consideration thereof by the Board, the Chairperson put the question upon the adoption of the said resolution and the roll being called, the following named Supervisors voted: Ayes: Burnside, Gustafson, Lanphere, Vail, Crampton, Nays: none.

Whereupon, the Chairperson declared the resolution duly adopted as hereinafter set out.

RESOLUTION NO. 2003-1-14

To fix a date for a public hearing on the issuance of anticipatory warrants in a principal amount not to exceed \$1,900,000.

BUENA VISTA COUNTY

WHEREAS, Buena Vista County, State of Iowa (the "County"), is authorized pursuant to Chapter 74 and Chapter 331 of the Code of Iowa to issue warrants in anticipation of revenues to be received for the County General Fund; and

WHEREAS, this Board finds it necessary to anticipate the receipt of certain revenues for the County General Fund through the issuance of General Obligation Anticipatory Warrants in an amount not to exceed \$1,900,000 (the "Warrants") in order to make it possible to make payments from the General Fund; and

WHEREAS, it is necessary to fix a date of meeting of the Board at which it is proposed to take action for the issuance of the Warrants and to give notice thereof;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Buena Vista County, Iowa, as follows:

Section 1. This Board shall meet on the 20th day of January, 2003, at the Boardroom of the Buena Vista County Courthouse, in the County, at 9 o'clock a.m., at which time and place a hearing will be held and proceedings will be instituted and action taken to issue the Warrants.

Section 2. The County Auditor is hereby directed to give notice of the proposed action to issue the Warrants setting forth the amount and purpose thereof, the time when and place where the said meeting will be held by publication at least once and not less than 4 days before the meeting, in a legal newspaper which has a general circulation in the County. The notice shall be in substantially the following form:

NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS TO ISSUE ANTICIPATORY WARRANTS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$1,900,000 (GENERAL OBLIGATION)

The Board of Supervisors of Buena Vista County, Iowa, will meet on the 20th day of January, 2003, at the Boardroom of the Buena Vista County Courthouse, in the County, at 9 o'clock a.m., for the purpose of instituting proceedings and taking action to issue anticipatory warrants (the "Warrants") in a principal amount not to exceed \$1,900,000 in order to make payments from the General Fund pending the receipt of property tax revenues.

The Warrants are proposed to be issued pursuant to the provisions of Chapter 74 of the Code of Iowa in anticipation of the receipt of property tax revenue and, when issued, will constitute general obligations of the County secured by a pledge of ad valorem tax receipts and other moneys in the General Fund of the County.

At the aforementioned time and place, the Board shall receive oral or written objections from any resident or property owner of the County.

By order of the Board of Supervisors of Buena Vista Co, IA. Karen Strawn, Co. Auditor

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved January 14, 2003.

/s/ Herb Crampton, Chairperson, Board of Supervisors Attest: /s/ Karen M. Strawn, County Auditor

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Weed Commissioner Norm Lund asked the board about the status of purchasing a new vehicle. The current truck is using more oil, the tires are shot, and the transmission is beginning to have problems. If they are to take over the weed department, the Conservation Board wants to begin with a new truck. Motion by Lanphere to authorize the Chairman to sign a letter authorizing Lund to order the truck for delivery and payment after 7/1/03. Carried.

Motion by Vail to set the date and time of public hearing on the 2nd budget amendment to the FY'03 Buena Vista County budget as January 28, 2003, at 8:30 a.m. in the Boardroom and to direct the auditor to publish proper notice as required. Carried.

Motion by Lanphere to approve and to authorize the Chairman to sign the FY'03 County Budget Conversion Resolution 2003-01-14a which converts the FY'03 County Budget to the Revised Chart of Accounts adopted by the County Finance Committee, there being no other changes to the county's budget included in this conversion including no changes to expenditures, revenues or other financing sources or uses. Carried.

Motion by Burnside to approve the minutes of the 1/7 minutes as corrected, and the following reports: December budget reports; BV County Employee Health Fund – through 1/14/03; December & 2nd Qtr Clerk's fine-forfeitures-surcharges; 12/4/02 minutes of the Communications Commission; 2nd Qtr Sheriff's fees. Carried. Also reviewed were: 11/14/02 NWPIDC minutes, and the Dec Mangold monitoring & testing reports for Spectra lagoon. Carried.

The auditor reported that a change in the way Wellmark administers flex benefit reimbursements to county employees has resulted in a significant delay in receiving those funds. Motion by Vail to approve and to authorize the auditor to issue warrants to Wellmark upon receipt of the notice of amount due, rather than waiting to issue the warrants on the next regular claims paying date. Carried.

There being no further business, motion by Vail to adjourn at 3:20 p.m. until Tuesday, January 14 at 8:30 a.m. for a regular meeting. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FOURTH MEETING, 2003 SESSION (4) JANUARY 16, 2003

The Buena Vista County Board of Supervisors met in special session on Thursday, January 16, 2003 at 1:00 P.M. in the Boardroom with Vice-Chairman Burnside presiding and with the following other members present: Lanphere Gustafson and Vail and with Auditor Karen Strawn as clerk for the meeting. Absent: Crampton.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Lanphere, Gustafson, Vail and Burnside. Nays: none. Abstentions: none.

Motion by Vail to approve the minutes of the 1/14 meeting as printed. Carried.

BUENA VISTA COUNTY

John Geist, Ruan Securities, presented a new bond schedules for 12 years, and updated schedules for 8 and 10 years, all callable after 3 years. After brief discussion, he left the boardroom so that the board could meet with representatives of two local financial institutions.

Harry Schaller, Citizen's 1st National, and Ben Guenther, 1st Federal of the Midwest, discussed obtaining financing directly from the local financial institutions. A loan could be offered with the following terms: funds available on a draw down basis, bank qualified (letter from an attorney that the project is tax exempt by both state and federal – to be obtained at county expense), level principal payments to be paid either quarterly or semi-annual, at 3.95% interest. The board also briefly discussed the county's need for a loan from which to make payments by anticipatory warrant. The county is interested in dealing directly with the local institutions for these funds. The board thanked Schaller and Guenther for their interest.

The board reviewed the comparative costs for the two sources of financing. Geist returned to answer any further questions of the board. Motion by Gustafson to select the 10 year, callable in 3 yr. bond schedule and to authorize the Vice-Chairman to sign the letter of intent with Ruan Securities to assist the Board in financing \$575,000 in General Obligation Dredging Equipment Notes for the Storm Lake Silt Removal project. Carried.

Pursuant to Chapter 50.24 of the 2001 Code of Iowa, and upon completion of the canvass of the January 14, 2002, special State Senate District 26 election, motion by Gustafson to declare the results as follows: total voters 2,277, Don Mason – 944, Steve Kettering – 1,256, and to direct the auditor to prepare the abstract of votes for the Secretary of State, as required. Carried.

The board noted that some thought needs to be given to the way courthouse parking needs may change after the driver's license services begin to be offered on January 29.

There being no further business, motion by Vail to adjourn at 3:20 p.m. until Monday, January 20 at 8:30 a.m. for a special meeting. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FIFTH MEETING, 2003 SESSION (5) JANUARY 20, 2003

The Buena Vista County Board of Supervisors met in special session on Monday, January 20, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Karen Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Lanphere, Gustafson, Vail and Crampton. Nays: none. Abstentions: none.

8:30a.m.—The time having arrived for the public hearing on the subdivision request of Bethphage Mission, the Chairman opened the hearing with no interested persons present. Zoning Director Kim Johnson stated that Bethphage Mission and Laurens-Marathon school, joint owners of the property, are dividing the parcel so that Bethphage Mission can sell its interest. The Zoning Commission

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has accepted the Director's recommendation for approval and has recommended that the Board allow it. There being no objections, motion by Vail to close the public hearing. Carried.

Motion by Gustafson to approve and to authorize the Chairman to sign resolution #2003-01-20-A approving Bethpage Mission's subdivision request. Carried.

RESOLUTION 2003-01-20-A

WHEREAS, Bethpage Mission has presented a preliminary and final plat on the following described property:

DESCRIPTION: LOT B

A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE SOUTHWEST QUARTER (N½ SW¼) OF SECTION 26, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northwest (NW) Corner of the Southwest Quarter (SW¼) of said Section 26; Thence on an assumed bearing of South 00°00'00" West, along the West line of said Southwest Quarter (SW¼), 177.89 feet to the Point of Beginning. Thence North 89°44'20" East, 2,649.76 feet to the East line of said Southwest Quarter (SW¼); Thence South 00°08'32" West, along said East line, 811.10 feet; Thence South 89°44'20" West 2,647.75 feet to the West line of said Southwest Quarter (SW¼); Thence North 00°00'00" East, along said West line, 811.10 feet to the Point of Beginning.

Hereafter known as Lot B of Section 26, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 49.32 Acres and is subject to all easements of record.

WHEREAS, the final plats meet with the approval of the Zoning Commission subject to the following if any: None

WHEREAS, the final plat meets with the approval of the Board subject only to the following if any: None

NOW THEREFORE, BE IT RESOLVED by the Buena Vista County, Iowa Board of Supervisors that:

DESCRIPTION: LOT B

A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE SOUTHWEST QUARTER (N½ SW¼) OF SECTION 26, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northwest (NW) Corner of the Southwest Quarter (SW¼) of said Section 26; Thence on an assumed bearing of South 00°00'00" West, along the West line of said Southwest Quarter (SW¼), 177.89 feet to the Point of Beginning. Thence North 89°44'20" East, 2,649.76 feet to the East line of said Southwest Quarter (SW¼); Thence South 00°08'32" West, along said East line, 811.10 feet; Thence South 89°44'20" West 2,647.75 feet to the West line of said Southwest Quarter (SW¼); Thence North 00°00'00" East, along said West line, 811.10 feet to the Point of Beginning.

Hereafter known as Lot B of Section 26, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa; is hereby accepted subject to the following if any, none.

BE IT FURTHER RESOLVED that this Resolution shall be affixed to the final plat of:

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DESCRIPTION: LOT B

A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE SOUTHWEST QUARTER (N½ SW¼) OF SECTION 26, TOWNSHIP 92 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northwest (NW) Corner of the Southwest Quarter (SW¼) of said Section 26; Thence on an assumed bearing of South 00°00'00" West, along the West line of said Southwest Quarter (SW¼), 177.89 feet to the Point of Beginning. Thence North 89°44'20" East, 2,649.76 feet to the East line of said Southwest Quarter (SW¼); Thence South 00°08'32" West, along said East line, 811.10 feet; Thence South 89°44'20" West 2,647.75 feet to the West line of said Southwest Quarter (SW¼); Thence North 00°00'00" East, along said West line, 811.10 feet to the Point of Beginning.

Hereafter known as Lot B of Section 26, Township 92 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa; and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 20th day of January, 2003

/s/ Herb Crampton, Chair, Board of Supervisors

/s/ Karen M. Strawn, Auditor

Environmental Health Director Kim Johnson reported that funding in the grants to counties program for **well testing and closure** will be decreased to \$13,130 in FY'04 from the current \$16,500 this year. The funds will now be received from the Iowa Department of Public Health instead of the IDNR. Motion by Burnside to approve and to authorize the Chairman to sign the grants to counties in the amount of \$13,130 for FY'04. Carried.

Motion by Vail to approve and to authorize Kim Johnson as the designated agent on the Iowa Dept. of Public Health '**grants to counties**' documents. Carried.

8:35 a.m.—The time having arrived for the public hearing on the **subdivision request** of the Morris Farm Partnership, the Chairman opened the hearing with no interested persons present. Zoning Director Kim Johnson stated that objections had been received to the proposal to divide the property into several smaller parcels. The Zoning Commission has accepted the Director's recommendation for approval and has recommended that the Board allow it. Motion by Burnside to close the public hearing. Carried.

Motion by Vail to approve and to authorize the Chairman to sign resolution #2003-01-20-B approving the Morris Farm Partnership's subdivision request. Carried.

RESOLUTION 2003-01-20-B

WHEREAS, Morris Farm Partnership has presented a preliminary and final plat on the following described properties:

DESCRIPTION: LOT A

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE¼ NE¼) OF SECTION 12, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northeast (NE) Corner of the Northeast Quarter of the Northeast Quarter (NE¼ NE¼) of said Section 12; Thence on a true bearing of North 88° 16' 38" West, along the North Line of said Northeast Quarter of the Northeast Quarter (NE¼ NE¼), 946.27 feet to the centerline of the Little Sioux River. Thence along said centerline the following courses, South 26°16'13" East, 12.07 feet; Thence South 37°15'25" East, 128.49 feet; Thence South 71°45'23" East, 79.17 feet; Thence South 79°38'38"

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East, 112.50 feet; Thence North 76°11'43" East, 154.88 feet; Thence South 76°35'19" East 100.68 feet; Thence South 48°15'40" East, 71.04 feet; Thence South 30°23'02" East, 178.39 feet; Thence South 55°36'16" East, 199.79 feet; Thence South 87°34'46" East, 83.55 feet; Thence North 83°08'09" East, 44.88 feet to the East line of said Northeast Quarter of the Northeast Quarter (NE¼ NE¼); Thence North 01°01'10" West, along said East Line, 428.33 feet to the Point of Beginning.

Tract contains 4.77 Acres and is subject to all easements of record.

Hereafter known as Lot A of Section 12, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

DESCRIPTION: LOT D

A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE SOUTH HALF (N½ S½) OF SECTION 1, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northwest (NW) Corner of the Southwest Quarter (SW¼) of said Section 1; Thence on a true bearing of South 88°05'41" along the North Line of said Southwest Quarter (SW¼), 2,543.67 feet to the Northeast (NE) Corner of said Southwest Quarter (SW¼); Thence South 88°40'05" East along the North Line of the Southeast Quarter (SE¼), 1,862.11 feet; thence South 18°32'24" West, 286.38 feet; Thence South 55°10'30" West, 297.18 feet; Thence South 67°13'34" West, 34.57 feet; Thence South 84°09'07" West, 153.94 feet; Thence South 12°11'13" West, 162.87 feet; Thence South 35°02'02" West, 72.59 feet; Thence South 04°07'42" West, 315.71 feet; Thence North 85°10'45" West, 69.56 feet; Thence South 08°08'20" West, 54.83 feet to the centerline of a county road; Thence along said centerline on the arc of a 247.07 foot radius curve concave southerly, 96.89 feet, having a chord which bears North 72°41'25" West, for 96.27 feet; Thence continuing along said centerline, North 83°55'28" West, 355.94 feet; Thence continuing along said centerline on the arc of a 980.40 foot radius curve concave southerly 196.40 feet, having a chord which bears North 89°39'48" West, for 196.07 feet; Thence continuing along said centerline, South 84° 35' 52" West, 419.16 feet; Thence continuing along said centerline on the arc of a 165.57 foot radius curve concave southeasterly, 252.42 feet, having a chord which bears South 40°55'21" West, for 228.67 feet; Thence continuing along said centerline, South 02°45'06" East, 94.34 feet to the South line of North Half of the South Half (N½ S½) of said Section 1; Thence North 87°52'47" West along said South Line, 2,534.09 feet to the Southwest (SW) Corner of the Northwest Quarter of the Southwest Quarter (NW¼ SW¼); Thence North 01°14'50" East along the West Line of said Northwest Quarter of the Southwest Quarter (NW¼ SW¼), 1,325.70 feet to the Point of Beginning.

Hereafter known as Lot D of Section 1, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 113.34 Acres and is subject to all easements of record.

DESCRIPTION: LOT E

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER (SE¼) OF SECTION 1, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northeast (NE) Corner of the Southeast Quarter (SE¼) of said Section 1; Thence North 88°40'05" West, along the North line of said Southeast Quarter (SE¼), 737.78 feet; Thence South 18°32'24" West, 286.38 feet; Thence South 55°10'30" West, 297.18 feet; Thence South 67°13'34" West, 34.57 feet; Thence South 84°09'07" West, 153.94 feet; Thence South 12°11'13" West, 162.87 feet; Thence South 35°02'02" West, 72.59 feet; Thence South 04°07'42" West, 315.71 feet; Thence north 85°10'45" West, 69.56 feet; Thence South 08°08'20" West, 54.83 feet to the centerline of a public roadway; Thence along said centerline on the arc of a 247.07 radius curve concave southwesterly, 83.85 feet, having a chord which bears South 51°44'02" East, for 83.45 feet; Thence continuing along said

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centerline South 42°00'42" East, 397.50 feet; Thence continuing along said centerline along the arc of a 315.38 foot radius curve concave northerly, 397.41 feet, having a chord which bears South 78°06'39" East, for 371.64 feet; Thence continuing along said centerline, North 65°47'25" East, 205.93 feet; Thence continuing along said centerline along the arc of a 997.19 foot radius curve concave northwesterly, 304.57 feet, having a chord which bears North 57°02'25" East, for 303.39 feet; Thence continuing along said centerline, North 48°17'25" East, 273.11 feet; Thence continuing along said centerline on the arc of a 230.81 foot radius curve concave southeasterly 89.65 feet, having a chord which bears North 59°25'05" East, for 89.09 feet to intersect with the East line of said Southeast Quarter (SE¼); Thence North 00°53'31" East, along said East line, 982.26 feet to the Point of Beginning.

Tract contains 35.12 Acres and is subject to all easements of record.

Hereafter referred to as Lot E of Section 1, Township 93 North, Range 37 West of the 5th P.M., Buena Vista County, Iowa.

DESCRIPTION: LOT F

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER (SE¼) OF SECTION 1, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) Corner of the Southeast Quarter (SE¼) of said Section 1; Thence on a true bearing of North 88°16'38" West, along the South Line of said Southeast Quarter (SE¼), 946.27 feet to the centerline of the Little Sioux River; Thence along said centerline the following courses, North 26°16'13" West, 78.57 feet; Thence North 02°38'55" West, 200.54 feet; Thence North 47°25'08" West, 120.74 feet; Thence North 67°42'56" West, 82.03 feet; Thence North 85°26' 58" West, 46.86 feet; Thence departing from said centerline on a line bearing North 06°36'51" West, 40.62 feet; Thence North 34°46'27" West, 280.73 feet; Thence North 51°27'31" East, 171.12 feet; Thence North 50°57'09" East, 224.49 feet; Thence North 50°57'54" East, 229.49 feet; Thence North 22°38'59" East, 77.32 feet, to the centerline of a county roadway. Thence along said centerline on the arc of a 315.38 foot radius curve, concave northerly 156.72 feet, having a chord which bears North 80°01'34" East, for 155.12 feet; Thence continuing along said centerline, North 65°47'25" East, 205.93; Thence continuing along said centerline on the arc of a 997.19 foot radius curve concave northwesterly, 304.57 feet, having a chord which bears North 57°02'25" East, for 303.39 feet; Thence continuing along said centerline North 48°17'25" East, 273.11 feet; Thence continuing along said centerline on the arc of a 230.81 foot radius curve, concave southeasterly 89.65 feet, having a chord which bears North 59°25'05" East, for 89.09 feet, to the East line of said Southeast Quarter (SE¼); Thence South 00°53'31" West, along said East Line, 1,654.23 feet to the Point of Beginning.

Hereafter known as Lot F of Section 1, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 32.85 Acres and is subject to a Twenty (20) foot access easement benefiting Lot G, and to all other easements of record.

DESCRIPTION: LOT G

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER (SE¼) OF SECTION 1, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southwest (SW) Corner of the Southeast Quarter (SE¼) of said Section 1; Thence on a true bearing of South 88°16'38" East, along the South Line of said Southeast Quarter (SE¼), 1,645.49 feet to the centerline of the Little Sioux River; Thence along said centerline the following courses, North 26°16'13" West, 78.57 feet Thence North 02°38'55" West 200.54 feet; Thence North 47°25'08" West, 120.74 feet; Thence North 67°42'56" West, 82.03 feet; Thence North 85°26'58" West, 46.86 feet; Thence

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departing from said centerline along a line which bears North 06°36'51" West 40.62 feet; Thence North 34°46'27" West, 280.73 feet; Thence North 51°27'31" East, 171.12 feet; Thence North 50°57'09" East, 224.49 feet; Thence North 50°57'54" East, 229.49 feet; Thence North 22°38'59" East, 77.32 feet to the centerline of a county road; Thence along said centerline on the arc of a 315.38 foot radius curve concave northeasterly, 240.69 feet, having a chord which bears North 63°52'30" W West, for 234.89 feet; Thence continuing along said centerline, North 42°00'42" West, 397.50 feet; Thence continuing along said centerline on the arc of a 247.07 foot radius curve concave southwesterly, 180.74 feet having a chord which bears North 62°58'05" West, for 176.73 feet; Thence continuing along said centerline, North 83°55'28" West, 75.05 feet; Thence departing from said centerline along a line which bears South 13°17'35" East, 618.51 feet; Thence South 24°52'34" West, 51.74 feet; Thence North 63°48'57" West, 130.16 feet; Thence North 28°48' 08" West, 193.03 feet; Thence North 80°12'34" West, 211.64 feet; Thence South 80°53'04" West, 181.73 feet; Thence North 37°14'55" West, 171.63 feet; Thence South 56°57'38" West, 18.29 feet; Thence North 45°24'30" West, 114.37 feet; Thence South 61°35'04" West, 110.51 feet; Thence South 31°40'29" East, 307.60 feet; Thence South 25°06'23" East, 226.37 feet; Thence South 37°42'03" West, 29.50 feet; Thence North 77°57'36" West, 230.79 feet; Thence North 69°10'35" West, 104.40 feet; Thence South 85°34'50" West, 163.72 feet to the West Line of the Southwest Quarter of the Southeast Quarter (SW¼ SE¼); Thence South 00°36'41" West, along said West Line, 881.60 feet to the Point of Beginning.

Tract contains 40.01 Acres and is subject to all easements of record.

Hereafter referred to as Lot G of Section 1, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

DESCRIPTION: LOT H

A TRACT OF LAND LOCATED IN THE SOUTH HALF (S½) OF SECTION 1, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) Corner of the Northeast Quarter of the Southwest Quarter (NE¼ SW¼); Thence N 87°52' 47" W. along the South line of said Northeast Quarter of the Southwest Quarter (NE¼ SW¼); 20.03 feet to the centerline of a county roadway; Thence North 02°45'06" West, along said centerline, 94.34 feet; Thence continuing along said centerline on the arc of a 165.57 foot radius curve concave easterly; 252.42 feet, having a chord which bearings North 40°55'21" East, for 228.67 feet; Thence continuing along said centerline, North 84°35'52" East, 419.16 feet; Thence continuing along said centerline along the arc of a 980.40 foot radius curve concave southerly, 196.40 feet, having a chord which bears South 89°39'48" East, for 196.07 feet; Thence continuing along said centerline, South 83°55'28" East, 280.89 feet; Thence departing from said centerline along a line which bears South 13°17'35" East, 618.51 feet; Thence South 24°53'34" West, 51.74 feet; Thence North 63°48'57" West, 130.16 feet; Thence North 28°48'08" West, 193.03 feet; Thence North 80°12'34" West, 211.64 feet; Thence South 80°53'04" West, 181.73 feet; Thence North 37°14'55" West, 171.63 feet; Thence South 56°57'38" West, 18.29 feet; Thence North 45°24'30" West, 114.37 feet; Thence South 61°35'04" West, 110.51 feet; Thence South 31°40'29" East, 307.60 feet; Thence South 25°06'23" East, 226.37 feet; Thence South 37°42'03" West, 29.50 feet; Thence North 77°57'36" West, 230.79 feet; Thence North 69°10'35" West, 104.40 feet; Thence South 85°34'50" West, 163.72 feet to the West line of the Southwest Quarter of the Southeast Quarter (SW¼ SE¼); Thence North 00°36'41" East along said West line, 401.88 feet to the Point of Beginning.

Tract contains 13.16 Acres and is subject to all easements of record.

Hereafter referred to as Lot H of Section 1, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

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WHEREAS, the final plats meet with the approval of the Zoning Commission subject to the following if any: Lot A of Section 12, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa becomes an undividable part of Lot F of Section 1, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa, and is not a buildable lot of its own.

WHEREAS, the final plat meets with the approval of the Board subject only to the following if any: Lot A of Section 12, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa becomes an undividable part of Lot F of Section 1, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa, and is not a buildable lot of its own.

NOW THEREFORE, BE IT RESOLVED by the Buena Vista County, Iowa Board of Supervisors that:

DESCRIPTION: LOT A

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE¼ NE¼) OF SECTION 12, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northeast (NE) Corner of the Northeast Quarter of the Northeast Quarter (NE¼ NE¼) of said Section 12; Thence on a true bearing of North 88° 16' 38" West, along the North Line of said Northeast Quarter of the Northeast Quarter (NE¼ NE¼), 946.27 feet to the centerline of the Little Sioux River. Thence along said centerline the following courses, South 26°16'13" East, 12.07 feet; Thence South 37°15'25" East, 128.49 feet; Thence South 71°45'23" East, 79.17 feet; Thence South 79°38'38" East, 112.50 feet; Thence North 76°11'43" East, 154.88 feet; Thence South 76°35'19" East 100.68 feet; Thence South 48°15'40" East, 71.04 feet; Thence South 30°23'02" East, 178.39 feet; Thence South 55°36'16" East, 199.79 feet; Thence South 87°34'46" East, 83.55 feet, Thence North 83°08'09" East, 44.88 feet to the East line of said Northeast Quarter of the Northeast Quarter (NE¼ NE¼); Thence North 01°01'10" West, along said East Line, 428.33 feet to the Point of Beginning.

Tract contains 4.77 Acres and is subject to all easements of record.

Hereafter known as Lot A of Section 12, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

DESCRIPTION: LOT D

A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE SOUTH HALF (N½ S ½) OF SECTION 1, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northwest (NW) Corner of the Southwest Quarter (SW¼) of said Section 1; Thence on a true bearing of South 88°05'41" along the North Line of said Southwest Quarter (SW¼), 2543.67 feet to the Northeast (NE) Corner of said Southwest Quarter (SW¼); Thence South 88°40'05" East along the North Line of the Southeast Quarter (SE¼), 1862.11 feet; thence South 18°32'24" West, 286.38 feet; Thence South 55°10'30" West, 297.18 feet; Thence South 67°13'34" West, 34.57 feet; Thence South 84°09'07" West, 153.94 feet; Thence South 12°11'13" West, 162.87 feet; Thence South 35°02'02" West, 72.59 feet; Thence South 04°07'42" West, 315.71 feet; Thence North 85°10'45" West, 69.56 feet; Thence South 08°08'20" West, 54.83 feet to the centerline of a county road; Thence along said centerline on the arc of a 247.07 foot radius curve concave southerly, 96.89 feet, having a chord which bears North 72°41'25" West, for 96.27 feet; Thence continuing along said centerline, North 83°55'28" West, 355.94 feet; Thence continuing along said centerline on the arc of a 980.40 foot radius curve concave southerly 196.40 feet, having a chord which bears North 89°39'48" West, for 196.07 feet; Thence continuing along said centerline, South 84°35'52" West, 419.16 feet; Thence continuing along said centerline on the arc of a 165.57 foot radius curve concave southeasterly, 252.42 feet, having a chord which bears South 40°55'21" West, for 228.67 feet; Thence continuing along said centerline, South 02° 45' 06" East, 94.34 feet to the South line of North Half of the South Half (N½ S½) of said Section 1; Thence North 87°52'47" West along said South Line, 2,534.09 feet to the Southwest (SW) Corner of the Northwest Quarter of the

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Southwest Quarter (NW¼ SW¼); Thence North 01°14'50" East along the West Line of said Northwest Quarter of the Southwest Quarter (NW¼ SW¼), 1325.70 feet to the Point of Beginning.

Hereafter known as Lot D of Section 1, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 113.34 Acres and is subject to all easements of record.

DESCRIPTION: LOT E

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER (SE¼) OF SECTION 1, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northeast (NE) Corner of the Southeast Quarter (SE¼) of said Section 1; Thence North 88°40'05" West, along the North line of said Southeast Quarter (SE¼), 737.78 feet; Thence South 18°32'24" West, 286.38 feet; Thence South 55°10'30" West, 297.18 feet; Thence South 67°13'34" West, 34.57 feet; Thence South 84°09'07" West, 153.94 feet; Thence South 12°11'13" West, 162.87 feet; Thence South 35°02'02" West, 72.59 feet; Thence South 04°07'42" West, 315.71 feet; Thence north 85°10'45" West, 69.56 feet; Thence South 08°08'20" West, 54.83 feet to the centerline of a public roadway; Thence along said centerline on the arc of a 247.07 radius curve concave southwesterly, 83.85 feet, having a chord which bears South 51°44'02" East, for 83.45 feet; Thence continuing along said centerline South 42°00'42" East, 397.50 feet; Thence continuing along said centerline along the arc of a 315.38 foot radius curve concave northerly, 397.41 feet, having a chord which bears South 78°06'39" East, for 371.64 feet; Thence continuing along said centerline, North 65°47'25" East, 205.93 feet; Thence continuing along said centerline along the arc of a 997.19 foot radius curve concave northwesterly, 304.57 feet, having a chord which bears North 57°02'25" East, for 303.39 feet; Thence continuing along said centerline, North 48°17'25" East, 273.11 feet; Thence continuing along said centerline on the arc of a 230.81 foot radius curve concave southeasterly 89.65 feet, having a chord which bears North 59°25'05" East, for 89.09 feet to intersect with the East line of said Southeast Quarter (SE¼); Thence North 00°53'31" East, along said East line, 982.26 feet to the Point of Beginning.

Tract contains 35.12 Acres and is subject to all easements of record.

Hereafter referred to as Lot E of Section 1, Township 93 North, Range 37 West of the 5th P.M., Buena Vista County, Iowa.

DESCRIPTION: LOT F

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER (SE¼) OF SECTION 1, TOWNSHIP 93 NORTH, RANGE 38 WEST OT THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) Corner of the Southeast Quarter (SE¼) of said Section 1; Thence on a true bearing of North 88°16'38" West, along the South Line of said Southeast Quarter (SE¼), 946.27 feet to the centerline of the Little Sioux River; Thence along said centerline the following courses, North 26°16'13" West, 78.57 feet; Thence North 02°38'55" West, 200.54 feet; Thence North 47°25'08" West, 120.74 feet; thence North 67°42'56" West, 82.03 feet; Thence North 85°26'58" West, 46.86 feet; Thence departing from said centerline on a line bearing North 06°36'51" West, 40.62 feet; Thence North 34°46'27" West, 280.73 feet; Thence North 51°27'31" East, 171.12 feet; Thence North 50°57'09" East, 224.49 feet; Thence North 50°57'54" East, 229.49 feet; Thence North 22°38'59" East, 77.32 feet, to the centerline of a county roadway. Thence along said centerline on the arc of a 315.38 foot radius curve, concave northerly 156.72 feet, having a chord which bears North 80°01'34" East, for 155.12 feet; Thence continuing along said centerline, North 65°47'25" East, 205.93; Thence continuing along said centerline on the arc of a 997.19 foot radius curve concave northwesterly, 304.57 feet, having a chord which bears North 57°02'25" East, for 303.39 feet; Thence continuing along said centerline North 48°17'25" East,

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273.11 feet; Thence continuing along said centerline on the arc of a 230.81 foot radius curve, concave southeasterly 89.65 feet, having a chord which bears North 59°25'05" East, for 89.09 feet, to the East line of said Southeast Quarter (SE¼); Thence South 00°53'31" West, along said East Line, 1,654.23 feet to the Point of Beginning.

Hereafter known as Lot F of Section 1, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 32.85 Acres and is subject to a Twenty (20) foot access easement benefiting Lot G, and to all other easements of record.

DESCRIPTION: LOT G

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER (SE¼) OF SECTION 1, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southwest (SW) Corner of the Southeast Quarter (SE¼) of said Section 1; Thence on a true bearing of South 88°16'38" East, along the South Line of said Southeast Quarter (SE¼), 1,645.49 feet to the centerline of the Little Sioux River; Thence along said centerline the following courses, North 26°16'13" West, 78.57 feet Thence North 02°38'55" West 200.54 feet; Thence North 47°25'08" West, 120.74 feet; Thence North 67°42'56" West, 82.03 feet; Thence North 85°26'58" West, 46.86 feet; Thence departing from said centerline along a line which bears North 06°36'51" West 40.62 feet; Thence North 34°46'27" West, 280.73 feet Thence North 51°27'31" East, 171.12 feet; Thence North 50°57'09" East, 224.49 feet; Thence North 50°57'54" East, 229.49 feet; Thence North 22°38'59" East, 77.32 feet to the centerline of a county road; Thence along said centerline on the arc of a 315.38 foot radius curve concave northeasterly, 240.69 feet, having a chord which bears North 63°52'30 W West, for 234.89 feet; Thence continuing along said centerline, North 42°00'42" West, 397.50 feet; Thence continuing along said centerline on the arc of a 247.07 foot radius curve concave southwesterly, 180.74 feet having a chord which bears North 62°58'05 West, for 176.73 feet; Thence continuing along said centerline, North 83°55'28" West, 75.05 feet; Thence departing from said centerline along a line which bears South 13°17'35" East, 618.51 feet; Thence South 24°52'34" West, 51.74 feet; Thence North 63°48'57" West, 130.16 feet; Thence North 28°48'08" West, 193.03 feet; Thence North 80°12'34" West, 211.64 feet; Thence South 80°53'04" West, 181.73 feet; Thence North 37°14'55" West, 171.63 feet; Thence South 56°57'38" West, 18.29 feet; Thence North 45°24'30" West, 114.37 feet; Thence South 61°35'04" West, 110.51 feet; Thence South 31°40'29" East, 307.60 feet; Thence South 25°06'23" East, 226.37 feet; Thence South 37°42'03" West, 29.50 feet; Thence North 77°57'36" West, 230.79 feet; Thence North 69°10'35" West, 104.40 feet; Thence South 85°34'50" West, 163.72 feet to the West Line of the Southwest Quarter of the Southeast Quarter (SW¼ SE¼); Thence South 00°36'41" West, along said West Line, 881.60 feet to the Point of Beginning.

Tract contains 40.01 Acres and is subject to all easements of record.

Hereafter referred to as Lot G of Section 1, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

DESCRIPTION: LOT H

A TRACT OF LAND LOCATED IN THE SOUTH HALF (S½) OF SECTION 1, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) Corner of the Northeast Quarter of the Southwest Quarter (NE¼ SW¼); Thence N 87°52'47" W. along the South line of said Northeast Quarter of the Southwest Quarter (NE¼ SW¼); 20.03 feet to the centerline of a county roadway; Thence North 02°45'06" West, along said centerline, 94.34 feet; Thence continuing along said centerline on the arc of a 165.57 foot radius curve

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concave easterly; 252.42 feet, having a chord which bearings North 40°55'21" East, for 228.67 feet; Thence continuing along said centerline, North 84°35'52" East, 419.16 feet; Thence continuing along said centerline along the arc of a 980.40 foot radius curve concave southerly, 196.40 feet, having a chord which bears South 89°39'48" East, for 196.07 feet; Thence continuing along said centerline, South 83°55'28" East, 280.89 feet; Thence departing from said centerline along a line which bears South 13°17'35" East, 618.51 feet; Thence South 24°53'34" West, 51.74 feet; Thence North 63°48'57" West, 130.16 feet; Thence North 28°48'08" West, 193.03 feet; Thence North 80°12'34" West, 211.64 feet; Thence South 80°53'04" West, 181.73 feet; Thence North 37°14'55" West, 171.63 feet; Thence South 56°57'38" West, 18.29 feet; Thence North 45°24'30" West, 114.37 feet; Thence South 61°35'04" West, 110.51 feet; Thence South 31°40'29" East, 307.60 feet; Thence South 25°06'23" East, 226.37 feet; Thence South 37°42'03" West, 29.50 feet; Thence North 77°57'36" West, 230.79 feet; Thence North 69°10'35" West, 104.40 feet; Thence South 85°34'50" West, 163.72 feet to the West line of the Southwest Quarter of the Southeast Quarter (SW¼ SE¼); Thence North 00°36'41" East along said West line, 401.88 feet to the Point of Beginning.

Tract contains 13.16 Acres and is subject to all easements of record.

Hereafter referred to as Lot H of Section 1, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.; is hereby accepted subject to the following if any Lot A of Section 12, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa becomes an undividable part of Lot F of Section 1, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa, and is not a buildable lot of its own.

BE IT FURTHER RESOLVED that this Resolution shall be affixed to the final plat of:

DESCRIPTION: LOT A

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE¼ NE¼) OF SECTION 12, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northeast (NE) Corner of the Northeast Quarter of the Northeast Quarter (NE¼ NE¼) of said Section 12; Thence on a true bearing of North 88° 16' 38" West, along the North Line of said Northeast Quarter of the Northeast Quarter (NE¼ NE¼), 946.27 feet to the centerline of the Little Sioux River. Thence along said centerline the following courses, South 26°16'13" East, 12.07 feet; Thence South 37°15'25" East, 128.49 feet; Thence South 71°45'23" East, 79.17 feet; Thence South 79°38'38" East, 112.50 feet; Thence North 76°11'43" East, 154.88 feet; Thence South 76°35'19" East 100.68 feet; Thence South 48°15'40" East, 71.04 feet; Thence South 30°23'02" East, 178.39 feet; Thence South 55°36'16" East, 199.79 feet; Thence South 87°34'46" East, 83.55 feet, Thence North 83°08'09" East, 44.88 feet to the East line of said Northeast Quarter of the Northeast Quarter (NE¼ NE¼); Thence North 01°01'10" West, along said East Line, 428.33 feet to the Point of Beginning.

Tract contains 4.77 Acres and is subject to all easements of record.

Hereafter known as Lot A of Section 12, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

DESCRIPTION: LOT D

A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE SOUTH HALF (N½ S½) OF SECTION 1, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northwest (NW) Corner of the Southwest Quarter (SW¼) of said Section 1; Thence on a true bearing of South 88°05'41" along the North Line of said Southwest Quarter (SW¼), 2,543.67 feet to the Northeast (NE) Corner of said Southwest Quarter (SW¼); Thence South 88°40'05" East along the

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North Line of the Southeast Quarter (SE¼), 1,862.11 feet; thence South 18°32'24" West, 286.38 feet; Thence South 55°10'30" West, 297.18 feet; Thence South 67°13'34" West, 34.57 feet; Thence South 84°09'07" West, 153.94 feet; Thence South 12°11'13" West, 162.87 feet; Thence South 35°02'02" West, 72.59 feet; Thence South 04°07'42" West, 315.71 feet; Thence North 85°10'45" West, 69.56 feet; Thence South 08°08'20" West, 54.83 feet to the centerline of a county road; Thence along said centerline on the arc of a 247.07 foot radius curve concave southerly, 96.89 feet, having a chord which bears North 72°41'25" West, for 96.27 feet; Thence continuing along said centerline, North 83°55'28" West, 355.94 feet; Thence continuing along said centerline on the arc of a 980.40 foot radius curve concave southerly 196.40 feet, having a chord which bears North 89°39'48" West, for 196.07 feet; Thence continuing along said centerline, South 84°35'52" West, 419.16 feet; Thence continuing along said centerline on the arc of a 165.57 foot radius curve concave southeasterly, 252.42 feet, having a chord which bears South 40°55'21" West, for 228.67 feet; Thence continuing along said centerline, South 02°45'06" East, 94.34 feet to the South line of North Half of the South Half (N½ S½) of said Section 1; Thence North 87°52'47" West along said South Line, 2,534.09 feet to the Southwest (SW) Corner of the Northwest Quarter of the Southwest Quarter (NW¼ SW¼); Thence North 01°14'50" East along the West Line of said Northwest Quarter of the Southwest Quarter (NW¼ SW¼), 1,325.70 feet to the Point of Beginning.

Hereafter known as Lot D of Section 1, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 113.34 Acres and is subject to all easements of record.

DESCRIPTION: LOT E

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER (SE¼) OF SECTION 1, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northeast (NE) Corner of the Southeast Quarter (SE¼) of said Section 1; Thence North 88°40'05" West, along the North line of said Southeast Quarter (SE¼), 737.78 feet; Thence South 18°32'24" West, 286.38 feet; Thence South 55°10'30" West, 297.18 feet; Thence South 67°13'34" West, 34.57 feet; Thence South 84°09'07" West, 153.94 feet; Thence South 12°11'13" West, 162.87 feet; Thence South 35°02'02" West, 72.59 feet; Thence South 04°07'42" West, 315.71 feet; Thence north 85°10'45" West, 69.56 feet; Thence South 08°08'20" West, 54.83 feet to the centerline of a public roadway; Thence along said centerline on the arc of a 247.07 radius curve concave southwesterly, 83.85 feet, having a chord which bears South 51°44'02" East, for 83.45 feet; Thence continuing along said centerline South 42°00'42" East, 397.50 feet; Thence continuing along said centerline along the arc of a 315.38 foot radius curve concave northerly, 397.41 feet, having a chord which bears South 78°06'39" East, for 371.64 feet; Thence continuing along said centerline, North 65°47'25" East, 205.93 feet; Thence continuing along said centerline along the arc of a 997.19 foot radius curve concave northwesterly, 304.57 feet, having a chord which bears North 57°02'25" East, for 303.39 feet; Thence continuing along said centerline, North 48°17'25" East, 273.11 feet; Thence continuing along said centerline on the arc of a 230.81 foot radius curve concave southeasterly 89.65 feet, having a chord which bears North 59°25'05" East, for 89.09 feet to intersect with the East line of said Southeast Quarter (SE¼); Thence North 00°53'31" East, along said East line, 982.26 feet to the Point of Beginning.

Tract contains 35.12 Acres and is subject to all easements of record.

Hereafter referred to as Lot E of Section 1, Township 93 North, Range 37 West of the 5th P.M., Buena Vista County, Iowa.

DESCRIPTION: LOT F

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER (SE¼) OF SECTION 1, TOWNSHIP 93 NORTH, RANGE 38 WEST OT THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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Beginning at the Southeast (SE) Corner of the Southeast Quarter (SE ¼) of said Section 1; Thence on a true bearing of North 88°16'38" West, along the South Line of said Southeast Quarter (SE¼), 946.27 feet to the centerline of the Little Sioux River; Thence along said centerline the following courses, North 26°16'13" West, 78.57 feet; Thence North 02°38'55" West, 200.54 feet; Thence North 47°25'08" West, 120.74 feet; thence North 67°42'56" West, 82.03 feet; Thence North 85°26'58" West, 46.86 feet; Thence departing from said centerline on a line bearing North 06°36' 51" West, 40.62 feet; Thence North 34°46'27" West, 280.73 feet; Thence North 51°27'31" East, 171.12 feet; Thence North 50°57'09" East, 224.49 feet; Thence North 50°57'54" East, 229.49 feet; Thence North 22°38'59" East, 77.32 feet, to the centerline of a county roadway. Thence along said centerline on the arc of a 315.38 foot radius curve, concave northerly 156.72 feet, having a chord which bears North 80°01'34" East, for 155.12 feet; Thence continuing along said centerline, North 65°47'25" East, 205.93; Thence continuing along said centerline on the arc of a 997.19 foot radius curve concave northwesterly, 304.57 feet, having a chord which bears North 57°02'25" East, for 303.39 feet; Thence continuing along said centerline North 48°17'25" East, 273.11 feet; Thence continuing along said centerline on the arc of a 230.81 foot radius curve, concave southeasterly 89.65 feet, having a chord which bears North 59°25'05" East, for 89.09 feet, to the East line of said Southeast Quarter (SE¼); Thence South 00°53'31" West, along said East Line, 1,654.23 feet to the Point of Beginning.

Hereafter known as Lot F of Section 1, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 32.85 Acres and is subject to a Twenty (20) foot access easement benefiting Lot G, and to all other easements of record.

DESCRIPTION: LOT G

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER (SE¼) OF SECTION 1, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southwest (SW) Corner of the Southeast Quarter (SE¼) of said Section 1; Thence on a true bearing of South 88°16'38" East, along the South Line of said Southeast Quarter (SE¼), 1,645.49 feet to the centerline of the Little Sioux River; Thence along said centerline the following courses, North 26°16'13" West, 78.57 feet Thence North 02°38'55" West 200.54 feet; Thence North 47°25'08" West, 120.74 feet; Thence North 67°42'56" West, 82.03 feet; Thence North 85°26'58" West, 46.86 feet; Thence departing from said centerline along a line which bears North 06°36'51" West 40.62 feet; Thence North 34°46'27" West, 280.73 feet' Thence North 51°27'31" East, 171.12 feet; Thence North 50°57'09" East, 224.49 feet; Thence North 50°57'54" East, 229.49 feet; Thence North 22°38'59" East, 77.32 feet to the centerline of a county road; Thence along said centerline on the arc of a 315.38 foot radius curve concave northeasterly, 240.69 feet, having a chord which bears North 63°52'30 W West, for 234.89 feet; Thence continuing along said centerline, North 42°00'42" West, 397.50 feet; Thence continuing along said centerline on the arc of a 247.07 foot radius curve concave southwesterly, 180.74 feet having a chord which bears North 62°58'05 West, for 176.73 feet; Thence continuing along said centerline, North 83°55'28" West, 75.05 feet; Thence departing from said centerline along a line which bears South 13°17'35" East, 618.51 feet; Thence South 24°52'34" West, 51.74 feet; Thence North 63°48'57" West, 130.16 feet; Thence North 28°48'08" West, 193.03 feet; Thence North 80°12'34" West, 211.64 feet; Thence South 80°53'04" West, 181.73 feet; Thence North 37°14'55" West, 171.63 feet; Thence South 56°57'38" West, 18.29 feet; Thence North 45°24'30" West, 114.37 feet; Thence South 61°35'04" West, 110.51 feet; Thence South 31°40'29" East, 307.60 feet; Thence South 25°06'23" East, 226.37 feet; Thence South 37°42'03" West, 29.50 feet; Thence North 77°57'36" West, 230.79 feet; Thence North 69°10'35" West, 104.40 feet; Thence South 85°34'50" West, 163.72 feet to the West Line of the Southwest Quarter of the Southeast Quarter (SW¼ SE¼); Thence South 00°36'41" West, along said West Line, 881.60 feet to the Point of Beginning.

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Tract contains 40.01 Acres and is subject to all easements of record.

Hereafter referred to as Lot G of Section 1, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

DESCRIPTION: LOT H

A TRACT OF LAND LOCATED IN THE SOUTH HALF (S½) OF SECTION 1, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southeast (SE) Corner of the Northeast Quarter of the Southwest Quarter (NE¼ SW¼); Thence N 87°52'47" W. along the South line of said Northeast Quarter of the Southwest Quarter (NE¼ SW¼); 20.03 feet to the centerline of a county roadway; Thence North 02°45'06" West, along said centerline, 94.34 feet; Thence continuing along said centerline on the arc of a 165.57 foot radius curve concave easterly; 252.42 feet, having a chord which bearings North 40°55'21" East, for 228.67 feet; Thence continuing along said centerline, North 84°35'52" East, 419.16 feet; Thence continuing along said centerline along the arc of a 980.40 foot radius curve concave southerly, 196.40 feet, having a chord which bears South 89°39'48" East, for 196.07 feet; Thence continuing along said centerline, South 83°55'28" East, 280.89 feet; Thence departing from said centerline along a line which bears South 13°17'35" East, 618.51 feet; Thence South 24°53'34" West, 51.74 feet; Thence North 63°48'57" West, 130.16 feet; Thence North 28°48'08" West, 193.03 feet; Thence North 80°12'34" West, 211.64 feet; Thence South 80°53'04" West, 181.73 feet; Thence North 37°14'55" West, 171.63 feet; Thence South 56°57'38" West, 18.29 feet; Thence North 45°24'30" West, 114.37 feet; Thence South 61°35'04" West, 110.51 feet; Thence South 31°40'29" East, 307.60 feet; Thence South 25°06'23" East, 226.37 feet; Thence South 37°42'03" West, 29.50 feet; Thence North 77°57'36" West, 230.79 feet; Thence North 69°10'35" West, 104.40 feet; Thence South 85°34'50" West, 163.72 feet to the West line of the Southwest Quarter of the Southeast Quarter (SW¼ SE¼); Thence North 00°36'41" East along said West line, 401.88 feet to the Point of Beginning.

Tract contains 13.16 Acres and is subject to all easements of record.

Hereafter referred to as Lot H of Section 1, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.;

and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 20th day of January, 2003.

/s/ Herb Crampton, Chair, Board of Supervisors

/s/ Karen M. Strawn Auditor

9:00 a.m.—The time having arrived, the Chairman opened the hearing pursuant to prior action of the Board and to law, for the purpose of instituting proceedings to issue **General Obligation Anticipatory Warrants** in an aggregate principal amount not to exceed \$1,900,000.

The Board investigated and found that a notice of intention to institute proceedings to issue Warrants had been duly published as provided by law and that this is the time and place at which the Board shall receive oral or written objections from any resident or property owner of the County.

The County Auditor announced that no written objections had been previously filed; the Chairperson called for any oral or written objections from any resident or property owner of the County.

Don Linnan commented that if the board had reacted to some public pressure in reducing the reserves of the General Fund, the public should bear some responsibility now that the county will have interest expense and the additional workload resulting. Having no ending balance creates problems –

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there is nothing to work with. At budget time someone needs to be present to support the board in budgeting an ending balance. Gustafson noted that in some areas of the budget, spending is occurring at a faster pace than anticipated—incarceration in facilities outside of the county and detention spending can't easily be estimated, and these are costs the county is required to pay. These are circumstances which make a balance so necessary, especially if you don't project high enough. Linnan stated that he appeared today in support of levying sufficient taxes to meet the need. Vail commented that both the auditor and treasurer had advised the board against lowering the balance to zero. Norm Lund commented that if the public demands the services, the public has to expect that the taxes will be levied to provide them. There being no objections, motion by Vail to close the public hearing. Burnside to approve and authorize the Chairman to sign.

The Chairperson announced that the Board may take additional action to issue the Warrants. Burnside introduced the resolution next hereinafter set out and moved that the resolution be adopted, seconded by Supervisor Crampton. After due consideration, the Chairperson put the question on the motion and the roll being called, the following named Supervisors voted: ayes: Burnside, Gustafson, Lanphere, Vail, Crampton; nays: none.

Whereupon, the Chairperson declared the resolution duly adopted, as follows:

RESOLUTION NO. 2003-01-20-C

Taking additional action to issue General Obligation Anticipatory Warrants in an aggregate principal amount not to exceed \$1,900,000

WHEREAS, pursuant to the provisions of Chapter 74 of the Code of Iowa, the Board of Supervisors (the "Board") of Buena Vista County, Iowa (the "County") has heretofore proposed to institute proceedings to issue General Obligation Anticipatory Warrants in an aggregate principal amount not to exceed \$1,900,000 (the "Warrants") for the purpose of making payments from the General Fund pending the receipt of property tax revenues, has published notice of such proposed action in strict compliance with the provisions of Chapters 74 and 331 of the Code of Iowa and has held a hearing thereon, the County may take additional action to issue the Warrants;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Buena Vista County, Iowa, as follows:

Section 1. The Board hereby determines to issue the Warrants in the future.

Section 2. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved January 20, 2003.

/s/ Herb Crampton, Chairperson, Board of Supervisors Attest: /s/ Karen M. Strawn, County Auditor

Weed Commissioner Norm Lund reported receiving a rebate in the amount of \$1,320.00 for the weed chemical Hidep. In addition to publishing the 'notice to destroy noxious weeds', he has been distributing the notice around the county to places such as grain elevators. Due to health problems, Don Piercy will be unable to help this spring. Leon Haahr is willing to take his place and will be obtaining his CDL. Motion by Lanphere to approve the employment of Leon Haahr in the Weed Department. Carried. When the Conservation Board takes over the weed department, the applicators' certificates will be transferred from the Buena Vista County license to the BV County Conservation Board license. In addition to what they have on hand, 660 gallons of hidep are needed for this season's work. Motion by Burnside to set February 25 at 8:30 a.m. in the boardroom for the date and time for receiving bids on weed chemicals. Carried.

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With Engineer Jon Ites, the Board discussed the possibility of using Secondary Road labor and equipment to move a portion of the dredge related equipment and pipe from McCook Lake, South Dakota, to Storm Lake. Ites doesn't know if it can be done – whether the county's work comp insurance would allow for that type work, and if crossing the state line would create any problems. He needs to investigate whether it is legal. Although the workload may be slow, if it snows, there wouldn't be anyone or any equipment available. Ites would need to know when, for how long, how many employees, and what equipment would be needed. The moving needs to be complete by March 15. Lanphere asked if road employees could unload. In response to a question about work done on a ball diamond in Alta a few years ago, Ites explained that those employees volunteered, performed the work on their own time, and would not have been covered by the county's worker's comp insurance if they had been injured.

In response to an inquiry from the Hwy 3 & 71 Crossroads Motel manager, Ites reported that a county ordinance would be needed to prohibit the use of Jake brakes, and that the ordinance would need to be enforced countywide. Ites has contacted the manager.

The Chairman reviewed an estimate from Paul Park for repairs at Spectra Health Care, Inc.. Motion by Gustafson to accept the proposal of Paul Park in the amount of \$1,836.15 for the work in the restrooms as proposed, and an additional \$100 for repairs to the entrance. Carried.

Motion by Lanphere to approve the minutes of the 1/14 meeting as printed. Carried.

Communications Center Supervisor Mark Van Hooser, with Commission members Mark Prosser, Bob Christensen, and Tim Speers, were present to report that the 911 Service Board had approved a request to assist in funding the CAD software needed by the Communications Center. The 911 Board will provide \$50,000 in the current fiscal year, and an additional \$10,000 next fiscal year. The county will spend \$66,025 in budgeted funds this year, and will budget \$21,179 next fiscal year. Gustafson stated that he appreciates what the 911 Board has done. Prosser asked for direction on proceeding with the contract – will the board approve the proposal for next year's budget so that a contract can be signed and work begin according to the proposed schedule. Motion by Lanphere to approve the Communication Commission's funding proposal for this year (\$66,025) and next year (\$21,179). Carried. It was agreed that the 3/1/03 payment will be from 911 funds.

There being no further business, motion by Lanphere to adjourn until Tuesday, January 28 at 8:30 a.m. for a regular meeting. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING SIXTH MEETING, 2003 SESSION (6) JANUARY 28, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, January 28, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Karen Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

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8:30 a.m.—The time having arrived for the public hearing on the 2nd amendment to the county's FY'03 budget, the chairman opened the hearing with no interested persons present. The auditor confirmed that the notice of hearing had been published as required by law, and then reviewed the amendments to revenues and expenditures. There being no objections, motion by Burnside to close the public hearing. Carried. Motion by Lanphere to approve and to authorize the Chairman to sign the 2nd amendment to the county's FY'03 budget as published and to appropriate funds as follows:

Action	Activity	Dept	Fund	Amount
Increase	3040 health administration	23 Public Health & Homecare	0001 General	\$29,866
Increase	8010 local elections	02 Auditor/Comm'r of Elections	0002 Gen'l Supp	\$5,000
Increase	8101 drivers licensing	03 Treasurer	0001 General	\$22,000
Increase	9200 & 9210 insurance	97 Insurance	0002 Gen'l Supp	\$35,000
Increase	0220 dredge capital project	94 Storm Lake Dredge Project	1510 CapProj-Dredg	\$575,000
Increase	0100 ant warrant principal	77 Anticipatory Warrants	0001 General	\$650,000
Increase	0110 ant warrant interest	77 Anticipatory Warrants	0001 General	\$10,000

Carried.

County Treasurer Kathy Bach reported that two interest proposals had been received from local institutions on the \$1,900,000 loan for the anticipatory warrants: Central Bank, Storm Lake 1.5%, and Citizen's 1st National Bank, Storm Lake - 2.73%. Other financial institutions had expressed interest if the County would consider splitting the \$1,900,000 into two or more pieces.

Supervisor Gustafson introduced the resolution next hereinafter set out and moved that said resolution be adopted; seconded by Supervisor Burnside. After due consideration thereof by the Board, the Chairperson put the question on the motion and the roll being called, the following named Supervisors voted: ayes: Burnside, Gustafson, Lanphere, Vail, Crampton; nays: none. Whereupon, the Chairperson declared the resolution duly adopted, as follows:

RESOLUTION NO. 2003-01-28-A

Resolution providing for the issuance of a General Obligation Cashflow Warrant in an amount not to exceed \$1,900,000

WHEREAS, the Board of Supervisors (the "Board") of Buena Vista County, Iowa (the "County"), has authority to issue warrants for the purpose of making payments from the General Fund pending the receipt of property tax revenues; and

WHEREAS, it is necessary to issue a warrant (the "Warrant") at this time pursuant to the provisions of Section 331.478 of the Code of Iowa;

NOW, THEREFORE, It Is Resolved by the Board of Supervisors of Buena Vista County, Iowa, as follows:

Section 1. As authorized by Section 331.478 of the Code of Iowa, the Warrant is hereby authorized to be issued to Central Bank, Storm Lake, Iowa (the "Purchaser"), in the maximum principal amount of \$1,900,000, and the Chairperson and County Auditor are hereby authorized to execute the Warrant for and on behalf of the County and to deliver it to the Purchaser.

The Warrant shall be payable from such fund or funds of the County as are legally available for such purpose, including but not limited to future property tax revenues, and shall be dated as of the date hereof, shall mature on December 1, 2003, and shall bear interest at the rate of 1.5% per annum, payable at maturity, except as the provisions hereinafter set forth with respect to redemption prior to maturity may be or become applicable hereto.

Section 2. Advances on the Warrant may be requested by either the County Treasurer or the County Auditor in such amounts and at such times as funds are needed, and the date and amount of

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each advance shall be entered by the Purchaser on Schedule I of the Warrant, and each advance shall bear interest from the date of such entry.

Section 3. The Warrant shall be in substantially the form as attached to this resolution and shall be payable as to principal and interest in accordance with the terms set forth therein.

Section 4. The County reserves the right to prepay the principal of the Warrant in whole or from time to time in part on any date prior to maturity upon terms of par and accrued interest. All principal so prepaid shall cease to bear interest on the redemption date.

Section 5. It is the intention of the County that interest on the Warrant be and remain excluded from gross income for federal income tax purposes pursuant to the appropriate provisions of the Internal Revenue Code of 1986, as amended, and the Treasury Regulations in effect with respect thereto (all of the foregoing herein referred to as the "Internal Revenue Code"). In furtherance thereof, the County covenants to comply with the provisions of the Internal Revenue Code as they may from time to time be in effect or amended and further covenants to comply with applicable future laws, regulations, published rulings and court decisions as may be necessary to insure that the interest on the Warrant will remain excluded from gross income for federal income tax purposes. Any and all of the officers of the County are hereby authorized and directed to take any and all actions as may be necessary to comply with the covenants herein contained.

The County hereby designates the Warrant as a "Qualified Tax Exempt Obligation" as that term is used in Section 265(b)(3)(B) of the Internal Revenue Code.

Section 6. All resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed, to the extent of such conflict.

Passed and approved January 28, 2003.

/s/ Herb Crampton, Chairperson, Board of Supervisors Attest: /s/ Karen M. Strawn, Auditor

Kathy Bach presented the Treasurer's semi-annual report as of 12/31/02, reviewing particularly the six basic funds for the county's operation. The county currently holds only one long term certificate of deposit (expires 1/22/04) in the amount of \$261,788. All other invested funds are short term (expiring on or before 4/18/03).

Engineer Jon Ites reported having received 4 equipment bids for a single-axle truck, from Fitzpatrick's Auto Center, Storm Lake, Bushlow's Truck Sales, Cherokee, and two from Barry Motors, Danbury. Motion by Lanphere to accept the bid of Fitzpatrick Auto Center in the amount of \$33,900 with trade-in for a 2003 Chevrolet C8500. Carried.

The 2002 OSHA Summary of Work-Related Illnesses and Injuries report has been completed by the Engineer's office manager and is ready for posting. Motion by Burnside to approve and to authorize all board members to sign a letter recognizing and thanking secondary road employees for observing safe work practices. Carried.

Ites reported that our current insurance coverage would permit dredge moving activities by secondary road employees. The engineer provided information on the rates for labor reimbursement to the secondary road fund if those employees move the dredge &/or related equipment. Gustafson will speak to Jim Ganske about the possible assistance from the Isaac Walton Club on the category 4 equipment.

Ites discussed some of the issues that may be considered in legislation this year including what roads are proposed for transfer of jurisdiction to counties from the DOT (Hwy 197 into Albert City is on the

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list), farm-to-market roads stubs into small towns, raising the local minimum effort from 75% to 85%, changes to NPDES permitting requirements for shop sites (spill prevention plans may be needed). All of these issues came out of the "Evaluation of the State Highway System and the Road Use Tax Fund".

SLADC Executive Director Chris Nolte reported that their major effort this past year was the Visioning Process. Many good things are resulting from the meetings, including the idea of the community of Buena Vista County rather than a number of separate, small town communities. Board members asked about the SLADC economic development loan fund. The fund was established to provide 'the last piece' of financing for industrial economic development. A number of requests have been received asking for the revolving funds for a major share of the overall funding. Several very good projects including Gull Wing and Friesen of Iowa have produced very successful outcomes with some assistance from the revolving fund. SLADC's request for funding for FY'04 is the same as their FY'03 request, \$30,600 for an operating budget and \$12,360 for the spec building, however, funding for FY'03 was approved at \$30,600 and \$6,180.

Doug Svendsen, Olson Eaton Svendsen, was present to discuss insurance for the **dredge project**. The current rate for casualty on scheduled equipment is \$4.20/thous. The Lake Improvements Commission is responsible for the liability. A couple of the items on the equipment inventory should be scheduled on the auto policy. Nothing more is needed for the moving process alone. Svendsen will check on property coverage for the moving process for items other than the dredge, and then dropping those items which the county would then self-insure. Svendsen will ask the company whether the county's umbrella is adequate.

The Chairman announced that the next agenda item was the loan agreement for **dredging equipment notes**. After due consideration and discussion, Supervisor Lanphere introduced the following resolution and moved its adoption, seconded by Supervisor Burnside. The Chairperson put the question upon the adoption of said resolution, and the roll being called, the following Supervisors voted: ayes: Burnside, Gustafson, Lanphere, Vail, Crampton; nays: none. Whereupon, the Chairperson declared the resolution duly adopted as hereinafter set out.

RESOLUTION NO. 2003-01-28-B

Approving and authorizing a Loan Agreement and providing for the issuance of \$575,000 General Obligation Dredging Equipment Notes and the levy of taxes to pay the same

WHEREAS, pursuant to the provisions of Section 331.402(3) and 331.443 of the Code of Iowa, Buena Vista County, Iowa (the "County"), has heretofore proposed to contract indebtedness and enter into a loan agreement (the "Loan Agreement") in the principal amount of \$575,000 to provide funds to pay the cost, to that extent, of the acquisition of a dredge and related equipment to be used in removing silt from Storm Lake, pursuant to an agreement among the County, the Cities of Storm Lake and Lakeside and the Lake Preservation Association For Storm Lake, and has published notice of the proposed action and has held a hearing thereon;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Buena Vista County, Iowa, as follows:

Section 1. The County hereby determines to enter into a loan agreement with Ruan Securities Corporation, Des Moines, Iowa, as lender (the "Lender"), in substantially the form attached hereto, providing for a loan to the County in the principal amount of \$575,000, for the purpose set forth in the preamble hereof.

The Chairperson of the Board and the County Auditor are hereby authorized and directed to sign the Loan Agreement on behalf of the County, and the Loan Agreement is hereby approved.

Section 2. General Obligation Dredging Equipment Notes, in the aggregate principal amount of \$575,000, are hereby authorized to be issued in evidence of the obligation of the County under the Loan

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Agreement, in the denomination of \$5,000 each, or any integral multiple thereof, dated February 1, 2003, maturing on June 1 in each of the years in the principal amounts and bearing interest at the respective rates as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Interest Rate Per Annum</u>	<u>Year</u>	<u>Principal Amount</u>	<u>Interest Rate Per Annum</u>
2004	\$45,000	2.00%	2009	\$60,000	3.50%
2005	\$50,000	2.35%	2010	\$60,000	3.70%
2006	\$55,000	2.70%	2011	\$60,000	3.90%
2007	\$55,000	3.00%	2012	\$65,000	4.10%
2008	\$55,000	3.30%	2013	\$70,000	4.30%

The Buena Vista County Auditor is hereby designated as the Registrar and Paying Agent for the Notes and may be hereinafter referred to as the "Registrar" or the "Paying Agent".

The County reserves the right to prepay part or all of the Notes maturing in each of the years 2007 to 2013, inclusive, prior to and in any order of maturity on June 1, 2006, or on any date thereafter upon terms of par and accrued interest. If less than all of the Notes of any like maturity are to be redeemed, the particular part of those Notes to be redeemed shall be selected by the Registrar by lot. The Notes may be called in one or more units of \$5,000. If less than the entire principal amount of any Note in a denomination of more than \$5,000 is to be redeemed, the Registrar will issue and deliver to the registered owner thereof, upon surrender of such original Note, a new Note or Notes, in any authorized denomination, in a total aggregate principal amount equal to the unredeemed balance of the original Note. Notice of such redemption as aforesaid identifying the Note or Notes (or portion thereof) to be redeemed shall be mailed by certified mail to the registered owners thereof at the addresses shown on the County's registration books not less than 30 nor more than 60 days prior to such redemption date. All of such Notes as to which the County reserves and exercises the right of redemption and as to which notice as aforesaid shall have been given and for the redemption of which funds are duly provided, shall cease to bear interest on the redemption date.

All of the interest on the Notes shall be payable December 1, 2003, and semiannually thereafter on the first day of June and December in each year. Payment of interest on the Notes shall be made to the registered owners appearing on the registration books of the County at the close of business on the fifteenth day of the month next preceding the interest payment date and shall be paid by check or draft mailed to the registered owners at the addresses shown on such registration books. Principal of the Notes shall be payable in lawful money of the United States of America to the registered owners or their legal representatives upon presentation and surrender of the Note or Notes at the office of the Paying Agent.

The Notes shall be executed on behalf of the County with the official manual or facsimile signature of the Chairperson of the Board and attested with the official manual or facsimile signature of the County Auditor and shall have the County's seal impressed or printed thereon, and shall be fully registered Notes without interest coupons. In case any officer whose signature or the facsimile of whose signature appears on the Notes shall cease to be such officer before the delivery of the Notes, such signature or such facsimile signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery.

The Notes shall not be valid or become obligatory for any purpose until the Certificate of Authentication thereon shall have been signed by the Registrar.

The Notes shall be fully registered as to principal and interest in the names of the owners on the registration books of the County kept by the Registrar, and after such registration, payment of the principal thereof and interest thereon shall be made only to the registered owners or their legal representatives or assigns. Each Note shall be transferable without cost to the registered owner thereof only upon the registration books of the County upon presentation to the Registrar, together with either a

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written instrument of transfer satisfactory to the Registrar or the assignment form thereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

The record and identity of the owners of the Notes shall be kept confidential as provided by Section 22.7 of the Code of Iowa.

Section 3. The Notes shall be in substantially the following form:

(Form of Note)

UNITED STATES OF AMERICA

STATE OF IOWA BUENA VISTA COUNTY

GENERAL OBLIGATION DREDGING EQUIPMENT NOTE

No. _____ \$ _____

RATE

MATURITY DATE

NOTE DATE

CUSIP

February 1, 2003

Buena Vista County (the "County"), in the State of Iowa, for value received, promises to pay on the maturity date of this Note to

or registered assigns, the principal sum of _____ DOLLARS

in lawful money of the United States of America upon presentation and surrender of this Note at the office of the Buena Vista County Auditor (hereinafter referred to as the "Registrar" or the "Paying Agent"), with interest on said sum, until paid, at the rate per annum specified above from the date of this Note, or from the most recent interest payment date on which interest has been paid, on June 1 and December 1 of each year, commencing December 1, 2003, except as the provisions hereinafter set forth with respect to redemption prior to maturity may be or become applicable hereto. Interest on this Note is payable to the registered owner appearing on the registration books of the County at the close of business on the fifteenth day of the month next preceding the interest payment date, and shall be paid by check or draft mailed to the registered owner at the address shown on such registration books.

This Note shall not be valid or become obligatory for any purpose until the Certificate of Authentication hereon shall have been signed by the Registrar.

This Note is one of a series of notes (the "Notes") issued by the County to evidence its obligation under a certain Loan Agreement, dated as of February 1, 2003 (the "Loan Agreement"), entered into by the County for the purpose of providing funds to pay a portion of the cost of the acquisition of a dredge and related equipment to be used in removing silt from Storm Lake, pursuant to an agreement among the County, the Cities of Storm Lake and Lakeside and the Lake Preservation Association For Storm Lake in the County.

The Notes are issued pursuant to and in strict compliance with the provisions of Sections 331.402(3) and 331.443 of the Code of Iowa, 2001, and all other laws amendatory thereof and supplemental thereto, and in conformity with a resolution of the County Board of Supervisors authorizing and approving the Loan Agreement and providing for the issuance and securing the payment of the Notes (the "Resolution"), and reference is hereby made to the Resolution and the Loan Agreement for a more complete statement as to the source of payment of the Notes and the rights of the owners of the Notes.

BUENA VISTA COUNTY

The County reserves the right to prepay part or all of the Notes maturing in each of the years 2007 to 2013, inclusive, prior to and in any order of maturity on June 1, 2006, or on any date thereafter upon terms of par and accrued interest. If less than all of the Notes of any like maturity are to be redeemed, the particular part of those Notes to be redeemed shall be selected by the Registrar by lot. The Notes may be called in part in one or more units of \$5,000. If less than the entire principal amount of any Note in a denomination of more than \$5,000 is to be redeemed, the Registrar will issue and deliver to the registered owner thereof, upon surrender of such original Note, a new Note or Notes, in any authorized denomination, in a total aggregate principal amount equal to the unredeemed balance of the original Note. Notice of such redemption as aforesaid identifying the Note or Notes (or portion thereof) to be redeemed shall be mailed by certified mail to the registered owners thereof at the addresses shown on the County's registration books not less than 30 nor more than 60 days prior to such redemption date. All of such Notes as to which the County reserves and exercises the right of redemption and as to which notice as aforesaid shall have been given and for the redemption of which funds are duly provided, shall cease to bear interest on the redemption date.

This Note is fully negotiable but shall be fully registered as to both principal and interest in the name of the owner on the books of the County in the office of the Registrar, after which no transfer shall be valid unless made on said books and then only upon presentation of this Note to the Registrar, together with either a written instrument of transfer satisfactory to the Registrar or the assignment form hereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

The County, the Registrar and the Paying Agent may deem and treat the registered owner hereof as the absolute owner for the purpose of receiving payment of or on account of principal hereof, premium, if any, and interest due hereon and for all other purposes, and the County, the Registrar and the Paying Agent shall not be affected by any notice to the contrary.

And It Is Hereby Certified and Recited that all acts, conditions and things required by the laws and Constitution of the State of Iowa, to exist, to be had, to be done or to be performed precedent to and in the issue of this Note were and have been properly existent, had, done and performed in regular and due form and time; that provision has been made for the levy of a sufficient continuing annual tax on all the taxable property within the County for the payment of the principal of and interest on this Note as the same will respectively become due; that the faith, credit, revenues and resources and all the real and personal property of the County are irrevocably pledged for the prompt payment hereof, both principal and interest; and that the total indebtedness of the County, including this Note, does not exceed any constitutional or statutory limitations.

IN TESTIMONY WHEREOF, Buena Vista County, Iowa, by its Board of Supervisors, has caused this Note to be sealed with the facsimile of its official seal, to be executed with the duly authorized facsimile signature of its Chairperson and attested with the duly authorized facsimile signature of its County Auditor, all as of February 1, 2003.

BUENA VISTA COUNTY, IOWA

By (Facsimile Signature), Chairperson, Board of Supervisors

Attest: By (Facsimile Signature), County Auditor

(Facsimile Seal)

Registration Date: (Registration Date)

REGISTRAR'S CERTIFICATE OF AUTHENTICATION

This Note is one of the Notes described in the within-mentioned resolution.

County Auditor

ABBREVIATIONS

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The following abbreviations, when used in this Note, shall be construed as though they were written out in full according to applicable laws or regulations:

TEN COM	-	as tenants in common	UTMA _____
TEN ENT	-	as tenants by the entireties	(Custodian)
			As Custodian for _____
JT TEN	-	as joint tenants w/right of survivorship and not as tenants in common	(Minor)
			under Uniform Transfers to Minors Act

			(State)

Additional abbreviations may also be used though not in the list above.

ASSIGNMENT

For valuable consideration, receipt of which is hereby acknowledged, the undersigned assigns this Note to

_____(Please print or type name and address of Assignee)

PLEASE INSERT SOCIAL SECURITY OR OTHER IDENTIFYING NUMBER OF ASSIGNEE

and does hereby irrevocably appoint _____, Attorney, to transfer this Note on the books kept for registration thereof with full power of substitution.

Dated: _____

Signature guaranteed: _____ (Signature guarantee must be provided in accordance with the prevailing standards and procedures of the Registrar and Transfer Agent. Such standards and procedures may require signatures to be guaranteed by certain eligible guarantor institutions that participate in a recognized signature guarantee program.)

NOTICE: The signature to this Assignment must correspond with the name of the registered owner as it appears on this Note in every particular, without alteration or enlargement or any change whatever.

Section 4. The Notes shall be executed as herein provided as soon after the adoption of this resolution as may be possible and thereupon shall be delivered to the Registrar for registration, authentication and delivery to the Lender, upon receipt of the loan proceeds, and all action heretofore taken in connection with the Loan Agreement is hereby ratified and confirmed in all respects.

Section 5. As required by Chapter 76 of the Code of Iowa, and for the purpose of providing for the levy and collection of a direct annual tax sufficient to pay the interest on the Notes as it falls due, and also to pay and discharge the principal thereof at maturity, there be and there is hereby ordered levied on all the taxable property in the County in each of the years while the Notes or any of them are outstanding, a tax sufficient for that purpose, and in furtherance of this provision, but not in limitation thereof, there be and there is hereby levied on all the taxable property in the County the following direct annual tax for collection in each of the following fiscal years, to-wit:

For collection in the fiscal year beginning July 1, 2003,
sufficient to produce the net annual sum of \$70,813;

BUENA VISTA COUNTY

For collection in the fiscal year beginning July 1, 2004,
sufficient to produce the net annual sum of \$68,460;

For collection in the fiscal year beginning July 1, 2005,
sufficient to produce the net annual sum of \$72,285;

For collection in the fiscal year beginning July 1, 2006,
sufficient to produce the net annual sum of \$70,800;

For collection in the fiscal year beginning July 1, 2007,
sufficient to produce the net annual sum of \$69,150;

For collection in the fiscal year beginning July 1, 2008,
sufficient to produce the net annual sum of \$72,335;

For collection in the fiscal year beginning July 1, 2009,
sufficient to produce the net annual sum of \$70,235;

For collection in the fiscal year beginning July 1, 2010,
sufficient to produce the net annual sum of \$68,015;

For collection in the fiscal year beginning July 1, 2011,
sufficient to produce the net annual sum of \$70,675;

For collection in the fiscal year beginning July 1, 2012,
sufficient to produce the net annual sum of \$73,010.

Section 6. A certified copy of this resolution shall be filed with the County Auditor, and said Auditor is hereby instructed to enter for collection and assess the tax hereby authorized. When annually entering such taxes for collection, the County Auditor shall include the same as a part of the tax levy for Debt Service Fund purposes of the County and when collected, the proceeds of the taxes shall be converted into the Debt Service Fund of the County and set aside therein as a special account to be used solely and only for the payment of the principal of and interest on the Notes hereby authorized and for no other purpose whatsoever. Any amount received by the County as accrued interest on the Notes shall be deposited into such special account and used to pay interest due on the Notes on the first interest payment date.

Section 7. The interest or principal and both of them falling due in any year or years shall, if necessary, be paid promptly from current available funds of the County in advance of taxes levied and when the taxes shall have been collected, reimbursement shall be made to such current funds in the sum thus advanced. The County hereby pledges the faith, credit, revenues and resources and all of the real and personal property of the County for the full and prompt payment of the principal of and interest on the Notes.

Section 8. It is the intention of the County that interest on the Notes be and remain excluded from gross income for federal income tax purposes pursuant to the appropriate provisions of the Internal Revenue Code of 1986, as amended, and the Treasury Regulations in effect with respect thereto (all of the foregoing herein referred to as the "Internal Revenue Code"). In furtherance thereof, the County covenants to comply with the provisions of the Internal Revenue Code as they may from time to time be in effect or amended and further covenants to comply with the applicable future laws, regulations, published rulings and court decisions as may be necessary to insure that the interest on the Notes will remain excluded from gross income for federal income tax purposes. Any and all of the officers of the County are hereby authorized and directed to take any and all actions as may be necessary to comply with the covenants herein contained.

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The County hereby designates the Notes as "Qualified Tax Exempt Obligations" as that term is used in Section 265(b)(3)(B) of the Internal Revenue Code.

Section 9. Continuing Disclosure. The Securities and Exchange Commission (the "SEC") has promulgated certain amendments to Rule 15c2-12 under the Securities Exchange Act of 1934 (17 C.F.R. § 240.15c2-12) (the "Rule") that make it unlawful for an underwriter to participate in the primary offering of municipal securities in a principal amount of \$1,000,000 or more unless, before submitting a bid or entering into a purchase contract for the bonds, it has reasonably determined that the issuer or an obligated person has undertaken in writing for the benefit of the bondholders to provide certain disclosure information to prescribed information repositories on a continuing basis or unless and to the extent the offering is exempt from the requirements of the Rule.

The principal amount of the Notes is less than \$1,000,000. The County hereby represents that it has not issued within the six months before the date of issuance of the Notes, and that it reasonably expects that it will not issue within six months after the date of issuance of the Notes, other securities of the County of substantially the same security and providing financing for the same general purpose or purposes as the Notes. Consequently, this Board hereby finds that the Rule is inapplicable to the Notes, because the aggregate principal amount of the Notes and any other securities required to be integrated with the Notes under the Rule is less than \$1,000,000.

Section 10. All resolutions or parts thereof in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Passed and approved January 28, 2003.

/s/ Herb Crampton, Chairperson, Board of Supervisors

Attest: /s/ Karen M. Strawn, County Auditor

Motion by Gustafson to approve the minutes of the 1/20 meeting as corrected, and the following reports: Treasurer's semi-annual, December Conservation Board minutes, 1st Qtr '03 farm-to-market fund, 1-9-03 DNR lagoon site visits. Carried.

Motion by Gustafson to establish governmental funds as follows for Buena Vista County: 0025 - Jail Security Fund (generated by the inmate telephone system for use on courthouse security projects), 1510 Dredge Capital Project Fund (purchase of dredge, equipment, and associated costs), and 2005 Dredge Debt Service Fund (dredge principal and interest payments). Carried.

Motion by Vail to void and reissue the following lost warrants originally issued 7/18/01 to Conesco for cancer insurance premiums – from the General Fund #134310 for \$339.40 and #134309 for \$58.40, from Secondary Road Fund #134347 for \$119.50, and from Assessment #134374 for \$43.80. Carried.

Motion by Burnside to set public hearings as follows: for the subdivision request of Tom Plagman and Ann Sandine for a parcel in Section 20, Brooke Township as 2/11 at 8:30 a.m. in the Boardroom, and, for the subdivision request of the Gilbert Geisinger Trust for a parcel north of Expansion Blvd, Storm Lake, as February 11 at 8:35 a.m. in the Boardroom. Carried.

General Relief Director Paula Guerra was present to discuss the appeal of her decision on an application for assistance with rent &/or utilities for 1 person. Motion by Gustafson to approve payment up to \$170.00 on two utility bills. Carried.

The board discussed a recent complaint on the policy for use of the VA van. There is no policy in writing, but it has always been a first come, first serve policy. Guerra provided additional information on the event in question. The board concluded that no changes are necessary.

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There being no further business, motion by Lanphere to adjourn at 1:55 p.m. until Wednesday, January 29 at 8:30 a.m. for the first session of the departmental budget reviews. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING SEVENTH MEETING, 2003 SESSION (7) FEBRUARY 4, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, February 4, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Karen Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

Environmental Health Director Kim Johnson reviewed the procedures to be followed if the county decides to adopt a construction evaluation resolution for **confined** animal feeding operations by using the **Master Matrix**. If the Board decides to participate in the evaluation process, the resolution must be adopted during February, 2003, and the evaluation must be applied to every application, not selectively. The board will consider the adoption of the (Master Matrix) construction evaluation resolution at their 2/11 meeting 10:30 a.m.

Motion by Vail to set a public hearing for the **subdivision request** of Larry Mills for 2/11 at 8:40 a.m. in the boardroom. Carried.

John Drilling, Lakeview, was present to request the Board's consideration in selling a parcel of property to give him access to his landlocked property near Sioux Rapids. Engineer Jon Ites suggested that if the Board wanted to consider selling the property, it should first determine what interest the county has in it, then prepare a legal description, and finally advertise to sell it by sealed bid or auction or through RE agent. Or, if the county were agreeable, we could provide access by condemnation, with Drilling paying for the cost of condemnation. Lanphere asked if the county could give Drilling access without selling – (Ites: Yes). If the parcel was offered for sale and Drilling didn't end up with it, he could still ask for condemnation. The Chairman will do some research to determine what the county's interest in the property is.

Bill Fulcher was present to discuss his proposal for a tile agreement permitting him to outlet through an underground tile in the road ditch and into a drainage district. The drainage attorney has advised him that approval by the adjoining landowners to cross their property must be obtained to proceed. The agreement can be voluntary, but if not, there is a procedure. There are some additional issues with respect to paying into drainage district #1. He will make some revisions for the drainage attorney to review and meet with the Board again on 2/6 at 1:00 p.m.

Motion by Burnside to approve the **minutes** of the 1/28 meeting as corrected. Carried.

The auditor presented some preliminary information regarding the FY'04 **budget**. The Board set Thursday, February 6 at 1:00 p.m. for a budget work session.

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Motion by Lanphere to recognize the HIPAA law requirement for a Compliance/Privacy Officer, and to appoint Julie Smith as the Buena Vista County HIPAA Compliance/Privacy Officer (fka Facilitator/Coordinator). Carried.

Smith reminded the Board of the deadlines and updated members on the county's progress toward compliance with the HIPAA law. She has requested a proposal to bring the county's computer networks into compliance with the security requirements, and will be able to provide cost estimates for the FY'04 budget.

Dave Ehler, staffer for Congressman Steve King, introduced himself to the Board. Burnside noted that it may be a boost to the area to have his office in Storm Lake. Ehler asked questions about how implementation of the HIPAA law is affecting the county in terms of cost and other factors. Ehler informed the board that the Congressman has 4-lane Hwy 20 and lake dredging on his priority list. He asked what issues were problematic – the cost of law enforcement/public safety, including jail costs which are a significant problem for BV County.

There being no further business, motion by Vail to adjourn at 12:25 p.m. until Thursday, February 6 at 1:00 p.m. for a budget work session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING EIGHTH MEETING, 2003 SESSION (8) FEBRUARY 6, 2003

The Buena Vista County Board of Supervisors met in special session on Thursday, February 6, 2003 at 1:00 P.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Karen Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

Bill Fulcher discussed his proposed drainage agreement to dump into DD#1. Both the county engineer and the drainage attorney have reviewed the agreement and are satisfied that it meets both the legal and the county's administrative requirements. Motion by Burnside to approve and to authorize all Board members to sign a tiling agreement with Bill Fulcher for a project on property described as E½ W½NW¼ and E½ NW¼ Section 25, T90, R35W Newell Township, Buena Vista County, Iowa; the agreement permits Fulcher, at his own expense, to install a tile under the road ditch outletting into DD#1. Carried.

The board took up discussion of the FY'04 budget. Don Linnan was present to encourage the Board to re-build the General Fund reserves which are necessary for the orderly payment of bills during the first quarter of the fiscal year. Had the board budgeted the same ending balance for FY01 and '02 as was budgeted for FY'00, the county would have had \$830,000 more to work with to meet the requirements for FY'04.

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The board discussed a number of changes that could be considered for the FY'04 budget. They took part in a telephone conference with Bob Josten regarding the possibility of budgeting several items in the debt service fund.

There being no further business, motion by Burnside to adjourn at 4:35 p.m. until Tuesday, February 11 at 8:30 a.m. for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING NINTH MEETING, 2003 SESSION (9) FEBRUARY 11, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, February 11, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Karen Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

8:30 a.m. – The time having arrived for the public hearing on the Plagman subdivision request, the Chairman opened the hearing with no interested persons present. Zoning Director Kim Johnson reviewed the request and reported that the Zoning Commission had accepted her recommendation, and was recommending that the Board of Supervisors approve the request with lot A becoming a part of the original lot. There being no objection, motion by Vail to close the public hearing, to accept the recommendation of the Zoning Commission, and to approve and to authorize the Chairman to sign Resolution 2003-02-11A, approving preliminary and final plat requested by Tom Plagman. Carried.

RESOLUTION 2003-02-11-A

WHEREAS, Thomas Plagman and Ann Sandine have presented a preliminary and final plat on the following described properties:

TWO TRACTS OF LAND LOCATED IN THE WEST ONE-HALF (W½) OF THE SOUTHWEST QUARTER (SW¼) OF SECTION 20, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH PRINCIPAL MERIDIAN, BUENA VISTA COUNTY, IOWA, MORE COMPLETELY DESCRIBED AS FOLLOWS:

TRACT 1: Beginning at the Northwest (NW) Corner of the Southwest Quarter (SW¼) of said Section 20; thence S 00°00'00" W 844.59 feet along the West Line of the SW¼ of said Section 20 to the Point of Beginning; thence continuing S 00°00'00" W 479.82 feet to the Southwest (SW) Corner of the NW¼ of the SW¼ of said Section 20; thence N 89°10'15" E 166.51 feet along the South Line of the NW¼ of the SW¼ of said Section 20; thence N 00°13'57" E 495.75 feet; thence N 89°04'57" E 403.65 feet; thence N 82°52'12" E 258.84 feet; thence N 00°22'05" W 619.55 feet; thence N 01°16'34" W 183.62 feet to a point on the North Line of the SW¼ of said Section 20; thence S 88°55'20" W 178.31 feet along the North Line of the SW¼ of said Section 20; thence S 00°00'00" W 624.07 feet; thence S 88°18'30" W 323.84 feet; thence S 36°18'05" W 254.01 feet; thence S 83°47'20" W 169.50 feet to the Point of Beginning. Said

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tract contains 7.17 acres including all easements of record and is monumented as shown on the plat attached hereto.

TRACT 2: Beginning at the Northwest (NW) Corner of the Southwest Quarter (SW¼) of said Section 20; thence S 00°00'00" W 1,324.41 feet along the West Line of the SW¼ of said Section 20 to the Southwest (SW) Corner of the NW¼ of the SW¼ of said Section 20 and the Point of Beginning; thence continuing S 00°00'00" W 518.66 feet along the West Line of the SW¼ of said Section 20; thence S 89°49'10" E 164.38 feet; thence N 00°13'57" E 521.59 feet to a point on the South Line of the NW¼ of the SW¼ of said Section 20; thence S 89°10'15" W 166.51 feet along the South Line of the NW¼ of the SW¼ of said Section 20 to the Point of Beginning. Said tract contains 1.97 acres including all easements of record and is monumented as shown on the plat attached hereto.

SAID TRACTS, HEREAFTER KNOWN AS LOT A OF THE SW¼. of Section 20, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

WHEREAS, the final plats meet with the approval of the Zoning Commission subject to the following if any: Lot A becomes an undividable part of buyers original lot and is not a buildable lot of its own.

WHEREAS, the final plat meets with the approval of the Board subject only to the following if any: Lot A becomes an undividable part of buyers original lot and is not a buildable lot of its own.

NOW THEREFORE, BE IT RESOLVED by the Buena Vista County, Iowa Board of Supervisors that:

TWO TRACTS OF LAND LOCATED IN THE WEST ONE-HALF (W½) OF THE SOUTHWEST QUARTER (SW¼) OF SECTION 20, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH PRINCIPAL MERIDIAN, BUENA VISTA COUNTY, IOWA, MORE COMPLETELY DESCRIBED AS FOLLOWS:

TRACT 1: Beginning at the Northwest (NW) Corner of the Southwest Quarter (SW¼) of said Section 20; thence S 00°00'00" W 844.59 feet along the West Line of the SW¼ of said Section 20 to the Point of Beginning; thence continuing S 00°00'00" W 479.82 feet to the Southwest (SW) Corner of the NW¼ of the SW¼ of said Section 20; thence N 89°10'15" E 166.51 feet along the South Line of the NW¼ of the SW¼ of said Section 20; thence N 00°13'57" E 495.75 feet; thence N 89°04'57" E 403.65 feet; thence N 82°52'12" E 258.84 feet; thence N 00°22'05" W 619.55 feet; thence N 01°16'34" W 183.62 feet to a point on the North Line of the SW¼ of said Section 20; thence S 88°55'20" W 178.31 feet along the North Line of the SW¼ of said Section 20; thence S 00°00'00" W 624.07 feet; thence S 88°18'30" W 323.84 feet; thence S 36°18'05" W 254.01 feet; thence S 83°47'20" W 169.50 feet to the Point of Beginning. Said tract contains 7.17 acres including all easements of record and is monumented as shown on the plat attached hereto.

TRACT 2: Beginning at the Northwest (NW) Corner of the Southwest Quarter (SW¼) of said Section 20; thence S 00°00'00" W 1324.41 feet along the West Line of the SW¼ of said Section 20 to the Southwest (SW) Corner of the NW¼ of the SW¼ of said Section 20 and the Point of Beginning; thence continuing S 00°00'00" W 518.66 feet along the West Line of the SW¼ of said Section 20; thence S 89°49'10" E 164.38 feet; thence N 00°13'57" E 521.59 feet to a point on the South Line of the NW¼ of the SW¼ of said Section 20; thence S 89°10'15" W 166.51 feet along the South Line of the NW¼ of the SW¼ of said Section 20 to the Point of Beginning. Said tract contains 1.97 acres including all easements of record and is monumented as shown on the plat attached hereto.

SAID TRACTS, HEREAFTER KNOWN AS LOT A OF THE SW ¼. of Section 20, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa..; is hereby accepted subject to the following if any: Lot A becomes an undividable part of buyers original lot and is not a buildable lot of its own.

BE IT FURTHER RESOLVED that this Resolution shall be affixed to the final plat of: TWO TRACTS OF LAND LOCATED IN THE WEST ONE-HALF (W½) OF THE SOUTHWEST QUARTER (SW¼) OF

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SECTION 20, TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5TH PRINCIPAL MERIDIAN, BUENA VISTA COUNTY, IOWA, MORE COMPLETELY DESCRIBED AS FOLLOWS:

TRACT 1: Beginning at the Northwest (NW) Corner of the Southwest Quarter (SW $\frac{1}{4}$) of said Section 20; thence S 00°00'00" W 844.59 feet along the West Line of the SW $\frac{1}{4}$ of said Section 20 to the Point of Beginning; thence continuing S 00°00'00" W 479.82 feet to the Southwest (SW) Corner of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 20; thence N 89°10'15" E 166.51 feet along the South Line of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 20; thence N 00°13'57" E 495.75 feet; thence N 89°04'57" E 403.65 feet; thence N 82° 52'12" E 258.84 feet; thence N 00°22'05" W 619.55 feet; thence N 01°16'34" W 183.62 feet to a point on the North Line of the SW $\frac{1}{4}$ of said Section 20; thence S 88°55'20" W 178.31 feet along the North Line of the SW $\frac{1}{4}$ of said Section 20; thence S 00°00'00" W 624.07 feet; thence S 88°18'30" W 323.84 feet; thence S 36°18'05" W 254.01 feet; thence S 83°47'20" W 169.50 feet to the Point of Beginning. Said tract contains 7.17 acres including all easements of record and is monumented as shown on the plat attached hereto.

TRACT 2: Beginning at the Northwest (NW) Corner of the Southwest Quarter (SW $\frac{1}{4}$) of said Section 20; thence S 00°00'00" W 1324.41 feet along the West Line of the SW $\frac{1}{4}$ of said Section 20 to the Southwest (SW) Corner of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 20 and the Point of Beginning; thence continuing S 00°00'00" W 518.66 feet along the West Line of the SW $\frac{1}{4}$ of said Section 20; thence S 89°49'10" E 164.38 feet; thence N 00°13'57" E 521.59 feet to a point on the South Line of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 20; thence S 89°10'15" W 166.51 feet along the South Line of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 20 to the Point of Beginning. Said tract contains 1.97 acres including all easements of record and is monumented as shown on the plat attached hereto.

SAID TRACTS, HEREAFTER KNOWN AS LOT A OF THE SW $\frac{1}{4}$ of Section 20, Township 93 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa, and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 11th of February, 2003.

/s/ Herb Crampton, Chair, Board of Supervisors

Attest: /s/ Karen M. Strawn, Auditor

8:35 a.m. – The time having arrived for the public hearing on the Gilbert Geisinger subdivision request, the Chairman opened the hearing with no interested persons present. Zoning Director Kim Johnson reviewed the request and reported that the Zoning Commission had accepted her recommendation, and was recommending that the Board of Supervisors approve the request. There being no objection, motion by Lanphere to close the public hearing, to accept the recommendation of the Zoning Commission, and to approve and to authorize the Chairman to sign Resolution 2003-02-11B, approving preliminary and final plat requested by Gilbert Geisinger. Carried.

RESOLUTION 2003-02-11-B

WHEREAS, the Gilbert Geisinger Testamentary Trust has presented a preliminary and final plat on the following described properties:

DESCRIPTION: LOT B

A TRACT OF LAND LOCATED IN THE EAST FRACTIONAL HALF (E FRAC. $\frac{1}{2}$) OF SECTION 1, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southwest (SW) Corner of the Northeast Fractional Quarter (NE FRAC. $\frac{1}{4}$) of said Section 1; Thence on a True Bearing of North 00°21'07" West along the West line of said Northeast

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Fractional Quarter (NE FRAC ¼), 442.10 feet; Thence South 89°10'02" East, 2543.27 feet to the West line of U.S. Highway No. 71; Thence South 02°20'39" West, along said West line, 442.16 feet; Thence continuing along said West line, South 00°18'42 East, 1556.34 feet to the north line of the Industrial Park Addition to the City of Storm Lake; Thence North 89°50'14" West, along said North line, 1937.94 feet; Thence North 00°02'17" East, 186.90 feet; Thence North 89°47'21" West, 583.58 feet to the East line of Lot Six (6), Block one (1) of said Industrial Park Addition; Thence North 00°32'05" West, along said East line.220.28 feet to the Northeast (NE) Corner of said Lot Six (6); Thence North 00°21'07" West, along the West line of the Southeast Quarter (SE¼), 1178.20 feet to the Point of Beginning.

Hereafter referred to as Lot B of Section 1, Township 90 North, Range 37 West of the 5th P.M., Buena Vista County, Iowa.

WHEREAS, the final plats meet with the approval of the Zoning Commission subject to the following if any: None.

WHEREAS, the final plat meets with the approval of the Board subject only to the following if any: None.

NOW THEREFORE, BE IT RESOLVED by the Buena Vista County, Iowa Board of Supervisors that:

DESCRIPTION: LOT B

A TRACT OF LAND LOCATED IN THE EAST FRACTIONAL HALF (E. FRAC½) OF SECTION 1, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southwest (SW) Corner of the Northeast Fractional Quarter (NE FRAC¼) of said Section 1; Thence on a True Bearing of North 00°21'07" West along the West line of said Northeast Fractional Quarter (NE FRAC¼), 442.10 feet; Thence South 89°10'02" East, 2543.27 feet to the West line of U.S. Highway No. 71; Thence South 02°20'39" West, along said West line, 442.16 feet; Thence continuing along said West line, South 00°18'42 East, 1556.34 feet to the north line of the Industrial Park Addition to the City of Storm Lake; Thence North 89°50'14" West, along said North line, 1937.94 feet; Thence North 00°02'17" East, 186.90 feet; Thence North 89°47'21" West, 583.58 feet to the East line of Lot Six (6), Block one (1) of said Industrial Park Addition; Thence North 00°32'05" West, along said East line.220.28 feet to the Northeast (NE) Corner of said Lot Six (6); Thence North 00°21'07" West, along the West line of the Southeast Quarter (SE¼), 1178.20 feet to the Point of Beginning.

Hereafter referred to as Lot B of Section 1, Township 90 North, Range 37 West of the 5th P.M., Buena Vista County, Iowa: is hereby accepted subject to the following if any: None

BE IT FURTHER RESOLVED that this Resolution shall be affixed to the final plat of

DESCRIPTION: LOT B

A TRACT OF LAND LOCATED IN THE EAST FRACTIONAL HALF (E. FRAC.1/2) OF SECTION 1, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Southwest (SW) Corner of the Northeast Fractional Quarter (NE FRAC¼) of said Section 1; Thence on a True Bearing of North 00°21'07" West along the West line of said Northeast Fractional Quarter (NE FRAC¼), 442.10 feet; Thence South 89°10'02" East, 2543.27 feet to the West line of U.S. Highway No. 71; Thence South 02°20'39" West, along said West line, 442.16 feet; Thence continuing along said West line, South 00°18'42 East, 1556.34 feet to the north line of the Industrial Park Addition to the City of Storm Lake; Thence North 89°50'14" West, along said North line, 1937.94 feet; Thence North 00°02'17" East, 186.90 feet; Thence North 89°47'21" West, 583.58 feet to the East line of Lot Six (6), Block one (1) of said Industrial Park Addition; Thence North 00°32'05" West, along said East line.220.28

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feet to the Northeast (NE) Corner of said Lot Six (6); Thence North 00°21'07" West, along the West line of the Southeast Quarter (SE¼), 1178.20 feet to the Point of Beginning.

Hereafter referred to as Lot B of Section 1, Township 90 North, Range 37 West of the 5th P.M., Buena Vista County, Iowa and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 11th of February, 2003.

/s/ Herb Crampton, Chair, Board of Supervisors

Attest: /s/ Karen M. Strawn, Auditor

8:30 a.m. – The time having arrived for the public hearing on the Larry Mills subdivision request, the Chairman opened the hearing with no interested persons present. Zoning Director Kim Johnson reviewed the request and reported that the Zoning Commission had accepted her recommendation, and was recommending that the Board of Supervisors approve the request and combine lots. There being no objection, motion by Vail to close the public hearing, to accept the recommendation of the Zoning Commission, and to approve and to authorize the Chairman to sign Resolution 2003-02-11C, approving preliminary and final plat requested by Larry Mills. Carried.

RESOLUTION 2003-02-11-C

WHEREAS, Larry Mills has presented a preliminary and final plat on the following described properties:

DESCRIPTION LOT B:

A TRACT OF LAND LOCATED IN LOT ELEVEN (11) OF THE AUDITOR'S SUBDIVISION OF THE NORTHEAST QUARTER (NE¼) OF SECTION 7, TOWNSHIP 93 NORTH, RANGE 36 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at an iron pin purported to monument a position lying South 00°00'00" East of, and 951.56 feet distant from, the Northwest (NW) Corner of the Northeast Quarter (NE¼) of said Section 7, as shown on a plat of survey recorded in Misc. Bk. 30, Pg. 115 in the office of the Buena Vista County Recorder. Thence on a previously recorded bearing of South 84°29'00" East, 181.00 feet: Thence South 00°00'00" East, 91.18 feet to a fence line; Thence North 87°53'46" West, along said fence line, 180.28 feet to the West line of said Northeast Quarter (NE¼); Thence North 00°00'00" West, along said West line, 101.96 feet to the Point of Beginning.

Tract contains 0.40 Acres and is subject to all easements of record.

WHEREAS, the final plats meet with the approval of the Zoning Commission subject to the following if any: Lot B becomes an undividable part of buyers original lot and is not a buildable lot of its own.

WHEREAS, the final plat meets with the approval of the Board subject only to the following if any: Lot B becomes an undividable part of buyers original lot and is not a buildable lot of its own.

NOW THEREFORE, BE IT RESOLVED by the Buena Vista County, Iowa Board of Supervisors that:

DESCRIPTION LOT B:

A TRACT OF LAND LOCATED IN LOT ELEVEN (11) OF THE AUDITOR'S SUBDIVISION OF THE NORTHEAST QUARTER (NE¼) OF SECTION 7, TOWNSHIP 93 NORTH, RANGE 36 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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Beginning at an iron pin purported to monument a position lying South 00°00'00" East of, and 951.56 feet distant from, the Northwest (NW) Corner of the Northeast Quarter (NE¼) of said Section 7, as shown on a plat of survey recorded in Misc. Bk. 30, Pg. 115 in the office of the Buena Vista County Recorder. Thence on a previously recorded bearing of South 84°29'00" East, 181.00 feet: Thence South 00°00'00" East, 91.18 feet to a fence line; Thence North 87°53'46" West, along said fence line, 180.28 feet to the West line of said Northeast Quarter (NE¼); Thence North 00°00'00" West, along said West line, 101.96 feet to the Point of Beginning: is hereby accepted subject to the following if any: Lot B becomes an undividable part of buyers original lot and is not a buildable lot of its own.

BE IT FURTHER RESOLVED that this Resolution shall be affixed to the final plat of:

DESCRIPTION LOT B:

A TRACT OF LAND LOCATED IN LOT ELEVEN (11) OF THE AUDITOR'S SUBDIVISION OF THE NORTHEAST QUARTER (NE¼) OF SECTION 7, TOWNSHIP 93 NORTH, RANGE 36 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at an iron pin purported to monument a position lying South 00°00'00" East of, and 951.56 feet distant from, the Northwest (NW) Corner of the Northeast Quarter (NE¼) of said Section 7, as shown on a plat of survey recorded in Misc. Bk. 30, Pg. 115 in the office of the Buena Vista County Recorder. Thence on a previously recorded bearing of South 84°29'00" East, 181.00 feet: Thence South 00°00'00" East, 91.18 feet to a fence line; Thence North 87°53'46" West, along said fence line, 180.28 feet to the West line of said Northeast Quarter (NE¼); Thence North 00°00'00" West, along said West line, 101.96 feet to the Point of Beginning and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 11th of February, 2003.

/s/ Herb Crampton, Chair, Board of Supervisors

Attest: /s/ Karen M. Strawn, Auditor

Dean Maiden, **Marathon Historical Society**, was present to request funds in the FY'04 budget in the amount of \$1,000, the same as the current year.

Motion by Gustafson to approve the minutes of the 2/4 and 2/6 meetings as printed. Carried.

Jackie Frantum, **Vista Counseling at BVRMC**, was present to request funds for FY'04 in the amount of \$3,000, the same as the current year. FY'04 funding would be used for DHS and CASA referrals to provide individual or group counseling to those without the resources or insurance to pay for them.

Engineer Jon Ites has received a request from John Brostad, **Bel-Air Betterment Committee**, to add lighting at the intersection of C-65 & Hwy 110. That location does not have good sight distance, particularly when there are mature corn crops in the fields, especially for an ambulance headed straight south to the airport. Ites will contact DOT regarding any changes they may be planning for the curve.

Ites has requested that the city of Storm Lake check into additional signing for **C-49** at N. Lake Avenue. For any work done on C-49 east of N. Lake, the city will be responsible for the cost on the first 1400 feet.

Motion by Burnside to authorize and direct the engineer to place advisory signs "deer crossing, next 1 mile" one half mile on either side of the Raccoon River bridge on C-49. Carried.

Motion by Vail to approve and to authorize the Chairman to sign the final pay estimate on project # L-B-711, the total project amount being \$72,091.39. Carried.

BUENA VISTA COUNTY

Motion by Burnside to approve and to authorize the Chairman to sign the construction agreement and accept the 3 yr. payment agreement with Albert City for the asphalt re-surfacing **project # L-FM-601—73-11** (N-14 from Albert City to Hwy 10). Carried.

Motion by Lanphere to authorize Engineer Ites to negotiate the purchase of approximately 5 acres of land adjacent to the **Goldsmith Pit**. Carried.

Ites requested that the Board take a look at the **Hayes School road** to consider what should be done with it – no more patching is possible as it is crumbling. The surface could be milled and then put back down for a milled surface. 9-10 inches needs to be milled. It would run like a gravel road, but be black in color. There is also a small stretch that could be left as is (in front of residences) for dust control. Ites would like the Board's input before discussing it with the owners

Gustafson discussed whether **C-49** should have shoulders added or not. Property owners have concerns about what is done to the road, preferring that the road not be improved in such a way as to encourage that it carry an even greater percentage of the traffic into the city. Ites stated that given the high amount of traffic on C-49, safety issues must be a major consideration. To an extent, the safety of the traveling public must be considered over the wishes of the property owners along the road.

Motion by Vail to approve and to authorize the Chairman to sign the **utility construction permit** application of Iowa Telecom, Grinnell, to cross the intersection of 240th Ave & Hwy 10 with installation of copper cable to a hog facility east of Marathon. Carried.

Ites asked for the Board's input regarding a request for him to serve on a **DOT Specifications Overview Committee**. The committee will meet 6-8 times in Ames over a 1½ month period. Citing the potential value to the county due to exposure to 'better practices', Burnside, Vail, Lanphere and Crampton are favorable.

At the recent Lakes Improvements Commission meeting, moving the **dredge** and equipment was discussed. Storm Lake city employees will assist at the McCook Lake site. Gustafson asked if secondary road employees could be available to help unload in Storm Lake. Moving will commence in about 7-10 days. County employees could help if the weather conditions permit them to be available.

Motion by Gustafson to approve the following **reports**: Jan Spectra lagoon monitoring report by Mangold, budget reports, Clerk's fines-surcharges-fees, and 2nd Qtr Recorder's fees. Carried. Also reviewed were the 1/17 minutes of the NWIPDC Policy Council.

The auditor has received a request for a courthouse tour in April by the **Emerald Club** of Central Bank. After discussion of certain conflicts in April, department heads had suggested a different format with the Board hosting the event which could include a presentation, and then a limited tour depending on the interests of the tour group and the availability of the departments. The Board was favorable. Burnside volunteered to be the Board's contact with the Emerald Club coordinator to set up the event.

10:30—The time having arrived for consideration of a construction evaluation resolution which would permit the Board of Supervisors to utilize the Master Matrix, the Chairman opened the discussion with 2 interested persons and the media present. Environmental Health Director Kim Johnson reviewed what the county's rights and responsibilities would be under the resolution. Gustafson reviewed some of the materials that had been discussed during the development of the matrix by the Matrix Committee. Ron White, who lives on an acreage at rural Marathon, urged the supervisors to give this tool a try. It is the only tool given to the county, and so it is important to try to use it. Tom Witt believes that the matrix is based on common sense and should be workable. Johnson has not heard of any counties that are not adopting the resolution. Motion by Gustafson to adopt, and to authorize the Chairman to sign, the Construction Evaluation Resolution (to use the Master Matrix). Carried.

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RESOLUTION 2003-02-11-D **CONSTRUCTION EVALUATION RESOLUTION (to use the Master Matrix)**

WHEREAS, Iowa Code section 455B.200E, passed by the Iowa Legislature in 2002, sets out the procedure if a board of supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between March 1, 2003 and January 31, 2004 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix as provided in section 455B.200F, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

NOW, THEREFORE, BE IT RESOLVED by the Board Of Supervisors of Buena Vista County that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 455B.200E.

PASSED, APPROVED AND ADOPTED this 11th of February, 2003.

/s/ Herb Crampton, Chair, Board of Supervisors

Attest: /s/ Karen M. Strawn, Auditor

The Chair offered the opportunity for discussion and/or questions about the Stein Hog Farm manure management plan filed 1/15/03 for a 4800 head swine nursery in Providence Township. There were no questions. In discussing procedure for receiving both the plans and the annual updates which are also required to be filed with the Board of Supervisors, it was agreed that **MMP's and updates**, once filed with the Board of Supervisors, will be included on the Board's meeting agenda to afford public notice and opportunity for review and discussion. Following that meeting, the MMP's will be kept on file in the office of the Environmental Health Director. Updates will be filed with the original MMP, and kept for 12 months until a subsequent update is filed.

It was noted that the **MMP annual update** for the Bruce Engelmann operation, #1952, located in Section 4, Washington Township (2425 head of custom finish hogs), was filed with the Board of Supervisors on 2/10/03.

The Board took up discussion of allocation requests and a list of capital projects for FY'04.

11:30—A call having been received for a teleconference with the Sac County Board of Supervisors for a meeting of the joint board of **Drainage District #274**, the Chairman confirmed that all Buena Vista County Board members were present (Crampton, Burnside, Gustafson, Lanphere, Vail), as were all Sac County Board members (Bensley, Hecht, Stock), and Kuehl & Payer Engineer Ivan Droessler. Motion by Burnside that Crampton serve as Chairman and Strawn as Secretary for the meeting, seconded by Hecht. Carried.

BUENA VISTA COUNTY

Droessler presented his report which was initiated by the 9/4/01 inquiry of S & S Farms, which led to a more in depth investigation following the 7/16/02 petition from Smith. The report estimates that the cleanout project, including engineering, and interest expense for a 5-year waiver period, is approximately \$109,000. Motion by Hecht, second by Vail, to tentatively accept the engineer's report, and to set the date and time of public hearing as March 25, 2003 at 2:00 p.m. in the Public Meeting Room of the Buena Vista County Courthouse. Carried. Droessler will deliver a copy of the report to Gary Armstrong, Buena Vista County Drainage Attorney, who prepares the notice of hearing for publication in newspapers in both counties, and for mailing to the individual landowners in both counties. Droessler noted that at the hearing, landowners may ask if the sedimentation rate could be slowed by changing the grade downstream. The engineer's report does not include that information, and no investigation of that issue was done since none was requested. Hecht asked if adding that request in the investigation would have changed the project from a cleanout to an improvement, and would therefore have raised wetland issues. Droessler responded that he didn't believe that wetlands would be an issue in this particular circumstance.

There being no further business, motion by Vail, second by Bensley, to adjourn. Carried.

BOARD OF SUPERVISORS

TENTH MEETING, 2003 SESSION (10) FEBRUARY 18, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, February 18, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, and Vail, and with Auditor Karen Strawn as clerk for the meeting. Absent: Lanphere.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Vail and Crampton. Nays: none. Abstentions: none.

Public Health Nurse Administrator Diane Anderson reviewed her activities in responding to requirements to prepare for potential **bioterrorism** threats/events. Working with the Emergency Management Coordinator, she has been planning and assisting at a regional level to assure the ability to efficiently receive and disseminate vaccine from a regional site. She is doing a needs assessment and working towards a response plan for her department. At the local level, planning includes public health, the hospital, emergency management, and law enforcement.

Ivan Droessler discussed his investigation of problems in **DD#1**. He believes that at some point in the past, incorrect datum was used as the basis for an improvement which has caused the district to work improperly. The most recent activity was a cleanout in 1983. Property owners Arden Jorgensen and Dale Bodholdt, who had requested an investigation, were present with questions and information about previous activity in the district. They would like to see something done so that they can farm their property. Motion by Burnside to authorize Kuehl and Payer to proceed with additional investigation upstream in DD #1 so that an informal hearing on the findings can be held this spring or summer, and then proceed with a project if district members are favorable. Carried.

Engineer Jon Ites reported that the claim filed by **Roger Isom** has been closed by the insurance company with a nuisance settlement, as the company believed that the settlement would cost fewer dollars than trying the case in court.

Ites reviewed recommendations from a report of the **RUTF Committee** assembled by the Iowa Good Roads Association.

Motion by Vail to **employ** Steven Johnson as a Mechanic I in the Secondary Road Department effective March 5, 2003 at \$2 below current payrate for the position with \$.50/hr. increases available at 6 month intervals, subject to satisfactory results on his pre-employment physical, and on obtaining his Class B CDL license with airbrake endorsement within 90 days. Carried.

Kim Johnson reviewed proposed changes to the job description for the **environmental health/zoning director**.

Motion by Burnside to approve the **minutes** of the 2/11 meeting as corrected. Carried.

Motion by Gustafson to set the public hearing for the **FY'04 county budget** for March 11 at 11:00 a.m. in the 2nd Floor Public meeting room. Carried.

Supervisor Gustafson introduced a resolution hereinafter next set out and moved its adoption, seconded by Supervisor Burnside; and after due consideration thereof by the Board, the Chairperson put the question upon the adoption of the said resolution and the roll being called, the following named Supervisors voted: Ayes: Burnside, Gustafson, Vail, Crampton Nays: none. Whereupon, the Chairperson declared the resolution duly adopted as follows:

RESOLUTION 2003-02-18

BUENA VISTA COUNTY

To fix a date for public hearings on loan agreements

WHEREAS, Buena Vista County (the "County"), proposes to enter into a loan agreement (the "Equipment Loan Agreement") in the principal amount of \$284,200 for the essential county purpose of equipping county buildings, including acquiring computer hardware and software, and it is necessary to fix a date of meeting of the Board of Supervisors at which it is proposed to take action to enter into such loan agreement and to give notice thereof as required by law; and

WHEREAS, the County also proposes to enter into a loan agreement (the "Sheriff's Vehicles Loan Agreement") in the principal amount of \$43,500 for the general county purpose of acquiring vehicles for the sheriff's department, and in lieu of calling an election therefor, the County desires to institute proceedings to enter into such loan agreement by causing a notice of such proposal to be published, including notice of the right to petition for an election, under the provisions of Sections 331.402 and 331.305 of the Code of Iowa;

WHEREAS, it is necessary to fix a date of meeting of this Board at which it is proposed to take action to enter into such loan agreements and to give notice thereof as required by law;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Buena Vista County, Iowa, as follows:

Section 1. This Board shall meet on the 4th day of March, 2003, at the Boardroom in the Courthouse, Storm Lake, Iowa, at 11 o'clock a.m., at which time and place hearings will be held and proceedings will be instituted and action taken to enter into the Loan Agreements.

Section 2. The County Auditor is hereby directed to give notice of the proposed action on the Equipment Loan Agreement setting forth the amount and purpose thereof, the time when and place where the said meeting will be held by publication at least once and not less than four nor more than twenty days before the meeting, in a legal newspaper of general circulation in the County.

The notice shall be in substantially the following form:

NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS TO ENTER INTO A LOAN AGREEMENT AND BORROW MONEY IN THE PRINCIPAL AMOUNT OF \$327,700 (GENERAL OBLIGATION)

The Board of Supervisors of Buena Vista County, Iowa, will meet on the 4th day of March, 2003, at the Boardroom in the Courthouse, Storm Lake, Iowa, at 11 o'clock a.m., for the purpose of instituting proceedings and taking action to enter into a loan agreement (the "Loan Agreement") and borrow money in the principal amount of \$327,700 for the purpose of equipping county buildings, including acquiring computer hardware and software.

The Loan Agreement is proposed to be entered into pursuant to authority contained in Section 331.402 of the Code of Iowa. The Loan Agreement will constitute a general obligation of the County.

At the aforementioned time and place, oral or written objections may be filed or made to the proposal to enter into the Loan Agreement. After receiving objections, the County may determine to enter into the Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

By order of the Board of Supervisors of Buena Vista County, Iowa.

Karen Strawn, County Auditor

BOARD OF SUPERVISORS

Section 3. The County Auditor is hereby directed to give notice of the proposed action on the Sheriff's Vehicles Loan Agreement setting forth the amount and purpose thereof, the time when and place where the said meeting will be held by publication at least once and not less than 10 nor more than 20 days before the meeting, in a legal newspaper which has a general circulation in the County. The notice shall be in substantially the following form:

NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS TO ENTER INTO A LOAN AGREEMENT AND BORROW MONEY IN THE PRINCIPAL AMOUNT OF \$43,500 (GENERAL OBLIGATION)

The Board of Supervisors of Buena Vista County, Iowa, will meet on the 4th day of March, 2003, at the Boardroom in the Courthouse, Storm Lake, Iowa, at 11:15 o'clock a.m., for the purpose of instituting proceedings and taking action to enter into a loan agreement (the "Sheriff's Vehicles Loan Agreement") and borrow money in the principal amount of \$43,500 for the purpose of acquiring vehicles for the sheriff's department.

The Loan Agreement is proposed to be entered into pursuant to authority contained in Section 331.402 of the Code of Iowa and will constitute a general obligation of the County.

At any time before the aforementioned date fixed for taking action to enter into the Loan Agreement, a petition may be filed with the County Auditor asking that the question of entering into the Loan Agreement be submitted to the qualified electors of the County, pursuant to the provisions of Section 331.305 of the Code of Iowa.

By order of the Board of Supervisors of Buena Vista County, Iowa.

Karen Strawn, County Auditor

Section 4. All resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Passed and approved February 18, 2003.

/s/ Herb Crampton, Chairperson, Board of Supervisors Attest: /s/ Karen M. Strawn, County Auditor

The Board gave one final review of the budget documents and written description of the proposed **FY'04 budget**. Materials were selected for a presentation to the Farm Bureau Board later this evening.

There being no further business, motion by Vail to adjourn at 12:20 p.m. until Tuesday, February 25 at 8:30 a.m. for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

**BOARD OF SUPERVISORS MEETING
ELEVENTH MEETING, 2003 SESSION (11)
FEBRUARY 25, 2003**

BUENA VISTA COUNTY

The Buena Vista County Board of Supervisors met in regular session on Tuesday, February 25, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Lanphere, and Vail, and with Auditor Karen Strawn as clerk for the meeting. Absent: Gustafson.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

At the request of Zoning Director Kim Johnson, motion by Vail to set a public hearing on the **subdivision request** of Patrick Lenahan, Newell, for a parcel in Section 33, Newell Township, for March 4 at 8:30 a.m. in the Boardroom. Carried.

8:30 a.m.—The Board accepted **weed chemical bids** from the following: Van Diest Chemicals, Webster City, Vegetation Management, West Des Moines, and UAP/Timberland, LLC (John Storr), Johnston, for 660 gallons of hidep. Motion by Vail to reject the bid of Van Diest since no bid security was submitted. Carried. Motion by Burnside to accept the low bid of UAP/Timberland for 660 gallons of Hidep at \$25.04/gal, or a total price of \$9,926.40. Carried.

By written report of **Dredge project** consultant Jim Ganske, 2 persons have been hired to prepare the dredge and pipe for hauling to Storm Lake. Lanphere recommended hiring them as employees so that they are covered by the county's worker's compensation policy, and that the county's liability policy will cover their work which will be done in South Dakota. Motion by Lanphere to employ Richard Mead at \$20/hr., and James Mead at \$16.50/hr. effective 2/17/03, as temporary employees for the dredge moving project. Carried.

Head Custodian Dewyne Stucynski discussed a problem with **candle usage** in the courthouse and recommended that the Board adopt a policy prohibiting the burning of candles due to the fire hazard. Also discussed was a problem with cleaning up after dogs on the courthouse lawn. He has received complaints from numerous persons including the public. He recommended a letter to the editor advising the public that owners should clean up after their animals.

Kuehl & Payer Engineer Ivan Droessler and Matt Voge discussed **tree removal agreements** for several drainage districts including DD #1, 20, and 34, for the upcoming summer season. Requests for proposals were sent to several contractors. After review of the proposals, motion by Burnside to accept the low bid of Marty Mauer Tiling, Lake View, in the amount of \$4,535.00 for tree removal in **DD #1 Lateral 1**. Carried.

Motion by Vail to accept the low bid of Richards Construction, Sac City, in the amount not to exceed \$10,000 for tree removal in **DD #34 Main Open Ditch**, project 2 (in Sections 4, 8, 17,19, & 30 Poland Township). Carried.

Motion by Lanphere to accept the low bid of Christian Brothers, Sioux Rapids, in the amount of \$5,400 for tree removal in **DD #20 MOD**. Carried.

Motion by Vail to accept the low bid of Christian Brothers in an amount not to exceed \$10,000 for tree removal in **DD #34 Lateral 2** (Section 16, Fairfield Twp). Carried. Of all of the proposals for this project, Christian Bros had submitted the low bid, but it exceeded \$10,000. The scope of the project was then reduced to keep the cost under \$10,000. Kuehl & Payer will obtain contractors' signatures and then return signed copies to the county.

Next, Droessler and Voge reviewed tree counts on several laterals of **DD #34**. Motion by Vail to approve Kuehl & Payer to seek proposals for tree removal on laterals in DD #34. Carried.

Engineer Jon Ites reported that bids had been received from 10 contractors for the **asphalt resurfacing projects** this year, resulting in a low bid that came in \$329,597.02 under the county's

BOARD OF SUPERVISORS

estimate. Motion by Burnside to accept the low bid of Rohlin Construction, Estherville, in the amount of \$2,279,567.59 for 2003 asphalt resurfacing projects: C-13, M-54 and N-14, an extension of Hwy 197, north of Albert City. Carried.

Motion by Vail to approve and to authorize the Chairman to sign the final pay voucher on project **#FM--TSF-CO11-(34)—5B-11**. Carried.

Ites discussed two proposed projects for the purpose of having the Board determine whether to proceed with development. The first, in Linn Grove, to replace a **bridge** over Bluebird Creek would be an 80%/20% funding split using city BROS funds. The other, for Sioux Rapids, for a **bridge type structure** on Whiskey Run, would be a 55%/45% funding split. It was the consensus of the board to proceed with development of these projects.

Due to the demand for persons with the experience and training needed for the county's Eng Tech 3 & 4 positions, and the starting wages currently being offered elsewhere for new hires, Ites requested an adjustment to the county's wage scales for those positions, to get them more in line with industry. Motion by Burnside to approve the following **wage scale adjustments** effective March 1st -Tech 4 from \$16.36 to \$17.36, and Chief Inspector – Tech 3 from \$15.57 to \$16.00. Carried.

Mental Health Director Dawn Mentzer discussed the **state substance abuse education and prevention grant application**. Up to 25% of the amount budgeted for education and prevention can be applied for. Motion by Vail to approve and to authorize the Chairman to sign the substance prevention grant application for FY'04 in the amount of \$4,337.50. Carried.

Mentzer discussed some of her recent management efforts to keep the **mental health budget** under control. The decision to reduce some services has met some objections, but has been done to maintain a stable position for the future.

The Boys & Girls Home of Cherokee had sent a proposed service agreement to the county for **shelter care services**. Mentzer reported that we don't currently contract for shelter services with any agency, and those that we do pay for services, have lower rates than proposed in the contract for the Cherokee facility. The decision on where and when to place a juvenile in shelter care is made by someone other than the county, however, the county is required to pay the bill.

Mentzer also reported a request from the **Season's Center** to pay the catchment fee in advance. She has declined, stating that the county does not pay for services in advance.

Sheriff Chuck Eddy, Deputy Don McClure, Jailer Garland Otto, and Phil Brandsey, Emerald Systems, Spooner, WI, discussed a proposal for **civil and jail management software**. The need for a valid maintenance agreement was highlighted this weekend when the power was cut to install equipment in the jail. The CLUES system went down, and they were unable to restore it without assistance from Tiburon. The maintenance agreement with Tiburon permanently expires 12/31/03. Emerald Systems is collaborating at regional and federal levels to assure a secure but flexible web-based product which will also allow for the sharing of information which is essential.

Motion by Vail to approve and to authorize the Chairman to sign the revised **job description** for the EnvHealth/Zoning Director, which has been approved and signed by the Chairman of the Board of Health. Carried.

Motion by Vail to approve and to authorize the Chairman to sign a Resolution declaring the need for a housing authority in Buena Vista County, Iowa. Carried.

RESOLUTION NO. 2003-2-25 **DECLARING THE NEED FOR A HOUSING AUTHORITY** **IN BUENA VISTA COUNTY, IOWA.**

BUENA VISTA COUNTY

BE IT RESOLVED by the Board of Supervisors of the County of Buena Vista County, Iowa,

That the Board of Supervisors of the County of Buena Vista, Iowa, hereby determines, finds, and declares that:

1. Unsanitary and/or unsafe inhabited dwelling accommodations exist in Buena Vista County, Iowa;
2. There is a shortage of safe and/or sanitary dwelling accommodations in Buena Vista County, Iowa, available to persons of low income or rentals they can afford; and
3. There is need for a housing authority to function in Buena Vista County, Iowa; and
4. That Buena Vista County, Iowa, will join with other counties and municipalities similarly situated for purpose of creating a multi-county housing authority that can command the resources necessary to develop housing in Buena Vista County, Iowa, and other counties and municipalities similarly situated; and
5. The County Board of Supervisors of Buena Vista County, Iowa, shall join together with other counties and municipalities to create the Northwest Iowa Regional Housing Authority. Such Authority may exercise any power, privilege of authority, authorized by the Iowa Constitution or statute or charter, including the development and management of housing in Buena Vista County, Iowa and similarly situated Counties and Municipalities; and
6. The shortage of safe and sanitary dwelling accommodations in Buena Vista County, Iowa, at rent which persons of low income can afford, compels that this resolution become effective without delay; and, therefore, the same shall take effect and be in force immediately upon its adoption.

WHEREAS, a resolution has been passed and adopted entitled "Resolution Approving and Authorizing the Execution of a Certain Joint Exercise of Powers Agreement for the purpose of Creating a Multi-County Housing Authority.'

NOW, THEREFORE, Pursuant to the provision of Chapter 28E. Code of Iowa' and by virtue of our office as Board of Supervisors, we hereby appoint the one (1) person hereinafter named to serve as Representative of the Northwest Iowa Regional Housing Authority, representing Buena Vista County, Iowa, and to serve for the number of years appearing after his name, respectively, from the 25th day of February, 2003. Name of Representative: Marc Bertness. Number of years: 1 (until 1/1/04).

Passed and approved February 25, 2003.

/s/ Herb Crampton, Chairperson, Board of Supervisors Attest: /s/ Karen M. Strawn, County Auditor

Motion by Lanphere to approve and to authorize the Auditor to **void** the following uncashed warrants and to reimburse back to the fund of origin:

FUND	WARRANT #	NAME	VOID AMOUNT
0001	119019	Roger Meyer	\$ 1.62
0001	133494	Bonnie Martin	\$.64
0011	129314	Iowa Weed Commissioners Ass'n (regis & dues)	\$130.00
0020	128507	Ramada	\$ 84.70
	TO BE REIMBURSED BACK TO THE FUND – TOTAL		\$215.96

and, to void and reissue the following lost warrants:

0001	125419	Doug Simons	\$ 6.29
0001	142684	Richard Vail	\$153.00
	TOTAL TO BE RE-ISSUED		\$159.29 Carried.

BOARD OF SUPERVISORS

Motion by Vail to approve and to authorize the Auditor to **issue warrants for postage** in amounts up to \$1,000 to replenish postal machine postage upon receipt of a claim from the Department of Human Services, without prior authorization of the Board of Supervisors. Carried.

There being no further business, motion by Crampton to adjourn at 12:15 p.m. until Tuesday, March 4 at 8:30 a.m. for a special session. Carried.

Karen M Strawn, Auditor
**BOARD OF SUPERVISORS MEETING
TWELFTH MEETING, 2003 SESSION (12)
MARCH 4, 2003**

Herb Crampton, Chairperson

The Buena Vista County Board of Supervisors met in special session on Tuesday, March 4, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere, and with Auditor Karen Strawn as clerk for the meeting. Delayed due to an earlier meeting: Vail.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Lanphere, Gustafson, Vail and Crampton. Nays: none. Abstentions: none.

8:30 a.m. – The time having arrived for the public hearing on the Pat Lenahan subdivision request, the Chairman opened the hearing with no interested persons present. Zoning Director Kim Johnson reviewed the request and reported that the Zoning Commission had accepted her recommendation, and had recommended that the Board of Supervisors approve the request. There being no objection, motion by Gustafson to close the public hearing, to accept the recommendation of the Zoning Commission, and to approve and to authorize the Chairman to sign Resolution 2003-03-04A, approving preliminary and final plat requested by Pat Lenahan. Ayes—Burnside, Gustafson, Lanphere, Crampton. Nays--none. Carried.

RESOLUTION 2003-03-04-A

WHEREAS, Patrick Lenahan has presented a preliminary and final plat (of survey) on the following described properties:

DESCRIPTION: LOT B

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE¼ NW¼) OF SECTION 33, TOWNSHIP 90 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northeast (NE) Corner of the Northwest Quarter (NW¼) of said Section 33; Thence on a previously recorded bearing of North 90°00'00" West, along the North line of said Northwest Quarter (NW¼) 636.97 feet to the Point of Beginning. Thence South 01°55'22" East, 987.10 feet; Thence South 88°40'21" East, 187.92 feet; Thence South 00°18'46" East, 320.03 feet; Thence South 89°56'36" West, 639.38 feet; Thence North 00°27'08" West, 485.61 feet; Thence North 88°59'23" East, 328.35 feet; Thence North 13°56'23" East, 169.25 feet; Thence North 90°00'00" East, 53.47 feet; Thence North 01°55'22" West, 656.14 feet to the North line of said Northwest Quarter (NW¼); Thence North 90°00'00" East along said North line, 20.00 feet to the Point of Beginning.

BUENA VISTA COUNTY

Hereafter known as Lot B of Section 33, Township 90 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 7.12 Acres and is subject to all easements of record.

WHEREAS, the final plats meet with the approval of the Zoning Commission subject to the following if any: None.

WHEREAS, the final plat meets with the approval of the Board subject only to the following if any: None.

NOW THEREFORE, BE IT RESOLVED by the Buena Vista County, Iowa Board of Supervisors that:

DESCRIPTION: LOT B

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE $\frac{1}{4}$ NW $\frac{1}{4}$) OF SECTION 33, TOWNSHIP 90 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northeast (NE) Corner of the Northwest Quarter (NW $\frac{1}{4}$) of said Section 33; Thence on a previously recorded bearing of North 90°00'00" West, along the North line of said Northwest Quarter (NW $\frac{1}{4}$) 636.97 feet to the Point of Beginning. Thence South 01°55'22" East, 987.10 feet; Thence South 88°40'21" East, 187.92 feet; Thence South 00°18'46" East, 320.03 feet; Thence South 89°56'36" West, 639.38 feet; Thence North 00°27'08" West, 485.61 feet; Thence North 88°59'23" East, 328.35 feet; Thence North 13°56'23" East, 169.25 feet; Thence North 90°00'00" East, 53.47 feet; Thence North 01°55'22" West, 656.14 feet to the North line of said Northwest Quarter (NW $\frac{1}{4}$); Thence North 90°00'00" East along said North line, 20.00 feet to the Point of Beginning.

Hereafter known as Lot B of Section 33, Township 90 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa: is hereby accepted subject to the following if any: None

BE IT FURTHER RESOLVED that this Resolution shall be affixed to the final plat of:

DESCRIPTION: LOT B

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (NE $\frac{1}{4}$ NW $\frac{1}{4}$) OF SECTION 33, TOWNSHIP 90 NORTH, RANGE 35 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northeast (NE) Corner of the Northwest Quarter (NW $\frac{1}{4}$) of said Section 33; Thence on a previously recorded bearing of North 90°00'00" West, along the North line of said Northwest Quarter (NW $\frac{1}{4}$) 636.97 feet to the Point of Beginning. Thence South 01°55'22" East, 987.10 feet; Thence South 88°40'21" East, 187.92 feet; Thence South 00°18'46" East, 320.03 feet; Thence South 89°56'36" West, 639.38 feet; Thence North 00°27'08" West, 485.61 feet; Thence North 88°59'23" East, 328.35 feet; Thence North 13°56'23" East, 169.25 feet; Thence North 90°00'00" East, 53.47 feet; Thence North 01°55'22" West, 656.14 feet to the North line of said Northwest Quarter (NW $\frac{1}{4}$); Thence North 90°00'00" East along said North line, 20.00 feet to the Point of Beginning.

Hereafter known as Lot B of Section 33, Township 90 North, Range 35 West of the 5th P.M., Buena Vista County, Iowa: and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 4th day of March, 2003.

/s/ Herb Crampton, Chair, Board of Supervisors Attest: /s/ Karen M. Strawn, County Auditor

BOARD OF SUPERVISORS

8:35 a.m. – The time having arrived for the public hearing on the Chet Brecher subdivision request, the Chairman opened the hearing with no interested persons present. Zoning Director Kim Johnson reviewed the request and reported that the Zoning Commission had accepted her recommendation, and had recommended that the Board of Supervisors approve the request with the provision that Lot D become a part of the original lot directly to the east. There being no objection, motion by Burnside to close the public hearing, to accept the recommendation of the Zoning Commission, and to approve and to authorize the Chairman to sign Resolution 2003-03-04B, approving preliminary and final plat requested by Chet Brecher. Ayes—Burnside, Gustafson, Lanphere, Crampton. Nays--none. Carried.

RESOLUTION 2003-03-04-B

WHEREAS, Chester Brecher has presented a preliminary and final plat (of survey) on the following described properties:

DESCRIPTION: LOT D

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW¼ NW¼) OF SECTION 8, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southwest (SW) Corner of West Lake Estates 4th Addition to Storm Lake; Thence on a previously recorded bearing of South 00°09'35" West, along the East line of the Southwest Quarter of the Northwest Quarter (SW¼ NW¼) 362.30 feet to the Point of Beginning. Thence continuing South 00°09'35" West, along said East line, 400.00 feet; Thence North 89°35'14" West, 400.00 feet; Thence North 00°09'35" East, 400.00 feet; Thence North 89°35'14" East, 400.00 feet to the Point of Beginning.

Hereafter known as Lot D of Section 8 Township 90 North, Range 37 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 3.67 Acres and is subject to all easements of record.

WHEREAS, the final plats meet with the approval of the Zoning Commission subject to the following if any: Lot D becomes part of original lot directly to the east.

WHEREAS, the final plat meets with the approval of the Board subject only to the following if any: Lot D becomes part of original lot directly to the east.

NOW THEREFORE, BE IT RESOLVED by the Buena Vista County, Iowa Board of Supervisors that:

DESCRIPTION: LOT D

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW¼ NW¼) OF SECTION 8, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southwest (SW) Corner of West Lake Estates 4th Addition to Storm Lake; Thence on a previously recorded bearing of South 00°09'35" West, along the East line of the Southwest Quarter of the Northwest Quarter (SW¼ NW¼) 362.30 feet to the Point of Beginning. Thence continuing South 00°09'35" West, along said East line, 400.00 feet; Thence North 89°35'14" West, 400.00 feet; Thence North 00°09'35" East, 400.00 feet; Thence North 89°35'14" East, 400.00 feet to the Point of Beginning.

Hereafter known as Lot D of Section 8 Township 90 North, Range 37 West of the 5th P.M., Buena Vista County, Iowa: is hereby accepted subject to the following if any: Lot D becomes part of original lot directly to the east.

BUENA VISTA COUNTY

BE IT FURTHER RESOLVED that this Resolution shall be affixed to the final plat of:

DESCRIPTION: LOT D

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW¼ NW¼) OF SECTION 8, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southwest (SW) Corner of West Lake Estates 4th Addition to Storm Lake; Thence on a previously recorded bearing of South 00°09'35" West, along the East line of the Southwest Quarter of the Northwest Quarter (SW¼ NW¼) 362.30 feet to the Point of Beginning. Thence continuing South 00°09'35" West, along said East line, 400.00 feet; Thence North 89°35'14" West, 400.00 feet; Thence North 00°09'35" East, 400.00 feet; Thence North 89°35'14" East, 400.00 feet to the Point of Beginning.

Hereafter known as Lot D of Section 8 Township 90 North, Range 37 West of the 5th P.M., Buena Vista County, Iowa: and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 4th day of March, 2003.

/s/ Herb Crampton, Chair Board of Supervisors Attest: /s/ Karen M. Strawn, Co. Auditor

Motion by Burnside to amend today's **agenda** to add Gene Mandernach at 11:45 a.m. on the topic of wages. Carried.

Veterans Affairs Commissioner Lloyd Galbraith and Veterans Services Officer Clint Hoferman, met with the board to discuss ideas on how to improve the possibility of locating a veterans clinic in Storm Lake, and how to improve services to the veterans. Galbraith is concerned about the amount of space assigned to the services officer – it is inadequate, particularly in assuring privacy. Over \$2,000,000/yr. comes into the county in the form of benefits to veterans and families. To date, efforts to bring the clinic here have been volunteer – no paid time. They suggested that appointing a Veterans Affairs Director who could coordinate these efforts might be helpful. Due to the economic development impact on successfully locating a clinic in Storm Lake, they suggested that economic development dollars might be a source of funding for the project, and asked whether SLADC funds might be available. SLADC CEO Chris Nolte, who was also present, stated that SLADC has been providing clerical support and assistance with mailings and with the petition for the clinic, but it doesn't really have any additional funds in their budget available for this purpose. Gustafson suggested that funds contributed by the county to the SLADC Economic Development Revolving Loan Fund for the Tuscarora project, and which came back from Tuscarora, were re-committed by the county back to the SLADC EcDevRevLoan Fund. These funds were for job creation, and probably can't be pulled back out to use in this fashion. Nolte stated that although by-laws are currently being re-written, it might be a bit difficult to address this request for promotional funds for the clinic. When asked how much they were asking for, \$5,000 was suggested. Nolte asked what promotion efforts will actually accomplish – the clinic decision is in the hands of the federal government. (Vail arrived following an earlier meeting.) Lanphere asked what information could be obtained that would indicate the number of people not currently being served and who could be drawn in by having the clinic located here. This information could be a selling point for the Storm Lake location. Hoferman was asked to bring back a figure that he would need for the remainder of the fiscal year to do the promotional efforts he has in mind. Lanphere asked how urgent the space needs are. Galbraith's concerns came as a result of the news articles about courthouse space needs.

Burnside left to attend a funeral.

Engineer Jon Ites discussed estimated costs for work on the **Hayes School road**. The board will tour on 3/11 at 2:00 p.m. He reported that the farm-to-market road fund balance is on track as budgeted.

BOARD OF SUPERVISORS

A proposed resolution on 'Wetlands in Drainage Districts' was reviewed. Vail asked if the agreement should give the district the right to drain wetland, if necessary. Ites thought that agencies that don't pay assessments should be addressed. Also, there is no assignment of the district engineer's expense to the owner. Motion by Vail to send the agreement with Ites's comments to Kuehl & Payer Engineer Ivan Droessler for his comments, and then to Drainage Attorney Gary Armstrong's review. Ayes—Gustafson, Lanphere, Vail, Crampton. Nays--none. Carried.

Environmental Health Director Kim Johnson discussed procedures for receiving construction permit applications and manure management plans. The county will have a timeline to follow when construction permit applications are received in order to assure timely review by IDNR. She will be mapping the ground identified in the MMP plans/updates to receive the manure. Rather than submit MMP updates as they are filed, she will report monthly on which updates were due and which ones were filed.

Motion by Vail to approve the minutes of 2/18 as printed and of 2/25 as corrected, and the following reports: January Conservation Board minutes, and February budget reports. Ayes—Gustafson, Lanphere, Vail, Crampton. Nays--none. Carried

Todd Hudspeth introduced himself to the Board as the new BV Regional Medical Center CEO. He discussed some of the current projects of the hospital, and extended the offer to work together in the future on projects of mutual interest.

11:00 a.m. – This being the time and place specified for taking action on the proposal to enter into an Essential County Purpose loan agreement, the County Auditor announced that no written objections had been placed on file. Whereupon, the Chairperson called for any written or oral objections, and there were none.

This also being the time and place specified for taking action on the proposal to enter into a Sheriff's Vehicles loan agreement, the County Auditor announced that no petition had been filed asking that the question of entering into the loan agreement be submitted to the qualified electors of the County and that the Supervisors may proceed with the authorization of the loan agreement.

After due consideration and discussion, Supervisor Vail introduced the resolution next hereinafter set out and moved its adoption, seconded by Supervisor Lanphere. The Chairperson put the question upon the adoption of said resolution, and the roll being called, the following Supervisors voted: Ayes: Gustafson, Lanphere, Vail, Crampton, nays: none. Whereupon, the Chairperson declared the resolution duly adopted as hereinafter set out.

RESOLUTION NO. 2003-03-04-C

Authorizing a Loan Agreement and a \$327,700 General Obligation Corporate Purpose Note and providing for the levy of taxes to pay the same

WHEREAS, pursuant to the provisions of Section 331.402 of the Code of Iowa, the Board of Supervisors of Buena Vista County, Iowa (hereinafter referred to as the "County"), has heretofore proposed to contract indebtedness and enter into a loan agreement in the principal amount of \$284,200, for the purpose of paying the cost, to that extent, of equipping county buildings, including acquiring computer hardware and software, and has published notice of the proposed action and has held a hearing thereon; and

WHEREAS, pursuant to the provisions of Section 384.24A of the Code of Iowa, the Board of Supervisors of the County, has heretofore proposed to contract indebtedness and enter into a loan agreement in the principal amount of \$43,500, to provide funds to pay the cost, to that extent, of acquiring vehicles for the sheriff's department, and, in lieu of calling an election upon such proposal, has published notice of the proposed action and has held a hearing thereon, and no petition has been filed with the County asking that the question of entering into such loan agreement be submitted to the registered voters of the County; and

BUENA VISTA COUNTY

WHEREAS, it is deemed necessary and advisable to provide for the levy and collection of taxes to pay the principal of and interest on a \$327,700 General Obligation Corporate Purpose Note (the "Note"), to be issued in the future in evidence of the County's obligation under the Loan Agreement;

NOW, THEREFORE, It Is Resolved by the Board of Supervisors of Buena Vista County, Iowa, as follows:

Section 1. The County hereby determines to enter into a loan agreement with a lender (the "Lender") to be selected in the future, providing for a loan to the County in the principal amount of \$327,700 for the purpose or purposes set forth in the preamble hereof.

Section 2. The Note shall be issued in a principal amount not to exceed \$327,700 in evidence of the obligation of the County under the Loan Agreement when the Lender is selected and shall be dated as of the date of its delivery to the Lender.

The Note shall bear interest, shall be payable as to principal and interest on the dates and in the amounts, may be subject to prepayment prior to maturity and may contain such other terms and provisions as shall be determined by the Board of Supervisors at the time the Lender is selected, and this resolution shall then be amended to so provide.

Section 3. For the purpose of providing for the levy and collection of a direct annual tax sufficient to pay the principal of and interest on the Note as the same becomes due, there is hereby levied on all the taxable property in the County the following direct annual tax for collection in each of the following fiscal years, to-wit:

For collection in the fiscal year beginning July 1, 2003, sufficient to produce the net annual sum of \$121,235;

For collection in the fiscal year beginning July 1, 2004, sufficient to produce the net annual sum of \$116,985;

For collection in the fiscal year beginning July 1, 2005, sufficient to produce the net annual sum of \$115,474;

provided, however, that at the time the Lender is selected, the actual tax levy amounts required to pay the principal of and interest on the Note in each year shall be determined based upon the interest rate or rates at which the Note is issued, and this resolution shall be amended by resolution of the Board to provide for such actual and necessary tax levy amounts.

Section 4. A certified copy of this resolution shall be placed on file with the County Auditor of Buena Vista County, and said Auditor is hereby instructed to enter for collection and assess the tax hereby authorized. When annually entering such taxes for collection, the County Auditor shall include the same as a part of the tax levy for Debt Service Fund purposes of the County and when collected, the proceeds of the taxes shall be converted into the Debt Service Fund of the County and set aside therein as a special account to be used solely and only for the payment of the principal of and interest on the Note hereby authorized and for no other purpose whatsoever.

Section 5. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved March 4, 2003.

/s/ Herb Crampton, Chairperson, Board of Supervisors,

Attest: /s/ Karen M. Strawn, Co. Auditor

BOARD OF SUPERVISORS

The Board discussed the letter from the auditor regarding the county's FY'02 audit and considered several items requiring follow-up. Motion by Gustafson to appoint Patti Maymon as the Board's **Courthouse Computer Committee Liaison** to assist in bringing the courthouse computer network up to security compliance and to develop a disaster recovery plan. Ayes—Gustafson, Lanphere, Vail, Crampton. Nays--none. Carried. Crampton and Vail will work on the vehicle list review per comments in the FY'02 audit. Motion by Lanphere to approve and to authorize the Chairman to sign the Board's letter of responses to Hunzelman Putzier on the **FY'02 audit**. Ayes—Gustafson, Lanphere, Vail, Crampton. Nays--none. Carried. Burnside was appointed to work with the county auditor's committee on GASB34 compliance.

So that cost proposals can be prepared, the board selected several **health insurance** plans with different options. The proposals will be ordered for the board to review in about 3 weeks. To be added to the plan is an option to purchase 3 months worth of refills on prescriptions at the local pharmacy with the payment of 3 co-pays.

Several **secondary road employees** met with the board to ask what decisions have been made on health insurance and wages for FY'04. The chairman explained that the selection of insurance has not been made, and that several programs are now being requested so that the Board can review several options. The recommendations of the Compensation Board will be received and acted upon at the budget hearing on 3/11. Action on 7/1/03 wage increases will take place after that has been completed. The employees also asked whether their bargaining committee is responsible for only outside employees or also for office personnel, and why action was taken on wage increases for 2 office positions. The Chairman explained that the increases approved at the last meeting were adjustments to the base rates of two positions, to reflect an increase in the base rate for this type of position in the general marketplace. They were not raises to employees based on performance or longevity. One person mentioned that the change in the insurance program mid-year last year caused a significant increase in his total deductible responsibility, with no warning having been given to the employees.

The auditor will send letters to those organizations whose funding requests were declined or reduced for the **FY'04 budget** year.

Motion by Gustafson to set the date and time of public hearing on the county's FY'04 **MH-DD Managed Care Plan** as March 25 at 4:00 p.m. in the 2nd Floor Public Meeting Room. Ayes—Gustafson, Lanphere, Vail, Crampton. Nays--none. Carried

Motion by Vail **to void and re-issue a lost warrant** #140341 issued 1/30/02 to Ericka Venegas in the amount of \$35.46. Carried.

There being no further business, motion by Vail to adjourn at 12:40 p.m. until Tuesday, March 11 at 8:30 a.m. for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING THIRTEENTH MEETING, 2003 SESSION (13) MARCH 11, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, March 11, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other

BUENA VISTA COUNTY

members present: Burnside, Gustafson, Lanphere, and Vail, and with Deputy Auditor Sue Kennedy as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

HIPAA Privacy Officer Julie Smith updated the Board on what has been done so far and what needs to be done in the near future for HIPAA. Computer security is an issue that needs to be addressed soon, and the need for a better firewall and server for Public Health.

Engineer Jon Ites presented quotes on a **truck box and hoist** from Hiway Truck Equipment, Fort Dodge, for \$12,656.00 and Crysteel Truck Equipment Inc., Lake Crystal, MN for \$10,995.00. Motion by Lanphere to accept the low quote of Crysteel Truck Equipment Inc. Carried.

Motion by Vail to accept and authorize the Chairman to sign the contract for Rohlin Construction on asphalt **project #11-CO11-038** for \$2,279,567.59. Carried.

Motion by Burnside to accept the Agreement for the Federal-Aid Highway Bridge Replacement & Rehabilitation Program **Project #BROS-CO11(64)—8J-11**. Carried.

Ites presented the Board an Intersection Lighting Criteria worksheet and asked them to indicate their order of importance. He will compile the information.

Motion by Burnside to approve the **minutes** of 3/4/03 as corrected and the following **reports**: February Conservation Board Minutes; January 8, 22, and February 5 Communications Commission minutes; Feb. Mangold monitoring of Spectra Lagoon; and Feb. Clerk's fine-forfeitures-surcharges. Carried.

The Chairman signed the application for renewal of accreditation of **Targeted Case Management**.

Paul Ryan with Prochaska & Associates presented an update on the Jail HVAC project.

The board moved to the 2nd floor public meeting room for the **public hearing**. 11:00 a.m.--The time having arrived for the public hearing on the FY'04 proposed budget, the Chairman opened the hearing with 2 interested persons and 2 media, 16 county employees/dept. heads plus all 5 boardmembers and Auditor Strawn. The Chairman verified that the notice was published as required. After a few brief remarks including appreciation for the work of the various departments to trim any extra, the Chairman opened the hearing to public comments. Chris Young presented the Board with the Compensation Boards recommended salaries for elected officials for FY '04.

Motion by Lanphere to accept the **Compensation Board's** recommendation for elected officials salaries as follows: Auditor, Treasurer, and Recorder--\$38,913; Supervisors--\$20,566 with an additional \$500 for the Chairman; Sheriff--\$51,710; and Attorney--\$45,473. Carried.

There being no additional questions, and no comments from the board, motion by Gustafson to close the public hearing. Carried.

The board returned to the boardroom. Motion by Burnside to adopt the **FY'04 budget** for Buena Vista County as published, and to authorize the Chairman to sign the Adoption of Budget and Certification of Taxes. Carried.

BOARD OF SUPERVISORS

Treasurer Kathy Bach requested **abatement of taxes** on a mobile home. Motion by Vail to cancel tax sale certificate #02-0094 and to abate the current taxes (\$110) on mobile home title #11-W111540 which are uncollectible. Carried.

Treasurer Kathy Bach requested **abatement of taxes** on a mobile home. Motion by Vail to abate 2nd half taxes (\$47) on mobile home title #11-W116587 which are uncollectible -- the home burned 1/22/03. Carried.

Motion by Vail to cancel Public Bidding #9331.1 and **abate the current taxes** (\$48) on parcel #02-08-104-010. Carried.

Motion by Vail to **abate delinquent drainage taxes** on parcel #08-14-308-005, #04-21-134-005, and receipt #422105, as they are uncollectible. Carried.

There being no further business, motion by Vail to adjourn at 12:00 p.m. until Tuesday, March 25 at 8:30 a.m. for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FOURTEENTH MEETING, 2003 SESSION (14) MARCH 25, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, March 25, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, and Lanphere, and with Auditor Strawn as clerk for the meeting. Absent: Vail, due to illness.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere and Crampton. Nays: none. Abstentions: none.

HIPAA Compliance Officer Julie Smith and Patti Maymon, Auditor's Clerk, were present to discuss the changes needed in the public health computer system to achieve HIPAA compliance. Motion by Lanphere to approve implementation of a new computer server for the E Richland Annex for the purpose of complying with HIPAA. Carried.

Motion by Lanphere to approve and to authorize the Chairman to sign the **HIPAA Business Agreement** with Wellmark for the Employee Health Account, Major Medical and Flexible Benefits. Carried.

Motion by Gustafson to approve the **minutes** of the 3/11 meeting as printed. Carried.

Motion by Gustafson to approve the Class C-outdoor & Sunday sales **liquor license applications** of Lake Creek Country Club Bar and Grill, and Little Sioux Golf and Country Club. Carried.

Motion by Burnside to authorize the auditor to **void and re-issue** the following warrants: #145053 issued 7-03-03 to Jennifer Schumacher for \$11.82, and #148335 issued 10-9-02 to Chris Carlton for \$46.17. Carried.

BUENA VISTA COUNTY

Motion by Burnside to designate Environmental Health Director Kim Johnson as the county's designated agent for DNR site investigations and nuisance investigations. Carried.

Motion by Burnside to approve a 5-year payback agreement for the city of Marathon for project #FM-CO11(46)—55-11 and to authorize the Chairman to sign. Carried.

Motion by Gustafson to approve and to authorize the Chairman to sign a pay voucher in the amount of \$63 in copy costs to the IDOT for plans for this year's asphalt projects to be paid from the county's Farm-to-Market account.

Motion by Burnside to authorize the engineer to sign a contract with Hallett Materials to produce and stockpile gravel at 2 sites for \$2.65/ton. Carried.

Ites reported that new rule changes will require spill prevention plans, control and countermeasures (SPCC) for the 8 county bulk fuel facilities with 2000 gallon fuel tanks. Locked access with a chain link fence will also be required. He estimates the cost of these changes at \$12,500. The completion deadline is October, 2003. Ites will ask Environmental Restoration Services to do a cursory review.

Ites is preparing the FY'04 IDOT budget and 5-year construction plan for board approval on April 8. April 17 will be the letting date for the season's asphalt projects.

The IDOT has modified its map for roads proposed transfer of jurisdiction to local government, but Hwy 197 is still on list for BV County.

Ites reviewed the intersection lighting priority criteria, and will proceed to test it on about 20 locations.

10:05 a.m. – The time having arrived for the public hearing on the Lester subdivision request, the Chairman opened the hearing with no interested persons present. Zoning Director Kim Johnson reviewed the request and reported that the Zoning Commission had accepted her recommendation, and was recommending that the Board of Supervisors approve the request. There being no objection, motion by Gustafson to close the public hearing, to accept the recommendation of the Zoning Commission, and to approve and to authorize the Chairman to sign Resolution 2003-03-25A, approving preliminary and final plat requested by Darrell & Dixie Lester. Carried.

RESOLUTION 2003-03-25-A

WHEREAS, Darrell and Dixie Lester have presented a preliminary and final plat (of survey) on the following described properties:

DESCRIPTION LOT C

A TRACT OF LAND LOCATED IN LOT 11 OF THE AUDITOR'S SUBDIVISION OF THE SOUTH HALF OF THE SOUTHEAST QUARTER (S½ SE¼), OF SECTION 6, TOWNSHIP 93 NORTH, RANGE 36 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southwest (SW) Corner of the Southeast Quarter (SE¼) of said Section 6; Thence on an assumed bearing of North 90°00'00" East, along the South line of said Southeast Quarter (SE¼), 396.39 feet; Thence North 46°19'30" East, 47.85 feet to the Southwest Corner of Lot 11 in said Auditor's Subdivision, being also the Point of Beginning; Thence North 46°19'30" East, along the West line of said Lot 11, 198.74 feet; Thence South 77°31'41" East, 94.12 feet; Thence South 00°45'49" East, 117.00 feet to the South Line of said Lot 11; Thence North 89°58'24" West, along said South Line, 237.23 feet to The Point of Beginning.

BOARD OF SUPERVISORS

Hereafter known as Lot C in Section 6 Township 93 North, Range 36 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 0.50 Acres and is subject to all easements of record.

WHEREAS, the final plats meet with the approval of the Zoning Commission subject to the following if any: none.

WHEREAS the final plat meets with the approval of the Board subject only to the following if any: none.

NOW THEREFORE, BE IT RESOLVED by the Buena Vista County, Iowa Board of Supervisors that:

DESCRIPTION LOT C

A TRACT OF LAND LOCATED IN LOT 11 OF THE AUDITOR'S SUBDIVISION OF THE SOUTH HALF OF THE SOUTHEAST QUARTER (S½ SE¼), OF SECTION 6, TOWNSHIP 93 NORTH, RANGE 36 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southwest (SW) Corner of the Southeast Quarter (SE¼) of said Section 6; Thence on an assumed bearing of North 90°00'00" East, along the South line of said Southeast Quarter (SE¼), 396.39 feet; Thence North 46°19'30" East, 47.85 feet to the Southwest Corner of Lot 11 in said Auditor's Subdivision, being also the Point of Beginning; Thence North 46°19'30" East, along the West line of said Lot 11, 198.74 feet; Thence South 77°31'41" East, 94.12 feet; Thence South 00°45'49" East, 117.00 feet to the South Line of said Lot 11; Thence North 89°58'24" West, along said South Line, 237.23 feet to The Point of Beginning.

Hereafter known as Lot C in Section 6 Township 93 North, Range 36 West of the 5th P.M., Buena Vista County, Iowa: is hereby accepted subject to the following if any: none.

BE IT FURTHER RESOLVED that this Resolution shall be affixed to the final plat of:

DESCRIPTION LOT C

A TRACT OF LAND LOCATED IN LOT 11 OF THE AUDITOR'S SUBDIVISION OF THE SOUTH HALF OF THE SOUTHEAST QUARTER (S½ SE¼), OF SECTION 6, TOWNSHIP 93 NORTH, RANGE 36 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Southwest (SW) Corner of the Southeast Quarter (SE¼) of said Section 6; Thence on an assumed bearing of North 90°00'00" East, along the South line of said Southeast Quarter (SE¼), 396.39 feet; Thence North 46°19'30" East, 47.85 feet to the Southwest Corner of Lot 11 in said Auditor's Subdivision, being also the Point of Beginning; Thence North 46°19'30" East, along the West line of said Lot 11, 198.74 feet; Thence South 77°31'41" East, 94.12 feet; Thence South 00°45'49" East, 117.00 feet to the South Line of said Lot 11; Thence North 89°58'24" West, along said South Line, 237.23 feet to The Point of Beginning.

Hereafter known as Lot C in Section 6 Township 93 North, Range 36 West of the 5th P.M., Buena Vista County, Iowa: and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 25th day of March, 2003.

/s/ Herb Crampton, Chairman, Board of Supervisors

/s/ Karen M. Strawn, Auditor

BUENA VISTA COUNTY

Boardmembers discussed several projects for consideration in their long range plan including improvements to the jail's HVAC system, jail expansion, handicapped accessible ramp, and additional parking. Motion by Gustafson to form a Chairman's Jail Expansion Study Task Force. Carried.

Kris Kohl, ISU Extension, presented requests to the board for a tile intake map and a contribution towards a joint Clay & BV County project. The purpose of the project is to assemble a manure spill kit that could be dispatched to any location in the county when a manure spill occurs. The 'kit' will contain materials and information to help prevent contamination of water sources and supplies by spilled manure. The board will look into the availability of a map or the feasibility of preparing one. No decision was made on the donation request.

Gustafson left the meeting.

Prior to the public hearing scheduled for 4:00 p.m. today, MH Director Dawn Mentzer reviewed and discussed the proposed changes for the county's Managed Care Plan.

Treasurer Kathy Bach distributed copies of the final version of the 28E agreement between Buena Vista, Cherokee and Pocahontas Counties for sharing a drivers' license examiner. The board will act on the agreement at tomorrow's meeting.

2:00 p.m.--The Board recessed to the 2nd Floor Public Meeting Room for a Jt. DD #274 public hearing. (During the hearing Burnside left for another meeting and Gustafson returned.)

4:00 p.m.—The Jt. DD #274 public hearing having been completed, the Chairman opened the public hearing on the county's proposed Managed Care Plan. There were 6 interested persons present. MH Director Dawn Mentzer reviewed the process used for developing the new plan, and reviewed the proposed changes. The plan will go into effect 7/1/03 for a 3 year period. There being no questions, motion by Lanphere to close the public hearing. Carried. Motion by Gustafson to approve the county's Managed Care Plan for FY'04 as amended. Carried. Mentzer informed the board that her department is currently being surveyed for targeted case management accreditation. Motion by Gustafson to approve and to authorize the Chairman to sign the staff development plan for case management. Carried.

There being no further business, motion by Crampton to adjourn at 4:30 p.m. until Wednesday, March 26 at 9:30 a.m. for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FIFTEENTH MEETING, 2003 SESSION (15) MARCH 26, 2003

The Buena Vista County Board of Supervisors met in special session on Wednesday, March 26, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere, and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

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Head Custodian Dewyne Stucynski and Sheriff Chuck Eddy were present to discuss the proposed project to update the jail HVAC system in relation to the possibility of jail expansion. Prochaska Associates has been working on a technical energy audit and plans for improving the HVAC system. Stucynski will contact Prochaska to set up another meeting to discuss how the two projects may work together.

Upon recommendation of Treasurer Kathy Bach, motion by Lanphere to approve and to authorize the Chairman to sign the 28E agreement with Cherokee and Pocahontas Counties for the sharing of a driver's license examiner. Carried.

Wellmark Account Manager Ali Child provided initial rate information on several employee health insurance plans. Actual rates will not be available until about June. By consensus the board agreed that the county's plan for FY'04 should include a new benefit -- the purchase of a 3-month supply of maintenance prescription drugs at local pharmacies at the cost of 2 co-pays. After review of the relative rates and various options, motion by Gustafson to offer two plans for FY'04: 1) #37543-9//#37548-8 (\$750/\$1,500 deductible, 10%/30% co-pay, \$5/\$20/\$35 prescription co-pay). 2) #37543//#8/37549 (\$1,000/\$2,000 deductible, 10%/30% co-pay, \$5/\$20/\$35 prescription co-pay). Ayes—Burnside, Gustafson, Lanphere, Vail, Crampton. Nays—none. Carried. It was also the consensus of the board to make the choice between the "estimated suggested" and "maximum liability" rate levels after final rates are received.

Supervisor Vail left for another meeting.

Environmental Health Director Kim Johnson discussed the Inspector position in her department. It was the consensus of the Board to suggest that the Board of Health hire a part-time person(s) for the position(s) due to the cost of health insurance for a full-time employee. The FY'04 budget does not include health insurance for the position.

Motion by Burnside to approve and to authorize the Chairman to sign the Resolution 2003-03-25 to support lowans called to duty. Ayes—Burnside, Gustafson, Lanphere, Crampton. Nays—none. Carried.

RESOLUTION 2003-03-26

Resolution to Support lowans called to duty by passing the Service Member Support Agenda

Whereas: More than 2,000 lowans in the Iowa National Guard, the Reserve and on active duty have been called to duty in Iraq and for Homeland Security;

Whereas: These lowans are disrupting their lives and families to serve their country;

Whereas: The "Service Members Support Agenda" is a collection of common sense suggestions developed in consultation with Iowa service members that the state of Iowa can do to help ease the stresses they and their families face. These are no-cost and low-cost steps that include delayed filing of taxes, tuition rebates for students forced to leave classes for the military, allowing service members to deduct military expenses, and the elimination of state taxes on death benefits;

Whereas: In a month the Iowa Legislature is scheduled to finish its session and none of these messages have passed the Legislature;

Be it therefore enacted: That the Buena Vista County Board of Supervisors urges the Iowa Legislature make supporting lowans called to duty a top priority and consider these measures on the floor of the Iowa House and Senate as soon as possible and take action before the end of the session.

Passed and Approved this 26th day of March, 2003.

/s/ Herb Crampton, Chairman, Buena Vista County Board of Supervisors

BUENA VISTA COUNTY

Attest: /s/ Karen M. Strawn, Auditor

Motion by Gustafson to approve the minutes of the 3/25 meeting as printed. Ayes—Burnside, Gustafson, Lanphere, Crampton. Nays—none. Carried.

There being no further business, motion by Crampton to adjourn at 12:30 p.m. until Tuesday, April 1 for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BUENA VISTA COUNTY CLAIMS REGISTER REPORT-JAN THRU MAR'03

0001 GENERAL BASIC: ACEVEDO, MILLIE 90.00; ACORN NATURALISTS 61.05; AG PARTNERS L.L.C. 1,620.56; AID 225.00; ALEXANDER HAMILTON INSTI 27.00; ALLIANT ENERGY 1,943.61; ALLIED DOCUMENT SOLUTION 1,341.17; ALPHA WIRELESS COMMUNICA 2,331.20; ALTA MUNICIPAL UTILITIES 375.48; ALTAMIRANO, MELINDA 93.68; AMERICAN LUNG ASSOCIATIO 407.51; AMERIGAS 194.22; ANDERSEN, GORDON 32.40; ANDERSON, ARDYCE 8.40; ANDERSON, DIANE 477.22; ANDERSON, ROBERT L 7.20; APCO INTERNATIONAL INC 897.00; ARCH WIRELESS 89.04; ARMSTRONG, CAROLYN 588.36; AT & T 2,585.30; AUDITOR OF STATE 550.00; AVENTIS PASTEUR 222.00; B & M SERVICE INC 424.00; B V CO SECONDARY ROAD 261.25; BACH, KATHLEEN 249.90; BAILEY, TAESA 286.72; BARKER COMPANY INC, BOB 19.96; BEACOM, DOUG 600.00; BEDELS DRIVE-IN PHARMACY 949.50; BELLOWS, CARL 3.90; BENTLEY SYSTEMS INC 625.00; BERTNESS, JACKI 97.28; BINDER, CHARLOTTE 21.60; BOGUE, PAMELA L 12.80; BOMGAARS 357.28; BRAKE, ERVIN 9.60; BRIGGS CORPORATION 609.63; BROCK, SANDRA 37.50; BROWN INDUSTRIES INC 138.50; BRUNGARDT, MIKE 425.00; BUDGET LIGHTING INC 303.11; BUENA VISTA CO AUDITOR 15.00; BUENA VISTA CO JOURNAL 1,320.63; BUENA VISTA COUNTY 2.26; BUENA VISTA REGIONAL MED 732.40; BV STATIONERY & PRINTING 7,410.29; CAMERON, THOMAS K 14.10; CARLTON, CHRIS 50.00; CARPENTER UNIFORM & PROM 198.62; CDW GOVERNMENT INC 162.89; CENTRAL IA DISTRIBUTING 1,303.03; CHANNING BETE COMPANY IN 157.83; CHEM-PRO INC 58.00; CHEROKEE CO PUBLIC HEALT 2,195.80; CHEROKEE COUNTY SHERIFF 5,480.00; CHINDLUND, ANN 268.80; CHRISTIANSEN, GARY 150.00; CITIZENS 1ST NATIONAL BA 74.20; CITY DIRECTORY INC 434.19; CLAY COUNTY SHERIFF DEPA 114.92; COMMERCIAL SIGN & DESIGN 70.00; COMMUNITY HEALTH PARTNER 1,250.00; CONLEY, BONNIE 191.04; CONTROL SYSTEM SPECIALIS 7,447.58; COOK, GINNI 18.56; CRAWFORD CO SHERIFF 42.90; CRIPPIN MD, DAVID 450.00; CULLIGAN 133.50; DAHL'S MACHINE SHOP INC 60.00; DANIELSON, LLOYD 2.40; DELAGE LANDEN FINANCIAL 445.44; DEMUTH, MARTY 6.28; DENTAL DISTRIBUTORS INC 307.58; DEPARTMENT OF VETERANS A 615.00; DICKINSON CO PUBLIC HEAL 2,750.53; DILWORTH, SANDI 300.00; DMAAHU 40.00; DOUGLAS, DANIEL E DDS 272.00; DUST-TEX SERVICE INC 134.85; DWAIN VILAS TRUST 200.00; EDDY, CHUCK 52.55; EHLERS, KEVIN 3.60; ELECTRONIC ENGINEERING 80.00; ELSTON, KORY 29.26; ENLIGHTEN TECHNOLOGIES I 1,530.00; ERB, WILLIAM 5.71; FAREWAY STORE 2,177.34; FASSLER, JOLEE 22.20; FASTENOW, JESSE 3.00; FIDLAR DOUBLEDAY INC 959.04; FIRST COOPERATIVE ASSOCI 2,216.54; FLOYD VALLEY COMMUNITY 244.16; FOLEY FARM 200.00; FRANCO TYP-POSTALIA INC 370.80; FRANKLIN CO SHERIFF OFFI 69.52; FRATZKE & JENSEN FUNERAL 150.00; GALBRAITH, LLOYD F 98.40; GARBAGE HAULING SERVICE 260.50; GATEWAY COMPANIES INC 654.98; GEISINGER, RICHARD 200.00; GENERAL SECURITY SERVICE 548.80; GINGERBREAD HOUSE 1,393.89; GLAXOSMITHKLINE FINANCIA 727.50; GRAHAM TIRE CO 1,294.50; GRAINGER INC., W. W. 1,214.28; GRIEME, SARA 321.00; GRP & ASSOCIATES 72.00; GUSTAFSON, JIM 234.80; GUTZ, DENNIS 5.70; HABERMAN, JUDY 268.48; HALDIN, RICHARD 111.00; HANSON PRODUCTS 35.00; HAVENS & HAVENS LAW FIRM 7,425.00; HILDRETH, CINDY 2,838.00; HILLYARD INC 159.53; HOLIDAY INN CONFERENCE 96.91; HOLMES, ROBERT 3.00; HOPKINS MEDICAL PRODUCTS 100.90; HORNOR, DUANE 5.40; HULTGRENS-GERLACH INC 323.10; HUNZELMAN PUTZIER & CO 2,796.50; HY-VEE FOOD STORE 114.38; IA LAW ENFORCEMENT INTEL 390.00; ICIT 25.00; IDA COUNTY JAIL 2,200.00; IDA COUNTY PUBLIC HEALTH 6,250.00; INCODE-CMS 365.82; INDEPENDENT BUSINESS SYS 32.11; INDUS-TOOL 119.00; IOWA CENTRAL COMM COLLEG 15.00;

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IOWA CHAPTER IAAI 20.00; IOWA CHAPTER OF APCO 105.00; IOWA COMMUNITES POOL ADM 3,570.29; IOWA DEPT PUBLIC SAFETY 800.00; IOWA DEPT TRANSPORTATION 15.00; IOWA EMERGENCY NUMBER AS 90.00; IOWA LAKES ELECTRIC COOP 483.95; IOWA LAW ENFORCEMENT ACA 285.00; IOWA NATURAL HERITAGE FO 225.00; IOWA OFFICE SUPPLY 3,009.64; IOWA PRISON INDUSTRIES 95.00; IOWA PUBLIC HEALTH ASSOC 160.00; IOWA RIBBON SERVICE 186.20; IOWA STATE ASSOC OF COUN 560.00; IOWA STATE SHERIFFS & DE 210.00; IOWA TELECOM 411.53; IOWA WORKFORCE DEVELOPME 1,247.00; ISAC SUPERVISORS 200.00; JANITORS CLOSET LTD 275.46; JORGENSEN, ARDEN 3.60; JULIUS CLEANERS 1,437.39; KENNEDY, SUSAN 121.49; KIMBLE, RICK 30.78; KUMMERFELDT SERVICE 355.19; KURTZ, RAY 75.00; LAUNDERVERILLE, GARY J 5.67; LCM PATHOLOGISTS P.C. 3,132.75; LINN GROVE, CITY OF 56.82; LORMAN EDUCATION SERVICE 289.00; LYON COUNTY HEALTH SERVI 507.17; M Y SUPPLY 171.99; MAINSTAY SYSTEMS INC 228.00; MANDERNACH, GENE 200.00; MANGOLD ENVIRON TESTING 2,567.00; MARATHON, CITY OF 200.00; MARTIN, JOAN REILING 10.99; MARTINS FLAG CO 77.17; MASON, ASHLEY 14.40; MASTERCARD 2,441.28; MAYMON, PATTI 17.91; MCCORD MANOR APARTMENTS 204.00; MCCREA ENTERPRISES 217.50; MCGUIRE AUCTION CO INC 196.70; MED-PASS INC 238.92; MERTEN, DAVID 6.00; MEUSBURGER, LISA 16.04; MID AMERICAN ENERGY COMP 13,892.46; MID STATES AUDIO INC 114.00; MID STATES ORGANIZED CRI 100.00; MIDWEST WIRELESS 1,059.98; MOMAR 140.00; NAPA AUTO PARTS 101.99; NATL SHERIFF'S ASSOC 100.00; NEHRING, BARBARA 120.00; NELSON, BERNARD 21.60; NEPPLE ELECTRIC INC 3,352.05; NEWELL, CITY OF 183.45; NICHOLS CONSULTING 226.80; NOLL, RICHARD 2.70; NORTHERN LIGHTS DISTRIBU 5,666.51; NOTHWEHR, WENDELL 1.50; NW IA ADTU 6,375.00; NW IA PLANNING & DEV COM 2,000.00; NW IA YOUTH EMERGENCY SE 3,360.00; O'BANNON, SHARI 69.78; O'BRIEN CO PUBLIC HEALTH 386.85; OFFICE SYSTEMS COMPANY 352.05; OHRTMAN, MARY 400.30; OLSEN WELDING & MACHINE 23.50; OMB POLICE SUPPLY 34.49; OMNI PHOTO 262.96; OSCEOLA COMMUNITY HEALTH 1,792.05; PAGERS INC THE BEEPER PE 47.85; PALO ALTO COUNTY SHERIFF 400.00; PARROTT & SONS, MATT 137.75; PATTERSON, KENT 4.50; PATTON, DAVID 3,940.70; PAUL PARK COMPANY 1,913.15; PETERSON, JAMES E 3.00; PETTY CASH 59.41; PETTY CASH HEALTH DEPT 69.26; PILOT PUBLISHING 1,410.78; PITNEY BOWES 1,257.00; PITNEY BOWES INC 205.75; PLYMOUTH COUNTY EXTENSIO 1,505.00; PLYMOUTH COUNTY SHERIFF 74.68; POLAND TOWNSHIP CEMETERY 250.00; POLK & CO, R. L. 20.00; POSTMASTER 515.46; PREVENT CHILD ABUSE IOWA 270.00; PROFESSIONAL ELECTRONICS 447.52; PUBLIC SAFETY TRAINING C 250.00; QUILL CORPORATION 99.49; QWEST 4,880.38; R & D INDUSTRIES INC 2,509.28; RADIOLOGY CONSULTS PC 100.00; RASMUSSEN FORD MERCURY I 87.38; REBNORD TECHNOLOGIES INC 386.91; REHNSTROM, CRAIG 15.60; RESSLER DRUG CO 739.08; RITTSCHER, LARRY 6.45; ROBERTS, JAMES A 4.80; SAC COUNTY SHERIFF 93.20; SAMMONS, JENNIFER 103.49; SASSMAN, JEAN L 110.20; SCHUMACHER ELEVATOR CO 548.61; SCHUMACHER, JENNIFER 11.82; SCOTT, DEANNA 75.80; SEAGREN, CRAIG 71.88; SEAGREN, RENE 398.40; SECRETARY OF STATE 30.00; SECURITY PLUMBING SUPPLI 479.16; SECURITY TRUST & 325.50; SEILER PLUMBING HEATING 4,512.01; SIMONS, DOUGLAS 21.25; SIOUX CENTRAL COMMUNITY 2,290.86; SIOUX LUMBER 10.34; SIOUX RAPIDS AUTO & 468.44; SLIEFERT-ASMUS FUNERAL H 1,182.00; SMALL, LARRY M. JR 7.09; SMALL, WENCIL 4.20; SPENCER MUNICIPAL HOSPIT 4,505.50; SPORTS REHABILITATION & 396.92; STAR ENERGY LLC 2,146.30; STAR LEASING 80.79; STATE MEDICAL EXAMINER'S 1,027.74; STONEY CREEK INN 73.44; STORM LAKE AREA DEVELOPM 7,650.00; STORM LAKE COMMUNITY SCH 4,432.42; STORM LAKE POLICE DEPART 22.73; STORM LAKE TIMES 1,665.32; STORM LAKE, CITY OF 1,625.09; STRUVE, TOM 1.80; STUCKENSCHNEIDER, JODI 254.83; STUCYNSKI, DEWYNE 104.18; SUNSHINE SERVICES 123.00; THOMAS, LEON 90.00; TIEFENTHALER, STACEY 122.00; TRAINING RESOURCES 224.00; TREASURER OF STATE 194.00; TRIMARK CENTRAL BILLING 90.00; TRIMARK PHYSICIANS GROUP 110.00; U S 20 CORRIDOR ASSOCIAT 150.00; U S POSTAL SERVICE 419.85; UNITED BUILDING CENTER 8.10; UNITED STATES POSTAL SER 1,000.00; UPDYKE, HOPE 279.04; UPPER DES MOINES OPPTY 4,928.75; US IDENTIFICATION MANUAL 82.50; USDA-RHS 200.00; VAIL, RICHARD A. 153.00; VAN HOOSER, MARK 20.00; VETTER EQUIPMENT CO 23.92; VISA 1,324.34; VISTA 3 THEATRES 300.00; WALMART COMMUNITY 784.29; WEILAND, MARY 20.00; WEISHAAR, LARRY 4.20; WELLS FARGO BANK IOWA N. 405.00; WESSELINK, DAVE 3.60; WESTBROOK TECHNOLOGIES I 2,800.00; WILLIAMS WATER WORKS

BUENA VISTA COUNTY

220.00; WISE, AMY 20.00; WOGAHN, RUTH 142.40; WOODBURY CO SHERIFF 29.30; YANEZ, DIANA 90.00; ZEE MEDICAL SERVICE CO 142.40

0002 GENERAL SUPPLEMENTAL: AMERICAN LEGION 45.00; AT & T 30.73; BARTHOLOMEW, JAMES 20.00; BELLOWES, VERA BELLE 121.40; JORCKGREN, PAT 117.80; BREWER, ANNE 116.00; BRISBOIS, MAXINE 115.38; BUENA VISTA CO JOURNAL 135.17; CARLTON, CHRIS 3.83; CARTER, KEITH 116.00; CITY DIRECTORY INC 72.36; CLARINDA YOUTH CORP 2,020.94; CLAUSEN, DEBRA A 116.00; CLAY COUNTY SHERIFF DEPA 44.00; COLE, MARY 128.00; CORRECTIONAL SERVICES CO 2,177.70; DODGE COUNTY SHERIFF OFF 6.00; DONAHOO, WANDA 79.75; DRAKE LAW REVIEW 28.00; DRIVER, AURLETTE 114.18; ELECTION SYSTEMS & SOFTW 65.00; ERICKSON, LARRY 124.40; ERICKSON, NORMA 116.59; EVERS, VALITA 20.00; FASTENOW, PEG 116.00; FAUST, LYNN 119.00; FELLOWS, MARY L 116.00; FRANCIS, ELLIS 135.40; FRANCIS, PHYLLIS 113.88; FREDERIKSEN, FERNE 120.00; GALBRAITH, JEANETTE 109.85; GALBRAITH, LLOYD F 123.80; GARBERDING, LAVERN 121.40; GIBBONS, LEONA 116.00; HARTFORD SPECIALTY CO. 2,500.00; HOFERMAN, MARGIE 134.50; HULSEBUS, JOAN 116.00; HUNTINGTON, SHIRLEY 122.00; HUSEMAN, TOM 20.00; INTAB INC 20.20; IOWA STATE UNIVERSITY 350.00; JACKSON, KARNA 142.30; JESSEN, SAMANTHA 42.25; KAUFMAN, JACK R 25.38; KAUFMAN, VIVIAN 124.00; KIRKPATRICK, DOROTHY 116.00; KRACHT, JANICE 129.80; KROHN, DOROTHY 120.00; KRUSE, FREDERICA 114.19; KUENY, JUDY 119.00; LIETZ, DEANNA 138.26; LYON COUNTY SHERIFFS OFF 15.00; MACK HANSEN GADD ARMSTRO 100.00; METHODIST MANOR 45.00; MILLS, ROSE 116.00; MOVALL, BARB 121.40; MOVALL, WANETTE 131.20; NEWELL COOP ELEVATOR 45.00; NIELSEN, MEG 20.00; NOTHWEHR, CARLENE 151.30; NW IA ADTU 4,337.00; NW IA YOUTH EMERGENCY SE 20,400.00; O'BRIEN COUNTY SHERIFF 57.80; OLSON EATON SVENDSEN INC 24.00; PARROTT & SONS, MATT 346.63; PATTERSON, DORIS 131.20; PERRIGO, BEVERLY 116.00; PILOT PUBLISHING 137.50; POCAHONTAS CO SHERIFF 27.28; QUAKERDALE 1,397.12; QUIRIN, CHARLENE 116.00; QWEST 193.18; RADKE, MARGARET 116.00; REHNSTROM, MARY 134.20; RICE, MONICA 119.60; RICHARDSON, BETTY JEAN 102.65; ROWLEY, MARTY 128.20; SAC COUNTY SHERIFF 22.70; SALTON, JUNE 116.00; SCHUMANN, MAVIS 120.80; SENTINEL PUBLISHING COMP 1,680.00; SEXTON, RUTH 116.00; SHEARER, DARLENE 120.00; SIEVERS, DELORES 264.63; SIEVERS, ROGER D 398.90; SIMONS, CLYDE A 124.00; SMITH, MARY 112.38; SMITH, NORMA 117.80; SORENSEN, ARLENE 128.50; SPARKY'S ONE STOP 25.00; SPECTRA HEALTH CARE 1,313.76; SPECTRA HEALTH CARE INC 4,340.10; ST. JOHNS UNITED CHURCH 45.00; STAUBER, LINDA 116.00; STIEF, JACKIE 116.00; STORM LAKE TIMES 374.85; SUNDBLAD, MARY 151.00; SWANSON, SANDY 120.00; THEELER, FAY 131.63; TOOHEY, ROSEMARY 138.55; TREASURER STATE OF IOWA 9,814.28; TSCHERTER, ESTELLA 116.00;; URBAN, MARJORIE 94.25; VEEHOFF, MARY 94.25; WEDEKING, MARTIN 116.00; WESSENDORF, GRACE 139.60; WESSMAN, ARLENE 118.10; WEST GROUP PAYMENT CENTE 2,178.00; WHITE, MARTHA E 116.00; WILKENS, LUCILLE 137.20; WISE, DARLENE 139.88; WRIGHT, ELAINE 100.75; YOUTH SHELTER CARE OF NO 2,207.48

0010 MH-DD SERVICES FUND: ANDERSON, CHARLEEN 299.50; AT & T 171.77; B V CO SECONDARY ROAD 23.62; BUCKENDAHL, HARVEY 120.00; BUENA VISTA CO. SHERIFF 555.50; BV CO HOMEMAKER 427.50; BV STATIONERY & PRINTING 190.48; CERRO GORDO CO SHERIFF 16.40; CHEROKEE COUNTY SHERIFF 24.00; COMMUNITY SERVICES ASSOC 50.00; CORALVILLE FAIRFILED INN 110.00; COUNTY CASE MANAGEMENT S 707.00; CREST SERVICES 664.80; DEPARTMENT OF HUMAN SERV 36,058.71; DEPT OF HUMAN SERVICES 1,781.70; DEPT OF HUMAN SERVICES D 18,484.39; DEPT OF HUMAN SERVICES-A 8,174.82; FITZPATRICK AUTO CENTER 381.16; GANNON CENTER - COMMUNIT 161.30; GENESIS DEVELOPMENT 53,614.14; HOWARD CENTER INC 979.94; IDA SERVICES INC 2,119.78; IOWA OFFICE SUPPLY 119.39; IOWA RIBBON SERVICE 31.80; IOWA STATE ASSOC OF COUN 145.00; LAW, HEALTH POLICY, AND D 150.00; LUTHERAN FAMILY SERVICES 3,302.85; MACK HANSEN GADD ARMSTRO 345.00; MENTZER, DAWN 212.10; MIDWEST WIRELESS 219.77; MILLS-THOMAS, TAMI 10.27; PLYMOUTH LIFE INC 2,602.80; POSTMASTER 597.00; QUILL CORPORATION 99.51; QWEST 285.13; REBNORD TECHNOLOGIES INC 112.94; REGIONAL TRANSIT AUTH 1,356.55; REM ATLANTIC INC 5,630.40; REM DEVELOPMENTAL SERVIC 933.23; SEASONS CENTER FOR COMMU 34,848.24; SPECTRA HEALTH CARE 5,911.92; SPECTRA HEALTH CARE INC 13,090.68; STAR ENERGY LLC 283.74;

BOARD OF SUPERVISORS

STAR LEASING 80.79; TREASURER STATE OF IOWA 532.33; WHITE, LINDA 28.88; WOLTMAN, WANDA 39.08

0011 RURAL SERVICES: AT & T 51.94; BUENA VISTA CO JOURNAL 5.71; BUENA VISTA COUNTY 130.00; CITY DIRECTORY INC 144.72; IOWA WEED COMMISSIONERS' 170.00; LUND, NORMAN J 177.90; M & M SMALL ENGINE REPAIR 621.36; PILOT PUBLISHING 3.88; QWEST 96.59; RONS AUTOMOTIVE 73.00; ROWLEY RECYCLE CT, HAROLD 32,656.50; STARLITE VILLAGE 47.25; STORM LAKE TIMES 5.98; TESCH, BOB 11.00; VAN DIEST SUPPLY COMPANY 1,179.00; WILEY, DAVID 91.50

0020 SECONDARY ROADS: AG PARTNERS L.L.C. 1,210.12; AIR FILTER CLEANING SERV 223.77; AIRGAS 73.22; ALBERT CITY, CITY OF 61.40; ALL ABOUT COMPUTERS INC 300.00; ALLIANT ENERGY 19,189.20; ALTA MUNICIPAL UTILITIES 176.00; AMERICAN RENTAL 229.40; AMES BAYMONT INN & SUITE 65.05; ARNOLD MOTOR SUPPLY 698.71; ASPHALT PAVING ASSOC OF 420.00; AT & T 109.96; BAILEY, DAN 280.82; BARGLOFF 125.12; BARRY MOTOR COMPANY 197.92; BODHOLDT BROTHERS 530.00; BOMGAARS 334.39; BOTINE ELECTRIC 14.90; BRAU & MILLER 63.00; BROWN SUPPLY CO 15,710.00; BUDS SERVICE INC 437.50; BUENA VISTA CO JOURNAL 24.90; BUENA VISTA COUNTY 84.70; BUENA VISTA GLASS 207.89; BUENA VISTA REGIONAL MED 267.00; BV STATIONERY & PRINTING 142.03; C J COOPER & ASSOCIATES 174.00; CALIFORNIA CONTRACTORS S 239.20; CAVANAUGH, TIM 26.82; CERTIFIED LABORATORIES 111.73; CLAUSEN HARDWARE & SERVI 303.90; CONTINENTAL RESEARCH COR 156.43; COVER-ALL OF NORTHWEST I 6,600.00; CROSTON, HELEN L 598.92; CRYSTEEL TRUCK EQUIP INC 438.08; CYLINDER EXPRESS 12.00; EXHAUST PROS OF STORM LA 10.00; FIRST COOPERATIVE ASSOCI 19,625.44; FITZPATRICK AUTO CENTER 294.28; FLANIGAN, TOM 28.99; G&K SERVICES 408.08; GALVIN, TERRILL LYNN 44.70; GARBAGE HAULING SERVICE 173.25; GIBRALTAR NATIONAL CORPO 5,140.00; GRAHAM TIRE CO 6,364.94; HALVERSON, WAYNE 91.07; HOFFARD, MARK S 12.76; HOTOVEC, RICK 24.27; HOTSYS EQUIPMENT COMPANY 114.30; HULTGRENS-GERLACH INC 448.31; HUTCHINSON SALT COMPANY 31,957.71; INDUSTRIAL SUPPLY SOLUTI 730.00; INTERSTATE BATTERY SYSTM 542.70; IOWA AUTO SUPPLY 159.84; IOWA DEPT TRANSPORTATION 92.00; IOWA LEAGUE OF CITIES 100.00; IOWA OFFICE SUPPLY 323.50; IOWA PETROLEUM EQUIPMENT 34.40; IOWA PRISON INDUSTRIES 40.45; IOWA STATE ASSOC OF COUN 70.00; IOWA STATE UNIVERSITY 200.00; IOWA TRANSIT INC 93.12; ITES, JON 18.99; JACOBS, PRESTON 27.61; JOHNSON, CURT 100.00; JORGENSEN, ELDA 997.66; JOSEPHSON BENNETT RADIAT 490.45; KRYGER GLASS COMPANY 188.81; KUEHL & PAYER LTD 2,750.00; L & M ELECTRONICS INC 15.00; L-J-L CONSTRUCTION CO 1,677.75; LAKE ELECTRIC SUPPLY 996.24; LARSON OIL & DISTRIBUTION 1,010.11; LINN GROVE, CITY OF 73.35; LULLMANN, KEVIN 74.01; MANDERNACH, GENE 296.10; MARATHON, CITY OF 210.94; MCCREA ENTERPRISES 124.78; MID AMERICAN ENERGY COMP 2,794.77; MID-IOWA SALES COMPANY 79.25; MIDWEST WIRELESS 544.11; NAPA AUTO PARTS 133.74; NEW SIOUX CITY IRON CO 699.68; NEWELL COOP ELEVATOR 37.40; NEWELL, CITY OF 70.35; NIELSEN, MILDRED 616.84; NOLL, RICHARD 100.00; NORTH LAKE TRUCK REPAIR 256.92; NORTHERN IA CONSTRUCTION 180.00; O'REILLY AUTOMOTIVE INC 467.72; OLSEN WELDING & MACHINE 652.19; PARSONS EQUIPMENT CO 108.00; PETERSON, CAROL D 1,152.00; PILOT PUBLISHING 96.00; PIXLER ELECTRIC OF SPENC 32.60; PLOEGER, DAVID 107.01; POSTMASTER 120.00; PRUNTY, LEE C 388.36; QWEST 917.62; R & D INDUSTRIES INC 59.28; RASMUSSEN FORD MERCURY I 49.85; RECKAMP, RON 52.40; REMBRANDT, CITY OF 87.00; SAFETY KLEEN CORP 269.00; SCHOON CONSTRUCTION INC 3,895.00; SHARE CORP 288.00; SIOUX CITY TRUCK AND TR 182.34; SIOUX LUMBER 7,466.21; SIOUX RAPIDS, CITY OF 76.00; SORENSON HARDWARE 179.22; STANTON ELECTRIC INC 9,448.33; STAR ENERGY LLC 3,239.41; STATE STEEL SUPPLY COMP 598.42; STORM LAKE HYDRAULICS 123.46; STORM LAKE TIMES 71.40; STORM LAKE, CITY OF 296.40; TERRACON INC 4,392.50; TREASURER IOWA STATE UNI 100.00; TREASURER STATE OF IOWA 175.00; TRIMARK PHYSICIANS GROUP 308.00; UNITED BUILDING CENTER 2,523.43; VERMEER SALES & SERVICE 66.24; VISA 70.60; VOGEL TRAFFIC SERVICES I 712.50; WHELAN-BENTLEY INC 64.22; WOLF, STEVEN 15.19; ZIEGLER INC 20,474.51

0100 D.D. #1: KUEHL & PAYER LTD 10,332.74

BUENA VISTA COUNTY

0172 D.D. #19-26 JT. MAIN OPEN DITCH: DD #19-26 JT MOD 2,418.00

0174 D.D. #19-26 JT. MAIN TILE: DD #19-26 JT MAIN TILE 11.08

0176 D.D. #20: KUEHL & PAYER LTD 53.66

0200 D.D. #34: GIBBONS, JEFF 225.00; KUEHL & PAYER LTD 4,768.44

0368 D.D. #83: CHRISTIANSEN, GARY 125.00

0496 D.D. #133 JT.: DD #133 JT 1,500.00

0644 D.D. #274 MAIN: KUEHL & PAYER LTD 6,693.29; MACK HANSEN GADD ARMSTRO 55.00; 1500 CAPITAL PROJECTS: ALPHA WIRELESS COMMUNICA 923.05; BV STATIONERY & PRINTING 730.90; EMERALD SYSTEMS INC 48,000.00; INCODE-CMS 1,609.99; MPH INDUSTRIES INC 3,016.00; PROFESSIONAL ELECTRONICS 5,268.85; R & D INDUSTRIES INC 10,543.39; SEILER PLUMBING HEATING 4,386.40

510 CAPITAL PROJECTS-DREDGE: GANSKE, JIM 329.15; MCCOOK LAKE IZAAK WALTON 405,000.00

4000 DISASTER SERVICES: AT & T 102.20; BV STATIONERY & PRINTING 38.86; CHRISTENSEN, ROBERT E. 590.76; HY-VEE FOOD STORE 62.94; IEMA 50.00; IOWA STATE ASSOC OF COUN 70.00; MIDWEST WIRELESS 134.26; QWEST 96.59

4010 E911 SURCHARGE FUND: ALPHA WIRELESS COMMUNICA 3,420.00; ALTA MUNICIPAL UTILITIES 449.46; AT & T 50.65; BV STATIONERY & PRINTING 883.91; CITY DIRECTORY INC 72.37; E-MAGINE MARKETING 19.95; ELECTRONIC ENGINEERING 20.00; EMERGITECH INC 14,183.52; IOWA TELECOM 1,686.96; LIVERMORE TELEPHONE & CO 7,819.40; MIDWEST WIRELESS 121.59; NATIONAL ACADEMY OF EMD 45.00; QWEST 1,258.02; R & D INDUSTRIES INC 97.40; REBNORD TECHNOLOGIES INC 963.65; STORM LAKE TIMES 42.56; SUCCESSORIES INC 87.12; TELTRONICS INC 975.00; VISA 146.00

4150 3-COUNTY EMPOWERMENT AGENCY FUND: ALBERT CITY TRUESDALE CO 5,859.23; ARROWHEAD AREA EDUCATION 53.28; AUDIO THERAPY 165.00; B V COUNTY HEALTH DEPT 14,594.19; BABY BOUTIQUE 13,438.00; BEANSTALK PRESCHOOL 480.00; BEDELS DRIVE-IN PHARMACY 5.28; BRIEST, DIANE 1,355.32; BUENA VISTA REGIONAL MED 13,738.75; BV STATIONERY & PRINTING 34.96; CRAWFORD COUNTY HOME HEA 10,474.61; GATEWAY COMPANIES INC 1,299.00; HY-VEE FOOD STORE 155.05; IKM PRESCHOOL 14,750.49; IMMANUEL LUTHERAN PRE SC 660.00; KIDS WORLD 3,005.00; LEWIS DRUG STORES 41.09; LTD COMMODITIES 44.00; LUTHERAN SOCIAL SERVICES 13,699.98; MAXISHARE/SEEGER HEALTH 189.75; MIDWEST WIRELESS 121.59; OPEN ARMS PRESCHOOL 2,115.00; PIZZA HUT 46.00; POSTMASTER 400.00; PREVENT CHILD ABUSE AMER 163.71; PREVENT CHILD ABUSE IOWA 110.00; SAC CITY FOOD PRIDE 22.38; SAC COUNTY HEALTH SERVIC 14,370.00; SCHALLER CRESTLAND TRANS 16,500.00; SITZMAN, JANICE 150.00; STORM LAKE EARLY CHILDHO 24,862.50; STORM LAKE, CITY OF 70.00; STRUCK, STARLA 41.55; SUBWAY 40.75; TRIMESTER INC 280.00; UPPER DES MOINES OPPTY 1,891.42; USDA-RHS 200.00; VIKING OFFICE PRODUCTS 525.91; WALMART COMMUNITY 130.15; WEST CENTRAL DEVELOPMENT 2,103.30

4151 BV CO EMPLOYEE HEALTH FUND: WELLMARK BENEFIT CONSULT 444.80; WELLMARK BLUE CROSS & BL 217,681.33

4152 BV CO EMPLOYEE FLEX BENEFIT FUND: FLEXIBLE BENEFITS 9,957.43; WELLMARK INC 1,456.44

BOARD OF SUPERVISORS MEETING

BOARD OF SUPERVISORS

SIXTEENTH MEETING, 2003 SESSION (16) APRIL 1, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, April 1, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere, and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

Veterans Services Officer Clint Hoferman provided information on the amount of veterans benefits received in Buena Vista and surrounding counties.

Ivan Droessler postponed his appointment with the Board to a later date.

Motion by Burnside to approve the **minutes** of the 3/26 meeting as printed. Carried.

Vail left the meeting to report for jury selection.

The Board proceeded with discussion of wage increases for the following departments: custodian, community services, environmental health/zoning, secondary roads, veterans services, and weeds.

Vail returned to the meeting.

Motion by Lanphere to approve **wage increases** of \$1,050 to \$36,400 for the Community Services Director, and 2% increases for the senior case manager (\$.27/hr.), junior case manager (\$.25/hr.), secretary (\$.18/hr.), and mental health advocate (\$.33/hr.), all effective 7/1/03. Carried.

Motion by Gustafson to approve 2% **wage increases** for the custodians (DS-\$.26/hr. and JM-\$.22/hr.) effective 7/1/03. Carried.

Motion by Burnside to approve a \$900 **wage increase** to \$31,800 for the Environmental Health/Zoning Director, subject to approval by the Board of Health, effective 7/1/03. Carried.

Motion by Gustafson to approve a 2% **wage increase** for the veterans services officer (\$.23/hr.), and a \$.42/hr. increase for the veterans services secretary, in line with the part-time clerks wage schedule, all effective 7/1/03. Carried.

Motion by Burnside to approve 2% **wage increases** for the weed commissioner (\$.21/hr.) and assistance weed commissioner (\$.18/hr.) effective 7/1/03. Carried.

Motion by Vail to approve a \$900 **wage increase** to \$45,000/yr. for the maintenance superintendent effective. Carried.

It was noted that the assistant engineer requested no increase for FY'04.

The Board discussed but made no final decisions on increases for other secondary road employees.

There being no further business, motion by Lanphere to adjourn at 11:55 a.m. until Tuesday, April 8 for a regular session. Carried.

BUENA VISTA COUNTY

Karen M Strawn, Auditor

Herb Crampton, Chairperson

**BOARD OF SUPERVISORS MEETING
SEVENTEENTH MEETING, 2003 SESSION (17)
APRIL 8, 2003**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, April 8, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere, and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

Paul Ryan and Don Prochaska from Prochaska & Associates, called the board for a teleconference about the jail HVAC plans (cost of work estimated to be \$70,000) that have been developed for the existing jail. If the county develops plans for a jail expansion, can the previously designed plans be used, or will a different plan be needed. The board suggested putting off the bidding process for the existing plans until some progress is made by the Chairman's Jail Expansion Task Force. Prochaska discussed the typical timeline for study, acceptance, planning, construction and occupancy of a new or expanded facility - which could be as much as 5 years. If a proposed facility was not approved, there could still be about 4 years invested in the process. It is understandable to consider abandoning the project pending outcome of greater project, but meanwhile prisoners and employees will continue in an inadequate environment. Ryan stated that the TEA (technical engineering analysis) is nearly complete. Heat pumps for the jail won't pay for themselves by decreasing the cost of A/C since there is currently no 'dedicated' A/C in the jail to be replaced. So, state funding would not be available for the heat pumps. Gustafson stated that he is not comfortable with rushing in when we have potential plans for jail expansion. What are the consequences if plans are put on hold? Mike Richardson, state jail inspector, has stated that there will not be any action as long as it is apparent that the county is working on the improvements. Ryan recommended completion of the TEA which can be completed in a week. 50% of TEA would be assessed to the county if nothing is done, with Mid-American paying the remaining 50%. Prochaska commented that expansion of the existing jail could get financial benefit of lower cost financing for all portions of the project that tie in other energy savings systems (i.e. lighting, windows, etc.). It was the consensus of the Board to proceed with finishing the Technical Engineering Analysis on the jail and courthouse, but not to submit it in for financing until a later date.

Engineer Jon Ites circulated a letter of thanks from a Newell-Fonda teacher for permitting a student intern to visit his department. IDOT has provided notice that the Railroad crossings again have not qualified for funding for upgrades. Neither C-25 west of Rembrandt, nor a road in Storm Lake past the Field of Dreams, qualified for TEA 21 funds. The engineer has tentatively purchased a leased 1998 Freightliner semi-tractor for \$23,575, pending inspection. The equipment was included in the budget.

Ites reviewed the difference between the county and IDOT budgets for his department, as well as the projects included in the construction program. Motion by Burnside to approve and to authorize the Chairman, Auditor and Engineer to sign the FY'04 IDOT budget & 5 year Construction Program. Carried.

Motion by Gustafson to accept and to authorize the Engineer to sign two proposals: from Kuehl & Payer to do survey work and section corner research for a location north of Section 6, Elk Township in the amount of \$1,750, with the design work to be done in house, and from Kuehl & Payer for a bridge replacement in Section 16, Providence Township for \$1,750. Carried.

BOARD OF SUPERVISORS

Motion by Lanphere to approve the City of Storm Lake's request to use county right-of-way between the Ames and Allen properties on Stoney Point, and adjacent to the South Cove Park for placement of dredge pipe. Carried. Lanphere suggested that the city notify Conservation Director Gary Christensen of the plans.

Kuehl & Payer Engineer Ivan Droessler discussed his findings on DD#1. He took elevations and projected a uniform grade throughout. The City of Newell wants to place a structure in the district. A decision needs to be made on how deep the structure should be placed with regard to what will be most appropriate for the district in the future. Two structures will have to be done to make the grade line work. Droessler suggested that the Board could make a decision with or without an informal hearing with landowners, and that the petitioners will likely continue to push for some relief. Droessler also stated that he should consult Darel Burns to ask if he remembers what grade line was used for the work done in 1983. Motion by Burnside to proceed with an informal hearing and discussion of proposed work in DD #1 on May 7, 7:00 p.m. at the Newell Allee Building, and to direct the auditor to send a meeting notice to each landowner, as well as publish the notice in the Buena Vista Journal. Carried. Droessler also recommended continuing with investigation for the entire district. No action was taken on this item.

CPA Dick Moore from Hunzelman Putzier & Co. was present for the Board's discussion of GASB 34 implementation. It was the consensus of the Board that the county should resolve to comply with GASB 34 standards including a material and supplies inventory, fixed asset inventory, and an infrastructure inventory. Reporting thresholds for the fixed asset inventory were discussed but not set. Moore provided the Board with sample materials on the MD&A (management discussion and analysis) which also will be included in the GASB34 financial report.

Weed Commissioner Norm Lund and Assistant Weed Commissioner Dave Wiley were present to discuss the weed program for the current year, which will be the same as in the past. Flyers will be distributed in many locations around the county. Road shoulders will also be blanket sprayed at the request of the County Engineer. The Board approved their assisting with set up of the new vehicle when it arrives (transferring equipment). Motion by Lanphere to employ Leon Haahr as a part-time driver for the weed department at \$8.26 hr/ effective immediately, and with the rate set for the entire season. Carried. Motion by Gustafson to approve a 2% increase or \$.17/hr for the C. Laursen (p/t driver) effective 7/1/03. Carried.

Motion by Lanphere to approve and to authorize the Chairman to sign a letter of support for the IDED CDBG grant application of the City of Storm Lake for \$50,000 in planning funds for a state destination park. Carried.

Motion by Gustafson to approve the minutes of the 3/26 meeting as printed, and the following reports: Jan & Feb Board of Health minutes, Mar Clerk's fines-fees-surcharges, Sheriff's fees, budget reports. Carried. Also reviewed: mold exclusion notice on county's property and liability policies, INDR-MMP letters, Mar NWIPDC Policy Council minutes, NW Aging Ass'n Board of Directors minutes.

Motion by Vail to approve and to authorize the Chairman to sign the liquor license renewal application of Simar Food Corp dba Pronto Market, Storm Lake. Carried.

Motion by Burnside to approve and to authorize the Chairman to sign a letter of support for the completion of Hwy 20, and to encourage the counties of eastern Iowa to likewise support the project. Carried.

Motion by Vail to approve and to authorize the Chairman to sign a letter to Larry and Carolyn Schultz regarding their inquiry about an inequity in property taxes. Carried.

There being no further business, motion by Burnside to adjourn at 1:15 p.m. until Tuesday, April 22 for a regular session. Carried.

BUENA VISTA COUNTY

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING EIGHTEENTH MEETING, 2003 SESSION (18) APRIL 22, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, April 22, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, and Vail, and with Auditor Strawn as clerk for the meeting. Absent: Lanphere.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Vail and Crampton. Nays: none. Abstentions: none.

County Attorney Phil Havens and Zoning Director Kim Johnson reviewed changes to the proposed **subdivision ordinance**. The **ordinance** will be adopted as part of the re-codification of Buena Vista County ordinances.

Engineer Jon Ites has received the quarterly report on **LUST** site on Hudson Street. Tier 3 monitoring will continue.

Ites reported on the quote of Environmental Resource Services (ERS), Ames, for Spill Prevention Plans, Control and Countermeasures (**SPCC**) for the county's 7-8 sites. He will seek additional proposals.

A request for a **Class "C" road designation**, signed by three persons for a road in Maple Valley Township, has been filed. The Board will include an ordinance establishing a Class "C" service system designation in the re-codification of ordinances.

Motion by Vail to approve and to authorize the Chairman to sign the pay voucher in the amount of \$836.50 for testing costs on **project #BROS-CO11(42)-5F-11** to be paid from Farm-to-market funds. Carried.

Ites reported on quotes for rubberized **crack sealing** from Barga Inc, Mountain Lake, MN, for maintenance work: \$4,002 for 2 miles (M-36 through Linn Grove) and \$8,801.50 for 6.5 miles (Business Hwy 71). The company will do all signing and provide a pilot car.

Motion by Burnside to award a contract, and authorize the Chairman to sign, to the low bidder – Graves Construction, Melvin, IA, for **project #BROS-CO11-(51)—8J-11** - twin reinforced concrete box in Section 36, Grant Township. Carried. Their bid was 10% under the estimate.

Motion by Vail to approve and to authorize the Chairman to sign two **utility permit applications** of Alta Municipal Utilities: 1) to install a 6" waterline in the northeast quadrant of Alta, looping at the north end of town, crossing C-49 going west to 55th Ave., 2) to install a 3-phase electric buried cable along 55th Ave starting at the south city limits, south 660 feet and traveling west to ball diamonds. Carried.

With his membership on the **Iowa Highway Research Board** beginning January, 2004, Ites has been asked to assist with a project to create a manual on a layman's approach to current Iowa drainage law. The Center for Transportation Research and Education will publish both hardcopy and online versions.

BOARD OF SUPERVISORS

It was the consensus of the Board to direct the Auditor to publish the annual **Encroachment Notice** in the Advertising Guide and the BV Journal.

Bonnie Kubik, from the **Child Support Recovery Unit**, Sioux City, was present for approval of a three year agreement. The Unit has 12,000 cases in 6 counties (BV, Cherokee, Ida, Monona, Plymouth, and Woodbury). For the 743 BV County cases for March, 2003, \$121,320.79 was collected. Motion by Burnside, to approve and to authorize the Chairman to sign a three year Cooperative Reimbursement Agreement with the Child Support Recovery Unit. Carried.

Larry Sangl, Linn Grove, discussed **Linn Grove Jamboree Day** to be held June 21, 2003. A local group is trying to restart the annual event. He would like approval for a "ride a refrigerator box on the river" fun event. There would be no charge to participate. Sangl asked if the Board would have any objection or concern over the event. The Board's only question was about liability. The auditor will check with the county's insurer and then respond to Sangl.

Matt Voge, Kuehl & Payer Ltd., presented the results of proposals for tree clearing contracts for several laterals in drainage district #34. Motion by Burnside to award contracts as follows for tree clearing and brush removal in **DD #34**: '2nd Chance' of Boone, IA, \$1,900 for Lateral 1; and Christian Brothers of Sioux Rapids for \$3,950 for Lat 3, \$8,950 for Lat 4, \$6,250 for Lat 5, \$9,800 for Lat 6. Carried.

Motion by Vail to approve the **minutes** of the 4/8 meeting as printed and the following **reports**: BV Co. Conservation Board March minutes, March-Clerk's fines-fees-surcharges, April Farm-to-Market Road Fund, 2003 assessments for Brooke Twp (Whitney Pit), Hayes (S. Hayes Pit). Carried.

For clarification, the Board discussed the duties of the **drainage watchman** as established in 2001. It was the consensus of the Board that the watchman would be responsible for annually planning a tree clearing and brush removal plan for the drainage districts.

Spectra Health Administrator Sue Morrow reported on the water problems in the basement of the administrator's house at the facility. The Board gave approval to proceed with the necessary cleanup and carpet replacement arrangements, and the Board will see to the repair of the damaged sewer line.

Motion by Burnside, second by Vail, to approve and to authorize board members to sign **Resolution 2003-04-22** regarding the extension of the unemployment insurance surcharge for the purpose of keeping open 55 rural Iowa Workforce Development Center offices, including the Storm Lake office. Carried.

RESOLUTION 2003-04-22

WHEREAS, Iowa Workforce Development has an established office at 824 Flindt Dr., Suite 106; and

WHEREAS, the workforce office in Storm Lake is an essential placement and training referral center used by many businesses, employers and Iowa citizens; and

WHEREAS, the Buena Vista Board of Supervisors has a letter dated April 4, 2003 stating the intended closing of 55 of the rural Iowa Workforce Development Center offices, which includes the Storm Lake office; and

WHEREAS, the funding source for those 55 offices, the unemployment insurance surcharge, is set to sunset on June 30, 2003; and

WHEREAS, we, the members of the Buena Vista Board of Supervisors believe the services provided by all Iowa Workforce Development Centers and their partners are critical to the future well being of businesses, employers and citizens of Iowa; and

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WHEREAS, we the members of the Buena Vista Board of Supervisors further believe mass closure of the rural Iowa Workforce Development Centers will have a lasting negative affect statewide, causing small and rural businesses more hardship in an increasingly unstable economic period;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Buena Vista County, Iowa, ask that you consider extending the surcharge to allow the Storm Lake and other workforce offices to continue serving all Iowa business, employer and citizen needs.

Aye:

/s/ Herb Crampton, Chairman, /s/ Jim Gustafson, /s/ Lorna Burnside, /s/ Richard Vail

Nay: none.

Dated this 22nd day of April, 2003. ATTEST: /s/ Karen M. Strawn, County Auditor

Motion by Burnside to approve and to authorize the Chairman to sign **Resolution 2003-04-22A** setting FY'04 levies for Lincoln and Providence Townships. Carried.

RESOLUTION 2003-04-22A

WHEREAS, Chapter 359.9 (7), 2003, Code of Iowa sets the deadline for submission of township budgets to the County Auditor as March 15; and

WHEREAS, FY'04 budgets were not submitted for Lincoln and Providence Townships prior to March 15, 2003 ; and

WHEREAS, Chapter 359.49(9), 2003 Code of Iowa provides that if a township fails to certify property taxes by March 15, the amount of taxes collected by the county for the township shall be the amount collected for the township in the previous fiscal year to the extent that it does not exceed the applicable levy rate limits in this chapter; and

NOW THEREFORE, BE IT RESOLVED, that the Buena Vista County Board of Supervisors hereby levies taxes for Lincoln and Providence Townships as follows:

	Fund	Tax Dollars	Tax Levy
Lincoln	Cemetery	\$ 168.00	.01171
"	Fire/Emerg Serv	\$ 5,200.00	.36261
Lincoln Benefited Fire	Cemetery	\$ 132.00	.01151
Lincoln (Total)	(all funds)	\$ 5,500.00	
Providence	Cemetery	\$ 3,787.00*	.13539
"	Tort Liability	\$ 2,500.00	.08938
"	Fire/Prot Services	\$ 3,000.00	.10726
"	Fire/Emgy-Ambul	\$ 1,500.00	.05363
"	Fire Equipment	\$ 7,500.00	.26814
		\$18,287.00	

*decreased from FY'03 per adopted budget of Storm Lake Cemetery Association;

BE IT FURTHER RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to sign the "Adopted *[Budget and]* Certificate of Taxes for each Lincoln and Providence Townships for FY'04 taxes.

PASSED AND APPROVED, this 22nd day of April, 2003.

/s/ Herb Crampton, Chairperson, Board of Supervisors Attest: /s/Karen M. Strawn, County Auditor

BOARD OF SUPERVISORS

The Board discussed a letter received from a concerned citizen about handicapped access to the courthouse. The Chairman will respond with information about the current projects discussion which includes improvements to the handicap access ramp.

Motion by Gustafson to approve, and to authorize the Chairman to sign, the designation of the Season's Center as the county's community mental health center for FY'04. Carried.

Motion by Gustafson to approve (retroactive to 1/31/2003) a \$45,000 interfund loan by transfer from the General Basic (0001) Fund to the Capital Project-Dredge (1510) Fund, and also the repayment of the interfund loan by transfer of \$45,000 from the Capital Project-Dredge (1510) Fund to the General Basic (0001) Fund. Carried.

There being no further business, motion by Crampton to adjourn until Tuesday, April 29 for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING NINETEENTH MEETING, 2003 SESSION (19) APRIL 29, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, April 29, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere, and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

HIPAA Privacy Officer Julie Smith was present to report on the county's progress on compliance with HIPAA law, and to provide training to board members on those areas which they are responsible for.

Supervisor Vail left the meeting for jury duty.

Kuehl & Payer Engineer Ivan Droessler filed plans for the DD #274 Jt. cleanout project, and reviewed a specifications summary, information and decision items. Motion by Gustafson to tentatively approve the DD #274 Jt. cleanout plans and specs pending approval and acceptance of the joint board by teleconference later today. Ayes—Burnside, Gustafson, Lanphere, Crampton. Nays—none. Carried.

Motion by Burnside to approve and to authorize the Chairman to sign the contract, contractor's bonds and certificate of insurance for project #BROS-CO11(51)—8J-11 (twin box culvert in Section 36 Grant Township) the work to be performed by Graves Construction, Melvin, Iowa, for a contract total of \$93,072.34. Ayes—Burnside, Gustafson, Lanphere, Crampton. Nays—none. Carried. The pre-construction meeting will be held tomorrow, with the project to start next week. Part of the project is funded with local funds including local option sales tax dollars.

Engineer Jon Ites discussed the city of Newell's project to extend their sewer line. When the county built the new maintenance shed three years ago, a septic tank was installed because a sanitary sewer hookup was not an option. The city is seeking an easement for the county property and the

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county would receive a hookup and pay sewer fees. Motion by Gustafson to approve and to authorize the Chairman to sign the sanitary sewer easement for the Newell maintenance shed property on 200th Ave. Carried.

Supervisor Vail returned from jury duty.

Motion by Lanphere to approve and to authorize the Chairman to sign **Resolution 2003-04-29** authorizing stop sign locations per engineer's recommendations. Carried.

RESOLUTION 2003-04-29

WHEREAS, a traffic study of speed limits on roads intersecting at County Road C-49 and Business Hwy 71 has been completed by the County Engineer and his recommendations have been reported to the Board of Supervisors;

BE IT THEREFORE RESOLVED by the Buena Vista County Board of Supervisors that the following speed limits be established on the roads approaching said intersection:

Location: C49 (AKA 590th St.) West from Business 71 (North Lake Ave.).

Recommendation: From intersection of Business 71 and C49 to 1100 feet west – 35 mph. From that point 650 feet west – 45 mph.

Location: C49 (AKA 590th St.) East from Business 71 (North Lake Ave.).

Recommendation: From intersection of Business 71 and C49 to 1000 feet east – 35 mph. From that point 650 feet east – 45 mph.

Location: Business 71 (AKA M44 or 105th Ave.) North from C49 (AKA 590th St.)

Recommendation: From intersection of Business 71 and C49 to 1300 feet north – 35 mph. From that point 650 feet north – 45 mph.

This motion was **adopted** this 29th day of April, 2003, at Storm Lake, Iowa, by the Buena Vista County Board of Supervisors.

/s/ Herb Crampton, Chair, Board of Supervisors 4/29/03 Attest: /s/ Karen Strawn, Auditor 4/29/03

Ites asked if the Board would consider purchasing from an employee a 1-yr old electronic diagnostic tester and cables for cars, pickups and trucks. The unit has had updates applied. Vail will check on the new price of the **equipment**.

Weed Commissioner Norm Lund, Conservation Director Gary Christiansen, Diane Christiansen, and Conservation Board members Arnie Hicks and Mark Kirkholm were present to discuss the potential of the development of an **integrated roadside vegetation management** (IRVM) program. Research will need to be done to learn what elements are required in IRVM programs. Supervisors are supportive of developing a plan and starting out small to develop a program. The Conservation Board will contact Kevin Szcodronski of the DNR to set up a meeting to learn more.

Case Management Supervisor Dawn Mentzer and Case Manager Tami Mills-Thomas reported on the accreditation review process which went very well. The case managers' paperwork was outstanding, very detailed, and the advocacy efforts have been great. Mentzer has taken training to be able to assist in the accreditation review of the case management programs of other counties. The benefits to Buena Vista will be the opportunity to pick up ideas from other counties. Mentzer also reported that the county has had a savings of approximately \$43,000 through the ARO program (adult rehabilitation option). Mills-Thomas discussed placement plans for one person from Spectra.

BOARD OF SUPERVISORS

11:30 a.m.—The time having arrived for a teleconference with the Sac County Board of Supervisors for **DD #274 Jt.** meeting, a call was received from Sac County. Present in Sac County were Supervisors Hecht, Bensley, Stock, Auditor Dowling and Engineer Ivan Droessler; in Buena Vista County were Supervisors Crampton, Burnside, Lanphere, Gustafson, Vail and Auditor Strawn. Motion by Vail that Crampton serve as Chair and Strawn as Secretary, second by Bensley. Carried.

Copies of the DD #274 Jt. cleanout plans and specs have been filed by Engineer Ivan Droessler in both counties. Motion by Bensley, second by Vail, to accept the plans and specs as filed, and to set May 20 at 11:00 a.m. for the bid letting on the DD #274 Jt. cleanout project. Carried. Motion by Hecht, second by Burnside, to authorize the Buena Vista County Board of Supervisors to receive the bids and to follow up with a teleconference call to the Sac County Board to award the project. Carried. Motion by Burnside, second by Hecht, to set the interest rate for stamped warrants for this project at 5%. Carried. There being no further business, motion by Crampton, second by Vail to adjourn. Carried.

Supervisor Gustafson left the meeting.

Assessor Ted Van Grootheest discussed a request from the City of Storm Lake regarding the **Sidwell maps**. Inasmuch as the taxpayers have already paid for the Sidwell mapping project, to charge the city for the maps would be to charge the taxpayers again. If the city has updated aerial photography performed, the assessor will benefit from the updated information. Van Grootheest proposed a 28E agreement with the city for access to the maps. The supervisors agreed with the proposal.

Motion by Vail to approve and to authorize the Chairman to sign Resolution 2003-04-29A appointing Lincoln Benefited Fire District Trustees. Carried.

RESOLUTION 2003-04-29A

WHEREAS, Chapter 357B.2, 2003, Code of Iowa states that a benefited fire district shall be governed by a board of trustees consisting of three members who shall serve overlapping, three-year terms... [who] shall be appointed by the board of supervisors from among the registered voters of the district; and

WHEREAS, due to oversight, no persons have been appointed by the Board of Supervisors since 1988; and

WHEREAS, James Nelsen, Mark Herrig and Tim Heuton have been serving as Trustees of the Lincoln Benefited Fire District;

NOW THEREFORE, BE IT RESOLVED, that the Buena Vista County Board of Supervisors hereby appoints the following persons as Lincoln Benefited Fire District Trustees for the terms as listed: for the remainder of a 3-year term expiring 6/1/03-Mark Herrig, for the remainder of a 3-year term expiring 6/1/04-James Nelsen, for the remainder of a 3-year term expiring 6/1/05-Tim Heuton, and for a 3-year term beginning 6/1/03 and expiring 6/1/06-Mark Herrig.

PASSED AND APPROVED, this 29th day of April, 2003.

/s/ Herb Crampton, Chairperson, Board of Supervisors Attest: /s/ Karen M. Strawn, County Auditor

Motion by Vail to approve and to authorize the Chairman to sign Resolution 2003-04-29B objecting to \$70 million in state budget cuts which will impact cities and counties. Carried.

RESOLUTION 2003-04-29B

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WHEREAS, the Iowa Legislature has passed Senate File 453 and presented it to Governor Vilsack, so that unless the Governor vetoes the bill it will become law; and

WHEREAS, the \$70 million in funding cuts proposed by this misnamed "Reinventing Government" bill would have a disastrous effect on the services provided by local governments across Iowa; and

WHEREAS, Senate File 453 breaks promises that the state made to local governments, and would result in cuts to locally provided services such as parks, libraries, law enforcement and fire protection; and

WHEREAS, the Gronstal Amendment and the Miller/Brunkhorst amendment were workable, realistic amendments to Senate File 453 that would have balanced the budget but used state resources to spare some of the cuts to local governments:

THEREFORE, BE IT RESOLVED BY THE BOARD SUPERVISORS OF BUENA VISTA COUNTY that the board urges Governor Vilsack to veto Senate File 453.

/s/ Herb Crampton, Chair, Board of Supervisors 4/29/03 ATTEST: /s/ Karen M. Strawn, Auditor 4/29/03

Motion by Burnside to approve the minutes of the 4/22 meeting as printed. Carried.

There being no further business, motion by Crampton to adjourn at 12:30 p.m. until Tuesday, May 6 for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING TWENTIETH MEETING, 2003 SESSION (20) MAY 6, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, April 29, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere, and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

Veterans Relief Director Paula Guerra was present to ask if the Board wished to increase the appropriation to the FY'3 veterans' relief budget. It was the consensus of the Board to make no changes at the current time. She reported that due to the number of miles driven, the Veterans' Administration has provided a new van for use in providing transportation of veterans to services in Des Moines and other locations. The Chairman will write a letter of thanks to the VA for the van program.

Environmental Health/Zoning Director Kim Johnson reported that no additional changes had been made since the last review of the proposed Subdivision Ordinance (6.2). Proposed ordinance 5.3 for Wastewater Treatment was presented for the Board's information. The Board of Health had conducted a public hearing and received comments from the persons who would be affected by the ordinance. The consensus of the Board was to include the proposed ordinance in the re-codification process.

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Johnson reported on the **interviews** she had conducted with candidates for a part-time position. She also presented an alternative staffing arrangement for the Board's comment. Upon the resignation of a fulltime staff person, the Board of Health had been asked to consider hiring 2 part-time persons to replace the fulltime to avoid the cost of full time benefits. No action was taken.

Sioux Central Community School Superintendent Bonnie Meyer asked for the Board's support in seeking a CDBG grant for a community fitness (wellness) center (equipment to be obtained through another grant). Only cities and counties can apply. Motion by Vail to approve support and sponsorship to Sioux Central School in its application for a CDBG grant. Carried.

Motion by Burnside to approve the **minutes** of the April 29 meeting as printed, and the following **reports**: April budget reports, April NWIPDC Policy Council minutes, April NW Aging Board of Directors minutes, April Clerk's fines-surcharges, current financial status of the Jail/Security funds collected to date. Carried.

Motion by Gustafson to authorize the Auditor to **transfer** \$12,737.52 from the General Basic (0001) Fund to the Jail/Security (0025) Fund, this being 60% of the room and board payments collected prior to 1/31/03 from jail prisoners that is required to be used for jail/security expenditures. Collections since that date have been deposited directly into Fund 0025. Carried.

Engineer Jon Ites was unable to meet with the Board as scheduled due to a problem on a road near Albert City.

Matt Voge, Kuehl & Payer Ltd., presented amended bids for tree clearing in drainage districts. Motion by Vail to approve and to authorize the Chairman to sign contracts with Christian Brothers, Sioux Rapids, for tree clearing in **DD #34 Lateral 7** in the amount of \$10,000, and in **DD #34 Lateral 9** in the amount of \$10,000. Carried.

Deputy Sheriff Don McClure informed the Board what uses are permitted by law for **Jail/Security funds**, and what are the current needs.

The Board resumed discussion of a staffing alternative for **EnvHealth/Zoning**. Director Johnson explained that changing the status of her current part-time person to full time (with fulltime benefits) for restaurant inspection and clerical responsibilities, and hiring a part-time person to do septic and well permits and inspections, and to perform perk tests, total expenses for wages & benefits would be approximately \$3,500 less than budgeted for FY'04. Motion by Burnside to recommend that the Board of Health hire a full time person to perform restaurant inspections and clerical duties. Gustafson opposes the motion, as he believes that the budget can't handle a full-time person with benefits. In response to a question from Lanphere on which option she favors from an administrative perspective, Johnson answered that she preferred 1 full time and 1 part-time as opposed to 3 part-time employees due to the amount of training and supervision required. The vote on the motion was ayes-Burnside, Lanphere, Vail, Crampton, nays-Gustafson. Carried.

After discussion, the Board agreed to leave the **medical reimbursement** maximum payroll deduction at \$2,500 for FY'04.

Motion by Burnside to approve an allocation of \$3,500 from the employee health insurance fund for **Wellness** activities for FY'04, and to allow any unused FY'03 funds to be carried over. Carried.

Motion by Gustafson to approve and to direct the Auditor to **transfer** \$12,737.52 from the General Basic Fund (0001) to the Jail/Security Fund (0025), the purpose being to segregate 60% of the prisoner road and board funds which must be used for jail improvements/courthouse security. Carried.

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Motion by Gustafson that due to there being 27 pay dates in FY'04, elected officials and their deputies plus any other salaried employees will have their salary divided by 27, and all other employees will be paid on an hourly basis. Carried.

There being no further business, motion by Gustafson to adjourn at 1:55 p.m. until Tuesday, May 13 for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

**BOARD OF SUPERVISORS MEETING
TWENTY-FIRST MEETING, 2003 SESSION (21)
MAY 13, 2003**

The Buena Vista County Board of Supervisors met in special session on Tuesday, May 13, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere, and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

Auditor's Clerk Barb Henrich was present to review the need for levies in drainage districts. Motion by Burnside to order levies as follows, due and payable September 1, 2003, delinquent October 1, 2003, with (x number of years) waivers allowed on parcels with assessments greater than \$100 on 40 acres at 5% interest: **DD #19** -19%; **DD #20** -15%; **DD #41** -28%; **DD #49** -20%; **DD #49 Lat 2 Upper Main** -14%; **DD #49 Sub 1** -4%; **DD #84** -23%; **DD #93** -34%; **DD #100** -5%; **DD #108-108 Ext** -17%; **DD #162** -30%; **DD #180** -56%; **DD #184** 25%; **DD #190** -15%. Carried. Motion by Gustafson to appoint Henrich as Buena Vista County's Drainage Clerk. Carried.

Vail left the meeting for jury duty.

Motion by Lanphere to void, and to direct the Auditor to re-issue, warrant #153890 (lost in the mail) which was written 4/8/03 to Des Moines Stamp Co. in the amount of \$460.15. Ayes—Burnside, Gustafson, Lanphere, Crampton. Carried.

County Attorney Phil Havens discussed the ordinance re-codification procedure. He is investigating whether or not the entire code needs to be published for the adoption process.

Spectra Health Care Administrator Sue Morrow discussed several subjects regarding the facility. A heater/air conditioner is to be installed in the office. The sewer line problem has been fixed, but the manhole has not yet been installed. The water bill for Spectra increased dramatically last summer, but dissipated through the winter months. Attempts to locate a leak were unsuccessful. She will watch it over the next couple months. Morrow also discussed recent events regarding a client who may or may not be moving to another facility. A staffing is scheduled for Friday, May 16 at 9:30 a.m. at Spectra.

Vail returned from jury duty.

Engineer Jon Ites informed the Board that the Freightliner semi-tractor/trailer has been purchased.

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Ites presented two proposals for SPCC services. Motion by Burnside to accept the proposal of Terracon, Des Moines, in the amount of \$8,495.00 for **spill prevention control and containment services** for the 8 secondary road sites. Carried.

Vail reported the results of checking on the value of 1-yr old diagnostic testing **equipment** with cables – it could be purchased for \$2,000. Motion by Gustafson to offer Ron Reckamp \$1,500 for 1-yr old diagnostic testing equipment for cars, pickups and trucks. Ayes-Gustafson, Lanphere, Crampton. Nays-Burnside, Vail. The motion carried. The engineer will take the offer to Reckamp.

Motion by Lanphere to approve and to authorize the Chairman to sign the following **utility permit applications**:

- from Clay Regional Water, Spencer, to install a 2" water main to the Michael McDeid property, boring under County Line Road and 170th Ave., and
- from Clay Regional Water, Spencer, to install a 3" water main to the Don Roling property, boring under County Line Road and 130th Ave. Carried.

Motion by Vail to approve and to authorize the Chairman to sign the **utility permit application** of Iowa Telecom of Grinnell, to install 2500 linear feet of 25 pair telephone copper cable on the west side of 180th Ave. (on the east side of Section 35, Providence Twp.) Carried.

Ites gave a secondary road report, and, discussed a fixed asset inventory threshold and compiling a materials and supplies inventory for purposes of the **county's annual financial statement**. The Board directed Ites to consult with the county's financial auditor for the purpose of determining what guidelines will meet the auditor's test and not require more cost or time to develop than necessary. These guidelines will then go to the Board for approval.

Motion by Gustafson to approve and to authorize the Chairman to sign a **vacation carryover** (past his anniversary date of 5/31) of 5 days (41.5 hours) for Jon Ites. Carried.

11:00 a.m. – The time having arrived for the teleconference with Calhoun and Sac County Boards of Supervisors for the purpose of considering levies on several joint **drainage districts**, the following persons were present: Buena Vista County: Supervisors Herb Crampton, Lorna Burnside, Jim Gustafson, Bill Lanphere, Richard Vail, and Auditor Karen Strawn; Calhoun County: Supervisors Larry Hood, Dean Hoag, Gary Nicholson, and Auditor Judy Howrey; Sac County: Supervisors Jack Bensley, Rich Hecht, Dean Stock, and Auditor Jim Dowling.

Motion by Rick Hecht, seconded by Dean Hoag, that Jack Bensley (Sac Co.) serve as **Chairman** and Karen Strawn (Buena Vista Co.) as **Secretary** for the meeting of the Trustees of the several joint drains. Carried.

Motion by Hecht, second by Hood, to order an 11% levy on the Sac County Tile Branch of **DD #16-30-92 Jt.** (16-Sac, 30-Buena Vista, 92-Calhoun), due and payable 9/1/03, delinquent 10/1/03, with an interest rate of 5% and no waivers allowed. Carried.

Motion by Burnside, second by Stock, to order a 9% levy on **DD #64-105Jt.** (64-Sac, 105-Buena Vista), due and payable 9/1/03, delinquent 10/1/03, with an interest rate of 5% and no waivers allowed. Carried.

Motion by Hecht, second by Hoag, to order a 5% levy on Branch A, A-1 Tile of **DD #2-51Jt.** (2-Sac, 51-Calhoun), due and payable 9/1/03, delinquent 10/1/03, with an interest rate of 5% and no waivers allowed. Carried.

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Motion by Hoag, second by Hecht, to order a 35% levy on Lateral 9 Branch A of the Open Ditch of **DD #20-119Jt.** (20-Sac, 119-Calhoun), due and payable 9/1/03, delinquent 10/1/03, with an interest rate of 5% and no waivers allowed. Carried.

There being no further business of the Joint Boards of Trustees, motion by Hoag, second by Crampton that the meeting adjourn at 11:25 a.m. Carried.

RESOLUTION 2003-05-13-C

After due consideration and discussion, Supervisor Lanphere introduced the resolution next hereinafter set out and moved its adoption, seconded by Supervisor Burnside. The Chairperson put the question upon the adoption of said resolution, and the roll being called, the following named Supervisors voted: Ayes: Burnside, Gustafson, Lanphere, Vail, Crampton. Nays: none.

Whereupon, the Chairperson declared the resolution duly adopted, as hereinafter set out.

Authorizing and approving a Loan Agreement, amending Resolution No. 2003-03-04-C and providing for the issuance of a General Obligation Corporate Purpose Note in an amount not to exceed \$327,700 and the levy of taxes to pay the same

WHEREAS, pursuant to the provisions of Section 331.402 of the Code of Iowa, notice duly published and hearing held thereon, the Board of Supervisors (the "Board") of Buena Vista County, Iowa (the "County"), has heretofore determined to contract indebtedness and enter into a loan agreement for the purpose of paying costs of equipping county buildings, including acquiring computer hardware and software (the "Essential Corporate Purpose Loan Agreement"); and

WHEREAS, pursuant to the provisions of Section 331.402 of the Code of Iowa and in lieu of calling an election on the County's proposal to enter into a loan agreement to provide funds to pay the cost of acquiring vehicles for the sheriff's department (the "Sheriff's Vehicles Loan Agreement"), notice was published of such proposal, and no petition was filed with the County asking that the question of entering into the Sheriff's Vehicles Loan Agreement be submitted to the registered voters of the County; and

WHEREAS, following the hearings on March 4, 2003, the Board adopted Resolution No. 2003-03-04-C combining the Essential Corporate Purpose Loan Agreement and the Sheriff's Vehicles Loan Agreement, authorizing a single loan agreement (the "Loan Agreement") and a General Obligation Corporate Purpose Note (the "Note"), and providing for the levy of taxes to pay the same (hereinafter referred to as the "Issuance Resolution"); and

WHEREAS, the Issuance Resolution authorized the levy and collection of taxes to pay principal of and interest on the Note based upon an estimated interest rate, provided that the actual rate or rates of interest and the resulting tax levy amounts necessary to pay principal of and interest on the Note would be determined when the Board selected a lender and the Issuance Resolution amended to so provide; and

WHEREAS, the Board has selected a lender, and it is necessary at this time to approve the Loan Agreement, to amend the Issuance Resolution to provide for the terms and issuance of the Note and for the levy of taxes to pay the same;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Buena Vista County, Iowa, as follows:

Section 1. The County hereby determines to enter into the Loan agreement with Security Trust & Savings Bank, Storm Lake, Iowa, as lender (the "Lender"), in substantially the form as has been placed

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on file with the Board, providing for a loan to the County in the maximum principal amount of \$327,700 for all of the purposes set forth in the preamble hereof (hereinafter referred to as the "Project").

The Chairperson and County Auditor are hereby authorized and directed to sign the Loan Agreement on behalf of the County, and the Loan Agreement is hereby approved.

Section 2. Except insofar as it provides for the levy and collection of taxes in the fiscal year beginning July 1, 2003, for the payment of principal of and interest on the Note, all of the contents, paragraphs, sections, clauses and provisions of the Issuance Resolution are hereby deleted in their entirety and the terms of this resolution substituted in lieu thereof.

Section 3. The Note is hereby authorized to be issued in the maximum principal amount of \$327,700, and shall be dated as of the date of its delivery to the Lender and shall be payable as to both principal and interest in the manner hereinafter specified. The Chairperson and County Auditor are hereby authorized to request advances on the Note in such amounts and at such times as are needed to pay costs of the Project to and including June 1, 2004, and the date and amount of each advance shall be entered by the Lender on Schedule I of the Note, and each advance shall bear interest from the date of such entry.

The County Auditor is hereby designated as the registrar and paying agent for the Note and may be hereinafter referred to as the "Registrar" or the "Paying Agent".

Principal of the Note shall bear interest from the date of each advance or from the last date on which interest has been paid at the rate of 3.70% per annum payable annually, commencing June 1, 2004, and shall mature in annual installments due on June 1 in each of the years and in the respective principal amounts, as follows:

Year	Principal Amount	Year	Principal Amount
2004	\$109,233.33	2006	\$109,233.34
2005	\$109,233.33		

All payments shall be applied first to the payment of interest due and next to the reduction of principal.

Payment of both principal of and interest on the Note shall be made to the registered owner appearing on the registration books of the County at the close of business on the fifteenth day of the month next preceding the payment date and shall be paid by check or draft mailed to the registered owner at the address shown on such registration books; provided, however, that the final installment of principal and interest shall be payable only upon presentation and surrender of the Note to the Paying Agent.

The County reserves the right to prepay principal of the Note in whole or in part at any time prior to and in inverse order of maturity on terms of par and accrued interest. All principal so prepaid shall cease to bear interest on the prepayment date.

The County hereby pledges the faith, credit, revenues and resources and all of the real and personal property of the County for the full and prompt payment of the principal of and interest on the Note.

The Note shall be executed on behalf of the County with the official manual or facsimile signature of the Chairperson and attested by the official manual or facsimile signature of the County Auditor and shall have the County's seal impressed or printed thereon and shall be a fully registered Note without interest coupons. In case any officer whose signature or the facsimile of whose signature appears on the Note shall cease to be such officer before the delivery of the Note, such signature or such facsimile

BUENA VISTA COUNTY

signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery.

The Note shall be fully registered as to principal and interest in the name of the owner on the registration books of the County kept by the Registrar, and after such registration, payment of the principal thereof and interest thereon shall be made only to the registered owner or its legal representatives or assigns. The Note shall be transferable only upon the registration books of the County upon presentation to the Registrar, together with either a written instrument of transfer satisfactory to the Registrar or the assignment form thereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

The record and identity of any owners of the Note shall be kept confidential as provided by Section 22.7 of the Code of Iowa.

Section 4. The Note shall be in substantially the following form:

(Form of Note)

UNITED STATES OF AMERICA
STATE OF IOWA
BUENA VISTA COUNTY

GENERAL OBLIGATION CORPORATE PURPOSE NOTE

No. 1 MAXIMUM PRINCIPAL AMOUNT: \$327,700

RATE	MATURITY DATE	NOTE DATE
3.70%	June 1, 2006	(Closing Date)

Buena Vista County (the "County"), Iowa, for value received, promises to pay in the manner hereinafter provided to

SECURITY TRUST & SAVINGS BANK
Storm Lake, Iowa

or registered assigns, the maximum principal sum of THREE HUNDRED TWENTY-SEVEN THOUSAND SEVEN HUNDRED DOLLARS, or so much as has been advanced by the Lender hereunder and entered on Schedule I hereof, pursuant to the hereinafter described Loan Agreement, together with interest on the outstanding principal hereof from the date of this Note, or from the most recent payment date on which interest has been paid, except as the provisions hereinafter set forth with respect to prepayment prior to maturity may be or become applicable hereto.

Principal of this Note bears interest from the date of each advance or from the last date on which interest has been paid at the rate of 3.70% per annum payable annually, commencing June 1, 2004, and matures in annual installments due on June 1 in each of the years and in the respective principal amounts, as follows:

Year	Principal Amount	Year	Principal Amount
2004	\$109,233.33	2006	\$109,233.34
2005	\$109,233.33		

BOARD OF SUPERVISORS

All payments shall be applied first to the payment of interest due and next to the reduction of principal.

Both principal of and interest on this Note are payable to the registered owner appearing on the registration books of the County maintained by the County Auditor (hereinafter referred to as the "Registrar" or the "Paying Agent") at the close of business on the fifteenth day of the month next preceding the payment date in lawful money of the United States of America by check or draft mailed to the registered owner at the address shown on such registration books; provided, however, that the final installment of principal and interest shall be payable only upon presentation and surrender of this Note to the Paying Agent.

This Note is issued by the County to evidence its obligation under a certain Loan Agreement, dated the date hereof (the "Loan Agreement"), entered into by the County for the purpose of providing funds to pay a portion of the cost of equipping county buildings, acquiring computer hardware and software, and vehicles for the sheriff's department.

The Lender has made a commitment to make advances (the "Advances") to the County under this Note in an aggregate principal amount not to exceed \$327,700 to and including June 1, 2004. Each such Advance will be entered by the Lender on Schedule I hereof.

This Note is issued pursuant to and in strict compliance with the provisions of Chapter 331 of the Code of Iowa, 2003, and all other laws amendatory thereof and supplemental thereto, and in conformity with a resolution of the County Board of Supervisors authorizing and approving the Loan Agreement and providing for the issuance and securing the payment of this Note (the "Resolution"), and reference is hereby made to the Resolution and the Loan Agreement for a more complete statement as to the source of payment of this Note and the rights of the owner of this Note.

The County reserves the right to prepay principal of this Note, in whole or in part, at any time prior to and in inverse order of maturity on terms of par and accrued interest. All principal so prepaid shall cease to bear interest on the prepayment date.

This Note is fully negotiable but shall be fully registered as to both principal and interest in the name of the owner on the books of the County in the office of the Registrar, after which no transfer shall be valid unless made on said books and then only upon presentation of this Note to the Registrar, together with either a written instrument of transfer satisfactory to the Registrar or the assignment form hereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

The County, the Registrar and the Paying Agent may deem and treat the registered owner hereof as the absolute owner for the purpose of receiving payment of or on account of principal hereof, premium, if any, and interest due hereon and for all other purposes, and the County, the Registrar and the Paying Agent shall not be affected by any notice to the contrary.

And It Is Hereby Certified and Recited that all acts, conditions and things required by the laws and Constitution of the State of Iowa, to exist, to be had, to be done or to be performed precedent to and in the issue of this Note were and have been properly existent, had, done and performed in regular and due form and time; that provision has been made for the levy of a sufficient continuing annual tax on all the taxable property within the County for the payment of the principal of and interest on this Note as the same will respectively become due; that the faith, credit, revenues and resources and all the real and personal property of the County are irrevocably pledged for the prompt payment hereof, both principal and interest; and that the total indebtedness of the County, including this Note, does not exceed any constitutional or statutory limitations.

IN TESTIMONY WHEREOF, Buena Vista County, Iowa, by its Board of Supervisors, has caused this Note to be sealed with its official seal, to be executed by its Chairperson and attested by its County Auditor, all as of (Closing Date).

BUENA VISTA COUNTY

BUENA VISTA COUNTY, IOWA
By (DO NOT SIGN)
Chairperson, Board of Supervisors

Attest:
(DO NOT SIGN)
County Auditor

(Seal)

DATE OF ADVANCE OR PAYMENT	AMOUNT ADVANCED	AMOUNT PAID	SIGNATURE OF AUTH- ORIZED OFFICER OF LENDER
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

ABBREVIATIONS

The following abbreviations, when used in this Note, shall be construed as though they were written out in full according to applicable laws or regulations:

TEN COM	-	as tenants in common	UTMA _____ (Custodian)
TEN ENT	-	as tenants by the entireties	As Custodian for _____
JT TEN	-	as joint tenants with right of survivorship and not as tenants in common	(Minor) under Uniform Transfers to Minors Act _____ (State)

Additional abbreviations may also be used though not in the list above.

ASSIGNMENT

For valuable consideration, receipt of which is hereby acknowledged, the undersigned assigns this Note to

(Please print or type name and address of Assignee)

PLEASE INSERT SOCIAL SECURITY OR OTHER
IDENTIFYING NUMBER OF ASSIGNEE

and does hereby irrevocably appoint _____, Attorney, to transfer this Note on the books kept for registration thereof with full power of substitution.

Dated: _____

Signature guaranteed:

BOARD OF SUPERVISORS

NOTICE: The signature to this Assignment must correspond with the name of the registered owner as it appears on this Note in every particular, without alteration or enlargement or any change whatever.

Section 5. The Note shall be executed as herein provided as soon after the adoption of this resolution as may be possible and thereupon shall be delivered to the Registrar for registration and delivery to the Lender, upon receipt of the loan proceeds (the "Loan Proceeds"), and all action heretofore taken in connection with the Loan Agreement is hereby ratified and confirmed in all respects.

Section 6. For the purpose of providing for the levy and collection of a direct annual tax sufficient to pay the principal of and interest on the Note as the same become due, there is hereby ordered levied on all the taxable property in the County in each of the years while the Note is outstanding, a tax sufficient for that purpose, and in furtherance of this provision, but not in limitation thereof, there is hereby levied on all the taxable property in the County the following direct annual tax for collection in each of the following fiscal years, to-wit:

For collection in the fiscal year beginning July 1, 2003,
sufficient to produce the net annual sum of \$121,235
(which taxes were levied pursuant to the Issuance
Resolution);

For collection in the fiscal year beginning July 1, 2004,
sufficient to produce the net annual sum of \$117,317;

For collection in the fiscal year beginning July 1, 2005,
sufficient to produce the net annual sum of \$113,276;

Section 7. A certified copy of this resolution shall be filed with the County Auditor, and said County Auditor shall be and is hereby instructed to enter for collection and assess the tax hereby authorized. When annually entering such taxes for collection, the County Auditor shall include the same as a part of the tax levy for Debt Service Fund purposes of the County and when collected, the proceeds of the taxes shall be converted into the Debt Service Fund of the County and set aside therein as a special account to be used solely and only for the payment of the principal of and interest on the Note hereby authorized and for no other purpose whatsoever.

Section 8. The interest or principal and both of them falling due in any year or years shall, if necessary, be paid promptly from current funds on hand in advance of taxes levied and when the taxes shall have been collected, reimbursement shall be made to such current funds to the sum thus advanced.

Section 9. It is the intention of the County that interest on the Note be and remain excluded from gross income for federal income tax purposes pursuant to the appropriate provisions of the Internal Revenue Code of 1986, as amended, and the Treasury Regulations in effect with respect thereto (all of the foregoing herein referred to as the "Internal Revenue Code"). In furtherance thereof, the County covenants to comply with the provisions of the Internal Revenue Code as they may from time to time be in effect or amended and further covenants to comply with the applicable future laws, regulations, published rulings and court decisions as may be necessary to insure that the interest on the Note will remain excluded from gross income for federal income tax purposes. Any and all of the officers of the County are hereby authorized and directed to take any and all actions as may be necessary to comply with the covenants herein contained.

The County hereby designates the Note as a "Qualified Tax Exempt Obligation" as that term is used in Section 265(b)(3)(B) of the Internal Revenue Code.

Section 10. All resolutions or parts thereof in conflict herewith be and the same are hereby repealed to the extent of such conflict.

BUENA VISTA COUNTY

Passed and approved on May 13, 2003.

Attest:

/s/ Herb Crampton, Chairperson, Board of Supervisors

/s/ Karen M. Strawn, Auditor

Motion by Vail to approve the minutes of the 5/6 meeting as printed. Carried.

Motion by Burnside to approve and to authorize the Chairman to sign the fireworks permit application of Joyce Cavanaugh for May 31, with the applicant and fireworks operators to assume all responsibility for safety and liability. Ayes: Burnside, Gustafson, Vail, Crampton. Nays: Lanphere. Carried.

Motion by Vail, to approve and to authorize Interim Board member Lorna Burnside to sign a work order for site 03-1 in Section 4, Cedar Twp, Pocahontas County, in DD #181Jt. Little Cedar Open Ditch, for an estimated \$1,100.00. Carried.

Motion by Vail to set the date of public hearing on a budget amendment to the FY'03 county budget as 8:30 a.m., May 27 in the Boardroom. Carried.

Upon completion of the canvass of the special May 6 Linn Grove Special City Election, motion by Vail to declare the results as follows: On the question "Shall the City of Linn Grove change the terms of office for mayor and city council members from 2 to 4 years, beginning with the 2003 city elections?", there were 36 total voters of which 11 voted Yes and 25 voted No; the measure was defeated. Carried.

Engineer Ivan Droessler discussed the May 7th informal hearing on DD #1 held in Newell. There seems to be strong interest for a cleanout by landowners at the upper end of the district. The eroded banks and tree clearing in the lower part was also discussed at the meeting. None of the lower 3.5 miles at the lower end have been profiled. No one expressed interest for a project on the whole facility. The engineer recommends that the Board address the upper 4.5 miles. Landowners indicated to Droessler that they would file a petition for cleanout of the upper end, but it has not yet been received. After a petition is received, then the formal process begins – the Board would accept the petition and appoint an engineer. Droessler also took landowners' questions about diverting water from the upper end to the Raccoon River which is about ¼ mile distant. This would be an improvement which would be subject to remonstrance rights & wetland mitigation. It would certainly help the landowners with the worst problems, but the whole district would have to pay until re-classification which would change the assessment schedule. Re-classification would allocate the costs of this improvement to these landowners. A repair on the upper end can't be killed by remonstrance. If no one on the lower end asks for work on the lower end, then the Board need not go further than the upper end cleanout. However, tree clearing still needs to be done on the lower end for general maintenance. The Board does have the discretion to investigate the whole district. If a petition is filed, the Board will have to determine how far the engineer is to investigate. No action was taken today, pending receipt of a petition.

There being no further business, motion by Crampton to adjourn until Tuesday, May 20 for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS

BOARD OF SUPERVISORS MEETING TWENTY-SECOND MEETING, 2003 SESSION (22) MAY 20, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, May 20, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere, and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

Environmental Health Director Kim Johnson discussed the change in the 28E agreement between the DNR and Buena Vista County for the well-permitting program. The state now requires a \$25 fee for each permit. The Buena Vista County Board of Health has approved the increase in the fee from \$50 to \$75. Motion by Vail to approve, and to authorize the Chairman to sign, the 28E agreement between the Department of Natural Resources and Buena Vista County for the well-permitting program. Carried.

Motion by Lanphere to approve and to authorize the Chairman to sign the 'off premise liquor, wine, beer permit and Sunday Sales privilege application of Storm Lake Access and Marina, Storm Lake. Carried.

Wellmark Account Representative Ally Child was present to present the new rates for employee health insurance for FY'04. Motion by Gustafson to select, to offer the following plans for the year beginning 8/1/03, and to authorize the Chairman to sign the appropriate binder, rate sheets, and OBS's: 1) #37543-9//#37549-10 (\$750/\$1,500 deductible, co-insurance of 10%/30%, out of pocket maximum \$1,500/\$3,000, with \$5/\$20/\$35 prescription co-pay). 2) #37543-8//#8/37549-10 (\$1,000/\$2,000 deductible, co-insurance of 10%/30%, out of pocket maximum \$2,000/\$4,000, with \$5/\$20/\$35 prescription co-pay), and both with 3 mos. for 2-copays retail & mail order, and Dispense As Written. Carried. Employee meetings will be held June 19.

Engineer Jon Ites did not meet with the Board due to a funeral.

Motion by Vail to approve the minutes of the 5/13 meeting as printed, and the following report: April Conservation Board minutes. Carried.

Lanphere reported that the City of Storm Lake has agreed to provide 3 additional short term parking signs on the west side of the courthouse, and 2 additional handicapped spaces on the east side of the courthouse (one on either side of the entrance to the parking lot).

HIPAA Privacy Officer Julie Smith and CPC Dawn Mentzer discussed ETC, ISAC's clearinghouse for HIPAA compliant electronic billing. Since this option is much more cost effective than if the county purchased its own software, Smith and Mentzer recommended that the county participate. Exact costs will not be known until all of the other counties sign (or don't sign) on, but the estimated start-up cost to BV will be \$2,500. Motion by Gustafson to approve, and to authorize the Chairman to sign, Resolution 2003-05-20 approving participation in a 28E agreement with ISAC and other member counties for an Electronic Transactions Clearinghouse. Carried.

RESOLUTION 2003-05-20

WHEREAS, Iowa counties are required to comply with the provisions of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), including the standard transaction regulations which require that

BUENA VISTA COUNTY

health plans use standard formats and codes when conducting common health care transactions electronically ; and

WHEREAS, cooperating with other counties for the purpose of creating an Electronic Transactions Clearinghouse in order to comply with the HIPAA standard transaction regulations will save time and money; and

WHEREAS, an Electronic Transactions Clearinghouse could potentially have beneficial applications for counties far beyond HIPAA;

THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS that this County does hereby enter into the Electronic Transactions Clearinghouse (ETC) 28E Agreement.

/s/ Herb Crampton, Chairperson
Board of Supervisors
Buena Vista County

Attest: /s/ Karen M. Strawn, County Auditor

Mentzer reported on the 5/16 staffing for one Spectra client.

11:00 a.m.—The time having arrived for the bid opening on the **DD #274Jt.** cleanout project, Engineer Ivan Droessler reported that four bids had been received from Goodburn Construction, Cushing, IA; Valley Contracting, Estherville, IA; Spring Lake Construction, Lake View, IA; and L. A. Carlson Contracting, Merrill, IA. The low bid was submitted by L.A. Carlson Contracting in the amount of \$28,608.56. Upon completion of a review of the bid extensions, Droessler recommended acceptance of the low bid.

The Board initiated a conference call with the Sac County Board of Supervisors. Present at Sac were Supervisors Jack Bensley, Dean Stock, and Auditor Jim Dowling, absent: Rick Hecht. Motion by Vail, 2nd by Bensley, that Crampton serve as Chairman, and Strawn as secretary. Carried. Motion by Gustafson, second by Stock, to accept and to award the bid to L. A. Carlson Contracting for \$28,608.56. Carried. Droessler will notify Spring Lake Construction and return their bank money order. The completion date is September, 2003. There being no further business, motion by Bensley, second by Vail to adjourn. Carried.

Brent Mangold, Mangold Environmental Services, discussed the summer increase in water usage at **Spectra**. The lagoon pumps don't show an increase in the daily run time, indicating that there is a leak somewhere. The findings of an investigation of the waterline from the meter to the facility indicate no leaks in that section. Mangold also discussed emptying the **lagoon** and how it may be done this summer.

Zoning Director Kim Johnson reminded the Board of several **Zoning Commission** and **Board of Adjustment** vacancies needing to be filled.

Motion by Vail to approve, and to authorize the Chairman to sign, a new agreement with **Maximus** (subject to the approval of the county attorney) for services to prepare the 2003 and 2004 cost allocation plans. Carried.

There being no further business, motion by Burnside to adjourn at 12:35 p.m. until Tuesday, May 27 for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS

BOARD OF SUPERVISORS MEETING TWENTY-THIRD MEETING, 2003 SESSION (23) MAY 27, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, May 27, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere, and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

8:30 a.m.—The time having arrived for the hearing on the 3rd amendment to the county's FY'03 budget, the Chairman opened the hearing with no interested persons present. The auditor confirmed that the budget had been published as required, and reviewed the items to be amended. It was noted that a budget de-appropriation of 10% or \$5,000, whichever is greater, requires a public hearing. Due to the elimination of 1 juvenile liaison position, a \$60,000 de-appropriation in Service Area 3 is proposed. There being no objections to either the **budget amendment** or the **de-appropriation**, motion by Vail to close the public hearing, and to approve, and to authorize the Chairman to sign, the budget amendment and de-appropriation as published, and further, to approve the following appropriations: Carried.

Increase	activity 0010	General Basic Fund (0001)	Dept. 26	\$35,000	(budget amendment)
Increase	activity 1050	General Basic Fund (0001)	Dept. 29	\$73,638	(bdgt amnd+5% Dept 5&29)
Increase	activity 1000	General Basic Fund (0001)	Dept. 5	\$24,081	(5% unappropriated)
Increase	activity 1030	General Basic Fund (0001)	Dept. 5	\$ 5,226	(5% unappropriated)
Increase	activity 1060	General Basic Fund (0001)	Dept. 5	\$ 7,716	(5% unappropriated)
Increase	activity 0220	Capital Projects Fund (1500)	Dept. 41	\$ 4,144	(see next item)
Decrease	activity 0220	Capital Projects Fund (1510)	Dept. 94	\$ 4,144	(see previous item)
Increase	activity 3300	General Supp Fund (0002)	Dept. 56	\$22,000	(bdgt amnd+5% #55&56)
Increase	activity 3300	General Supp Fund (0002)	Dept. 56	\$ 750	(5% unappropriated)
Increase	activity 3100	General Basic Fund (0001)	Dept. 56	\$ 298	(5% unappropriated)
Increase	activity 3500	General Supp Fund (0002)	Dept. 56	\$ 1,595	(5% unappropriated)
Increase	activity 3100	General Basic Fund (0001)	Dept. 55	\$ 2,656	(5% unappropriated)
Decrease	activity 3300	General Basic. Fund (0001)	Dept. 8	\$60,000	(budget amendment)
Increase	activity 3300	General Basic Fund (0001)	Dept. 8	\$ 6,500	(5% unappropriated)

Motion by Vail to approve the **minutes** of the 5/20 meeting as printed. Carried.

Genesis Executive Director Terry Johnson and Storm Lake Site Administrator Cindy Wiemold gave a quarterly update on Genesis. Clients formerly receiving work activity services will now be eligible for day habilitation services paid for by Title XIX, and 38% by the county. After repeated requests, Genesis is still waiting for a contract from RIDES for the upcoming year.

Doug Svendsen, Olson-Eaton-Svendsen, provided the Board with options for higher **deductibles** on auto, inland marine, errors & omissions, and law enforcement professional liability insurance. The consensus of the Board was to keep the deductibles at current levels, as the savings was not significant in comparison to the likely exposure. Motion by Gustafson to exclude **terrorism coverage** from the county's insurance for FY'04. Carried. It was the consensus of the Board to insure the **dredge** at a value of \$300,000.

Engineer Jon Ites reported that Ron Reckamp had rejected the Board's \$1,500 offer for 1-year old testing equipment. Negotiations are continuing with NRCS with the district engineer wanting more grade control on a project to place a reinforced concrete box through Section 10, Brooke Twp. (55%/45% cost share). With the signing of SF541 by the Governor, the state has turned Hwy 197 over to BV County as of 7/1/03.

BUENA VISTA COUNTY

Motion by Burnside to approve and to authorize the Chairman to sign the utility permit application of Iowa Telecom, Grinnell, to install a 25 pair copper telephone cable in the roadbed - Section 36, Grant Township. Carried.

Item's secondary road report included: that this season's crack sealing is complete, spot graveling is in progress, the tile crew is finishing up, and construction has started with the asphalt crew working.

Motion by Vail to approve and to authorize the Chairman to sign Resolution 2003-05-27 which sets the fee for UCC information requests in the filing office (Recorder). Carried.

RESOLUTION 2003-05-27

WHEREAS, pursuant to Iowa Code 554.9525(3) a resolution must be adopted to set the fee for responding to a request for information from the filing office, and

WHEREAS, the fee for responding to a request communicated in writing must not be less than twice the amount of the fee for responding to a request communicated by another medium authorized the Secretary of State's office or the Board of Supervisors for the filing office.

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors from Buena Vista County, Iowa, that the fee for a Uniform Commercial Code information request shall be \$5.00 for each Debtor Name being requested if the request form is supplied, and \$6.00 for each Debtor Name requested if the filing office supplies the form. The fee for a copy of a filed UCC is \$1.00 per page.

PASSED AND APPROVED THIS 27th day of May, 2003

BUENA VISTA COUNTY BOARD OF SUPERVISORS

/s/ Herb Crampton, Chairman

/s/ Karen Strawn, Auditor

Motion by Vail to set the date and time of public hearing on the re-codification of the Buena Vista County Ordinances as. June 10, 2003 at 8:30 a.m in the Boardroom of the Courthouse, and to direct the Auditor to publish the notice of hearing as required by Iowa Code Section 331.302(9). Carried.

Motion by Lanphere to approve and to authorize the Chairman to sign the bill of sale for the dredge and related equipment purchased from the McCook Lake Isaac Walton League, McCook Lake, South Dakota. Carried.

After discussion of the current year's usage of the employee health program, motion by Gustafson to set the premium rates for the health insurance as follows: Carried.

- Plan 1-\$750/\$1,500 deductible: single-\$443.70; county share of family portion-\$277.32; employee share of family portion-\$277.32;
 - Plan 2-\$1,000/\$2,000 deductible: single-\$406.25 county share of family portion-\$253.91; employee share of family portion-\$253.91.
-

Motion by Vail to select the \$50/\$250 deductible Delta Dental employee insurance plan with the rates being: \$23.18; county share of family portion-\$14.84; employee share of family portion-\$14.82. Carried.

BOARD OF SUPERVISORS

Environmental Health Director Kim Johnson informed the Board that the Iowa Dept. of Public Health is monitoring the West Nile virus again this year through the collection of dead **crows**.

Two appeals have been filed by clients who are receiving non-mandated services not covered by the county's Managed Care Plan. Case Management Supervisor Dawn Mentzer provided copies of the **Notice of Decision Appeals Process** to the Board to use as a guide. Mentzer has waived the first step which is an appeal to her, as she is firm in her decision and the services are not mandated.

Architect Glen Huntington discussed some preliminary ideas on rebuilding/replacing the **courthouse ramp** on the east side of the building to conform to ADA standards. He will develop several options and meet again with the Board.

There being no further business, motion by Burnside to adjourn at 12:05 p.m. until Tuesday, June 3rd for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING TWENTY-FOURTH MEETING, 2003 SESSION (24) JUNE 3, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, June 3, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere, and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

With BVRMC having purchased a new ambulance, and sending the older one to Albert City, Sheriff Eddy has obtained Albert City's old ambulance to use as a **mobile command center**. The van given to the county by General Electric is now available to Emergency Management if funding for the one applied for does not come through.

Head Custodian Dewyne Stucynski has received the completed Technical Energy Audit for the **courthouse**. DNR needs about 30 days to review it after which Paul Ryan from Prochaska & Associates will meet with the county. The new transformer installed by MidAmerican Energy is now online.

On May 30th Veterans Services Officer Clint Hoferman participated in the unveiling of the **Purple Heart postage stamp** by the Storm Lake Post Office. He accepted a framed enlargement of the stamp on behalf of the Purple Heart recipients of Buena Vista County.

Treasurer Kathy Bach and Recorder Shari O'Bannon discussed the information required for titling the **dredge** and other equipment purchased from the McCook Lake Izaak Walton League.

O'Bannon reported on the substantial increase in the number of recorded documents due to the current low interest rate. Statewide, all **Recorders** are experiencing the same increase. She has hired part-time temporary help to catch up. The higher numbers also mean an increase in recording fees she is collecting.

BUENA VISTA COUNTY

The Chairman stated that Storm Lake City Administrator John Call had called him about the possibility of the county contributing funds for the state destination park study. Burnside commented that the state has made a good faith effort to start the project here, and that Storm Lake is the largest lake that doesn't have a state park. Motion by Crampton to approve a \$1,000 contribution to the cost of the state destination park study since a park would have an effect on the county, the cost to be paid this fiscal year from funds that were set-aside to publish the re-codified ordinances. The county attorney has advised the board that the ordinances will not have to be published, only the Re-codification Ordinance 1.1. Gustafson mentioned that the Board would have to be careful with its spending. The vote was: ayes-Gustafson, Lanphere, Vail, Crampton; nay-Burnside. Carried. Burnside said she favored a higher amount.

Motion by Gustafson to approve the minutes of the 5/27 meeting as corrected, and the following reports: 3rd Quarter FY'03 Recorder's fees, May budget reports, April 30th SLADC Board of Director's minutes. Carried.

Engineer Ites presented project plans for approval. Motion by Burnside to approve and to authorize all board members to sign plans for September letting on project #BROS-CO11(64)—8J11 between Sections 21 and 28, Lincoln Township. Carried. Ites reported that the Smeltzer Trust had okayed the purchase of right-of-way.

Ites reported on department projects completed and in progress. The asphalt on N-14 is complete. Gravel hauling is currently being done in the south half of the county.

Ites will be attending a DOT meeting on the transfer of jurisdiction of Hwy 197 to the county next Monday. Its new designation will be N-14. He presented a resolution to request adding Hwy 197 to the farm-to-market road system. The process requires a 30-day lead time prior to holding the public hearing. Motion by Vail to approve and to authorize all boardmembers to sign Resolution #2003-06-03A requesting approval by the Farm-to-Market Review Board to add Hwy 197 to the county's farm-to-market road system. Carried.

RESOLUTION 2003-06-03A

WHEREAS, a county may apply for modifications to its farm-to-market system to add or subtract mileage from its system, to accept or delete highways gained or lost through jurisdictional transfers, or to change the classification of roads within its system, and

WHEREAS, the Board of Supervisors of Buena Vista County has consulted with its County Engineer and desires to modify its farm-to-market road system to provide community of intracounty and intercounty routes, to meet the needs of existing or potential traffic, to better meet land use needs, or to provide a more suitable location for a farm-to-market route and

WHEREAS, application for modifications to any county's farm-to-market system must be made to the Farm-to-Market Review Board as per Iowa Code Section 306.6,

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY that this county is formally requesting that the Farm-to-Market Review Board approve the following modifications to its farm-to-market system:

Add to Farm-to-market System:

1. That portion of former Iowa Highway 197 (to be known as County Road N14) from Iowa 3 north to its intersection with Main Street of Albert City (intersection of County Road N14), a length of 2.26 miles.

Add to Farm-to-market Extension System:

2. That portion of Main Street of Albert City (currently IA 197) from its intersection of Iowa Highway 197, County Road N14 and Main Street east to Railway Street (end of former Iowa Highway 197), a length of 0.31 miles.

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3. That portion of Main Street of Albert City from the current termini of Iowa Highway 197 at Railway Street to 235th Avenue, a length of 0.18 miles, to provide continuity to the farm-to-market system.

The Board of Supervisors of Buena Vista County, in lawful session this 3rd day of June 2003, hereby adopts this farm-to-market modification resolution.

/s/ Jon Ites, County Engineer

/s/ Herb Crampton, Chair, Board of Supervisors

/s/ Lorna Burnside, Member

/s/ Jim Gustafson, Member

/s/ Bill Lanphere, Member

/s/ Dick Vail, Member

Attest: /s/ Karen M. Strawn, County Auditor

Ites reported that the newly acquired semi-trailer had hauled 2 loads of **dredge-related equipment** from McCook Lake to Storm Lake.

Motion by Burnside to purchase **testing equipment** from Ron Reckamp for \$2,000. Ayes- Burnside, Lanphere, Vail, Crampton. Nay-Gustafson. Carried.

Community Services Director Dawn Mentzer presented the **case management cost report**. The new reimbursement rate will be \$167.95, up from \$150.52. Motion by Vail to approve and to authorize the Chairman to sign the case management cost report. Carried.

Motion by Gustafson to approve and to authorize the Chairman to sign the **substance abuse prevention funds** application which will provide 25% reimbursement for prevention services. Carried. The Iowa Dept. of Public Health is moving toward single county contracting through the Board of Health which has been made aware that the county is providing those services.

The hearings for three persons, who filed **appeals** to their 'Notices of Decision' from the Community Services Department, which were originally scheduled for today, were postponed at their request. The Board agreed to re-schedule the hearings for Thursday, June 5, at 2:00, 2:30, and 3:00 p.m. in the Magistrate Courtroom, when their representatives could be present.

Motion by Burnside to award bids for chemical treatment of trees and brush in **drainage districts** to Lawn Manicurists, Algona, as follows: **DD #1 MOD** – 3.0 miles - \$6,300; **DD #1 Lat #1**-3.0 miles - \$1,800; **DD #20 MOD** – 3.0 miles - \$5,200; **DD #34-MOD** – 5.5 miles - \$6,600; **DD #34 Lat #2** – 6.5 miles - \$5,850; and **DD #49 MOD** – 1.5 miles - \$1,850, all payments subject to 5% interest on stamped warrants. Carried.

The Iowa Department of Economic Development has awarded BV County an \$828,000 CDBG grant for a rural water supply system. NWIPDC Planner Darren Bumgarner and Clay Regional Water Construction Manager Dale Brigham were present with paperwork and to discuss the project. Motion by Vail, to approve and to authorize the Chairman to sign a "Signature Authorization for Alternate Signators" providing notice that the Chairperson of the Board of Supervisors is now Crampton. Carried. Motion by Gustafson, to approve and to authorize the Chairman to sign a "Signature Authorization for Alternate Signators" providing authority for Burnside to be an alternate signator on reports and related program correspondence in connection with the CDBG grant (**rural water** supply system project). Carried.

Motion by Burnside, to approve and to authorize the Chairman to sign **Resolution 2003-06-03** establishing the policies required for acceptance of the funds for the CDBG grant (rural water supply system project). Carried.

RESOLUTION 2003-06-03B

BUENA VISTA COUNTY

A resolution of the Buena Vista County Board of Supervisors, Buena Vista County, Iowa, to establish policies regarding the residential anti-displacement and relocation assistance plan under section 104(d) of the Housing and Community Development Act of 1974, as amended (RARA); a procurement policy of goods and services; a code of conduct; the prohibition of the use of excessive force; an affirmative fair housing policy; and equal employment opportunity during the execution of federally assisted projects.

WHEREAS: Buena Vista County has been awarded a Community Development Block Grant (CDBG) to assist Clay Regional Water in constructing a rural water supply system in the rural unincorporated areas of the County, which will allow households and businesses to connect to Clay Regional Water for a supply of treated, safe, and healthy water and to assist the City of Rembrandt in connecting to Clay Regional Water; and,

WHEREAS: Buena Vista County seeks to execute this project following sound business practices and in compliance with all applicable rules and regulations; and,

WHEREAS: The Community Development Block Grant program requires the County to adopt an "Anti-Displacement and Relocation Assistance Plan," an "Affirmative Fair Housing Policy," a "Policy Prohibiting the Use of Excessive Force in Non-Violent Civil Rights Demonstrations," and an "Equal Employment Opportunity Policy": and,

WHEREAS: Community Development Block Grant program regulations require the County to adopt a "Code of Conduct" that applies to all officers, employees, or agents of the County engaged in the award or administration of contracts supported by federal grants to ensure the efficient, fair, and professional administration of federal grant funds in compliance with 24 CFR; Part 85 (85.36(b.)(3)) and other applicable federal and state standards, regulations, and laws.

WHEREAS: The CDBG program requires the County to adopt a "Procurement Policy" for the County to follow in the acquisition of goods and services for said CDBG-assisted project which sets out sound business practices for the procurement of goods and services for federally assisted projects; and,

WHEREAS: The County seeks to assure that federally assisted County projects are executed following sound business practices which will be facilitated through adherence to each of the above listed policies.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY, IOWA, that the County does adopt and adhere to each of the following attached policies: "Residential Anti-Displacement and Relocation Assistance Plan"; "Code of Conduct"; "Procurement Policy"; "Policy Statement Regarding Excessive Force"; "Affirmative Fair Housing Policy"; "Equal Employment Opportunity Policy", and that said policies will be adhered to during the execution of the County's Community Development Block Grant Project and the Board of Supervisors the Chairperson authority to sign each policy document.

PASSED AND APPROVED THIS 3rd DAY OF JUNE, 2003.

/s/ Herb Crampton, Chairperson
Buena Vista County Board of Supervisors

/s/ Karen Strawn, Auditor

Motion by Vail to approve and to authorize the Chairman to sign Resolution 2003-06-03C requesting the assistance of NWIPDC in the administration of the CDBG grant for the rural water supply project. Carried.

RESOLUTION 2003-06-03C

A resolution of the Board of Supervisors of Buena Vista County, Iowa, to request the assistance of the staff of the Northwest Iowa Planning and Development Commission.

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Whereas, Buena Vista County, Iowa, has agreed to the Intergovernmental Cooperation Agreement creating the Northwest Iowa Planning and Development Commission (hereafter called the Planning Agency) and is a member in good standing; and

Whereas, the County wishes to engage the Planning Agency to provide certain technical and professional services in connection with the:

Administration of a Community Development Block Grant

Whereas, Article III.E of the Intergovernmental Cooperation Agreement gives the Planning Agency the responsibilities outlined in Chapter 28H and 28I, Code of Iowa,

Now Therefore, it is hereby resolved by the Board of Supervisors of Buena Vista County, Iowa that the planning agency be requested to provide staff assistance in the above mentioned project; and

That, the Board of Supervisors understands and will comply with Policy Council guidelines regarding the assessments of costs of the Planning agency staff assistance.

Passed, Approved and Adopted this 3rd day of June, 2003.

/s/ Herb Crampton, Chair, BV Co. Board of Supervisors Attest: /s/ Karen m. Strawn, BV Co. Auditor

Vail left the meeting.

Brigham reported that construction on the rural water supply system has been delayed by rain. The project starts in Emmet County. Buena Vista County will have a tower in Section 34, Brooke Township, with a 400,000 gallon tank - 150 ft tall, at an elevation of 1500 ft. He expects the majority of customers to go on line next year, but some this year. Easements are being done this year, and about 60% are completed. **Clay Regional Water** will also be working in Truesdale with their CDBG grant. An interesting note: 2 eagles have been found nesting by the river at Linn Grove. Construction stays far enough away to avoid disturbing them because eagles are known to return to the same nesting site.

Motion by Gustafson to approve and to authorize the Chairman to sign the **SCAAP** application for reimbursement of costs to house illegal alien prisoners. Carried.

The board received a Drainage Petition for drainage relief signed by 5 landowners in **DD #1**. Motion by Burnside to accept the petition for a cleanout of DD #1, and to appoint Kuehl & Payer as engineers to do an investigation and prepare a report. Carried.

Motion by Lanphere to direct the auditor to **void** the following old **warrants**: issued 5/23/2000 - #'s120608, 120626, 120628, 120640 120657, 120668 and dated 1/15/2002 - #'s139906 and 139957. Carried.

The board set a meeting for July 8th to discuss strategies for adjusting the **budget** to deal with a reduction in revenues from the state and for lower valuations which will impact the FY'05 budget.

There being no further business, motion by Crampton to adjourn until Thursday, June 5 for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

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BOARD OF SUPERVISORS MEETING TWENTY-FIFTH MEETING, 2003 SESSION (25) JUNE 5, 2003

The Buena Vista County Board of Supervisors met in special session on Thursday, June 5, 2003 at 2:00 P.M. in the Magistrate Courtroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, and Lanphere, and with Auditor Strawn as clerk for the meeting. Absent: Vail.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere and Crampton. Nays: none. Abstentions: none.

The Chairman stated that the purpose of today's meeting was to hear the appeals (to Notices of Decision) of three persons who receive services provided by Buena Vista County. Attorney Frank Tenuta, Legal Services of Sioux City, was present and informed the Board that he would be presenting all three of the appellants. Tenuta suggested that for the benefit of the appellants, testimony be heard from all three first before hearing from any other persons, so that they might return to Spectra and not have to stay any longer than necessary. This was agreeable to all present.

The Chairman stated that the appellants have the right to request closed sessions, and Tenuta responded that all three wished to have their hearings in closed sessions. Motion by Gustafson, second by Lanphere, to conduct the hearings in closed session pursuant to Chapter 21.5 (1)a of the 2003 Code of Iowa. *[1. A governmental body may hold a closed session only by affirmative public vote of either two-thirds of the members of the body or all of the members present at the meeting. A governmental body may hold a closed session only to the extent a closed session is necessary for any of the following reasons: a. To review or discuss records which are required or authorized by state or federal law to be kept confidential or to be kept confidential as a condition for that governmental body's possession or continued receipt of federal funds.]* Ayes: Burnside, Gustafson, Lanphere, Crampton. Nays: none. Carried.

There being no further testimony to be given, motion by Lanphere to go out of closed session. Ayes: Burnside, Gustafson, Lanphere, Crampton. Nays: none. Carried. The Board will deliberate and make their decisions on the appeal at 10:30 a.m., Tuesday, June 10.

There being no further business, motion by Gustafson to adjourn at 4:30 p.m. until Tuesday, June 10 for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING TWENTY-SIXTH MEETING, 2003 SESSION (26) JUNE 10, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, June 10, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, and Lanphere, and with Auditor Strawn as clerk for the meeting. Absent: Vail.

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Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere and Crampton. Nays: none. Abstentions: none.

8:30 a.m.—the time having arrived for the public hearing on the 2003 **Re-Codification** of Buena Vista County Ordinances, the Chairman opened the hearing with no interested persons present. The Board considered and discussed section 3.103 of Zoning Ordinance 6.1, which provides that the minimum lot area for site development is 25 acres. The board will discuss a proposal to change the number of acres with the County Attorney. Motion by Burnside to close the public hearing. Carried.

Sheriff Chuck Eddy informed the board of the resignation of Deputy Erb. Eddy's department will be stretched to the limit on the June 21st weekend. The Buena Vista County Fair, Marathon to Marathon, Linn Grove Jamboree and the Albert City Summer-fest, are all that weekend. Eddy discussed charging a booking fee for all prisoners booked into the jail. Eddy also discussed staffing in his office since he is now down 1 deputy and 1 part-time secretary. Gustafson would like to see the hiring of new employees go through the board so that they are kept informed of this activity.

Treasurer Kathy Bach presented parcels on which she recommends **tax abatements**. Motion by Burnside to abate taxes/cancel public bidder tax sale certificates as follows: DD #150Jt - \$15 drainage statement #421949, cancel P(ublic)B(idder) #9409.1 and abate 2001 and current 2001 taxes, cancel PB #1865 and abate current 2001 taxes, and, cancel PB#1620 and abate current 2001 taxes. Carried.

Bach discussed charging **fees for services** she provides, i.e. research done for abstracters, collection of special assessments for cities, and registration fees for bidders at tax sale. Her staff is overtaxed. Due to the nature of our local businesses which bring in an unusual number of new employees each week, the Motor Vehicle and Driver Licensing activity is extremely high. There are an unusually large number of new vehicle licenses issued each week.

Engineer Jon Ites reported that a **bridge** on the north side of Section 18, Lincoln Township which is cracked, can no longer be used. One landowner has to travel 7 miles to get from one side of his farm to the other. The crack is due either to excessive loads or a vehicle hitting it. Ites asked whether the Board wanted a temporary fix that would allow maybe a 6 - 7 ton gross load for pickups and school buses. The alternative is to permanently close it. There are other bridges in the area, so a plan is needed to decide which bridge should be replaced, since several in the immediate area have been closed. Ites estimated the cost to replace one and, \$140,000-\$150,000 to replace another. Replacement with a culvert would take a very sophisticated design. He estimated the cost of repair to buy some time to design a replacement at \$1,500-\$2,000 (to carry a 6-7 ton load). The bridge was built in 1927. Ites was directed to spend the money to evaluate and proceed with the repair. At the current time the county can't afford to replace both bridges. Gustafson asked if other projects could be set back to do this with local option sales tax. No, the funds are committed through 2005, though it would qualify if funds were available. It does not qualify for BROS due to traffic count. Ites will proceed with a study, and then the Board will talk to the owners to ask their preferences and about traffic patterns, and then make the decision which one to replace.

Ites has received a cover letter and preliminary plan for the bridge on a city street in **Newell** which is in DD #1. A grade line is needed before deciding whether to install a box or bridge. Construction is planned for later summer in 2004. The Board will consult with Kuehl & Payer Engineer Ivan Droessler who is doing survey work on his investigation for a cleanout of DD #1.

The Highway Research Board has approved the project to do the book on drainage in common man's language. It will be an annotation of Matt Parrot's **drainage law book** with research opinions and court cases. Both Jon and former Buena Vista County Drainage Engineer Darel Burns have been asked to serve on the advisory board.

Although Ites attended an informational meeting with the IDOT yesterday concerning **transfer of jurisdiction**, there are many unanswered questions and problems due to the way the bill was written by the legislature. The county may end up with responsibilities for sidewalks, water lines, storm sewers,

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sanitary sewers, etc. This could mean problems with the Farm-to-Market extensions in Linn Grove, Marathon, Rembrandt, and Lakeside and perhaps Truesdale. Before the transfer, DOT had joint and concurrent responsibility for these items. Now counties have all of the responsibility from ROW-to-ROW with no 'joint and concurrent' language in the bill.

Communications Center Supervisor Mark Van Hooser asked to hold over the FY'03 capital project money that is unspent as the CAD software project is not moving at the speed of the original schedule. The amount will be approximately \$58,000. It was the consensus of the board to agree.

10:30 a.m.—The time having arrived for the discussion and deliberation of the 3 **appeals** heard by the Board on 6/5. Motion by Gustafson to go into closed session pursuant to Chapter 21.5(1) of the 2003 Code of Iowa, [1. *A governmental body may hold a closed session only by affirmative public vote of either two-thirds of the members of the body or all of the members present at the meeting. A governmental body may hold a closed session only to the extent a closed session is necessary for any of the following reasons: a. To review or discuss records which are required or authorized by state or federal law to be kept confidential*] for the purpose of discussing the appeals. Ayes—Burnside, Gustafson, Lanphere, Crampton. Nays—none. Carried. For purposes of anonymity, the auditor has assigned the following numbers to the cases: #BVCo2003-06-05-1, #BVCo2003-06-05-2 and #BVCo2003-06-05-3, these numbers assigned to the individuals in the order in which they gave testimony at the 6/5 hearing.

The Board voted and came out of closed session at approximately 12:00 p.m. Motion by Lanphere that due to a pending request to re-open the record for additional information by either side, that the decision on the **appeals** be delayed until June 17 at 10 a.m. Ayes—Burnside, Gustafson, Lanphere, Crampton. Nays—none. Carried.

The Board received a petition signed by 11 property owners at Bel Air Beach requesting the **seal-coating** of Perch, Bass and Pheasant Streets. Motion by Gustafson to proceed with the project requested in FY'05 after consultation with the county engineer regarding the funding of the project and the availability of the seal coat contractor. Carried.

Motion by Lanphere that the county engineer re-evaluate the condition of all of the existing subdivision **seal-coated roads** for the timeliness of repair and maintenance. Carried.

Motion by Gustafson to authorize the auditor to **transfer** \$48,000 from the Capital Projects Loan Fund (1520) to the General Fund (0001), this being a reimbursement to the fund from which the 1st payment was made for the Sheriff's software project. Carried.

There being no further business, motion by Crampton to adjourn until Tuesday, June 17 for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING TWENTY-SEVENTH MEETING, 2003 SESSION (27) JUNE 17, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, June 17, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Strawn as clerk for the meeting.

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Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

Nurse Administrator Diane Anderson reported that she has received notice of the award of additional federal CDC bio-terrorism grant funds, about \$15,000, which must be spent by July 2. The funds will be used for laptops, portable printers, filing cabinets with locks, folding tables and chairs, paper, and toner cartridges. A prior grant was used to reimburse her salary for attending bio-terrorism planning meetings. Three of the plans are due on August 1st. CDC Region 3 also has education dollars to spend on leadership training allowing Anderson, and Seagren (through a Wellmark scholarship), to attend the quarterly, intensive 3-day sessions.

Treasurer Kathy Bach presented paperwork for the Chairman's signature for titling the Kaiser truck tractor, Ford pickup and the Lowboy trailer for the dredge project.

James Poulson has made another request for a compromise on the delinquent taxes, penalties and interest on a mobile home located in a trailer park in Alta. Bach stated that the mobile home is uninhabitable, and the tax bill must be satisfied or compromised to 'junk' the mobile home. Poulson made the same request in 1998, later changing his plans from junking it to transferring the title. A final agreement was reached that if Mr. Poulson paid the delinquent taxes in the amount of \$300.00, the County would abate the costs associated with the Public Bidder's Tax Sale Certificate, including 1994, 1995, 1996, and 1997 taxes, interest and costs and Mr. Poulson would transfer title to the mobile home and get it back on the tax list as of July 1, 1998. The resolution of July 7, 1998 to that effect is null and void, as Poulson did not make the \$300 payment. Taxes and costs are now in excess of \$3,000. The Board authorized Bach to negotiate with him, keeping in mind that taxes and costs have continued to accrue.

Engineer Jon Ites discussed a request from a Nokomis Township Trustee to haul trees/brush/etc. from the cemeteries to the landfill. He asked what the Board's policy would be on this request. Currently the road department assists by clearing snow and graveling cemetery entrances. Ites will investigate how much debris needs to be removed.

The transfer of jurisdiction of 2.26 miles of Hwy 197 from IDOT to BV Co. effective 7/1/03 will include a payment of \$16,524 as an adjustment for the current condition of the road (with the entire amount probably being needed for crack-sealing alone) plus \$19,619/yr until 2013 (a Road-Use-Tax fund adjustment). After 2014, the annual RUT adjustment will be \$78,475. SF 561, which authorized the transfer of jurisdiction and formulates the funding, requires that the interest earned on all of these funds must be credited to the Secondary Road Fund. A field review of existing and future signs and locations on Hwy 197 (County road N-14) will be completed this week.

Motion by Vail to approve and to accept the proposal of Calhoun-Burns and Associates in the amount of \$450 to prepare repair sketches for an 8 ton capacity for the bridge on the north side of Section 18, Lincoln Township that was closed last week. Carried.

Motion by Burnside to approve and accept the proposal of Rohlin Construction to crush and replenish approximately 25,000 tons of gravel for \$1.65/ton for an approximate total of \$41,250. Carried.

Ites noted that the Board's motion regarding the Bel Air Beach 'petition' for seal-coating of Perch, Bass & Pheasant Streets has no provision for property owner participation. In 1997 the Board of Supervisors adopted a policy for upgrading a road to permanent hard surfacing which calls for an evaluation of the request under a 'points' criteria system, with any approved upgrade to be shared by the petitioners and the county. In addition to there being no reference to property owner participation, the petitioned roads do not qualify under the specified point standard in the policy. Ites stated that he has been asked to cut costs. Gustafson responded that this was a political decision – it was made by the Board and the project should be done – there is some flexibility in the motion, not tying it down to a specific timeframe. Ites answered that the Board's action doesn't match the policy. Regarding a

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reference to earlier seal coat agreements for a number of subdivisions (South Cove, Schaller, etc.), those agreements had the required payments assessed to the people, not the properties, and were therefore not enforceable. Ites referred to Chapter 311 of the Iowa Code which permits the creation of secondary road districts for improvements. In answer to what the approximate cost for 1 mile of double seal coat would be, Ites answered approximately \$14,000 (Perch, Bass & Pheasant Streets total about 1/3 of a mile). It was also noted that our new proposed subdivision ordinance requires the developer to pave the road(s) in the subdivision.

10:10 a.m.--The time having arrived for the continuation of the discussion and decisions on the 3 **appeals** to Community Services Department Notices of Decision, motion by Lanphere, second by Burnside, to go into closed session pursuant to Chapter 21.5(1)a 2003 Code of Iowa, [1. *A governmental body may hold a closed session only by affirmative public vote of either two-thirds of the members of the body or all of the members present at the meeting. A governmental body may hold a closed session only to the extent a closed session is necessary for any of the following reasons: a. To review or discuss records which are required or authorized by state or federal law to be kept confidential*], and to consider the additional information provided by both sides. Ayes—Burnside, Gustafson, Lanphere, Vail, Crampton. Nays—none. Carried.

The matters of the closed session having been completed, the Board came into open session at 12:40 p.m.

Motion by Lanphere, second by Burnside, in the matter of the final decision on case number 2003-06-05-01, that the Board of Supervisors finds in favor of the Community Services Department, that the decision is accepted as drafted and agreed by the Board in closed session, and that the Chairman is hereby authorized to sign the decision. Ayes—Burnside, Gustafson, Lanphere, Crampton. Nays—none. Vail—abstain as was unable to be present for the hearings on June 5 and the June 10 closed session. Carried.

**BUENA VISTA COUNTY BOARD OF SUPERVISORS
UNDER APPEAL JURISDICTION
WITHIN BUENA VISTA COUNTY MH/DD SERVICES MANAGEMENT PLAN
AS AMENDED APRIL 1, 2003**

FINAL DECISION IN RE MATTER OF CASE NUMBER 2003-06-05-1

Now on this 17th day of June, 2003, the Buena Vista County Board of Supervisors ("Supervisors") under the appeal jurisdiction granted unto it within Buena Vista County MH/DD Services Management Plan as Amended April 1, 2003 (the "Plan") and as authorized under Iowa Code Section 331.439, do hereby consider the appeal brought under the afore-captioned matter. The Appellant, whose identity is confidential as is required under the Plan, is represented by Frank Tenuta. The Appellee, the Community Services Department (the "CSD") and the Central Point of Coordination (the "CPC") of Buena Vista County, are represented by Phil Havens.

The Appellant has resided at the Spectra Health Care, this residence being funded by the County. On January 30, 2003, Dawn Mentzer, the CSD Director and CPC Administrator, forwarded an informal letter to the Appellant encouraging Appellant to consider an alternate residential placement. On May 20, 2003, Ms. Mentzer placed Appellant on formal notice that as of June 30, 2003, the County would no longer fund the Appellant's residential services he is receiving from Spectra Health Care. Appellant appealed the decision by Ms. Mentzer and this appeal was heard by Supervisors during a closed session on June 5, 2003.

The Supervisors are mindful of the authority cited by Appellant, which is Salcido v. Woodbury County, 119 F. Supp. 2d 900 (N.D. Iowa 2000). The Salcido case involved a question of whether the plaintiff, an involuntarily committed mentally ill person had his constitutional right to due process violated when the defendant county concluded that the plaintiff was ineligible to receive funding under the county's mental health services management plan, which was set up by that county under Iowa Code Section

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331.439. The Salcido court found that the plaintiff had substantive rights of a protectible liberty interest in an adequate placement since plaintiff was an involuntarily committed mentally ill person.

Since the plaintiff in the Salcido case had a protectible liberty interest in a placement capable of providing appropriate treatment, the court then turned to whether the plaintiff received the process to which he was due in order to protect that liberty interest. The court then went on to find that the county's dual role as decision-maker in the funding decisions for mentally-impaired persons versus the county's role as decision-maker in the appeal by the plaintiff necessarily violated due process.

In contrast to the Salcido case, the present case does not involve any protectible liberty or property issue which is protected by the Constitution. (The particular factual findings with respect to the present case are confidential as per federal and state confidentiality laws and these findings shall be sealed as required by Iowa Code Section 21.5) There is no affirmative duty upon the County to provide funding for residential services for Appellant under any federal or state law or regulation, nor under the Plan.

Since the Appellant has no protectible liberty or property issue, the Supervisors find that the action by the CSD in terminating funding for residential services provided to Appellant at the Spectra Health Care is hereby upheld.

DECISION FOR COMMUNITY SERVICES DEPARTMENT.

The County Auditor is directed to send a copy of this decision to the attorneys of record.

FOR THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY, IOWA

/s/ Herb Crampton, Chairman

c: Frank Tenuta, Philip Havens

Motion by Lanphere, second by Gustafson, in the matter of the final decision on case number 2003-06-05-02, that the Board of Supervisors finds in favor of the Community Services Department that the decision is accepted as drafted and agreed by the Board in closed session, and that the Chairman is hereby authorized to sign the decision. Ayes—Burnside, Gustafson, Lanphere, Crampton. Nays—none. Vail—abstain as was unable to be present for the hearings on June 5 and the June 10 closed session. Carried.

BUENA VISTA COUNTY BOARD OF SUPERVISORS UNDER APPEAL JURISDICTION WITHIN BUENA VISTA COUNTY MH/DD SERVICES MANAGEMENT PLAN AS AMENDED APRIL 1, 2003

FINAL DECISION IN RE MATTER OF **CASE NUMBER 2003-06-05-2**

Now on this 17th day of June, 2003, the Buena Vista County Board of Supervisors ("Supervisors") under the appeal jurisdiction granted unto it within Buena Vista County MH/DD Services Management Plan as Amended April 1, 2003 (the "Plan") as authorized under Iowa Code Section 331.439, do hereby consider the appeal brought under the afore-captioned matter. The Appellant, whose identity is confidential as is required under the Plan, is represented by Frank Tenuta. The Appellee, the Community Services Department (the "CSD") and the Central Point of Coordination (the "CPC") of Buena Vista County, is represented by Phil Havens.

The Appellant has resided at the Spectra Health Care, this residence being funded by the County. On January 30, 2003, Dawn Mentzer, the CSD Director and CPC Administrator, forwarded an informal letter to the Appellant encouraging Appellant to consider an alternate residential placement. On May 20, 2003, Ms. Mentzer placed Appellant on formal notice that as of June 30, 2003, the County would

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no longer fund the Appellant's residential services he is receiving from Spectra Health Care. Appellant appealed the decision by Ms. Mentzer and this appeal was heard by Supervisors during a closed session on June 5, 2003.

The Supervisors are mindful of the authority cited by Appellant, which is Salcido v. Woodbury County, 119 F. Supp. 2d 900 (N.D. Iowa 2000). The Salcido case involved a question of whether the plaintiff, an involuntarily committed mentally ill person had his constitutional right to due process violated when the defendant county concluded that the plaintiff was ineligible to receive funding under the county's mental health services management plan, which was set up by that county under Iowa Code Section 331.439. The Salcido court found that the plaintiff had substantive rights of a protectible liberty interest in an adequate placement since plaintiff was an involuntarily committed mentally ill person.

Since the plaintiff in the Salcido case had a protectible liberty interest in a placement capable of providing appropriate treatment, the court then turned to whether the plaintiff received the process to which he was due in order to protect that liberty interest. The court then went on to find that the county's dual role as decision-maker in the funding decisions for mentally-impaired persons versus the county's role as decision-maker in the appeal by the plaintiff necessarily violated due process.

In contrast to the Salcido case, the present case does not involve any protectible liberty or property issue which is protected by the Constitution. (The particular factual findings with respect to the present case are confidential as per federal and state confidentiality laws and these findings shall be sealed as required by Iowa Code Section 21.5) There is no affirmative duty upon the County to provide funding for residential services for Appellant under any federal or state law or regulation, nor under the Plan.

Since the Appellant has no protectible liberty or property issue, the Supervisors find that the action by the CSD in terminating funding for residential services provided to Appellant at the Spectra Health Care is hereby upheld.

DECISION FOR COMMUNITY SERVICES DEPARTMENT.

The County Auditor is directed to send a copy of this decision to the attorneys of record.

FOR THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY, IOWA

/s/ Herb Crampton, Chairman

c: Frank Tenuta, Philip Havens

Motion by Gustafson, second by Burnside, in the matter of the final decision on case number 2003-06-05-03, that there has been a final decision proposed which has been amended, that the Board of Supervisors finds in favor of the Appellant, that the decision is accepted as amended and agreed by the Board in closed session, and that the Chairman is hereby authorized to sign the decision. Ayes—Burnside, Gustafson, Crampton. Nays—none. Abstain—Lanphere, Vail. Carried.

*BUENA VISTA COUNTY BOARD OF SUPERVISORS
UNDER APPEAL JURISDICTION
WITHIN BUENA VISTA COUNTY MH/DD SERVICES MANAGEMENT PLAN
AS AMENDED APRIL 1, 2003*

FINAL DECISION IN RE MATTER OF CASE NUMBER 2003-06-05-3

Now on this 17th day of June, 2003, the Buena Vista County Board of Supervisors ("Supervisors") under the appeal jurisdiction granted unto it within Buena Vista County MH/DD Services Management Plan as Amended April 1, 2003 (the "Plan") and as authorized under Iowa Code Section 331.439, do hereby consider the appeal brought under the afore-captioned matter. The Appellant, whose identity is

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confidential as is required under the Plan, is represented by Frank Tenuta. The Appellee, the Community Services Department (the "CSD") and the Central Point of Coordination (the "CPC") of Buena Vista County, is represented by Phil Havens.

The Appellant has resided at the Spectra Health Care, this residence being funded by the County. On January 30, 2003, Dawn Mentzer, the CSD Director and CPC Administrator, forwarded an informal letter to the Appellant encouraging Appellant to consider an alternate residential placement. On May 20, 2003, Ms. Mentzer placed Appellant on formal notice that as of June 30, 2003, the County would no longer fund the Appellant's residential services she is receiving from Spectra Health Care. Appellant appealed the decision by Ms. Mentzer and this appeal was heard by Supervisors during a closed session on June 5, 2003.

The Supervisors are mindful of the authority cited by Appellant, which is Salcido v. Woodbury County, 119 F. Supp. 2d 900 (N.D. Iowa 2000). The Salcido case involved a question of whether the plaintiff, an involuntarily committed mentally ill person had his constitutional right to due process violated when the defendant county concluded that the plaintiff was ineligible to receive funding under the county's mental health services management plan, which was set up by that county under Iowa Code Section 331.439. The Salcido court found that the plaintiff had substantive rights or a protectible liberty interest in an adequate placement since plaintiff was an involuntarily committed mentally ill person.

Since the plaintiff in the Salcido case had a protectible liberty interest in a placement capable of providing appropriate treatment, the court then turned to whether the plaintiff received the process to which plaintiff was due in order to protect that liberty interest. The court then went on to find that the county's dual role as decision-maker in the funding decisions for mentally-impaired persons versus the county's role as decision-maker in the appeal by the plaintiff necessarily violated due process.

With respect to the present case, the Supervisors acknowledge that in setting a budget and approving the Plan, the Supervisors act on behalf of the County with respect to funding decisions concerning mentally ill persons, chronically mentally ill persons, mentally retarded persons, persons with developmental disabilities and persons with brain injuries. (The particular factual findings with respect to the present case are confidential as per federal and state confidentiality laws and these findings shall be sealed as required by Iowa Code Section 21.5.) The Supervisors find that the Plan is unconstitutional with respect to the appeal process as set forth under Section I, Subsection B-10 insofar as the Supervisors are required to make decisions in this context while also required to make the above-mentioned funding decisions. See Salcido, supra. Termination of such services shall be in accord with a revised future Plan which must be in conformity with all due process rights afforded to such persons.

DECISION FOR THE APPELLANT.

The County Auditor is directed to send a copy of this decision to the attorneys of record.

FOR THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY, IOWA

/s/ Herb Crampton, Chairman
c: Frank Tenuta, Philip Havens

Motion by Burnside to approve an amendment to the 28E Agreement with DHS & Juvenile Court Services (DCAT-03-004) (aka Juvenile Liaison agreement), and to authorize the Chairman, and Supervisor Vail (who was Chairman at the time of the original signing) to sign, the amendment being for an increase in the total contract amount to \$41,500. Carried.

Motion by Vail to approve and to amend FY'03 appropriations as follows: Carried.

Increase	activity 9000	General Basic Fund (0001)	Dept. 01	\$5,990	(5% unappropriated)
Increase	activity 8100	General Basic Fund (0001)	Dept. 03	\$6,703	(5% unappropriated)

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Increase	activity 8101	General Basic Fund (0001)	Dept. 03	\$1,297	(5/27 budg amend)
Increase	activity 8110	General Basic Fund (0001)	Dept. 07	\$3,662	(5% unappropriated)
Increase	activity 1000	General Basic Fund (0001)	Dept. 05	\$16,208	(from dept. 29)
Increase	activity 1060	General Basic Fund (0001)	Dept. 05	\$2,417	(from dept. 29)
Decrease	activity 1050	General Basic Fund (0001)	Dept. 29	\$18,625	(unencumbered)
Increase	activity 3300	General Supp Fund (0002)	Dept. 56	\$12,454	(from dept. 25)
Decrease	activity 3110	General Basic Fund (0001)	Dept. 25	\$12,454	(from unencumbered)
Increase	activity 4021	MH Services Fund (0010)	Dept. 62	\$19,140	(from dept. 60)
Decrease	activity 4071	MH Services Fund (0010)	Dept. 60	\$12,511	(unencumbered)
Decrease	activity 4122	MH Services Fund (0010)	Dept. 60	\$6,629	(unencumbered)

Motion by Gustafson to approve the minutes of the June 10 meeting as printed, and the following reports: May fees – Clerk of Court, May minutes – Conservation Board, June test results – Spectra lagoon, and April-May report – annual updates to manure management plans. Carried.

Motion by Burnside to amend the Zoning Ordinance to read as set forth in the proposed Code of Ordinances and that this motion by considered an application for a text amendment contemplated by Section 10.104 of the Zoning Ordinance. Carried.

Motion by Vail to set the date and time of the 1st Reading of Ordinance 1.1 – Recodification for June 24th at 8:30 a.m. Carried.

Motion by Lanphere to approve and to authorize the Chairman to sign FY'04 agreements for custodial services with Cindy & Cal Hildreth for the DHS Annex (\$452/mo.) and the E. Richland Annex (\$513/mo.). Carried.

Motion by Burnside to approve and to authorize the Chairman to sign agreements with L.A. Carlson Contracting for the DD #274 Jt. cleanout project in the total amount of \$28,680.56, to approve the contractor's performance bonds, and to direct the auditor to provide notice of this action and copies of the documents to the Sac County Board of Supervisors, the Contractor, and the Engineer. Carried.

The Board recessed until 3:45 p.m. when they met with Conservation Board members Arnie Hicks, Tony Bodholdt, Rick Meyer, Roger Meyer, Mark Kirkholm, Director Gary Christiansen, Secretary Diane Christiansen, Engineer Jon Ites, and Weed Commissioner Norm Lund, to discuss an Integrated Roadside Vegetation Management (IRVM) program. In 1996 an IRVM plan was adopted and submitted to the IDOT for approval. Copies were distributed and reviewed. The plan is fairly broad and may need some updating. REAP funding, and what could be included under IRVM to qualify for the funding, were briefly reviewed. After July 1st, the Conservation Board will appoint an IRVM manager.

There being no further business, motion by Crampton to adjourn until Tuesday, June 24 for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING TWENTY-EIGHTH MEETING, 2003 SESSION (28) JUNE 24, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, June 24, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members

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present: Lanphere and Vail, and with Auditor Strawn as clerk for the meeting. Absent: Burnside, Gustafson.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

Steve Gustafson was in prior to the meeting to request an appointment to discuss the fence around his property at Casino Beach. He will meet with the Board on July 1st.

Motion by Vail to approve the 1st Reading of **Ordinance 1.1**- Recodification, and to set the 2nd Reading for July 1 at 8:30 a.m. Carried.

CPC Dawn Mentzer discussed a new ICF-MR facility placement anticipated mid-year in fiscal year 2004. The annual cost will be approximately \$38,000 in the **MH Services** Fund.

Motion by Vail to approve and to authorize the Chairman to sign the FY'04 services agreement with the **Howard Center**, Sac City, the service rates to remain the same as for FY'03. Carried.

Motion by Lanphere to approve and to authorize the Chairman to sign the FY'04 services agreement with the **Ida Sheltered Industries**, Ida Grove, the service rates to remain the same as for FY'03. Carried.

Motion by Vail to approve and to authorize the Chairman to sign the FY'04 services agreement with **Spectra Health Care**, Storm Lake, with a 2% increase in service rates. Carried.

Motion by Vail to approve and to authorize the Chairman to sign the FY'04 services agreement with **Genesis**, Storm Lake, with a 2% increase in service rates. Carried.

Motion by Lanphere to approve and to authorize the Chairman to sign the final report for FY'03 expenditures for **substance abuse education and prevention**, and request reimbursement of 25% from the State of Iowa. Carried.

Mentzer has met with Jackie Frantum, Vista Addiction and Recovery, regarding **substance abuse** detox and treatment services at Synergy and payment for those services.

Mentzer requested input from the Board on the county's **Managed Care Plan** following the Board's decisions on the 3 appeals. After the Salcido vs. Woodbury County case, counties were advised by ISAC, in consultation with the Attorney General's office, to amend their appeal process so that the Board is not the final decision making authority. Buena Vista County did so in 2001. Because it has financial implications, Mentzer believes it is important to come to a decision on whether to amend or not. In the Board's 6/17 decision, their finding was that the Managed Care Plan was unconstitutional, however, both Anastasia Baker, ISAC legal counsel, and Jim Overland and Robyn Wilson from DHS, believe that the Plan is not unconstitutional. More research is currently being done. Lanphere suggested waiting to hear the results of the research and the conversation between Attorney John Murray and the AG's office.

The Chairman reported that he had attended the last meeting of the Iowa Lakes Area RC&D at which they discussed the proposed assumption by Genesis of RC&D's **computer recycling** program. Genesis is researching the project.

The Board discussed GASB34 requirements with Engineer Jon Ites as they relate to a **materials and supplies inventory** for the Secondary Road department. It was the consensus of the Board that due to the short time frame and the current project schedule of the department, an inventory would not be done for June 30, 2003.

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Fuel quotes received from the Newell Coop, Larson Oil-Storm Lake, First Coop of Cherokee, Star Energy-Manson, and Galva-Holstein Ag Supply. Motion by Vail to award the contract for the season's fuel supply to the low bidder – Star Energy of Manson, for all sites. Carried.

The investigation of the sign requirements for **Hwy 197** has been completed. Some repairs are needed on the road to protect it from further deterioration prior to the next major maintenance project.

Motion by Lanphere to authorize the engineer to do a **traffic investigation** to review speed limits, warning signs, and regulatory signs on the transfer of jurisdiction roads. Carried.

According to **SF 451** passed this year, effective 7/1/04, the county will be responsible for all farm-to-market road extensions into towns with populations under 500. Ites asked how the Board viewed existing multi-year payment agreements that will not be satisfied until 1 or more years after that date. Will the towns be required to complete the payments even though their share of RUT will be reduced after that date? The consensus was that the agreements would not be changed. Also, if the legislature doesn't amend the law and absolve the county from receiving the same 'joint and concurrent' responsibility (as the IDOT has) for storm sewers, water, sidewalks, etc., 28E agreements with the towns will be needed for those items.

Engineer Ites asked the board to reconsider the 7/1 **wage increase** for one employee to get it in line with the average for surrounding counties. More than the previously approved amount was budgeted to put the position in the mainstream of the average for the area.

Lanphere asked about putting up a **public access** sign at Casino Beach marking access to the lake.

Environmental Health Director Kim Johnson presented a memorandum of understanding for the Chairman's signature. Motion by Lanphere to approve and to authorize the Chairman to sign a memorandum of agreement between the Board of Supervisors and the Iowa Dept of Public Health for the FY'04 **well test/closure grant funds**. Carried.

Motion by Lanphere to amend today's agenda by adding the **fireworks permit** application from Ron Ellefson. Carried. Motion by Vail, to approve the fireworks applications submitted by the Rembrandt Fire Department for July 4th, and the application of Ron Ellefson for June 28th, with the applicants to assume all responsibility for liability and safety. Carried.

The consensus of the Board was to deny the request of the Conservation Board that the unexpended funds in their FY'03 working budget be transferred to the **Conservation Land Acquisition Trust Fund**, and that the Board might consider this request next year as the Conservation Department attempts to qualify for REAP funding.

The Chairman signed a designation of USDA Rural Development as the lead federal agency, and a "Request for the Release of Funds and Certification", both for the **CDBG rural water project**.

Review of the **minutes** of the 6/17 meeting was postponed until the next meeting.

Motion by Vail to authorize the auditor to **void** uncashed warrant #126354 issued to Beverly Perrigo dated 11-21-00 for \$5.90, and to re-issue in the same amount to the fund from which it was written. Carried.

Motion by Lanphere to approve and to direct the Auditor to **establish Fund 0013** – "Local Option Sales Tax", effective 7/1/03, for the purpose of segregating the sales tax receipts from other rural fund revenues; and, to deposit LOST receipts from the Iowa Dept of Revenue into Fund 0013, with the 30% portion (for property tax relief) to be transferred to the Rural Basic Fund for expenditure in the year that it

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is received, and the 70% portion to be transferred to the Secondary Road Fund for expenditure in the year following the year it is received. Carried.

Deputy Auditor Sue Kennedy requested the Board's direction on the method for calculation of clerks' payroll. Motion by Vail that the method for calculation of payroll for clerks is, and to be used as follows: "A" (Elected official's salary) times "B"% (percent approved by elected official) divided by 2080 hours equals "C" (hourly rate), and "C" times "D" (hours worked) equals "E" (gross pay). Carried.

Motion by Lanphere, second by Vail, that the method to be used to calculate the hourly rate for the value of accrued compensatory time and vacation time (for payout and/or for financial reporting purposes), shall be determined by multiplying "F" (deputy's percentage approve by elected official) by "G" (elected official's salary) divided by 2080 hours, equaling the hourly rate. Carried.

There being no further business, motion by Vail to adjourn at 1:17 p.m. until Tuesday, July 1 for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING TWENTY-NINTH MEETING, 2003 SESSION (29) JULY 1, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, July 1, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Strawn as clerk for the meeting. (Board members were present early to count the year-end cash in the Treasurer's and Sheriff's offices.)

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

Nokomis Township Trustee Dave Mortensen was present to discuss the Scandinavian and Woodlawn **Cemeteries** owned and maintained by Nokomis Township. Due to a number of factors, maintaining 2 cemeteries has become much more expensive and difficult than in previous years. He is the only trustee who has been working on the maintenance. This year he contracted out the mowing to a company in Storm Lake, which is more costly than previous arrangements. There are about 30 dead or dying trees needing to be removed (at an unknown cost). Sticks have to be picked up prior to each mowing. Headstones need cleaning and repair which takes time and money. Recently Carl Barker has discontinued locating the burial plots in the cemeteries, and Nokomis has been unable to hire a sexton to do this work. Mortensen has been doing it. Nokomis is the only township in the county supporting 2 cemeteries. Currently no funds are received from any other township or town, with its sole sources of revenue being the township levy and the sale of plots. Neither cemetery is designated as perpetual care. Other townships levy anywhere from 1.1 cents to 24 cents per thousand (Poland levies 24 cents – this supports both their cemetery and park). He has tried to obtain no-cost labor through the court system (community service sentencing) and through the Juvenile Court Services youth community services program, but these programs have not been satisfactory. Board members asked if he could go to the city of Alta to partner on maintenance since Alta does not have a cemetery, and many city residents use these cemeteries. Supervisors Gustafson and Lanphere agreed to go with him to approach the City Council on these matters. Lanphere told Mortensen that both of the cemeteries look very nice.

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Zoning Director Kim Johnson reported that the Zoning Commission has met on the text change in the zoning ordinance requested by the Supervisors. The Commission has recommended a small change – that “notice of intent that the Board of Supervisors intends to correct the violation” will be sent by certified mail, rather than ordinary mail. The Board took the recommendation under advisement to allow an opportunity to check with the County Attorney on the procedure for incorporating the recommendation.

Motion by Burnside to set the date and time of public hearing on the subdivision request of Friesen’s of Iowa as July 8th at 8:45 a.m. in the Boardroom. Carried.

Steve Gustafson met with the Board about the notice he had received from the Zoning Director that the fence on his property line in Casino Beach is not in compliance. He was told that an anonymous complaint had been received. He asked if the County acts on all anonymous complaints, and if so why. Burnside responded that some types of complaints, such as those coming to the Board, are not acted on, but that others such as those to Environmental Health/Zoning are. Gustafson was not asking for special favors or different treatment but wanted to know what the County’s procedure was. He also asked about the road/alley next to his property. It was originally a 16’ wide access road, and is owned by the county as a platted road. It is not usable currently. The DNR is expected to come in to fix it up this summer to make it possible for the public to use it to launch smaller boats.

Jim Bauer, who was present for the Gustafson appointment, asked to be notified when Gustafson requests an appointment with the Board in regard to the fence.

Motion by Lanphere to approve the 2nd Reading of Ordinance 1.1 – Recodification as proposed, if the County Attorney advises no procedural changes be made with regard to the Zoning Commission’s text change recommendation, and, to set July 8 at 8:30 a.m. for the 3rd and Final Reading of Ordinance 1.1. Carried.

Engineer Jon Ites discussed his plans to use epoxy paint for edge line painting due to its proven lasting quality over other types of paints. Motion by Lanphere to accept the proposal of Century Fence Co. of Waukesha, WI, in the amount of \$38,193.52 to do center line and edge line road markings on the following roads this season: Part 1 to include the road stubs into Marathon, Rembrandt, and Truesdale, and Part 2 to include portions of M-27, M-36 and C-25. Carried. The company is already here for other construction projects, so no mobilization costs were included in their proposal.

Slurry leveling is needed on several roads, some of which are scheduled for seal coating. Ites asked whether the Board wanted to request proposals, or to consider the one he had in hand on its own merits. Lanphere asked if there is a policy governing when to request proposals. Ites answered that there is no written policy, but multiple proposals are not usually requested for maintenance projects. The roads needing this maintenance include M-36, the roads south of Alta to the school and to ballpark, the road east of Albert City, the Marathon Park road, and spots on three bridges. Gustafson suggested that it is good to occasionally take bids. Motion by Lanphere to authorize having had the engineer negotiate a slurry-leveling proposal with Fort Dodge Asphalt. Carried. Motion by Vail to accept the proposal of Fort Dodge Asphalt in the amount of \$15,865 for nearly 9 miles of slurry-leveling, including labor, traffic control and materials. Carried.

Motion by Burnside to approve and to authorize the Chairman to sign the contract with Star Energy of Manson for the season’s diesel fuel supply. Carried.

Ites reported that Transfer of Jurisdiction sign changes are being made today by the DOT and Secondary Road Department jointly. Burnside reported that in a discussion with supervisors and engineers at the ISAC legislative workshop, the suggestion was made to negotiate with the cities to take the same responsibilities for storm sewers, water lines, sidewalks, etc. as they had prior to the Transfer of Jurisdiction legislation. This was mentioned to Albert City officials at last night’s joint city/county meeting. Ites doesn’t think all of the towns will be willing to accept those terms and we have no leverage if they don’t want to.

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Road report: Ites will present the results of speed study for the transfer of jurisdiction roads at the July 27th meeting. Gravel has been placed on 150-200 locations in cleaning up the damage done by the recent heavy rains.

Motion by Vail to **establish fund** #0021 – “TOJ Hwy 197” (transfer of jurisdiction funds for maintenance of Hwy 197), which is required to be segregated, with interest earned on it to be credited to that fund. Carried.

Burnside and Crampton have met with secondary road department employees regarding increases for FY'04. An increase of \$50 in clothing allowance was requested (current allowance is \$100/yr, plus an allowance for shoes/boots, and safety gear provided by the county). Discussions were delayed due to the time required for the Board to receive information and make decisions regarding health insurance. Employees would have preferred less of an increase with no increase to deductibles and co-pays. The Board has been discussing a 2% increase in wages, as has been approved for elected officials and other employees. Burnside feels that first it must be determined who a 2% wage increase will cover. Ites believes that the two wage adjustments approved for technicians earlier this year are not raises, so those positions should be included for the 2%. The secondary road negotiating committee should not have responsibility for which positions they do or do not negotiate for. The motion approving the wage adjustment did not make it clear whether the persons in the tech positions would be eligible for a July 1st increase or not. Regarding the Assistant Engineer and the Maintenance Superintendent – these are exempt positions and should not be treated as hourly employees since they are salaried. To include them in the motion for wage increases for hourly employees – to treat them in the same way as hourly employees, is one way to risk losing the exempt status and qualify them for overtime at time and one-half. Burnside suggested that the Board is going to do some planning later and set some policies. That would be the appropriate time to make decisions on how mid year wage adjustments and promotions should be handled, in relation to July 1st wage increases. Since the motion on the tech positions wage adjustments did not include language ‘dis-including’ those positions from the eligibility for the July 1st increases, they should not be ‘dis-included’ now. Motion by Burnside to approve a 2% (\$.31/hr) **wage increase** effective 7/1/03 based on the Operator III wage, for all secondary road employees except the Engineer, Assistant Engineer, and the Maintenance Superintendent, and further, to approve a \$25/yr increase in the clothing allowance. Motion by Gustafson to amend the motion to exclude the Tech III and IV positions because they received 3% and 6% increases in February. The vote on the amendment was aye-Gustafson; nays-Burnside, Lanphere, Vail. The amendment was defeated. The vote on the original motion was ayes-Burnside, Lanphere, Vail, Crampton; nay-Gustafson because the technicians are included in the original motion. This motion carried.

The Board had previously taken action and approved a 2% increase (to \$45,000) for the Maintenance Superintendent (M.S.). (The FY'03 salary was \$44,100.) However, Ites had requested an opportunity to provide input on that position prior to a decision being made. Board action was taken without that input. Ites had budgeted \$47,000 for the position in order to bring the salary up closer to the area averages. It was noted that he does a good job - could someone sit down with him and discuss him putting in fewer hours. Ites responded that his job responsibilities require him to be out an hour earlier than other employees in snow season, out when the last employees are going home during construction season, in order to supervise the work of the department. The area average is \$46,700, and city employee Pat Kelly received \$52,000 in FY'03. Some other counties are paying 2 or 3 employees higher than BV Co. pays its M.S. To keep the position exempt and not subject to time and a half for overtime, the M.S. needs to be given the authority to act as an exempt employee is defined to do. Gustafson commented that the M.S. does a good job, and has shown he is responsive to the Board. Ask him to put a few less hours in – when times are slack, go home. For discussion, motion by Lanphere to set the FY'04 **salary** of the Maintenance Superintendent at \$45,500 (about a 3% increase). Gustafson noted that on a higher salary/wage, a 2% increase means more dollars than on a lower one. Road crew members will see about \$600 more, with a 2% on the M.S. being \$900 more. The vote on the motion was ayes-Burnside, Lanphere, Vail, Crampton; nay-Gustafson. The motion carried.

Ites asked if there would be any change in the county's current practice for distribution of **“Do not Spray” signs** when the Conservation Board takes responsibility for the Weed budget. Currently the

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signs are available in the engineer's office where the secretary makes a note of the location of the ditch where the sign will be placed. There isn't currently much contact between his department and the Weed Dept. and he expects less with the Conservation Board taking over the Weed Department. After brief discussion, it was the consensus of the Board that the current practice be maintained as a convenience to the property owner.

Motion by Vail to approve the minutes of the 6/17 meeting as amended, the 6/24 meeting as printed, and the following reports: May minutes of the NWIPDC Policy Council; March, April, May minutes of the Board of Health; 4th Qtr FY'03 Sheriff's fees; June budget reports. Carried.

Regarding consideration of the adoption of a fireworks permit, Vail has contacted Dennis Williams, Chair of the county association of fire depts. to get on the agenda for their next meeting.

Zoning Director Kim Johnson reported to the Board that County Attorney Phil Havens has recommended not making the Zoning Commission's recommended change to the zoning ordinance because he is unable to determine whether this would be considered to be a major or minor change requiring that the re-codification process begin over again. Therefore, the consensus of the Board was to make no changes to the proposed re-codification of the ordinance, but to direct Johnson to make a change to the policy for sending notice to reflect that said notice shall be sent by both ordinary and certified mail.

Motion by Gustafson to approve and to adopt Resolution 2003-07-01-A which appropriates funds for expenditure by the county departments during FY'04. Carried.

RESOLUTION 2003-07-01-A

WHEREAS, it is desired to make appropriations for each of the different officers and departments for the fiscal year commencing July 1, 2003 in accordance with section 331.434 (Sec 6) 2003 Code of Iowa,

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Buena Vista County, Iowa, as follows:

Section 1. The amounts itemized by department or office on the certified County Budget for 2003-04 are hereby appropriated at 95% from the resources of the funds, to the department or office listed in the 2003-04 budget (see 'budget by department' document). This section does not apply to appropriations from the Mental Health and Secondary Road Funds, which are appropriated at 100%.

Section 2. Subject to the provisions of other county procedures and regulations and applicable state law, the appropriations authorized under Section 1 shall constitute authorization for the department or officer listed to make expenditures or incur obligations from county funds effective July 1, 2003.

Section 3. In accordance with section 331.437 Code of Iowa, no department or officer shall expend, or contract to expend, any money, or incur any liability, or enter into any contract which by its terms involves the expenditure of money, for any purpose in excess of the amounts appropriated pursuant to their resolution.

Section 4. If at any time during the 2003-04 budget year the Auditor shall ascertain that the available resources of a fund for that year will be less than said fund's total appropriation she shall immediately so inform the Board and recommend appropriate corrective action.

Section 5. The Auditor shall establish separate accounts for the appropriations authorized in Section 1, each of which account shall indicate the amount of the appropriation, the amount charged thereto, and the unencumbered balance. The Auditor shall report the status of such accounts to the applicable departments and officers monthly during the 2003-04 budget year. The Auditor shall also provide a summary report of all departments to the Board monthly.

BOARD OF SUPERVISORS

Section 6. All appropriations authorized pursuant to this resolution lapse at the close of business June 30, 2004.

PASSED AND APPROVED, July 1, 2003.

/s/ Herb Crampton, Chairperson, Board of Supervisors Attest: /s/ Karen M. Strawn, County Auditor

Motion by Burnside to approve Resolution 2003-07-01-B, authorizing interfund operating transfers from the general and rural funds to the general supplemental, secondary road and capital projects funds as detailed in the FY'04 budget. Carried.

RESOLUTION 2003-07-01B

WHEREAS, it is desired to transfer monies from the General Basic Fund to the General Supplemental Fund, the Secondary Road Fund, and the Capital Projects Fund; and to transfer from the Rural Services Basic Fund to the Secondary Road Fund; and

WHEREAS, said operating transfers are in accordance with section 331.432, 2003 Code of Iowa,

NOW THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Buena Vista County, Iowa as follows:

Section 1. The sum of \$102,078 is ordered transferred from the General Basic Fund to the Secondary Road Fund with one-half the amount (\$51,039) transferred no earlier than July 1, 2003 and the last one-half transferred no earlier than January 1, 2004.

The sum of \$59,000 is ordered transferred from the General Basic Fund to the Capital Projects Fund at appropriate times during the FY'04 as needed to meet the obligations of the fund.

The sum of \$29,000 is ordered transferred from the Rural Basic Fund to the Capital Projects Fund at appropriate times during the FY'04 as needed to meet the obligations of the fund.

The sum of \$1,107,647 (Rural Basic levy) is ordered transferred from the Rural Services Basic Fund to the Secondary Road Fund (levy) with one-half the amount (\$553,823.50) transferred no earlier than July 1, 2003 and the last one-half transferred no earlier than January 1, 2004.

(Note: \$112,000 in county assistance/personal property receipts from the State of Iowa were budgeted for expenditure in the General Basic fund. SF 453 eliminated this funding source.)

Section 2. The total maximum transfer from the General Basic Fund to the Secondary Road Fund shall not exceed \$102,078 (levy) and the total maximum transfer from the Rural Basic Fund to the Secondary Road Fund shall not exceed \$1,107,647 (levy) all for the fiscal year beginning July 1, 2003.

Section 3. The Auditor is directed to correct her books accordingly and to notify the Treasurer and Engineer of these operating transfers, accompanying the notification with a copy of this resolution and the record of its adoption.

PASSED AND APPROVED, July 1, 2003.

/s/ Herb Crampton, Chairperson, Board of Supervisors Attest: /s/ Karen M. Strawn, County Auditor

Motion by Gustafson, to approve Resolution 2003-07-01-C, authorizing the transfer of the Weed Department employees to the management of the Conservation Board. Carried.

BUENA VISTA COUNTY

RESOLUTION 2003-07-01-C

WHEREAS, the Buena Vista County Board of Supervisors is permitted by Chapter 317 of the 2003 Code of Iowa to appoint a county weed commissioner to supervise the control and destruction of all noxious weeds in the county; and

WHEREAS, pursuant to Iowa Administrative Code [571] 33.30(5)"a"(3) the cost of the county's weed control program may be included as a county conservation purpose for qualifying under state's competitive REAP grants program provided the Board of Supervisors appoints either the county conservation director or a member of the county conservation board staff as the county weed commissioner; and

NOW THEREFORE, BE IT RESOLVED, that the Buena Vista County Board of Supervisors will continue to annually appoint the County Weed Commissioner to supervise its program for the control and destruction of all noxious weeds, and, effective July 1, 2003, does hereby transfer the weed department employees, to the governance of the Buena Vista County Conservation Board; and

BE IT FURTHER RESOLVED, effective July 1, 2003, as follows:

- 1) that Norm Lund, as an employee of the Buena Vista County Conservation Board, hereby shall continue in his appointment by the Buena Vista County Board of Supervisors as the Buena Vista County Weed Commissioner for the remainder of 2003;
- 2) that the Board of Supervisors will continue its responsibilities, pursuant to Chapters 317.3 and 317.4 of the 2003 Code of Iowa, with respect to directing the weed program, and, in cooperation with the Conservation Board, will set the wages for the Weed Commissioner and Deputy Weed Commissioner;
- 3) that the Buena Vista County Weed Commissioner is thereby given full authority to plan and accomplish an environmentally sound vegetative management program (see IAC [571] 33.30(5)"a"(3));
- 4) that weed spray certificates for Norm Lund and Dave Wiley be transferred from Buena Vista County's license (#260) to the Buena Vista County Conservation license (#561), effective July 1, 2003;
- 5) that the Buena Vista County Conservation Board shall prepare the budget for the weed destruction program in consultation with the Board of Supervisors.

PASSED AND APPROVED, July 1, 2003.

/s/ Herb Crampton, Chairperson, Board of Supervisors Attest: /s/ Karen M. Strawn, County Auditor

Following discussion with the auditor of the reduction of state appropriations for credits and exemptions on property taxes, motion by Vail to approve and to authorize the Chairman to sign Resolution 2003-07-01-D regarding the administration of the reduced property tax credit/exemption reimbursements. Carried.

RESOLUTION 2003-07-01-D

WHEREAS, the State of Iowa has appropriated moneys for fiscal year July 1, 2003 through June 30, 2004, which moneys are insufficient to fund the various local property tax credits/exemptions fully, and,

BOARD OF SUPERVISORS

WHEREAS, Iowa Code Section 25B.7 requires local governments to extend to the taxpayers only those portions of the property tax credits/exemptions that are estimated by the Iowa Department of Revenue and Finance to be funded by the state appropriation, and

WHEREAS, the Iowa Department of Revenue and Finance has estimated the percentages of funding for the affected property tax credits/exemptions as follows: Homestead credit 85%, Low-income-Elderly-Disabled Credit 40%, Military Exemption 98%,

NOW, THEREFORE BE IT RESOLVED by the Buena Vista County Board of Supervisors that pursuant to Iowa Code Section 25B.7 the property tax credits/exemptions in Buena Vista County for fiscal year July 1, 2002 through June 30, 2003 shall be extended to taxpayers as follows:

Homestead Credit - 85%, Military Exemption - 98%, Low-Income/Elderly/Disabled Credit - 40%

PASSED, APPROVED AND ADOPTED this 1st day of July, 2003.

/s/ Herb Crampton, Chair Board of Supervisors

/s/ Karen M. Strawn, Auditor

Motion by Lanphere to approve and to authorize the Chairman to sign the 'carry-out beer' license application of Pronto Market, Storm Lake. Carried.

The Board noted that George Schaller has submitted his resignation from the Civil Service Commission. An appointment in the near future will be necessary.

There being no further business, the meeting adjourned at 12:10 p.m. until Tuesday, July 8 for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BUENA VISTA COUNTY CLAIMS REGISTER REPORT-APR THRU JUNE '03

0001 GENERAL BASIC: ADVANCED PEST TECHNOLOGY 81.00; AG PARTNERS L.L.C. 1,492.35; ALBERT CITY BODY SHOP 116.45; ALBERT CITY FIRE DEPT 571.55; ALBERT CITY HISTORICAL S 500.00; ALLIANT ENERGY 870.81; ALLIED DOCUMENT SOLUTION 1,446.58; ALTA BODY SHOP 286.23; ALTA FIRE & RESCUE 1,629.67; ALTA MUNICIPAL UTILITIES 410.98; AMERICAN RED CROSS 36.00; AMERICAN RENTAL 10.63; ANDERSON, DIANE 687.52; ARCH WIRELESS 89.19; ARMSTRONG, CAROLYN 466.82; AT & T 1,691.69; B & M SERVICE INC 1,130.71; B V CO SECONDARY ROAD 1,007.99; B V CO SOIL CONSERVATION 1,750.00; BACH, DONNA 99.00; BACH, KATHLEEN 94.34; BACKUP TRAINING CORPORAT 52.50; BAILEY, TAESA 208.64; BARKER COMPANY INC, BOB 235.47; BARTLEY, JOSIE 9.43; BEDELS DRIVE-IN PHARMACY 646.82; BINNING OUTDOORS 221.78; BLM TECHNOLOGIES INC 1,392.00; BODHOLDT, TONY 67.80; BOGUE, PAMELA L 213.12; BOMGAARS 421.17; BOZ WELLZ RESTAURANT 30.00; BRADY, SHERRY 77.12; BRIGGS CORPORATION 118.62; BROCK, SANDRA 30.77; BRUNGARDT, MIKE 200.00; BUENA VISTA CO AUDITOR 75.00; BUENA VISTA CO JOURNAL 1,642.57; BUENA VISTA CO WELLNESS 250.00; BUENA VISTA COUNTY 8.00; BUENA VISTA COUNTY FAIR 12,500.00; BUENA VISTA GLASS 81.72; BUENA VISTA REGIONAL MED 676.38; BURNSIDE, LORNA 457.76; BUSINESS FORMS & SYS CO 1,004.90; BV CO CHILD ABUSE TEAM 500.00; BV CO HISTORICAL SOCIETY 500.00; BV CO/MUN DISASTER SERV 16,625.00; BV STATIONERY & PRINTING 2,118.79; CALENDARS 89.25; CARPENTER UNIFORM & PROM 54.21; CENTRAL BANK 19.20; CENTRAL IA DISTRIBUTING 2,608.64; CHANNING L BETE COMPANY 167.44; CHEM-PRO INC 178.00; CHEROKEE CO PUBLIC HEALT 1,592.77; CHEROKEE COUNTY SHERIFF 11,385.00; CHINDLUND,

BUENA VISTA COUNTY

ANN 343.36; CHRISTIAN BROS EXCAVATIN 1,500.00; CHURCH OF SAINT MARY 250.00; CITIZENS 1ST NATIONAL BA 600.00; CLAY COUNTY SHERIFF DEPA 122.56; COMMERCIAL SIGN & DESIGN 8.00; COMMUNITY HEALTH PARTNER 1,400.00; CONLEY, BONNIE 504.04; CONTROL SYSTEM SPECIALIS 2,704.39; COOK, GINNI 121.26; CRAMPTON, HERB 342.00; CRIPPIN MD, DAVID 450.00; CROSS AUTO & TOWING 110.00; CULLIGAN 220.95; DATAMAXX APPLIED TECHNOL 1,350.00; DELAGE LANDEN FINANCIAL 304.38; DELL MARKETING LP 2,592.00; DENTAL DISTRIBUTORS INC 294.12; DEPARTMENT OF VETERANS A 410.00; DES MOINES STAMP MFG CO 482.40; DICKINSON CO PUBLIC HEAL 399.31; DISTRICT 3 RECORDERS ASS 12.75; DOBSON CELLULAR SYSTEMS 85.32; DORSEY & WHITNEY LLP 3,986.65; DREY, JEAN 400.00; DUST-TEX SERVICE INC 157.80; EDDY, CHUCK 25.00; ELECTRONIC ENGINEERING 565.87; ENLIGHTEN TECHNOLOGIES I 1,530.00; ERB, WILLIAM 17.39; FAREWAY STORE 2,096.24; FIDLAR DOUBLEDAY INC 3,246.48; FIRST COOPERATIVE ASSOC 414.22; FIRST COOPERATIVE ASSOCI 2,001.28; FIRST FEDERAL SAVINGS BA 30.00; FITZPATRICK AUTO CENTER 808.69; FLOORS ETC 3,512.61; FLOYD VALLEY COMMUNITY 400.00; FORENSIC PATHOLOGY 1,220.00; FORSBERG, ALLEN 200.00; FOUR POINTS SHERATON DES 170.71; FRANCOTYP-POSTALIA INC 15.50; FRATZKE & JENSEN FUNERAL 1,182.00; GALBRAITH, LLOYD F 78.00; GARBAGE HAULING SERVICE 390.75; GATEWAY COMPANIES INC 2,146.88; GENERAL SECURITY SERVICE 49.00; GINGERBREAD HOUSE 2,439.93; GRAHAM TIRE CO 871.91; GRAINGER INC., W. W. 23.64; GREENBELT HOME CARE 55.00; GRIEME, LAURIE 78.00; GROWS GARBAGE SERVICE 150.00; GRP & ASSOCIATES 72.00; GUSTAFSON, JIM 552.75; HABERMAN, JUDY 336.63; HANOVER HISTORICAL SOCIE 500.00; HANSEN, DR GREGORY G 110.00; HAVENS & HAVENS LAW FIRM 8,171.50; HAVENS, PHILIP E 132.00; HAZELDEN PUBLISHING AND 263.38; HEARTLAND INN DES MOINES 107.53; HENRICH, HEATHER 150.00; HICKS, ARNIE 61.20; HILDRETH, CINDY 2,838.00; HILLYARD INC 105.10; HOFERMAN, CLINTON 362.22; HOLIDAY INN CONFERENCE 1,168.71; HULTGRENS-GERLACH INC 130.31; HUNZELMAN PUTZIER & CO 1,530.00; HUSMAN, RODNEY 200.00; HYATT REGENCY ST LOUIS 505.44; I-ALPHA 25.00; IACCB 600.00; IDA COUNTY PUBLIC HEALTH 400.00; IMMUNIZATION PROGRAM ID 30.00; INCODE 3,300.00; INCODE-CMS 20,394.26; INTUT 1,005.00; IOWA COUNTY ATTORNEYS AS 577.00; IOWA COUNTY RECORDERS' A 375.00; IOWA DEPT PUBLIC SAFETY 1,200.00; IOWA DEPT TRANSPORTATION 533.12; IOWA FEEDERS SUPPLY 187.00; IOWA FOUNDATION FOR MEDI 60.00; IOWA HOSPITAL ASSOCIATIO 15.00; IOWA LAKES ELECTRIC COOP 742.60; IOWA LAKES RC & D 24.00; IOWA OFFICE SUPPLY 10,570.09; IOWA PRISON INDUSTRIES 110.48; IOWA RIBBON SERVICE 31.60; IOWA STATE ASSOC OF COUN 70.00; IOWA TELECOM 248.31; IOWA WORKFORCE DEVELOPME 324.58; ISAC 70.00; ISU EXTENSION-BV COUNTY 29.58; JANITORS CLOSET LTD 158.80; JEFFCO INC 502.81; JERRY'S TREE SERVICE 25.00; JONES NURSERY 425.00; JULIUS CLEANERS 1,405.07; KENNEDY, SUSAN 81.00; KIRKHOLM, MARK 10.20; KUSTOM FIT HITECH SEATIN 542.25; LAKE ELECTRIC SUPPLY 61.66; LANPHERE, BILL 778.90; LONG LINES INTERNET 2,751.08; LUBE CENTER, THE 22.95; LUNDBERG, ARLIN 60.13; LYON COUNTY HEALTH SERVI 895.13; LYON COUNTY SHERIFFS OFF 61.16; MACK, SCOTT 8.44; MADSEN, DAVID 200.00; MADSEN, LEIGH 180.90; MAINSTAY SYSTEMS INC 228.00; MANGOLD ENVIRON TESTING 345.00; MARATHON 1ST RESPONDERS 504.54; MARATHON HISTORICAL SOC 500.00; MARTIN, JOAN REILING 63.00; MASTERCARD 1,122.56; MAXIMUS INC 827.85; MAYMON, PATTI 88.41; MC CLURE, SARAH 25.80; MCCREA ENTERPRISES 24.50; MCGEE REPAIRS 68.68; MECHURA ELECTRIC 49.56; MEEVES, DENISE 44.08; MEYER, RICK 30.60; MEYER, ROGER 7.20; MID AMERICAN ENERGY 9.05; MID AMERICAN ENERGY COMP 7,151.00; MIDWEST SALES CO 941.50; MIDWEST WIRELESS 1,023.97; MIKES LAWN SERVICE INC 549.90; MOORE MEDICAL CORP 68.59; MORTENSON, AMY 120.00; NADA APPRAISAL GUIDES 60.00; NAEIR 166.00; NATIONAL AUTOMOBILE DEAL 104.40; NATIONAL SCHOOL PRODUCTS 119.90; NEPPLE ELECTRIC INC 59.99; NEPPLE, TAMMY 480.00; NEWELL AMERICAN LEGION 70.00; NEWELL COOP ELEVATOR 97.55; NEWELL HISTORICAL 500.00; NICOLAISEN, SANDRA K 145.20; NOMAD TRAVEL AGENCY 464.00; NORTHERN LIGHTS DISTRIBU 4,539.99; NORTHWEST AGING ASSOC 5,348.50; NW IA ADTU 6,375.00; NW IA PLANNING & DEV COM 1,000.00; O'BANNON, SHARI 54.35; O'BRIEN CO PUBLIC HEALTH 880.18; O'BRIEN COUNTY SHERIFF 29.00; OFFICE SYSTEMS COMPANY 2,479.16; OHRTMAN, MARY 447.19; OMNI PHOTO 1,649.91; OSCEOLA COMMUNITY HEALTH 999.95; PAGERS INC THE BEEPER PE 47.85; PALO ALTO COUNTY SHERIFF 57.10; PATHOLOGY MEDICAL SERVIC 4,569.65; PATTON, DAVID 2,700.00; PAUL PARK COMPANY 2,900.38; PEDERSEN, ALAN 400.00; PETERS, MARILYN 19.87; PETTY CASH 77.78; PETTY CASH HEALTH DEPT 63.33; PILOT PUBLISHING 1,335.87; PITNEY

BOARD OF SUPERVISORS

BOWES 1,257.00; PIZZA HUT 40.00; PLEASANT VIEW HOME 200.00; POCAHONTAS CO PUBLIC HEA 212.50; PORTABLE COMPUTER SYSTEM 242.00; POSTMASTER 1,448.20; PRO COOPERATIVE 450.00; PRONTO MARKET 98.77; QUILL CORPORATION 787.47; QWEST 3,258.90; R & D INDUSTRIES INC 23,773.44; RAM SYSTEMS LTD 5,760.00; RASMUSSEN FORD MERCURY I 373.88; REBNORD TECHNOLOGIES INC 294.90; REGIONAL TRANSIT AUTH 4,593.00; REMBRANDT FIRE ASSOCIATI 270.00; RESOURCE ONE 135.80; RESSLER DRUG CO 70.85; RIDES 850.00; ROBERTSON, JAKE 325.00; RUST'S WESTERN SHED 3.50; S R HISTORICAL SOCIETY 500.00; SAC COUNTY HEALTH SERVIC 212.50; SAMMONS, JENNIFER 80.00; SASSMAN, JEAN L 86.40; SCHLEUSENER, MICHAEL 400.00; SCHUMACHER ELEVATOR CO 557.46; SCHWALLER, IVAN 200.00; SCHWANZ, DAVID 300.00; SCOTT, DEANNA 400.00; SEAGREN, RENE 73.70; SEILER PLUMBING HEATING 458.00; SENECA PLACE APARTMENTS 80.00; SERVICEMASTER OF STORM L 1,010.18; SHARE CORP 698.00; SIOUX CENTRAL COMM SCHOO 386.94; SIOUX LUMBER 26.68; SIOUX RAPIDS AMBULANCE 1,714.24; SIOUX RAPIDS AUTO & 33.62; SIOUX RAPIDS, CITY OF 38.00; SIOUX SALES CO 96.35; SMITH, JULIE 11.84; SPENCER MUNICIPAL HOSPIT 400.00; SPORTS REHABILITATION & 390.45; STANTON ELECTRIC INC 35.40; STAR ENERGY LLC 2,089.57; STAR LEASING 187.04; STARLITE VILLAGE 205.29; STATE MEDICAL EXAMINER'S 675.00; STEIN, JAMES 200.00; STORM LAKE AREA DEVELOPM 10,740.00; STORM LAKE GENEALOGICAL 250.00; STORM LAKE TIMES 2,063.73; STORM LAKE, CITY OF 2,585.71; STRAWN, BILL 200.00; STRAWN, KAREN 303.93; STUCKENSCHNEIDER, JODI 499.97; SUNSHINE SERVICES 123.00; SWANS FUND 1,000.00; TEMPLE ALUMINUM FOUNDRY 553.30; TIBURON INC 6,291.50; TRAINING RESOURCES 150.00; TREASURER OF STATE 715.45; TRIMARK CENTRAL BILLING 64.00; TRUESDELL PUMP SERVICE 35.00; U S POSTAL SERVICE 15,795.52; ULTIMATE OFFICE 113.66; UNITED STATES POSTAL SER 1,000.00; UPDYKE, HOPE 273.60; UPPER DES MOINES OPPTY 4,928.75; VIKING OFFICE PRODUCTS 121.47; VISA 2,243.74; VISION CARE ASSOC PC 5.00; VON BOKERN ASSOCIATES IN 292.50; WALMART COMMUNITY 499.36; WEBSTER COUNTY SHERIFF 55.50; WELLS FARGO BANK MINNESO 160.00; WESTERN IOWA TECH COMMUN 40.00; WESTVIEW PARK 315.00; WETHERELL SAND & GRAVEL 2,772.00; WHITE, LINDA 34.86; WIESE PLUMBING & HEATING 256.38; WILSON TV AND APPLIANCE 239.00; WILSON, PATRICK J 180.00; WITTMACK, VIRGIL 200.00; WOGAHN, RUTH 144.00; XEROX CORPORATION 204.00; ZEE MEDICAL SERVICE CO 278.40;

0002 GENERAL SUPPLEMENTAL: AT & T 10.45; BOYS AND GIRLS HOME 742.22; BRECHER, DAVE 14.28; BUENA VISTA COUNTY 5.90; CORRECTIONAL SERVICES CO 1,493.28; DRIVER, AURLETTE 68.88; EICKHOLT, SANDY 19.50; ELECTION SYSTEMS & SOFTW 352.21; ENGELBRETSON, DOYLE 8.12; FOUR POINTS SHERATON DES 192.60; HANSEN, KATHRYN 88.13; ISACA 65.00; JOHNSON COUNTY ELECTION 25.00; KENNEDY, SUSAN 148.69; LETSCHE, JEREMY 8.70; LONG LINES INTERNET 138.94; MOSBO, ERIK 14.28; NW IA ADTU 4,337.00; NW IA YOUTH EMERGENCY SE 16,463.44; OLSON EATON SVENDSEN INC 26.00; PALO ALTO COUNTY SHERIFF 18.00; PETERSON PATRIOT, THE 54.67; POSTMASTER 350.00; QWEST 130.32; SECRETARY OF STATE 24.63; SIEVERS, ROGER D 52.20; SPECTRA HEALTH CARE INC 4,222.80; STAPLES CREDIT PLAN 51.65; STRAWN, KAREN 733.59; TREASURER STATE OF IOWA 14,243.57; U S POSTAL SERVICE 2,046.00; VISTA ADDICTION & RECOVE 1,500.00; WEST GROUP PAYMENT CENTE 3,333.21; WISE, DARLENE 93.38; YOUTH SHELTER CARE OF NO 5,138.10;

0010 MH-DD SERVICES FUND: ANDERSON, CHARLEEN 42.00; AT & T 129.93; B V CO SECONDARY ROAD 122.93; BAYMONT INN & SUITES 124.52; BUENA VISTA CO. SHERIFF 839.38; BV CO HOMEMAKER 247.00; BV STATIONERY & PRINTING 199.31; CCMS 45.00; COUNCIL AGAINST DOMESTIC 2,250.00; COUNTY CASE MANAGEMENT S 1,071.00; CREST SERVICES 221.60; DEPARTMENT OF HUMAN SERV 71,291.32; DEPT OF HUMAN SERVICES 2,885.56; DEPT OF HUMAN SERVICES D 34,966.31; DEPT OF HUMAN SERVICES-A 7,895.32; GANNON CENTER 288.45; GANNON CENTER - COMMUNIT 241.95; GATEWAY COMPANIES INC 1,296.00; GENESIS DEVELOPMENT 34,917.25; IDA SERVICES INC 1,401.79; IOWA OFFICE SUPPLY 32.49; IOWA RIBBON SERVICE 47.40; IOWA STATE ASSOC OF COUN 15.00; LONG LINES INTERNET 166.74; LUTHERAN FAMILY SERVICES 2,285.25; MACK HANSEN GADD ARMSTRO 85.00; MENTZER, DAWN 452.89; MID-STEP SERVICES INC 384.00; MIDWEST WIRELESS 189.67; MILLS-THOMAS, TAMI 17.03; MINGER, SANDRA K 249.00; OFFICE SYSTEMS COMPANY 3,372.99; PETTY CASH

BUENA VISTA COUNTY

51.16; PLYMOUTH LIFE INC 2,660.64; POSTMASTER 40.80; QWEST 192.41; R & D INDUSTRIES INC 143.88; RADISSON HOTEL DES MOINE 190.78; REBNORD TECHNOLOGIES INC 65.00; REGIONAL TRANSIT AUTH 1,982.65; REM ATLANTIC INC 5,755.52; REM DEVELOPMENTAL SERVIC 743.88; SEASONS CENTER FOR COMMU 34,848.24; SOO PRINTING 90.50; SPECTRA HEALTH CARE INC 18,697.62; STAR ENERGY LLC 245.75; TREASURER STATE OF IOWA 8,464.40; VILLAGE NORTHWEST UNLIMI 157.60; WHITE, LINDA 39.96;

0011 RURAL SERVICES: AG PARTNERS L.L.C. 5.00; ALBERT CITY CORP 3,583.50; ALTA CORP 3,583.50; AT & T 27.51; B V CO SECONDARY ROAD 38.91; BERTNESS, MARC 92.40; BUENA VISTA CO AUDITOR 30.00; BUENA VISTA CO JOURNAL 93.38; CHEM-TROL INC 2,511.20; ENGELMANN, BRUCE 9.00; ENVIRONMENTAL RESOURCE S 1,950.00; GREENMAN TECHNOLOGIES OF 743.75; GULL WING INDUSTRIES 60.00; GUTZ, DENNIS 50.40; HANSEN, VICTOR 45.00; IOWA DEPT OF AG & LAND S 86.89; IOWA OFFICE SUPPLY 93.76; KRAMBECK CONST 1,020.00; LINN GROVE CORP 3,583.50; LONG LINES INTERNET 138.94; LUND, NORMAN J 245.47; MARATHON CORP 3,583.50; MASSOP, JOHN 4.80; MIDWEST WIRELESS 40.53; NEWELL CORP 3,583.50; PETERSON, ROGER 18.00; PETTY CASH 29.60; PILOT PUBLISHING 126.56; POSTMASTER 34.00; QWEST 65.16; REBHURN, BOB 61.80; REMBRANDT CORP 3,583.50; RONS AUTOMOTIVE 37.50; ROWLEY RECYCLE CT, HAROLD 32,656.50; RUST'S WESTERN SHED 25.00; SIOUX RAPIDS CORP 3,583.50; SMITH, CYNTHIA 3.60; STAR ENERGY LLC 43.55; STORM LAKE CORP 10,750.50; STOUGHTON, ROBERT 23.40; U S POSTAL SERVICE 28.00; UAP TIMBERLAND LLC 9,926.40; UNITED BUILDING CENTER 11.38; VIETOR, GINGER 25.20; WILEY, DAVID 15.75

0020 SECONDARY ROADS: AG PARTNERS L.L.C. 1,431.65; AG PARTNERS LLC 762.55; AIR FILTER CLEANING SERV 132.12; ALBERT CITY, CITY OF 61.40; ALLIANT ENERGY 5,967.36; ALTA MUNICIPAL UTILITIES 154.09; AMERICAN RENTAL 179.40; ANN SMELTZER CHARITABLE 1,396.85; ARNOLD MOTOR SUPPLY 488.99; AT & T 77.29; AURELIA LUMBER COMPANY 957.07; BARGLOFF 8.64; BARRY MOTOR COMPANY 139.04; BODHOLDT BROTHERS 30.70; BOMGAARS 748.49; BROWN SUPPLY CO 50.40; BUENA VISTA GLASS 275.22; BUENA VISTA REGIONAL MED 120.00; BUSHLOW'S TRUCK SALES 147.60; BV STATIONERY & PRINTING 73.43; C J COOPER & ASSOCIATES 116.00; CAMPBELL SUPPLY COMPANY 273.87; CAVANAUGH, TIM 300.00; CENTRAL IA DISTRIBUTING 148.00; CERTIFIED LABORATORIES 416.74; CRYSTEEL TRUCK EQUIP INC 11,082.79; CURRY, JIM 20.50; DAHL'S MACHINE SHOP INC 45.00; DANS BODY SHOP 60.00; DOROTHEA KRUSE 1,512.96; DOWDY, ED 216.55; FASSLER, DAVID B 100.00; FERGUSON ENTERPRISES INV 16.58; FIRST COOPERATIVE ASSOCI 13,424.53; FITZPATRICK AUTO CENTER 34,393.39; FRENCH, TOM 100.00; FT DODGE MACHINE & SUPPL 260.07; G&K SERVICES 632.38; GARBAGE HAULING SERVICE 173.25; GRAHAM TIRE CO 583.53; GRAVES CONSTRUCTION CO 79,659.31; H.T.C. INC 139.29; HALLETT MATERIALS 148,074.96; HIWAY TRUCK EQUIPMENT 964.03; HOLIDAY INN CONFERENCE 401.25; HOLLIDAY, DENNIS 204.66; HULTGRENS-GERLACH INC 805.19; HUTCHINSON SALT COMPANY 6,583.42; INTERSTATE BATTERY SYSTM 119.85; IOWA AUTO SUPPLY 258.67; IOWA DEPT TRANSPORTATION 4,854.15; IOWA PRISON INDUSTRIES 427.86; IOWA STATE ASSOC OF COUN 35.00; IOWA TRANSIT INC 156.27; JACOBS, PRESTON 137.75; JANITORS CLOSET LTD 155.43; JOHNSON, KEITH 60.00; JOHNSON, STEVE 127.15; JOHNSTON AUTOSTORES 201.23; KIMBALL-MIDWEST 580.32; KOOIKER INC 9,960.00; KRYGER GLASS COMPANY 146.85; KUEHL & PAYER LTD 3,500.00; L & M ELECTRONICS INC 42.70; LAB SAFETY SUPPLY INC 169.02; LAKE ELECTRIC SUPPLY 1,269.30; LAKE VIEW CONCRETE PRODU 12,989.47; LARSON OIL & DISTRIBUTIN 5,339.16; LAWSON PRODUCTS INC 235.35; LEOS KITCHENS 572.00; LINN GROVE, CITY OF 73.35; MARATHON, CITY OF 186.20; MARTIN MARIETTA MATERIAL 4,937.49; MCCREA ENTERPRISES 66.15; MICKELSON TIRE INC 1,057.50; MID AMERICAN ENERGY COMP 1,726.60; MID-IOWA SALES COMPANY 103.16; MIDTOWN SERVICE 40.00; MIDWEST WIRELESS 607.93; MIKES LAWN SERVICE INC 684.00; NAEIR 47.00; NAPA AUTO PARTS 606.30; NELSONS PREMIX & VET 268.38; NEO TEK ENTERPRISES 11.95; NEW SIOUX CITY IRON CO 709.82; NEWELL COOP ELEVATOR 145.94; NEWELL, CITY OF 70.35; NOLL, RICHARD 56.91; NORM JUST TRUCKING 51,222.72; NORTH LAKE TRUCK REPAIR 334.03; O'REILLY AUTOMOTIVE INC 55.21; OLSEN WELDING & MACHINE 987.10; OMNI PHOTO 47.98; PLOEGER, DAVID 129.63; QWEST 390.96; RASMUSSEN FORD MERCURY I 126.93; RECKAMP, RON 2,066.13; REGIONS INTERSTATE BILLI 384.65; REMBRANDT, CITY OF 87.00; ROHLIN CONSTRUCTION CO

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413,276.88; RYDER VEHICLE SALES 23,575.00; SAFETY KLEEN CORP 278.90; SHARE CORP 627.82; SIOUX CITY TRUCK AND TRA 1,036.12; SIOUX LUMBER 100.94; SIOUX RAPIDS, CITY OF 114.00; STANTON ELECTRIC INC 3,687.64; STAR ENERGY LLC 4,374.51; STEFFEN 951.53; STORM LAKE HYDRAULICS 596.56; STORM LAKE, CITY OF 313.46; TEMPLE, JIM 53.55; TRANS-IOWA EQUIPMENT INC 918.88; UNITED BUILDING CENTER 8,377.29; VISA 203.40; VISION CARE ASSOC PC 105.00; WEDE'S LOCK SERVICE 37.50; WHITE, RON 228.27; WOLF, STEVEN 86.60; ZIEGLER INC 5,866.61

0024 BVC RECORDERS RECORDS MGMT FUND: FIDLAR DOUBLEDAY INC 54.88; U S RECORDS 3,070.00

0100 D.D. #1: BUENA VISTA CO JOURNAL 17.14; KUEHL & PAYER LTD 7,367.81; MARTY MAUER TILING 4,535.00

0104 D.D. #3 & 3 EXT.: ROBERTSON, JAKE 300.00

0176 D.D. #20: KUEHL & PAYER LTD 346.45

0200 D.D. #34: KUEHL & PAYER LTD 2,905.92; MCKIBBEN, MATT 50.00; RICHARDS CONSTRUCTION CO 10,375.00; ROBERTSON, JAKE 150.00

0278 D.D. #49: KUEHL & PAYER LTD 3.84

0326 D.D. #67: MARTY MAUER TILING 325.00

0644 D.D. #274 MAIN: CHRONICLE, THE 55.22; KUEHL & PAYER LTD 2,659.56; MACK HANSEN GADD ARMSTRO 220.00; PILOT PUBLISHING 36.28; SAC SUN 55.69;

1500 CAPITAL PROJECTS: ALPHA WIRELESS COMMUNICA 1,671.50; BV STATIONERY & PRINTING 409.00; CONTROL SYSTEM SPECIALIS 3,876.00; DELL MARKETING LP 7,856.00; GATEWAY COMPANIES INC 2,192.99; INN XLK STORM LAKE 344.64; LOGISTIC SYSTEMS INC 2,127.00; NEPPLE ELECTRIC INC 9,695.12; PROFESSIONAL ELECTRONICS 1,016.10; QUILL CORPORATION 1,317.75; R & D INDUSTRIES INC 2,327.46; RASMUSSEN FORD MERCURY I 10,294.00; VAN HOOSER, MARK 19.98

1510 CAPITAL PROJECTS-DREDGE: BARGLOFF & COMPANY 2,458.75; BERGHORST & SON INC 14,467.00; BUENA VISTA COUNTY RECOR 62.00; C&H HEAVY DUTY SPECIALIS 10,500.00; DORSEY & WHITNEY LLP 4,394.07; FINE FINISHES 8,725.79; HUMMELS DOZERS 4,015.00; IOWA DEPARTMENT OF TRANS 30.00; MEAD, JAMES L 14.90; MEAD, RICHARD A 54.82; TOM "R" HUMMEL 2,000.00

2000 RECYCLING G.O. BOND FUND: BANKERS TRUST 186,762.50

4000 DISASTER SERVICES: AT & T 59.92; BV CO EMS ASSOCIATION 500.00; BV STATIONERY & PRINTING 90.37; CHRISTENSEN, ROBERT E. 680.76; CLASSLINE INC 50.00; HOLIDAY INN CONFERENCE 143.38; IOWA CENTRAL COMMUNITY C 15.00; IOWA EMERGENCY MANAGEMEN 100.00; IOWA STATE UNIVERSITY EX 436.89; LONG LINES INTERNET 69.47; M Y SUPPLY 125.18; MASTERCARD 803.59; MIDLAND RADIO CORP 4,788.00; MIDWEST WIRELESS 143.18; NW IA PLANNING & DEV COM 1,030.00; OUR DESIGNS INC 130.00; PILOT PUBLISHING 99.00; POSTMASTER 125.80; QWEST 65.16; R & D INDUSTRIES INC 392.41; SIOUX CITY, CITY OF 7,654.13; SIOUX LUMBER 7.95;

4010 E911 SURCHARGE FUND: ALEXANDER HAMILTON INSTI 70.45; ALPHA WIRELESS COMMUNICA 11,493.62; ALTA MUNICIPAL UTILITIES 449.46; AT & T 21.84; B V CO SECONDARY ROAD 198.00; BOMGAARS 13.00; BRUCCELLI ADVERTISING CO 858.20; BV STATIONERY &

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PRINTING 14.52; COLOR-IZE INC 966.52; E-MAGINE MARKETING 210.67; ELECTRONIC ENGINEERING 30.00; ESE 918.60; FAREWAY STORE 63.13; FOUR POINTS SHERATON 436.56; HY-VEE FOOD STORE 45.93; INTERSTATE BATTERY SYSTM 59.95; IOWA OFFICE SUPPLY 116.00; IOWA PRISON INDUSTRIES 67.02; IOWA TELECOM 1,686.96; JULIUS CLEANERS 7.73; LOGISTIC SYSTEMS INC 50,973.00; LONG LINES INTERNET 69.47; METEORLOGIX 1,065.60; MID AMERICAN SPECIALTIES 65.49; MIDWEST WIRELESS 122.20; PAGES STORM LAKE BAKERY 21.55; POSTMASTER 68.00; PROFESSIONAL PRIDE INC 354.25; QWEST 1,293.60; SILK SCREEN INK LTD 274.85; STAPLES CREDIT PLAN 48.83; TELTRONICS INC 975.00; VAN HOOSER, MARK 105.00; VISA 342.70

4150 3-COUNTY EMPOWERMENT AGENCY FUND: ACTIVE PARENTING PUBLISH 643.15; ARROWHEAD AREA EDUCATION 86.83; ATOMICBOX.COM INC 1,265.18; B V COUNTY HEALTH DEPT 14,585.85; BACON, DAN 147.30; BATES, HEATHER 55.00; BE FOUR KINDERGARTEN 1,814.60; BEANSTALK PRESCHOOL 1,282.50; BEDELS DRIVE-IN PHARMACY 96.33; BEGINDERGARTEN 1,533.32; BRIEST, DIANE 637.84; BROOKES PUBLISHING CO 1,073.52; BUENA VISTA CO AUDITOR 950.00; BUENA VISTA REGIONAL MED 10,908.37; BV STATIONERY & PRINTING 6.47; CHILDRENS IMAGINATION ST 822.00; COI INC/ HEAD START 2,000.00; CRAWFORD COUNTY HOME HEA 15,971.27; DENISON COMMUNITY PRESCH 1,778.14; DENISON COMMUNITY SCHOOL 3,200.63; FLORIDA STATE UNIVERSITY 748.00; GINGERBREAD HOUSE 3,777.90; GINGERBREAD SIOUX RAPIDS 223.37; GODFATHERS PIZZA 34.48; HEAD START 6,152.70; HONEY KISSED PIZZA 19.98; HUDDLESTON, MATTHEW 110.00; HY-VEE FOOD STORE 196.75; INJOY 189.90; KIDS WORLD 11,741.37; LAHR, CHERYL 60.00; LUTHERAN SOCIAL SERVICES 13,699.98; M Y SUPPLY 383.00; MELD 88.50; MIDWEST WIRELESS 82.06; NAEYC 146.30; NEWELL PRIDE & JOY PRESC 1,770.70; NOAH'S ARK PRESCHOOL 1,647.00; ODEBOLT ARTHUR PRESCHOOL 4,680.00; ODEBOLT ARTHUR SCHOOLS 4,160.40; OPEN ARMS PRESCHOOL 1,450.00; PATTEN, PAIGE 2,875.00; PHILLIPS, JACKIE 25.00; POSTMASTER 340.90; PREVENT CHILD ABUSE IOWA 30.00; RANCO GRAIN CO INC 2,211.63; REBNORD TECHNOLOGIES INC 12.95; REGION X11 25.00; SAC CITY FOOD PRIDE 96.01; SAC CITY PUBLIC LIBRARY 15,000.00; SAC CO HEAD START 1,872.00; SAC COUNTY HEALTH SERVIC 10,832.68; SCHALLER CRESTLAND TRANS 8,500.00; ST JOHNS LUTHERAN PRESCH 3,340.00; ST MARYS PRESCHOOL 1,125.00; STORM LAKE COMMUNITY SCH 2,500.00; STORM LAKE EARLY CHILDHO 24,862.50; SUBWAY 63.54; TRIMARK CENTRAL BILLING 342.00; UDMO HEAD START 12,523.40; VIKING OFFICE PRODUCTS 1,363.72; WALMART COMMUNITY 229.87; WESTERN HILLS AEA 12 1,761.60; WLVA BEGINDERGARTEN 4,683.84; WRS GROUP LTD 60.16

4151 BV CO EMPLOYEE HEALTH FUND: ALS LIQUORS INC 59.97; SILK SCREEN INK LTD 608.35; TOPHEALTH 605.00; WALMART COMMUNITY 98.70; WELLMARK BENEFIT CONSULT 454.40; WELLMARK BLUE CROSS & BL 272,971.98

4152 BV CO EMPLOYEE FLEX BENEFIT FUND: FLEXIBLE BENEFITS 8,578.33

BOARD OF SUPERVISORS MEETING THIRTIETH MEETING, 2003 SESSION (30) JULY 8, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, July 8, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, and Lanphere, and with Auditor Strawn as clerk for the meeting.

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Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere and Crampton. Nays: none. Abstentions: none.

8:30 a.m.—There being no one present with objections to the re-codification of the ordinances, motion by Burnside to approve the 3rd Reading of Ordinance 1.1 - Recodification, to authorize the Chairman to sign the ordinance, and, to direct the auditor to have the ordinance published, at which time the 2003 Code of Ordinances shall become effective. Carried.

8:45 a.m.—The time having arrived for the public hearing on the subdivision request of Friesen of Iowa, the Chairman opened the hearing with Zoning Director Kim Johnson and Butch Sadusky present. Johnson reviewed the recommendation of the Zoning Commission which was to approve the request with a stipulation. Sadusky (representing Friesen's), discussed an alternative. There being no further comments at this time, motion by Burnside to close the public hearing. Carried. Motion by Lanphere to postpone action on the subdivision request to a future date to be determined. Carried.

CPC Administrator Dawn Mentzer presented several MH/MR services contracts for approval. Motion by Burnside to approve and to authorize the Chairman to sign the agreement with Plymouth Life Inc. for FY'04 with an increase in rates from \$28.90 to \$29.00. Carried.

Motion by Gustafson to approve and to authorize the Chairman to sign the agreement with Village Northwest for FY'04 with a rate of \$40.98 for work activity services. Carried.

Motion by Burnside to approve and to authorize the Chairman to sign the agreement with Rides for FY'04. Carried. Mentzer noted that the contracted rate is less than that for FY'03.

Motion by Gustafson to approve and to authorize the Chairman to sign the agreement with REM Atlantic for FY'04, there being no increase in the FY'03 rate. Carried.

Mentzer discussed the under-utilization of consultation and education dollars provided by contract to the Season's Center for FY'02. The county had received a refund for under-utilization in FY'01, but not for FY'02. The contract between the county and Season's specifies that reimbursement shall be made if the services are under-utilized. Mentzer asked how the Board wished to handle the contract for FY'04 which provides for a 3% rate increase. Other counties have agreed to the requested increase. Gustafson suggested that the county wait for reimbursement, but approve the 3% increase. Mentzer recommended an amendment to the contract to add a deadline for the reimbursement. Action on the contract was tabled until next week.

Recorder Shari O'Bannon, Treasurer Kathy Bach, EnvHealth/Zoning Director Kim Johnson, Deputy Assessor Kim Carnine and Deputy Auditor Leigh Madsen were present to discuss increasing fees for copies, faxes, etc., as current fees do not meet the cost of providing services. Uniformity of fees throughout the courthouse is desirable. Department Heads will meet and propose a new fee schedule which reflects the cost for each service.

10:00 a.m.—The time having arrived for a DD #22 Jt. teleconference with Clay and Palo Alto Counties, the Chairman recessed their meeting, and joined the other counties. Clay County Supervisor Ken Challstrom and Clay County Auditor were appointed Chairman and Secretary for the meeting. Upon conclusion of the teleconference, the Board resumed their meeting.

Head Custodian Dewyne Stucynski discussed arranging a meeting with Prochaska & Associates for the purpose of reviewing the completed Technical Engineering Analysis for the courthouse and jail.

Treasurer Kathy Bach reported on a request for assignment of a public bidder's tax sale certificate on a mobile home that was on the June delinquent tax sale list. Motion by Gustafson to approve and to assign PB#03-100 to Rick Faine upon payment of \$152 in delinquent taxes, to abate the penalty and interest, and to authorize the Chairman to sign the certificate. Carried..

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Motion by Burnside to approve and to authorize the auditor to make a corrective **transfer** from the Flex Benefit Fund to the General Basic Fund in the amount of \$35, an incorrect deduction having been made from the paycheck of two employees. Carried.

CPC Dawn Mentzer reported that federal funds are to be received by the state for **Medicaid** which will reduce the county's (non-federal) share of certain mental health services to 33.55% down from 36.05%. Also, effective 7/1/03 funding for waived day-habilitation services was to be available. However, the (Iowa Administrative Code) rules have not yet been written for administration of those funds.

Mentzer discussed the basis for her decision to deny funding on a request for services for 1 person. Her decision has been appealed. Since the Board's decision on a recent hearing stated that the **appeal process outlined in the Managed Care Plan** is unconstitutional, another process is needed. Two possible alternatives are: use an administrative law judge at the county's expense, or simply bypass the Board of Supervisors and go directly to the Managed Care Board. The supervisor representative could sit in as an ex-officio member only. Mentzer will consult the County Attorney for his recommendation. Motion by Gustafson that the Board of Supervisors 'step' be taken out of the appeal process of the Managed Care Plan. Carried. She will work with the County Attorney on a re-write of the process.

Weed Commissioner Norm Lund requested direction on billing for the new sprayer truck.

By consensus the Board approved the billing to the city of Linn Grove for the 5/6/2003 **special city election** in the amount of \$495.75.

Supervisor Lanphere acknowledged the work of Pilot-Tribune **reporter Tom Klett**, commending him for being fair in his reporting. The Board wished him well as he leaves Buena Vista County in August.

Linn Grove Mayor Dennis Graesing asked about a recent meeting at which it was the Board's consensus that payment agreements with small towns for work done on their farm-to-market extensions would remain unchanged after the roads become the responsibility of the county. When the county takes over the extensions, the RUT associated with them will come to the county. He requested reconsideration on this issue.

Motion by Burnside to approve the **minutes** of the 7/1 meeting as amended, and the following **reports**: June Board of Health minutes, June Conservation Board minutes, and FY'03 budget reports. Carried.

There being no further business, motion by Burnside to adjourn the meeting at 12:40 p.m. until Wednesday, July 9 at 7:30 p.m. for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING THIRTIETH MEETING, 2003 SESSION (30) JULY 9, 2003

The Buena Vista County Board of Supervisors met for an informal session on Wednesday, July 9, 2003 at 7:30 P.M. in the 2nd Floor Public Meeting Room with Chairman Crampton presiding and with the

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following other members present: Burnside, Gustafson, Lanphere, and with Auditor Strawn as clerk for the meeting. Also present were 19 other interested persons. The meeting was arranged by Farm Bureau Board Member Terry Murray for the purpose of hearing the presentation of Jack Sheaffer, Chairman of Sheaffer International, L.L.C. who is consulting with Sara Lee (Bil-Mar Foods) about designing a water pre-treatment facility.

Sara Lee would like to expand but can't because of fats/oil/grease disposal. Anything they do they would like to be good for the community and the environment. Sheaffer's proposal gives them a way to save money, expand, and do good things for the county at the same time.

Sheaffer International designs and constructs water 'reclamation and reuse' systems which are sustainable and environmentally friendly. They have no odor, no sludge, and treat the wastewater in a 45 day process. The system he would design for Sara Lee is anaerobic/aerobic utilizing oxygen to break down the wastes. Over the time he has been working with them, the plan has been modified a couple times. Originally, the plan called for construction of the treatment cells and using the resulting wastewater for agricultural irrigation. The re-claimed water would be re-used for processing at the plant. Options have already been obtained for 1000 agricultural acres for the irrigation. Under that plan, the wastewater would not go through the Storm Lake water treatment facility resulting in a possible reduction of revenue to the city. A change to the plan would eliminate the irrigation of the wastewater, and instead send it to the city's plant.

A parcel of land has been located in the unincorporated area which is already zoned commercial with wastewater treatment being a permitted use for that zone. Only about 15 acres of the available 72 would be required for the facility. The process begins with the wastewater coming into a macerator to be ground up and then piped into the bottom of the 1st cell where it is mixed with 3 pounds of oxygen for every pound of organic waste. The mix is stirred and gradually rises to the top of the cell where it is drawn off, piped to the bottom and injected into the bottom of the 2nd cell to repeat the process. The same happens in the 3rd cell. At the end of the 45 day process, the result is two products, re-claimed water for reuse in processing, and wastewater that could be used for irrigation or sent to the city's wastewater treatment facility as pre-treated.

The cells would be built 28 feet deep, with half of the depth below ground level, and the other half created by building up a berm for the total 28 foot depth. The compressed hot air that is forced into the cell (with 350HP motors) to mix with the waste is what feeds the anaerobic digestive process. The resulting H₂S oxidizes to a non-odorous form. The oxygen prevents the grease from floating to the top. Time and air break down the grease.

The facility would be an asset to the community in several ways: it would allow for expansion of Sara Lee's business and increase in jobs in the community, provide attractive green space and habitat, and avoid the odor typically associated with the treatment process. Sara Lee would be committing itself to the community for at least 15 years if the project is built. It is cost effective for them, fits the county's land use plan, will have no odors, and eliminates trucking expense. Sheaffer has gone to BVU to explain the project and has support from the school to work toward making it a living lab.

Sheaffer invited anyone to visit an existing facility or two in order to see for themselves what the impact is on the communities. There are no plans currently to sell off gas to make electricity, but it is possible to recover bio-gas.

Sheaffer answered a number of questions from the audience. Q-Isn't the land proposed for this project in the watershed for Storm Lake? A-From the maps he has reviewed, it is not.

Q-How much capacity is planned, and if it proves to be inadequate, then what? A-The capacity that Sara Lee needs is 400,000 gallons, but the project is for 600,000.

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Q-Would this same facility located 2 miles further east be economically feasible? A-If it were going to be a nuisance, the project would be no more appropriate at a distance 2 miles further east than it would be at the city's edge. This is not new technology - there are systems that have been operating 23 years. At a Virginia facility, there are many expensive homes that have been constructed at the 'back door' of the facility after the facility was in operation. At another location, the Audubon Society uses it as an observation site.

Q-How will this facility affect the watershed? A-It will not impact the watershed because it will be built so that it can't have a problem. The earth within the cell is compacted and then lined with a synthetic membrane. Each cell will have 3' of excess capacity.

Q-What would happen if the discharge had to be stopped – would Sara Lee have to stop production? A-The discharge can't get to the lake. Surface drainage goes to a small tributary, not the lake. Overflows at the city's pumping stations are more of a danger than the possibility of overflows of this facility. Also, new pipe running for a shorter distance has less of a chance of failure than older pipe running for a longer distance.

There are a couple similar facilities in Iowa but they aren't operated properly. This process can make a CAFO environmentally friendly.

Q-What is the value of the wastewater as fertilizer if it were irrigated? A-The value would be 70-80# of nitrogen/year.

City Administrator John Call suggested that there would probably need to be an agreement between Sara Lee and the City if water was to be accepted by the city's water treatment facility from a location outside the city limits. He also suggested it should be located further east because the proposed location is just $\frac{3}{4}$ mile from the location being considered for a state destination park.

A discussion between Sheaffer and Julie Sievers, DNR, revealed that the DNR believes that the irrigation rates proposed for the facility exceed what is permitted. Sheaffer responded that the farmer would not accept irrigation on days when the ground is already saturated. Sheaffer again encouraged all those who don't believe that the system works or that the resulting facility is objectionable, to go visit a working facility.

The Chairman thanked Sheaffer for his presentation and those in attendance who asked questions.

BOARD OF SUPERVISORS MEETING THIRTY-FIRST MEETING, 2003 SESSION (31) JULY 10, 2003

The Buena Vista County Board of Supervisors met in special session on Thursday, July 10, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

Environmental Health Director Kim Johnson has received a construction application from Rembrandt Enterprises. A public hearing is required. The Board would like to hold the hearing near the location, rather than in the courthouse. Motion by Gustafson to acknowledge receipt of the Rembrandt

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Enterprises Inc construction application for a location in Section 26, Barnes Twp, and to set the public hearing for July 21st at 7:00 p.m. in the Rembrandt Fire Station.

The Board received the June 30, 2003 general ledger and ending fund balances, and reviewed FY'03 expenditures and revenues by department. Supervisor Lanphere distributed a list of budgetary discussion ideas for consideration at a future time. Charges for county services and fees will be reviewed and considered for increases to cover the cost of providing the services.

There being no further business, motion by Burnside to adjourn the meeting at 1:10 p.m. until Tuesday, July 15 at 8:30 a.m. for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING THIRTY-SECOND MEETING, 2003 SESSION (32) JULY 15, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, July 15, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

A letter from Rod Kleaveland, Sioux Rapids, was received in lieu of his scheduled meeting with the Board. He is having some drainage problems in DD #14-42 Jt. and DD #163 in Poland Township. Vail will contact Frank Rouse, Clay County Drainage Technician.

Referring to Sara Lee's proposed water 'reclamation and reuse' system, Lanphere asked if the county could extend tax abatement if the location was changed to be further south near the city's treatment facilities. An urban renewal area and TIF district might be a means for accomplishing this.

Dale Brigham, Clay Regional Water, was present to request that the Board consider applying for another CDBG grant to extend service into more of BV County, (including Newell and Providence Townships) and also into Peterson in Clay County. (No action was requested or taken today).

Sheriff Chuck Eddy and Deputy Don McClure were present to discuss several issues with the Board. A booking fee can be charged to an inmate, and can be collected on the spot if he has any money on him. The fee would go into the General Fund. The Security fund currently has about a \$13,000 balance, a portion of which could be spent on the jail administration software. Contracts (law enforcement) are falling behind in keeping up with the cost of providing services to the towns. Currently only wage/benefit increases are calculated into the contract price. Gustafson believes that due to the increasing cost of the equipment and fuel, the basis of these contracts should be re-negotiated. Gustafson wants to review contracts, and would like to have this completed by Nov. 1. With Eddy, Vail and Bob Christensen (all on the 911 Service Board) present, Gustafson stated that he would like to see the add-on modules for the CAD software for the communications center paid from E911 funds. Eddy briefly discussed starting a program to collect delinquent fines. The county would keep 35% of the funds

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for its collections efforts. He is trying to hire a replacement part-time secretary. Perhaps that position could be made fulltime but do the collections work half time.

Engineer Jon Ites reviewed the rain damage that was done in the county by last week's storms. The damage is not serious enough to meet the minimum threshold for issuing a disaster declaration. Ites asked for the Board's direction in identifying which structures are to be replaced/repared. Gustafson asked what projects would be set back to fund the replacement/repair, and, suggested that some of the local option sales tax dollars be used for this purpose. Ites responded that this year the local option dollars are going toward the Jackson Bridge in combination with BROS funds. A change in the use of LOST would jeopardize other projects. Gustafson would like an accounting of how many LOST dollars we have and what projects are planned with them.

The Whitney Pit lease is up next year. It was the consensus of the Board to negotiate a new one.

The cost estimate to lift the bridge (on north side in Lincoln Twp,) weld, and place back down is \$4,500. These bridge repairs will get it back to an 8 ton limit. The work can be done late this week or early next week if they get approval to go ahead and if that is about the right price. The consensus of the board was to proceed with the repairs. Ites reported on bridge postings. Regarding one area where two structures need repairs, it was the consensus of the Board to do enough so that the effected farmer could get in to take care of his crop.

With Environmental Health Director Kim Johnson, the Board reviewed the Rembrandt Enterprises construction application for a pullet building and manure barn. Their manure permit expired June 30th. Johnson reviewed the board's responsibilities noting that the hearing has been set; notice published, and today is the time to review the application applying the matrix. The 30 day comment period has not begun yet as the DNR hasn't received the application. She has notified the DNR that she wants to accompany them on their site review.

Brent Mangold, Mangold Environmental, asked for a contact person from the Board on the project to remove the sludge from the Spectra Lagoon. He will contact Gustafson, Lanphere or Crampton.

Willard Christensen has an issue with the proper functioning of drainage tile. His property on Hwy 71 is full of water. The Board will look into the matter.

Motion by Gustafson to approve and to authorize the Chairman to sign the FY'04 Season's Center contract for services. Carried.

Motion by Gustafson to approve and to authorize the Chairman to sign the FY'04 service agreement with Mid-Step Services, Sioux City. Carried.

The state's cuts in funding to Buena Vista County are about \$112,000 for FY'04. The board discussed reducing funding to organizations. Motion by Gustafson to reduce to 75% the funding budgeted for FY'04 to the following agencies, until June 1, 2004, at which time the Board will make a decision prior to the end of the fiscal year about the remaining 25%. Carried. [Libraries (AC, AL, LG, MA, NE, RE, SR, SL), historical societies (BV, SR, NE, AC, MA, Hanover) and (SL) genealogical society, BV County Fair, NW Aging, UDMO, RTA night-time shuttle, Soil Conservation Service, SLADC, NW IA ADTU, Tourism mileage & subsistence, Tourism brochure, CADA, Wellness, and Child Abuse Team.]

Motion by Burnside to approve the minutes of the 7/8, 7/9, and 7/10 meetings as printed, and the following reports: June Clerk's 5% surcharges & county infractions, June report from Mangold – results at Spectra lagoon. Carried.

Motion by Vail to appoint Don Diehl as the Board of Supervisor's appointee to the BV County Civil Service Commission. Carried.

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Motion by Vail to appoint Burnside as the Board's representative to the State Destination Park Committee. Carried.

There being no further business, motion by Vail to adjourn the meeting at 12:25 p.m. until Tuesday, July 22 at 8:30 a.m. for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS PUBLIC HEARING FOR REMBRANDT ENTERPRISES INC. CONSTRUCTION APPLICATION JULY 21, 2003, REMBRANDT FIRE STATION

The Buena Vista County Board of Supervisors met on Monday, July 21, 2003, at 7:00 p.m. at the Rembrandt Fire Station for a public hearing on the construction application (pullet building and manure barn) of Rembrandt Enterprises, Inc. Chairman Crampton opened the public hearing with the following members present: Gustafson, Lanphere and Vail, and with Auditor Strawn as clerk for the meeting. Absent: Burnside. Environmental Health/Zoning Director Kim Johnson, and Inspector Becky Meyer, plus 47 interested persons were also present.

The Chairman announced the purpose of the hearing -- to take public comment on the construction application of Rembrandt Enterprises and to submit such comment, and the comments of the Board of Supervisors, to the DNR which shall either approve or deny the construction permit. Johnson began with her review of the application according to the matrix scoring tool. At the conclusion of the 44 questions, Johnson summarized that 440 points are needed to pass the matrix. Her scoring of the application totaled 470 or 480 depending upon the outcome of additional information regarding wages. Rembrandt Enterprises self-score was 500.

The Minnesota offset, which is used in the matrix scoring, does not factor in wind direction.

Comments/Questions: Rembrandt Enterprises manure is not as dry as they said it would be. Is the manure being composted? Aeration of the manure is being accomplished by blowing fans across the manure. No one knows what wages are being paid. The comments to be sent to the DNR will focus on the matrix scoring. Dead chickens have been left in the field – the original plan was to put them in freezers and then 'render' them. Was the land given by Rembrandt Enterprises to the DNR intended to buy them off, so that DNR does not hold them to the rules? Management lied 3 years ago when they said there would be no odor, and no dead chickens. With fans blowing across the manure 24 hrs/day, 7 days/week, someone is always getting the odor. The odor is bad enough to cause nausea when you have to live with it all the time. The manure that has been applied is far more than 17%, more like 30-35 or 40%. It slops out of the trucks onto the highway. In one case it was applied in November in 60 degree weather, and was not disked in until April. Each time it got wet, it stunk all over again. Who were the supervisors who said 3 years ago that they had handled the dry manure and it did not smell – that was a lie. If irrigation is used in the future – that will be even worse. The operation is making money, but it is all going to either Maquoketa or Minnesota.

Johnson reminded everyone that the Board would send in all comments but that the only leverage is in arguing the matrix points.

Comments/Questions: Can Buena Vista County do some air quality testing like was done in Sioux City or South Sioux City to measure the odor from the IBP plants? Although odor is a big problem now, in the future, as evidenced by the recent heavy rains, the water quality will be the bigger issue. One

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area farmer has had more water problems this year with the buildings being in place, than the problems he had in 1993.

Gustafson commented that before the Board sends in their comments to the DNR, Kuehl & Payer, consulting engineers, would be asked how they did an air quality test. He would also like to see wage information. Sections of the matrix to be re-examined include questions: 2 & 3 (need to be quantified), 6, 8 (major water source), 10 (high quality resource), 14 and 41 (closure plan).

Comments: The real problem is odor – if the buildings were 20-30 miles from their nearest neighbor, it wouldn't be a problem. Why can't we be proactive and learn from mistakes made in Ohio and North Carolina, before it's too late.

In response to a question about whether the number of buildings originally proposed had changed, the Rembrandt Enterprises attorney responded that 16 total buildings were planned, and a total of 4 million birds.

Comments/questions: Why is the manure so wet? Isn't the high moisture level necessary to decompose the dead birds? Anyone should know that it takes a heat source to dry the manure, not just circulation of air. The points given in the matrix for environmental training should be zero until the training has actually been completed. Flies are something of a problem, and that's with only one-half of the total buildings proposed! No additional construction should be approved until the current operation is ok on all counts.

A resident of Rembrandt stated that he has no more flies this year than in prior years, and the odor is not a problem. Maybe the farmers buying the manure are the ones who should be taking the training for proper disposal. Home rule authority should extend to where and how the manure can be applied. "Dry manure" in the matrix is worth 15 points, and whether or not it is dry could be argued. (A person familiar with another confinement operation stated that 3 years ago, the DNR determined that dry manure is of a consistency that allows it to be piled, but that liquid manure, if poured onto a flat surface, would run and disperse. The original plans announced called for disposal of dead chickens in freezers – since they aren't using them, does that put RE out of compliance? When do the trees and shrubs have to be planted? RE has no history in Iowa, so how can they win points on the matrix for 5 yr., complaint free history? How are wetlands, sink holes and drainage wells defined – are there points that can be reduced in these questions?

As the questions and comments drew to a close, motion by Vail to close the public hearing. Ayes—Gustafson, Lanphere, Vail, Crampton; nays—none. Carried.

Gustafson stated that he is looking for additional information on several questions to determine whether there are areas in the matrix points that need to be adjusted.

The Chair thanked everyone for their attendance and participation. Additional written comments or questions may be submitted to the Board prior to July 29 when they will be incorporated into the Board's discussion, and the comments to the DNR formulated.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

**BOARD OF SUPERVISORS MEETING
THIRTY-THIRD MEETING, 2003 SESSION (33)
JULY 22, 2003**

BOARD OF SUPERVISORS

The Buena Vista County Board of Supervisors met in special session on Tuesday, July 22, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Gustafson, Lanphere and Vail, and with Auditor Strawn as clerk for the meeting. Absent: Burnside.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

Kari Stuckel, representative for Ohio National, was present to discuss deferred compensation for county employees. She has received 12 responses from employees indicating some type of interest in her information. She will meet again on 8/5 with the Board to review a letter she would like to send to all employees.

In a discussion of the Integrated Roadside Vegetation Management plan, it was determined that appointment of a manager for the program had been made by the Conservation Board.

Engineer Jon Ites reported that he had received a request to use a motorgrader at the fairgrounds in Alta. Previously such requests have been denied because the fair is a private venture. No change was made to this policy.

On the east side of Section 20, Maple Valley Township are two bridges which are out due to the recent heavy rains. Ites provided information to the Board for their decision on whether to repair or replace. Lundell Construction's quotes for bridge repair on the north bridge were \$17,500 for a temporary crossing or culvert, or \$9,900 if the wood piling is not removed. The estimated replacement cost for a twin culvert on the south bridge would be \$80-90,000, but it could not be completed by harvest. A permanent fix on the north bridge – pre-cast structure - would be approximately \$140,000, which also couldn't be done by harvest. If one could be found, a temporary structure (a rail tanker car with the ends removed) could be installed at the north bridge by harvest. The tanker would have salvage value when the bridge is replaced. Regarding temporary repairs, Ites suggested that if the road use is to be for field access only, spend the money on the south structure. If you want convenience, do the north. Gustafson would like to consider a low water crossing with several culverts underneath. Since we don't have any in this county, maybe this is a good place to try one since no one lives on the road. Vail suggested considering making this road a "Class C". Supervisors Lanphere and Gustafson will meet with the farmer to get his input. Ites will estimate the cost for a low water-crossing. Liability could be a problem.

Bargen Inc., Mountain Lake, MN, has provided a quote in the amount of \$12,557 to do crack-sealing on N-14 (fka Hwy 197) from Hwy 3 to Albert City, or for \$12,124 if it is done now while they are in the area. The consensus was to accept the quote and go ahead.

Motion by Gustafson to approve the following utility permit applications:

- from the City of Newell, to install 2" and 2.5" low pressure sanitary sewer force main along Armstrong Road;
- from Iowa Lakes Electric Cooperative, Estherville, IA, to install a single phase overhead 7200 V overhead distribution line crossing M-54 in Newell Township between Sections 33 & 34 for service to replace failing underground line;
- from Iowa Telecom, Grinnell, IA, to install a 25 pair copper telephone cable from the NE corner of Section 29, Newell, boring under M-54, then east in the shoulder of the gravel road (Section 28, Newell Twp) to the entrance to a new hog building (for Steve Jorgensen);

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- from Iowa Telecom, Grinnell, IA, to install a 25 pair copper telephone cable from the existing pedestal north 120 feet and into Rembrandt Enterprises pullet facility on the west side of Section 26, Barnes Township.

Carried.

The Board briefly discussed the issue of re-payment schedules for small towns which have had their **F-M stub extensions** resurfaced as part of a larger secondary road project, and the roads are now to be turned over to the county. No action was taken.

Treasurer Kathy Bach presented her **semi-annual report** which will be published this week. Motion by Vail to approve, accept and to authorize Board members to sign. Carried.

Auditor Strawn reviewed an estimate of the impact of **decreased valuations** on proposed revenues for FY'05. Using estimates of a 29% decrease in agland value, a residential rollback of 47%, and allowing for no other changes, the 1/1/03 total valuation will drop to about 86% of the 1/1/02 total. The tax rates levied by the Board will then determine the amount of revenue.

Motion by Vail to approve the **minutes** of the 7/15 meeting as printed. Carried.

There being no further business, motion by Vail to adjourn the meeting until Tuesday, July 29 at 8:30 a.m. for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING THIRTY-FOURTH MEETING, 2003 SESSION (34) JULY 29, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, July 29, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail and Crampton. Nays: none. Abstentions: none.

Present for the discussion of the Board on the master matrix scoring for the construction project for **Rembrandt Enterprises** were EnvHealth/Zoning Director Kim Johnson, Mike Gidley, Darrell Rettig, Lynn Seaba, Nathan Malloy, Gene Lyster, Ivan Droessler, and 2 persons from the media. Johnson reviewed the master matrix scoring for the purpose of collecting the Board's comments on each question. Droessler explained the interpretation used regarding the covering of manure. Gustafson would like to see landscaping on the fourth side (east side) of the facility. Droessler - trees on the east side would serve more of a visual purpose, rather than odor control. Gidley responded that they will add the trees on the east side. Gustafson - Workforce Development reports \$10.63 as the median wage for Buena Vista County. Johnson - \$8.07 is the median for farm hands, and \$10.63 is for all types of work, with the Rembrandt Enterprises average being \$10.97 (not including top management). Seaba pointed out that the matrix requires use of the appropriate category. Gustafson questioned what the definition of closure is - are there any standards (no) - a prior bad experience gives him reason for concern. Johnson stated

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that there are no requirements regarding, i.e. filling in a hole. Gustafson – does Rembrandt Enterprises have a license to sell manure - yes. Johnson - the purchasers have to have a manure handling certificate. After completion of the matrix review, Johnson stated that the next step would be to compile the Board's comments. This afternoon she will be going out with the DNR to verify distances for the setbacks stated in the matrix. If there are no changes to the matrix, then the Board will need to make a decision to recommend or deny the application (at the next board meeting). Lanphere stated his opinion that since the county has adopted the matrix, and since the matrix was created to take the 'arbitrariness' out of it and make it consistent across the state, it would be silly not to follow it. The Chairman thanked those who had attended.

Engineer Jon Ites reported on a number of current secondary road projects including: M-54, C-13, Section 3 culvert, slurry leveling, crack-sealing, and repairs to the bridges in Lincoln Township and on M-27. The heavy rain eliminated the shoulders on M-31. The Board agreed to proceed with the repair of the shoulders.

Gustafson and Lanphere have talked to a couple landowners along 30th Ave. south of C-65 where two **bridges** were damaged – they were agreeable to a low-water crossing. Ites discussed several alternatives for the low-water crossing (north bridge) beginning with changing the road to a Class-C level. The first option would require re-building every time it goes out (as often as once a year) at a cost of \$5-10,000 each time. 2- Installing a series of about 10 culverts would cost \$40-50,000 which would last 25-40 years. The last would be installation of a small low-water bridge for about \$145,000. Something would still have to be done with the south bridge. None of these options could be completed in time to take out this year's crop. Another concept - some flat-bed railroad cars are being converted to bridge use, which Ites will check further into. A temporary solution will be completed in time for harvest. Additional time for research is available before a decision has to be made on the permanent solution.

Responding to a question about drainage on Willard Christensen's property, Ites said that the property is in **DD #40**, and that the problem is caused by a tile that is undersized for the need.

Treasurer Kathy Bach discussed the continued high traffic for the **driver's license** counter which places high demands on staff time.

Bach advised the Board of the status of the Jim Poulson request for tax abatement. Poulson has now offered to pay ½ of the taxes due back to 1994 or \$605.00, as he has a willing buyer who would move it from the Alta trailer court. The **mobile home** can't be moved without a tax clearance (given after taxes are paid). Motion by Vail to accept \$750 as payment in full as negotiated, provided he transfers the title and gets it back on tax rolls as of 7/1/03, with the Board agreeing to abate the costs associated with certificate #PB9400.1. Carried.

Denise Jennett, **Gingerbread House** Director, reported that they had stayed under budget during FY'03. 13 families and 22 children were served. About 4% of those families using Gingerbread House services receive assistance from the county dollars.

Case Management Supervisor Dawn Mentzer reported on the increase in the federal share for HCBS Waiver, ICF-MR and ARO services, which will lower the county's cost up to \$44,000. These federal funds come from the Jobs and Growth Tax Relief Reconciliation Act. "Pre-vocational and Adult Day Care" under the Home and Community Based Waiver will potentially reduce the county's expense for Work Activity by \$120,000 at Genesis. However, a new ICF-MR client will be coming into county funded services. Mentzer also provided her review of the case management services program for FY'03. Motion by Burnside to accept, and to authorize the Chairman to sign, the FY'03 Case Management Program evaluation. Carried.

Motion by Gustafson to implement an **Employee Suggestion Program**, with the Board to develop the program concept at the next meeting. Carried.

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Motion by Lanphere to approve and to authorize the Auditor to transfer \$18,744.06 from the General Basic Fund (0001) to the Dredge Capital Projects Fund (1510). Carried.

Burnside left the meeting.

Motion by Vail to approve and to authorize the Chairman to sign the liquor license renewal application of Al's Corner. Carried.

Motion by Gustafson to allow disabled veteran homestead credit for FY'04 payable taxes on parcel #'s 5107.00 & 3389.00. Carried.

Motion by Vail to approve the minutes of the 7/21 and 7/22 meetings as printed, and the following reports: June minutes-Conservation Board, April-June Farm-to-Market Road fund balance. Carried.

There being no further business, motion by Vail to adjourn the meeting at 12:20 p.m. until Tuesday, August 5 at 8:30 a.m. for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING THIRTY-FIFTH MEETING, 2003 SESSION (35) AUGUST 5, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, August 5, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, and Lanphere, and with Auditor Strawn as clerk for the meeting. Absent - Vail.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere and Crampton. Nays: none. Abstentions: none.

Kari Stuckel, Thompson and Associates, requested approval as a deferred compensation provider for county employees, and answered the Board's questions regarding meetings with employees. Meetings with individuals will be on their own time. Motion by Lanphere to approve Thompson & Associates, Storm Lake, represented by Kari Stuckel, as a provider of deferred compensation for county employees. Carried.

Environmental Health Director Kim Johnson was present to gather final comments and for the Board's decision on the construction application submitted by Rembrandt Enterprises, Inc. Also present were Dave Rettig and Mike Gidley from the company.

RESOLUTION 2003-08-05

Motion by Lanphere to approve, and to authorize the Chairman to sign, Resolution 2003-08-05 recommending approval of the Rembrandt Enterprises, Inc. construction application to the Iowa Dept. of Natural Resources.

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Discussion – Gustafson stated that he will vote against the resolution. The matrix has some serious flaws. His nay vote will be based on the concern about the manure, with too high of phosphorus content and too much in one place. He is concerned about water quality. He brought in two newspaper articles. Rembrandt Enterprises is doing a good job, and pays decent wages. A good outcome of the matrix was giving the county the opportunity to learn about the company. He is disappointed that Rembrandt Enterprises' score on the matrix was not higher (than the minimum required). Burnside stated that she had checked with an attorney on whether or not she could vote on the resolution since she was unable to attend the public hearing. The attorney stated that she could vote.

The vote on the resolution was: ayes—Burnside, Lanphere, Crampton; nays—Gustafson. Carried.

RESOLUTION 2003-08-05

Recommending approval of the Rembrandt Enterprises, Inc.
Construction Application to the Iowa Dept. of Natural Resources.

WHEREAS, the Buena Vista County Board of Supervisors has adopted the Master Matrix for the purpose of scoring CAFO construction applications to provide an opportunity for local input, and

WHEREAS, a construction application for a pullet building and manure barn has been submitted by Rembrandt Enterprises, Inc.; and

WHEREAS, the Buena Vista County Environmental Health Director has reviewed the application using the Master Matrix, finding a score of 480 points, and has verified all of the elements of the application for accuracy; and

WHEREAS, the minimum score set by the DNR is 440 points.

WHEREAS, the Board of Supervisors published a notice of public hearing in the Storm Lake Pilot-Tribune and The Storm Lake Times as required, and, held said public hearing at the Rembrandt Fire Station on July 28, 2003, for the purpose of receiving public comment; and

WHEREAS, the Board of Supervisors, has assembled their comments and those of the public for submission to the DNR;

NOW THEREFORE BE IT RESOLVED that the Buena Vista County Board of Supervisors hereby recommends approval of the construction application of Rembrandt Enterprises, Inc.

/s/ Herb Crampton, Chairman, Board of Supervisors Attest: /s/ Karen M. Strawn, Auditor

Lanphere suggested that the Board plan in the near future to sit down with Johnson to critique the matrix, and to send their comments, including a recommendation to address points for covering manure, to the DNR. Those who haul the manure away aren't incorporating it promptly. Gustafson commented that if it had rained on it, the manure would have been a mess. And, it needs to be spread in a large enough area to avoid too high of a concentration of the phosphorus. The Board agreed that control is lost at the tail end of the process, when it is spread on agricultural land.

Engineer Jon Ites presented a proposal from Terracon for spill prevention control and containment services for the above ground tank at the courthouse. Motion by Burnside to enter into a contract with Terracon, Des Moines, for \$1,060, for spill prevention control and containment services for fuel storage for the courthouse generator. Carried.

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Ites reported on his investigation of the water which stands after a rain on Cayuga St. on the east side of the courthouse. Milling a channel in the asphalt to allow it to drain the water is not possible due there being almost no slope to the south end. After shooting levels and talking to City Street Superintendent Pat Kelly, Ites determined that not enough can be milled away to relieve the drainage problem. The top of the curb would indicate the water should drain south, but with the new asphalt the water doesn't go that way. Ites will talk further to the city. They don't have a milling machine, and it would cost about \$2,000 to bring one in.

A county tile in DD #35 located in Section 11, Newell Twp., is clogged with tree roots and creates a pond when it rains. Because of the depth, digging by the county tile crew would take too long, and none of the other areas needing attention would be able to be completed. Ites estimated that the cost to bring someone in and do the job correctly would be \$3-4,000. A 12-14" tile is needed at a depth of 15'. This can be done as maintenance/repair. Motion by Burnside to approve and to authorize a repair of a tile line in DD #35 by a commercial contractor. Carried.

Ites hasn't heard back from Albert City regarding speed limits on county road N-14. Their next council meeting is 8/11. He will bring back a report on 8/12.

A plugged culvert on Redwood Dr. off Milwaukee and east of Geisinger Rd. is on a private road, and is neither the city's nor the county's responsibility.

Ites noted that a log cabin (on a basement) on C-29 will be moved to the Clay County Fairground for a display facility.

Buena Vista County has finalized the adoption of a Service "C" maintenance ordinance. The auditor was directed to send a letter to Pat Sand, who had requested that the Board consider changing the status of 660th St. from 40th to 50th Ave. to "C", notifying him that the Board will now consider his request, but that a joint resolution with Sac County is needed to accomplish it. Currently Sac County does not have a Service "C" maintenance ordinance. A copy of the letter will be sent to Sac County Auditor James Dowling as well.

Gustafson inquired about what work is being done on 40th Ave from the last mile in Nokomis Twp. into Maple Valley Twp. Road crews are attempting to remove as much gravel from the ditches as possible, so as not to lose it. Heavy rains pushed the rock into the ditches. Gustafson was concerned about the sod in the ditch and whether it would affect drainage. Ites will check into it.

Darren Bumgarner, NWIPDC, and Dale Brigham, Clay Regional Water, were present to discuss the IDED agreement with the County for the CDBG funds for the rural water project, and a sub recipient agreement between the County and Clay Regional Water for administration of the funds. With the funds awarded so far, the project will come into the county on the north side and west of the Raccoon River to C-49. Additional funds will be requested at a later time to go further. Early sign-up for hookups was \$350, with the price rising to \$450 after 4/1/04. They have a 2-mile agreement with the City of Storm Lake. Cherokee Water comes into Buena Vista County from the west, and south of Hwy 7. Motion by Burnside to approve and to authorize the Chairman to sign the contract with IDED for \$828,000 in CDBG funds for the rural water project. Carried. Motion by Gustafson to approve and to authorize the Chairman to sign a sub recipient agreement with Clay Regional Water for both \$828,000 in CDBG funds and for \$5,400,000 in USDA-RD funds, for the rural water project. Carried.

Environmental Health Director Kim Johnson reported on the recently received annual MMP reports. There are over 100 sites in the county that are required to file annual updates.

Motion by Gustafson to approve and to authorize the Chairman to sign the agreement with NWIPDC for S.H.I.E.L.D. services for FY'04. Carried.

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Motion by Gustafson to approve and to authorize the Chairman to sign an agreement with **Genesis Development** to administer a subsidy for costs to MH clients for "RIDES" services for FY'04. Carried.

Motion by Lanphere to approve as to form, the **wetland drainage agreements** proposed for Jt. DD #22 for Benjamin Dudycha, and William and Cynthia Kunert. Carried.

Motion by Burnside to approve the **minutes** of the 7/29 meeting as printed.

The Board noted receipt of the notice of award of \$3,000 in federal funding for a **hazard mitigation planning grant**.

Motion by Gustafson to approve and to authorize the auditor to make an **interfund loan** from the General Basic to the General Supplemental fund in the amount of \$32,955.17. Carried.

Discussion of the **financial reporting policy** for compliance with GASB 34 was postponed until August 19th.

There being no further business, motion by Burnside to adjourn the meeting at 12:35 p.m. until Tuesday, August 12 at 8:30 a.m. for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING THIRTY-SIXTH MEETING, 2003 SESSION (36) AUGUST 12, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, August 12, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Lanphere, and Vail, and with Deputy Auditor Kennedy as clerk for the meeting. Absent - Gustafson.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Lanphere, Vail, and Crampton. Nays: none. Abstentions: none.

Veterans Service Officer Clint Hoferman and Lloyd Galbraith met with the Board, prior to the start of the meeting, to report on the upcoming CBAC meeting in Omaha, NE, to discuss future sites for Veterans' clinics. Hoferman asked whether the Board would pay mileage and meals for Galbraith to attend this meeting as Buena Vista County's representative, as he is unable to attend. Motion by Burnside to send Galbraith to the CBAC meeting and also reimburse his mileage and meals. Carried.

Nurse Administrator Diane Anderson reported the July Board of Health minutes and also gave a bio-terrorism plan update. The draft plan for **Public Health** has been completed. She informed the Board about the upcoming Strategic National Stockpile Regional Dispensing Site exercise on October 7 in Cherokee. This exercise will help Buena Vista County plan for their exercise. Anderson also reviewed her agency's revenues and expenditures for FY '03.

Engineer Jon Ites presented the Board with the Engineering and Traffic Investigation Report for county road N-14. Motion by Vail to accept and approve the Engineering and Traffic Investigation

BUENA VISTA COUNTY

Reports and to approve and to authorize the Chairman to sign Resolution 2003-08-12 establishing speed limits and stop intersections, to be effective 8/12/03. The vote on the resolution was: ayes—Burnside, Lanphere, Vail, and Crampton. Carried.

RESOLUTION 2003-08-12

WHEREAS, engineering and traffic investigations of speed limits and stop intersections on county road N-14 from Hwy 3 to Albert City, and within Albert City from 230th Ave. to 235th Ave. have been completed by the County Engineer and his recommendations have been reported to the Board of Supervisors;

BE IT THEREFORE RESOLVED by the Buena Vista County Board of Supervisors that the following speed limits and stop intersections be established:

Speed Limits:

Location: 230th Ave (N-14) from Iowa Highway 3 north to 500th Street.

Recommendations:

- From the intersection of Buena Vista County Road N14 (230th Ave) and 3rd Street (Albert City) north to 510th Street (Highway Street or C29) – 45 MPH.
- From 510th Street (Highway Street or C29) north to Maple Street – 35 MPH.
- From Maple Street north to 800 feet south of 500th Street – 45 MPH.

Stop Intersections:

Location: Intersection of 230th Ave (N14) and 510th St. (C29).

Recommendation: Stop eastbound and westbound traffic on C29.

Location: Intersection of 230th Ave (N14) and Main Street (Albert City).

Recommendation: Stop the South Bound traffic of N14 and the West Bound traffic on Main Street.

Location: Intersection of 230th Ave (N14) and 520th St.

Recommendation: Stop the East Bound traffic of 520th St.

Location: Intersections of City Streets of Albert City and 230th St. (N14).

Recommendation: Stop west bound traffic on the following city streets: 3rd Street a.k.a. Spruce Street; Elm Street; Walnut Street; Flower Street; Vine Street; Orchard Street; Grape Street; Cherry Street; Maple Street and Hickory Street.

This resolution was **adopted** this 12th day of August, 2003, at Storm Lake, Iowa, by the Buena Vista County Board of Supervisors.

/s/ Herb Crampton, Chair, Board of Supervisors 8/12/03 Attest: /s/ Sue Kennedy, Deputy Auditor 8/12/03

Motion by Lanphere to approve and to authorize the Chairman to sign on behalf of the County and the drainage districts the following **underground utility permit applications**:

- from Clay Regional Water for installation of 2" to 10" water main lines to serve Brooke Township, Buena Vista County, with a directional bore under hard-surfaced roads (with encasement on waterlines 5" and larger, and no encasement under gravel roads), and all buried at a depth of 5½';
- from Clay Regional Water for installation of 2" to 10" water main lines to serve Barnes Township, Buena Vista County, with a directional bore under hard-surfaced roads (with encasement on waterlines 5" and larger, and no encasement under gravel roads), and all buried at a depth of 5½';

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- from Clay Regional Water for installation of 2" to 10" water main lines to serve Lee Township, Buena Vista County, with a directional bore under hard-surfaced roads (with encasement on waterlines 5" and larger, and no encasement under gravel roads), and all buried at a depth of 5½';
- from Clay Regional Water for installation of a 10" water main line of PVC C-900 on the north side of 470th St. under 50th Ave going west to serve Brooke Township. The 10" pipe will be encased with an 18" SDR 40 encasement, buried at a minimum depth of 5½'. Carried.

A letter was received from Jason Kruse regarding his concerns about tree removal along the dredge (drainage) ditches in Buena Vista County.

County Attorney Phil Havens was present to ask the Board whether they would consider selling their real estate in Sioux Rapids to John Drilling. The Board is not interested in selling this real estate. Havens will notify Drilling of the Board's decision.

Motion by Burnside to approve the minutes of the 8/05 meeting as printed, and to approve the following reports: July budget reports, Mangold inspection of Spectra Lagoon, July Board of Health minutes, Recorder's fees for 4th Qtr FY'03, and July Clerk's fees. Carried.

Brent Mangold met with the Board to propose a new sewage aeration system for the Spectra lagoon for reduction of the biosolids. The Board would need to request approval from the DNR to install the equipment for a 3 month trial period, followed by application for a construction permit in the spring of 2004, if the system performs satisfactorily. The initial cost to the County would be \$3,880.00. Motion by Vail to proceed with the sewage aeration system project for the Spectra lagoon for a three month trial period. Carried.

Motion by Lanphere to authorize Community Services to approve claims of \$500 or less for payment from the Buckingham Estate Trust Fund, according to the stipulations in the trust, without prior Board approval. Carried.

There being no further business, motion by Vail to adjourn the meeting at 11:45 a.m. until Tuesday, August 19 at 8:30 a.m. for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING THIRTY-SEVENTH MEETING, 2003 SESSION (37) AUGUST 19, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, August 19, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere, and Vail, and with Auditor Strawn as clerk for the meeting.

BUENA VISTA COUNTY

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail, and Crampton. Nays: none. Abstentions: none.

Head **Custodian** Dewyne Stucynski asked about the clothing allowance policy for the secondary road department, and whether it might also apply to his department. He will check on some costs and get back to the Board next Tuesday.

Engineer Jon Ites and Deputy Auditor Sue Kennedy were present for the Board's discussion of a GASB 34 **Financial Reporting Policy** for the county. Several questions will be resolved prior to approving the policy at the next meeting.

Motion by Burnside to accept the proposal of Control System Specialists to install an iGuard Gen-Set digital generator control panel by F W Murphy on the generator at **Spectra Health Care** facility at a cost of \$3,950, with a manufacturer's 2 yr warranty on materials and workmanship. Carried.

Motion by Vail to set the date and time for a public hearing on the county's FY'04 **budget amendment** as September 9th at 8:30 a.m. Carried.

Motion by Vail to approve the **minutes** of the 8/12 meeting as printed, and the following **reports**: June NWAA minutes, 2003 Tentative Equalization Notice and the NACO 2002-2003 annual report. Carried.

Motion by Gustafson to increase (by \$1,450) the Capital Projects **appropriation** for the Conservation/Weed Department to the 100% budgeted amount for the spray truck. Carried.

Motion by Vail to increase the **insured values** of buildings and contents by 4.5% from the values which were used 7/1/00. Carried.

For an informational meeting on the **C-49 Re-construction project**, the Board moved to the public meeting room. 31 persons were present. Gustafson asked for the meeting since the project is in his district and he had been receiving a number of comments and questions about it. Engineer Jon Ites reviewed the project. The project is to place a 7" concrete overlay over the existing road whose surface is deteriorating, widening it to 24' if possible, at an estimated cost of \$660,000, of which \$396,000 is from an ISTE grant. The county's portion of the project will actually begin about 1800' east of the C-49/N Lake Ave. intersection, with the city of Storm Lake doing the first 1800'. The project is rehabilitation/restoration which allows for a 60' ROW instead of 80'. The traffic count is 2,550 vehicles/day. The guidelines for this traffic volume include widening the road to 22' with 6' shoulders in a 60' ROW, and are the same whether federal funding is accessed or not. No elevation changes are planned.

A number of questions and comments were received: Q-Do you know how much ROW you will be taking? A-The standard will be 60', but will reduce that to perhaps 55' in those places where it is possible. Q-Will you take the gullies out to make it safer? A-No elevation changes are planned, but shoulders will be wider. Q-Current traffic goes too fast, and improving the road will only make them go faster. Why not put in stop signs to slow the traffic? A-The guidelines don't include traffic slowing as a reason for stop sign placement.

Ites stated that the traffic load is what determines the appropriate guidelines for ROW, road width, shoulder width, etc. If the federal money is not accepted, no changes can be made to the project guidelines used. And, that there isn't anything that can be done to influence who or how many may drive on that road in order to reduce the traffic load.

Comment-These changes will only increase the speed, making the road more unsafe. Q-Will the same amount of ROW be taken from everyone? A-At the location of residences, the ROW taken will be less, making those areas look more like an urban area. These areas will have some snow problems, so

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over the whole road, the wider ROW is necessary to allow for ditches large enough to hold the snow. Q-How long will the construction take, and how long will the road be closed? A-The whole project will probably last most of the construction season, but the work will be done on one side at a time, allowing for local traffic for all but 2-3 days. Q-Why can't you just do the project without the upgrades? A-The County Engineer can't sign plans which do not include the required upgrades. Q-Could the east end of the project area be designed differently than the west end? A-No, since the traffic count controls, and the 2550 on the east end is the lower end of the range. The west end is higher. Q-If Expansion Blvd. were done, would that lower the traffic count on C-49 so that this upgrade wouldn't be necessary? A-No, it wouldn't lower the traffic count below the 2000 vehicle threshold. Expansion Blvd. is programmed to be done prior to the C-49 project, and the city portion of C-49 will be done at the same time as the county's portion.

Also of concern to some of the persons present was 90th Ave project. Ites: Hard-surfacing of this road from Hwy 110 to C-49 is currently programmed for 2005. It will be new construction, so with a 1999 280/day traffic count, it will have different guidelines than C-49. 400 vehicles/day are projected for the future. Part of the project will be a joint city/county project, and the remainder will be the county's. It will have a 55 mph speed limit. It is not eligible for federal funds. Q-There have been dramatic changes in traffic in the last couple years on this road. Can the 1999 figures be updated? A-The traffic investigations are done by IDOT, not the county, and gravel roads are not scheduled for recounts as frequently as hard-surfaced. Gustafson stated that the road should be done in 2004, and that the dollars should be found, by changing priorities, if necessary. Q-Has anyone driven the road lately? It needs to be graded almost daily due to the washboard like surface. People even end up in the ditch due to how bad the road is. It is the only by-pass or farm-to-market around Storm Lake that isn't paved. The county is vulnerable to liability due to the dust factor. It is only ¾ of a mile, but it is heavily used, and will be more heavily used after it is improved. Gustafson wants to see the Radio Road project put on hold in favor of doing 90th Ave. first. Ites-The issue is having the local dollars necessary to do 90th Ave which is not eligible for federal or grant dollars, even in spite of the increase in traffic count, since it is not on the federal system. Radio Road won't be done if there isn't some type of assistance with the cost. He is looking for assistance through a highway research grant. Ites is not opposed to the 90th Ave. project, but the local dollars have to be found in order to proceed with it.

The Chairman closed the meeting, and one member of the audience asked if there would be additional meetings on C-49. At this time, none in particular are planned.

Environmental Health/Zoning Director Kim Johnson discussed removing the walls in her office, which were added a few years ago. Future use of the room, and heating repairs would be better if the walls were removed, and the need for confidentiality within the small offices is no longer needed now that Environmental Health/Zoning occupies the space. The board will consider the proposal.

An appointment scheduled by Duane Magnussen regarding tree removal in the drainage ditches will be postponed, as he was unable to attend today's meeting.

There being no further business, motion by Gustafson to adjourn the meeting at 11:30 a.m. until Tuesday, August 26 at 8:30 a.m. for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BUENA VISTA COUNTY

BOARD OF SUPERVISORS MEETING THIRTY-EIGHTH MEETING, 2003 SESSION (38) AUGUST 26, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, August 26, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere, and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail, and Crampton. Nays: none. Abstentions: none.

The Board placed a conference call to Don Prochaska and Paul Ryan, Prochaska & Associates, Omaha, to discuss the completed courthouse Technical Engineering Analysis. The completed analysis indicates that geo-thermal HVAC would be a good choice for the courthouse, but that until the Board has some direction from the Jail Task Force and considers whether there may be any changes to the courthouse for jail space or other office space, it would be premature to initiate a project. The remaining life of the existing HVAC system is unknown. Prochaska offered the services of his firm to the Board and the Task Force to perform the technical analysis of needs and options. Ryan will check on a financing letter from the DNR which is expected after submission of the TEA. All agreed that no decision can be made on Prochaska's recommendations until the jail study is done.

Head Custodian Dewyne Stucynski had requested the Board's consideration of a benefit similar to the one for Secondary Roads for safety shoes for his department. The cost is \$110-\$120 per pair. Motion by Vail to allow up to \$200 every 2 years for boots for custodians, upon a reimbursement basis after submission of a receipt.. Carried.

Motion by Burnside to approve and to authorize the Chairman to sign the following utility construction permits:

- from Iowa Lakes Electric Cooperative, Estherville, for a single phase 7200 volt distribution line across 60th Ave., between Sections 1 & 2, Maple Valley Township, to a new turkey facility;
- from Iowa Lakes Electric Cooperative, Estherville, for a single phase 7200 volt distribution line crossing 580th St. between Sections 20 & 29, Grant Township for new service to Rob Wells. Carried.

Engineer Jon Ites reported that the pipe for the north bridge on 30th Ave., south of C-65, is on order for 9/22 delivery. This will be a temporary solution to allow fall harvest. Ites believes that liability may be an issue if a low water crossing is constructed there. Most counties which have installed such crossings have done so on dirt roads. And, if the road is classified a level 'C', it might not be worth replacing that structure as a bridge at all since the cost is estimated at \$110,000-\$120,000.

Ites gave an update on current projects. The Board asked about the time line for moving construction projects around. The DOT construction program is approved by the Board on or before 4/15 each year, and the county budget is submitted in January. At those times projects are either approved or not.

EnvHealth/Zoning Director Kim Johnson received the Board's approval to remove the interior walls in the space assigned to her department.

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A representative of the Title/Atlas Company explained her company's current project – to do the 10 year update to the Buena Vista County Historical Pictorial Title Atlas.

Motion by Burnside to approve the minutes of the 8/19 meeting as printed.

Duane and Paul Magnussen asked the Board about the tree removal project in DD #34. Due to his interest in hunting, Duane would have gladly removed the beaver dams himself to preserve the trees. The Board explained their responsibility to maintain the drainage ditch so that it functions as it was intended to. Tree and brush growth change the water flow which causes the original design to erode. Magnussen asked if the trees that were 40 feet from the edge of the ditch needed to be removed? He purchased the land for the hunting. At the least, he believes that a notice that the clearing was to take place would have been a good idea. The Board will request a meeting with the contract engineer to discuss the issues, and will plan to have at least an informational meeting in the future. Magnussen's fence posts were run over by the equipment and are now down where they create a hazard for tractor tires.

Ravin Patel, owner of a motel property at 1504 Lake Ave. was present to ask the Board about his property taxes which increased \$1,714 from FY'03 to FY'04. The valuations for '03 taxes had a 97.77% rollback on commercial property (ordered by the Iowa Dept. of Revenue), but there was no rollback for the current year. Patel stated that he lost money last year, and not as many rooms are being rented now due to the economy. The Board agreed that the taxes on commercial property are too high, but they have no control over the valuation nor the relationship between classes of property. The portion of the taxes that actually go to the county is approximately 15%. Patel would like to sell his property but can't find a buyer at \$500,000. The Board suggested that he write a letter to his legislators requesting that they make an adjustment to commercial property since commercial property isn't worth what it is valued at. The Board is unable to make changes on an individual basis.

Motion by Vail to approve and to authorize the Chairman to sign Resolution 2003-08-26 setting uniform fees for copies, faxes, etc. Carried.

RESOLUTION 2002-08-26

WHEREAS, Buena Vista County Departments receive requests for services such as copies, fax services, plus research for copies and fax services; and,

WHEREAS, it is the intent of the Buena Vista County Board of Supervisors and Department Heads that the fees for said services cover the cost of providing said services; and

WHEREAS, it is in the best interest of the public that fees for said services be uniform from department to department;

NOW, THEREFORE BE IT RESOLVED by the Buena Vista County Board of Supervisors that the fees for the following services are hereby established, to be reviewed as needed:

Photocopies: \$.50 per page
Outgoing fax charge: local: \$.50 per page
Outgoing fax (with research) charge, long distance: \$1.00 per page + \$1.00
Outgoing fax (without research) charge, long distance: \$.50 per page + \$1.00
Abstractor Copies (automatic): \$.15 per page
Copies requiring Genealogy/Abstractor or other Research: \$1.00 per page
Voter Registration Lists: \$5.00 minimum plus \$.25/page.
Sidwell Maps: \$2.00 plat maps (black & white)
\$3.00 plat maps (color)
\$3.00/parcel Soil Maps

Photocopies of plat books will be prohibited due to wear and tear on books and copiers.

BUENA VISTA COUNTY

PASSED, APPROVED AND ADOPTED this 26th day of August, 2003.

/s/ Herb Crampton, Chair Board of Supervisors

Attest: /s/ Karen M. Strawn, Auditor

Motion by Lanphere to approve and to authorize the Chairman to sign the Buena Vista County (GASB 34) **Financial Reporting Policy** effective retroactive to July 1, 2003. Carried.

There being no further business, motion by Burnside to adjourn the meeting at 12:10 p.m. until Tuesday, September 9 at 8:30 a.m. for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING THIRTY-NINTH MEETING, 2003 SESSION (39) SEPTEMBER 9, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, September 9, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere, and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail, and Crampton. Nays: none. Abstentions: none.

8:30 a.m.—The time having arrived for the public hearing on an amendment to the county's FY'04 budget, the Chairman opened the hearing with no persons from the public present. The auditor confirmed that the notice had been published as required, and then reviewed the amendments. There being no objections, motion by Burnside to close the public hearing. Carried. Motion by Gustafson to approve and to authorize the Chairman to sign the **budget amendment** as published, and to appropriate the funds as follows:

Increase	activity 3300	General Supp Fund	(0002)	Dept. 56	\$30,000	
Increase	activity 0010	General Basic Fund	(0001)	Dept. 26	\$20,000	
Increase	activity 0220	Capital Projects Fund	(1500)	Dept. 37	\$58,300	
Increase	activity 0220	Capital Project-Dredge	(1510)	Dept. 94	\$14,000	Carried.

Motion by Vail to set the date and time to amend the FY'04 **secondary roads construction budget** as November 4 at 10:00 a.m.; the amendment is needed to add a project to replace the bridge between C-63 & C-65. Carried.

Motion by Burnside to set the date and time to receive **quotes** for 2 pickups as October 7 at 10:00 a.m. Carried.

Motion by Burnside to approve and to authorize the Chairman to sign the Certification for the FY'02 **Cost Allocation Plan** prepared by Maximus. Carried.

Motion by Gustafson to approve the **minutes** of the 8/26 meeting as printed, and the following **reports**: August minutes—BV Co. Board of Health, August minutes—BV Co. Conservation Board, August—

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budget reports, August sampling report from Mangold Environmental for Spectra lagoon, FY'02 Cost Allocation Plan, FY'03 Secondary Road annual report, August General Ledger report. Carried.

Communications Center Supervisor Mark Van Hooser made a request to have the **5% unappropriated funds** in his FY'04 Capital Projects budget released as they are part of a software project approved during FY'03. He is preparing for both onsite and offsite training, and a switchover from the old system to the new in mid-October. Motion by Gustafson to appropriate the remaining 5% of the Comm Center Capital Projects budget as follows: increase activity 0220 in the Capital Projects Fund (1500) for Dept. 37 in the amount of \$1,100. Carried.

Case Management Supervisor Dawn Mentzer presented her final FY'02 cost report. The projected cost was \$150.52/unit but the actual was \$186.62. The county will receive approximately \$19,000 in additional reimbursement for FY'03. The increase was due to more of the 2nd case manager's salary being attributed to Targeted Case Management, an increase in the case load, and the cost of 2 computers being included in full and not depreciated. Motion by Lanphere to approve and to authorize the Chairman to sign the FY'03 **case management cost report**.

Mentzer presented a letter of **resignation** from Case Manager Wanda Woltman, effective September 26.

Motion by Gustafson to approve a **salary increase** for Tami Mills-Thomas to \$28,000 (\$13.46/hr) effective September 29, 2003, due to the resignation of the senior case manager. Carried.

Engineer Ivan Droessler and Matt Voge, Kuehl & Payer Ltd, were present for a discussion with Duane Magnussen about **tree and brush removal** in **DD #34**. Magnussen is concerned about taking out too many trees in the problem areas. Droessler responded that all of the removal activity comes under the Board's responsibility to maintain the district for drainage purposes. Magnussen expressed concerns about his buffer strips being torn up in the process. He is responsible to repair them. Droessler indicated that initially they didn't know that the FSA office needed to be notified, but that is now being done. Also, letters are being sent to landowners. Magnussen asked about the cost, and if a particular section (in the plan to be done) could be completed now so he doesn't have to repair it again in the future. Droessler reported that he can turn in a bill for seed and for the seeding. The cost will be shared by all of the landowners in the district. Addressing the Board, Droessler suggested revisiting the tree and brush removal program next year to consider larger project rather than limiting activity to \$10,000 per year. Then the larger assessment would allow landowners to sign-up for a 10 year waiver plan to spread the payments out over the 10 year period. Gustafson cautioned that the farmers can't afford too much at once.

Spectra Health Care Administrator Sue Morrow updated the Board on the type of services provided by Spectra, and its purpose – to help stabilize persons so that they can eventually move into less restrictive living arrangements. She currently has 35 residents. Morrow reported that after 5 months, she still has moisture in the basement of the residence, and not all of the replacement carpet has been put down. She is not able to fully utilize the basement.

Emergency Management Coordinator Bob Christensen presented an updated and completed **County-wide Multi-Hazard Emergency Operations Plan**. The plan will be distributed to the cities, public safety and hospital. Motion by Burnside to approve and to authorize all board members to sign Resolution 2003-09-09 approving the County-wide Multi-Hazard Emergency Operations Plan. Carried.

RESOLUTION 2003-09-09

WHEREAS, the Buena Vista County Board of Supervisors of Buena Vista County, Iowa, pursuant to Iowa Code is vested with the authority of administering the affairs of Buena Vista, Iowa; and

BUENA VISTA COUNTY

WHEREAS, it has been determined that a Buena Vista County-wide Multi-Hazard Emergency Operations Plan has been developed in order to provide for a coordinated response and recovery to a disaster or emergency in Buena Vista County; and

WHEREAS, the Board of Supervisors of Buena Vista County, deems it advisable and in the best interests of Buena Vista County to approve said County-wide, Multi-Hazard Emergency Operations Plan.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Buena Vista County, Iowa that the Buena Vista County-wide, Multi-Hazard Emergency Operations Plan be, and hereby is approved.

PASSED AND APPROVED this 9th day of September, 2003.

/s/ Herb Crampton, Chair, Board of Supervisors

ATTEST: /s/ Karen M. Strawn, Auditor

Burnside left the meeting.

Assessor Ted Van Grootheest reported that the location of a survey monument on the Buena Vista/Clay County line has been found. The survey marker had been disturbed and was moved away from its proper location.

Treasurer Kathy Bach reviewed the August general ledger report.

Zoning Director Kim Johnson discussed the necessary actions required to approve the recording of a subdivision plat submitted by Friesen's of Iowa. It appears that Friesen's wish to relocate the extension of Gilbert St. from its 'drawn' location in the original plat. Johnson recommended going through all of the proper procedures to avoid any future problems. The process can be expedited on the part of the county. The plat requires approval by the Storm Lake Board of Adjustment as well as the City Council. Friesen would like to complete the process as soon as possible in order to proceed with their expansion project. Motion by Lanphere to recommend supporting the relocation of Gilbert St. for the subdivision request of Friesen's of Iowa, subject to approval of the City of Storm Lake. Carried.

There being no further business, motion by Vail to adjourn the meeting at 12:35 p.m. until Friday, September 12 at 8:30 a.m. for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FORTIETH MEETING, 2003 SESSION (40) SEPTEMBER 12, 2003

The Buena Vista County Board of Supervisors met in special session on Friday, September 12, 2003 at 8:00 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere, and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail, and Crampton. Nays: none. Abstentions: none.

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Motion by Vail, pursuant to Chapter 50.24 of the 2003 Code of Iowa to declare the results of the 2003 School Election as follows:

Albert City-Truesdale School District: total voters - 120

For School Board Director - elect 2

Brent Moens	104	elected
Douglas Rebhuhn	98	elected
Todd Romo (w/i)	3	
Scattering	12	

Alta Community School District: total voters - 99

For School Board Director - elect 2

Warren Larson	94	elected
Suzette Radke	92	elected

Newell-Fonda School District: total voters - 85

For School Board Director, District 1 - elect 1

Lyle Rossiter	74	elected
Scattering	2	

For School Board Director, District 2 – elect 1

Greg Baskerville	84	elected
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For Public Measure “C” – 5yr. up to \$100,000 PPE Levy

Yes	64	approved
No	3	

Sioux Central School District: total voters - 500

For School Board Director, District 2 - elect 1

Gary D. Brown	95	
Lisa Frye	320	elected
Scattering	4	

For School Board Director, District 3 - elect 1

Kevin Ehlers	341	elected
Randy Ripke	113	
Scattering	3	

For School Board Director, District 1 – to fill vacancy elect 1

Todd Herrig	422	elected
Scattering	7	

For Public Measure “B” – 10yr./10% (including income surtax) Instructional Support Levy

Yes	205	
No	261	not approved

Storm Lake School District: total voters - 506

For School Board Director - elect 2

Dan Douglas	393	elected
Sherise J. Gibson	18	
Karen Hixon	198	
Jolene M. Hotovec	112	
Todd D. Nicholson	265	elected
Scattering	1	

Iowa Central Community College:

BUENA VISTA COUNTY

For Director, District 3 – elect 1

Larry E. Hecht	483	
Scattering	7	Carried.

There being no further business, motion by Vail to adjourn the meeting at 8:45 a.m. until Tuesday, September 16 at 8:30 a.m. for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FORTY-FIRST MEETING, 2003 SESSION (41) SEPTEMBER 16, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, September 16, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere, and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Burnside, Gustafson, Lanphere, Vail, and Crampton. Nays: none. Abstentions: none.

Mike Wilson updated the Board on the activities of SLADC in selecting their new CEO – Gary Lalone. Lalone discussed his and the **SLADC** Board's goal in marketing the Buena Vista County and Storm Lake area as a wonderful place to live and work with many attractive features.

The Board reviewed responses to their request for **employee ideas and suggestions** regarding ways to reduce expenditures and improve services. Issues mentioned ranged from wage increases and insurance costs, to purchase of the dredge, vehicle purchases, and doing survey work in-house. Board member discussion: Perhaps the subject of the dredge should be put to rest since it is in the past. The board has to address issues county-wide, not just employees. Employees may not see the whole picture. A comment was received about low wage increases but without reference to the drop in Ag valuations – there may be no wage increases due to that reason. Can we do our own survey work – we need to find out if we can do that. We may need to look at the type and frequency of vehicle replacement. A suggestion on the health insurance benefit merits consideration, but we need to find out if we are able to do it. Should we consider involving an employee committee for future health insurance discussions? What is the best method to use in responding to these employee submissions – a newsletter? The number of letters received represents a very small portion of all employees. We need to respond within the next 6 weeks.

Lanphere distributed a list of **budget subjects** for discussion only, including a hiring freeze, benefits for new employees, wages, capital improvements, fees, courthouse hours, services and programs, vehicles and equipment, incentives, meeting expenses, 'want list', and others.

The Board reviewed the DNR's favorable decision on the construction application of **Rembrandt Enterprises**. Motion by Lanphere to re-state the county's approval of the Rembrandt Enterprises construction application, and to notify the DNR. Ayes—Burnside, Lanphere, Vail, Crampton. Nay—Gustafson. Carried. In a brief discussion of the matrix, Gustafson noted that the producer of manure has

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some liability even when the manure is purchased and applied by another person. This is not addressed in the matrix.

Motion by Vail to appoint Greg Sundblad to the **Board of Adjustment** for the term expiring June 2, 2007. Carried.

Motion by Burnside to approve the **minutes** of the 9/9 and 9/12 meetings as printed. Carried.

There being no further business, motion by Vail to adjourn the meeting until Tuesday, September 23 at 8:30 a.m. for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FORTY-SECOND MEETING, 2003 SESSION (42) SEPTEMBER 23, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, September 23, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Lanphere, and Vail, and with Auditor Strawn as clerk for the meeting. Absent: Gustafson.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes--Burnside, Lanphere, Vail, and Crampton, Nays—none, Abstentions--none.

Dana Evans, Cherokee Veterans Affairs Director, informed the Board of an issue with a **county employee**.

Barb Henrich, Auditor's Clerk, discussed the settlement of finances for the **juvenile liaison program**. Reimbursement is complete except for \$732.27 – state and federal funds are no longer available after the conclusion of a prior fiscal year. By consensus, the Board accepted the reimbursement as complete since no further appeal is available.

Ron Witham, representing Jack Sheaffer, asked how the Board would respond if the proposed **Sara Lee lagoons** were to be located near the BV County Landfill. Burnside advised him that the BV Co Landfill Commission owns that property, and the Commission is the appropriate group to discuss the matter.

John Drilling met with the Board to request help in obtaining access to his property in Lee Township. The property is landlocked from existing public access. He would like to either purchase property currently owned by the county, or get an easement from another landowner so that he would have access across county property. If the county were to sell, the county would have to declare its holdings as excess property and then offer them to the public (i.e. at auction), not to an individual directly. Board members will view the area before responding to the request.

Engineer Jon Ites reported on last week's bid letting. Motion by Vail to accept the low bid and award the contract on bridge **project #BROS-CO11(64)-8J-11** to Dixon Construction, Correctionville, IA, in the amount of \$218,375.73; the bridge is located between Sections 21& 28, Lincoln Twp. Carried. The bids were opened 9/16, with Dixon's bid being 10% below the next highest and also under the estimate.

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The county has been awarded a 55%-45% NRCS cost share on a project for Little Sioux watershed flood prevention. Motion by Burnside to accept and to authorize the Chairman to sign, the project agreement for a grade stabilization structure in Section 3, Brooke Township, project #69-6114-3-18, with the total cost of \$77,715, and \$42,743 being the county share. Carried. The project must be let in 90 days and completed 1 year after letting.

Ites reported that the last of the safety grant funds for the C-13 project east of Sioux Rapids (project #FM-TFS--CO11(34)-5B-11) have been received.

Motion by Burnside to accept as reasonable the DOT's estimate of \$23,735 as reimbursement for use of county roads for the detour route during replacement of the Hwy 7 bridge over the Racoon River. Carried.

The Engineer has received notice from the DOT that a total of 1.89 miles (farm to market road extensions) into 4 towns-Linn Grove, Marathon, Rembrandt and Truesdale) will transfer to the county effective 7/1/04. Each town has less than 500 in population which was the criteria. Of the four, 2 owe funds to the county for re-construction costs. If legislation doesn't amend the change, the county may also have responsibility for sidewalks, curb & gutter, signs, lights, etc.

As previously stated, a sign inventory is needed (previous proposal-\$35,000) otherwise complete replacement of signs will be needed every 5-7 years. Software will be needed which will track physical location, condition, etc. Ites estimates that there are 6-8,000 signs currently in place.

The roof of the maintenance shed at the Hudson St. location is in need of repairs. When he first came to Buena Vista County, Ites was directed to work toward moving the secondary road operation out to the Luedke site. Development of the site hasn't been funded in the last few years, and with the current financial condition in the county, it isn't likely that funding for a new shop (estimated currently at \$600,000) will be likely in the next few years. The shop is the final project in the site development. Ites asked for Board direction on what type of repairs and how many dollars should be spent on the Hudson St. building. The shop needs roof repair, insulation and re-wiring. Spend there or look toward moving to Luedke site. How long and how much should be invested there? Lanphere asked whether the Hudson St. property would be available for sale after the remainder of the secondary road operation is moved to the Luedke site? – yes. Ites estimated the roof repair cost at \$15-16,000. It was consensus of the Board to repair the roof.

Motion by Vail to approve and to authorize the Chairman to sign the utility permit application of Clay Regional Water to install 2" pipe water main to provide service for Mildred Nelsen, by boring under Hill Rd at a location north of Linn Grove, then west. Carried.

Motion by Lanphere to approve and to authorize the Chairman to sign the utility permit application of Iowa Telecom, Grinnell, Iowa, to install 320' of copper telephone cable at a location west of Carl Molgaard, in Section 3, Brooke Township. Carried.

Ites informed the Board of the possibility of a new wind energy project in Buena Vista and Sac Counties. The law permits public utilities to apply for use of the public right-of-way for installation of utility transmission and distribution lines and pipes. The proposed project may be a private rather than public utility. The legality of the use of the public right-of-way for a private purpose will need to be investigated.

Ites has received a phone call requesting installation of intersection lighting at a C-65 location. The county doesn't have a policy and criteria for considering this type of request. Traffic count and accident frequency might be two of the criteria to consider. A policy is needed to handle such request/inquiries.

Ites would like to request alternate bids (for a different design) for the bridge replacement structure to be located between C-63 and C-65. The Board approved.

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Randy VanDyke, CEO/General Manager of Clay Regional Water, reviewed a map of the Buena Vista County rural water project. They will also be going into the northeast part of Cherokee County to provide service where Cherokee Water did not due to lack of interest at the time and now, hydrology and economic issues. The goal is to provide a safe, public, quality water supply to all who desire it in either the unincorporated or incorporated areas of the county. Van Dyke also reported on Senator Grassley's announcement of the approved funding for the Truesdale wastewater project. Federal funding approved includes a USDA loan of \$144,000 and a grant of \$384,000, plus \$91,000 in a CDBG grant from the Iowa Department of Economic Development for a total of \$609,000.

Genesis Development Executive Director Terry Johnson and Storm Lake Site Director Cindy Wiemold gave their quarterly update on their facility. Three new HCBS qualified programs will begin - adult day care, pre-vocational services, and a transportation program. Contracts will be sent soon. These programs will provide a considerable cost savings to the county and more options for clients. Clients previously served by Lutheran Family Services have been referred to Genesis. Those moving out of the Erie St. facility (which was closed) to the Violet Lane facility, made a smooth and successful transition to their new home. Five former LFS employees are now employed by Genesis. Taking over the Iowa Lake RC&D computer recycling project will not be able to proceed due to a number of hurdles including new DNR requirements. DNR wants recycling but currently has so many 'hoops to jump through' that make compliance cost prohibitive.

Linn Grove Mayor Dennis Graesing presented a letter from the City Council requesting forgiveness of the 12/1/03 payment on a construction agreement for re-surfacing on project #L-M-504. The road use tax funds they are losing represent 17% of their budget. No decision will be made until a full Board is present. Graesing discussed concerns about traffic control during their annual Jamboree. The city may request that the Board of Supervisors give them approval to take care of traffic control.

Public Health Nurse Administrator Diane Anderson informed the Board of several personnel changes in the nursing and homecare departments. She also discussed replacement of a vehicle which is budgeted. The Board suggested that she take bids, and that might be able to purchase a new 2003 model cheaper than a 2004.

CPC Dawn Mentzer reported that on the most recent appeal, the Appeal Board had ruled in favor of her decision. She also asked for input on the results of the interviews for the open case manager position.

Motion by Vail to approve and to authorize the Auditor to void and reissue warrants as follows: #158239 in the amount of \$385.52 dated 8/12/03 to BV Journal, and #158862 in the amount of \$3,499.95 dated 8/26/03 to Zion Lutheran Preschool; the original warrants were both lost. Carried.

Motion by Lanphere to approve and to authorize the Chairman to sign the following claims for DD#22 Jt.: to Pocahontas Co. Auditor - \$16.02 – copies, and to Clay Co. Drainage Revolving Fund - \$3,475.50 – transfer of funds for tile work done by Abel Farm Drainage. Carried.

Motion by Vail to approve the minutes of the 9/16 meeting as printed, and the following reports: FY'03 Conservation Board annual report, August Clerk's fines-fees-surcharges; also reviewed: June NWIPDC Policy Council minute, overtime reports for FY'00-03. Carried.

There being no further business, motion by Burnside to adjourn the meeting at 12:30 p.m. until Tuesday, September 30 at 8:30 a.m. for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BUENA VISTA COUNTY

BOARD OF SUPERVISORS MEETING FORTY-THIRD MEETING, 2003 SESSION (43) SEPTEMBER 30, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, September 30, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, and Vail, and with Auditor Strawn as clerk for the meeting. Absent: Lanphere.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes--Burnside, Gustafson, Vail, and Crampton, Nays—none, Abstentions--none.

CPC Dawn Mentzer reported on the interviews for the case management position.

Motion by Vail to amend today's agenda by adding review/approval of an amended Managed Care Plan. Carried.

Crampton left the meeting and Burnside assumed the Chair for the remainder of the meeting.

All remaining motions offered at this meeting were carried with the following vote: Ayes--Gustafson, Vail, and Burnside, Nays—none, Abstentions--none.

Mentzer reviewed the changes needed in the Managed Care Plan. Motion by Gustafson to approve changes to the Managed Care Plan subject to review of the consumer participation section by the County Attorney. Carried.

Engineer Jon Ites presented utility permit applications. Motion by Vail to approve and to authorize the Chair to sign, for both the County Board of Supervisors and the Board of Trustees of the Drainage Districts, the underground utility permits submitted by Clay Regional Water for boring and crossings in Lincoln, Nokomis, Grant, Washington, Elk and Scott Townships, with the county to do periodic inspections of the drainage tile line crossings. Carried.

Motion by Gustafson to approve and to authorize the Chair to sign the utility permit application of Iowa Lakes Electric Cooperative, Estherville, IA, to install a single phase 7200 volt distribution line in Section 4-5, Scott Township, to provide service to Allen Halverson. Carried.

Ites reported that the soybeans have been harvested at the Hayes Pit farm. He has located a used shoulder machine. The machine would be used to reclaim material on the shoulder of the road. It will require re-hab but at considerably less cost than that of a new machine.

Ites asked if the Board had decided what their response will be to Linn Grove's request to forgive the last payment of the city/county construction agreement. Gustafson suggested waiting until the full board is present. Vail would like to wait with a decision to see how the legislature acts on the 'joint concurrent' language on the 2003 transfer of jurisdiction bill.

Motion by Vail to set the letting date for two projects as December 2, 2003 at 10:00 a.m. (project #LC-505 for a box culvert at Jim Rock's location, and project #LC-614 a box culvert north of the Laura Hansen property). Carried. Letting both projects at the same time may result in a better price.

It was noted that at the time of renewal of the employee health insurance program for Aug 1, 2003-July 31, 2004, the minutes of the meeting did not reflect that the \$20,000 accidental death and dismemberment benefit (AD&D) was also renewed.

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Motion by Gustafson to appropriate the remaining 5% of the FY'04 budgeted amount for the dredge project in the amount of \$2,611 (increase activity 0220 in the Capital Projects Dredge Fund 1510 for department 94). Carried.

Motion by Vail to direct the Auditor to transfer \$457.03 from the Employee Health Insurance Fund (4151) to the Mental Health Fund (0010), this amount having been paid to Fund 4151 in September for October coverage for an employee who had resigned prior to October 1st and therefore did not qualify for the October, 2003, coverage. Carried.

The Board received the "Resolution of Election" adopted by the Storm Lake School Board requesting a December 16, 2003, election date for a 10-year 1% School Infrastructure Local Option Tax Election, which was filed September 29, 2003, with the County Auditor. The Board submitted the Resolution to the Commissioner of Elections directing her to publish (pursuant to Chapter 422E.2b of the 2003 Code of Iowa) the required Notice of Ballot Proposition not later than 60 days prior (October 17) to the election date.

Motion by Vail to approve the minutes of the 9/23 board meeting as printed. Carried.

Motion by Vail to approve and to authorize the Chairman to sign the work order for a location in Douglas Township, Sac County in DD19-26 Jt. at an estimated cost of \$950.00. Carried,

Motion by Vail to approve and to authorize the Chairman to sign the construction permit application with the DNR for use of an aerator system for the Spectra lagoon. Carried.

Motion by Vail to approve and to authorize the Chairman to sign the Administrative Services with Wellmark for the employee health insurance program for the year: Aug. 1, 2003-July 31, 2004. Carried.

There being no further business, motion by Gustafson to adjourn the meeting at 11:05 a.m. until Tuesday, October 7 at 8:30 a.m. for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FORTY-FOURTH MEETING, 2003 SESSION (44) OCTOBER 7, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, October 7, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes--Burnside, Gustafson, Lanphere, Vail, and Crampton, Nays—none, Abstentions--none.

Chamber of Commerce Managing Director Marilyn Monson presented BVCCVB's (Buena Vista County Convention and Visitor's Bureau) new brochure which features the historic and tourist

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attractions of the county. She thanked the Board for its support of Western Iowa Tourism and discussed some of the uses of the Chamber's share of the hotel/motel tax.

Roger Baker discussed the current assessment on his property for **DD #49**. He is concerned about the number of small trees that are coming back. Burning is planned, and then the ditch will be re-shaped and leveled, re-seeded and kept clean thereafter. Baker believes that the maintenance needs to be kept up to avoid such heavy assessments.

Motion by Vail to approve and to authorize the Chairman to sign the claim from IDOT for testing services for **project #FM-TSF-CO11-(34)** in the amount of \$196.08. Carried.

Motion by Burnside to accept and to authorize the Engineer to sign the proposal of Hallett Materials to furnish 40,000 tons of crushed **gravel** at the rate of \$2.65/ton. Carried.

Engineer Jon Ites reviewed a map locating bridges with 5 years or less remaining life; the information will be used in developing his **FY'05 budget**. He doesn't want to commit many carryover dollars to the new budget until he knows what the level of property tax funding will be. Declining revenues for the county make it even more critical to anticipate early what the property tax support will be so that construction projects for FY'05 through FY'09 can be planned. For the FY'04 budget, transfers from General Basic and Rural Basic were set at the 77.5% level. The estimate of the decline is \$268,000 if the FY'04 levy rates are maintained. Lanphere asked about having a meeting of the local farmers to help determine what structures should be replaced. Ites will develop a projection of what the dollars would be at an 80% funding level based on the estimated valuation.

Quotes for two pickups were received from Fitzpatrick's, Rasmussen's and Schuelke's, all of Storm Lake. Motion by Burnside to accept the low quote of Fitzpatrick's in the amount of \$14,145 for a ½ ton pickup, and of Rasmussen's in the amount of \$21,170 for a ¾ ton crew cab pickup, there being a trade-in for each. Carried. Delivery will be in 4 weeks for the Ford, and 6 weeks for the Chevy.

Bill Strawn, Chairman of the **Jail Task Force**, gave the first report to the Board of the progress of the committee in assessing the jail space needs and options for addressing those needs. The original focus was expanded to incorporate the needs of other departments in the courthouse since one option for expansion of the jail could be expanding within the existing courthouse. Other options they are researching include building a new jail, converting an existing building, adding on to the courthouse, or doing nothing. To provide statistical and financial data for these options, the Task Force proposes using a consultant. The Task Force requests approval and funding to issue an RFP for a consultant. Motion by Gustafson to approve the Task Force's request to issue an RFP for professional services for a consultant to evaluate and prepare estimates on several options for jail expansion, the cost is not to exceed \$15,000, and the Board of Supervisors reserves the right to reject all proposals. Carried.

Environmental Health/Zoning Director Kim Johnson reported on her site visit to **Spectra**. The administrator's home has had a small leak in the basement since the spring. Johnson attempted to determine the source of the water, which had kept the ground wet through the summer. She believes there may be a small crack in the sewer line. Seiler recently cleaned out the line, presumably removing a blockage that was causing a leak. Now the basement no longer has water in it. If another blockage forms, it is expected that the leak could return. She recommended having Seiler replace the line. The Chair will contact Seiler.

Motion by Vail to approve the **minutes** of the 9/30 meeting as printed, and the following **reports**: Sept. Sheriff's fees, Board of Health minutes, Mangold monitoring report on Spectra lagoon, Conservation Board minutes; also reviewed: Sept. NWIPDC Policy Council minutes. Carried.

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Motion by Burnside to approve and to authorize the Chairman to sign Resolution 2003-10-07 submitting a 1% School Infrastructure Local Option tax question to the voters of Buena Vista County on December 16, 2003. Carried.

RESOLUTION 2003-10-07

WHEREAS, a School Infrastructure Local Option tax is authorized pursuant to Iowa Code 442E.1, 2003 Code of Iowa, and

WHEREAS, the Storm Lake Community School District has at least one-half of the total population of Buena Vista County, (Iowa Code Chapter 422E.2.2b), and

WHEREAS, pursuant to Iowa Code Chapter 422E.2.2b, the Storm Lake School Board has filed a resolution requesting a 1% School Infrastructure Local Option tax election be held December 16, 2003,

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors from Buena Vista County, Iowa, that the Buena Vista County Commissioner of Elections in hereby directed to submit the following question to the voters at a special election to be held December 16, 2003,

"Shall the following Public Measure be adopted? __Yes, __No. A local sales and services tax for school infrastructure projects shall be imposed in the County of Buena Vista at the rate of one percent (1%). The tax will begin July 1, 2004. The tax will be in effect for a period of ten years until June 30, 2014.", and

BE IT FURTHER RESOLVED, that the Buena Vista County Commissioner of Elections shall publish official notice of the ballot language not less than 60 days prior to the election, or not later than October 17, 2003, as follows:

NOTICE TO VOTERS OF ELECTION SALES AND SERVICES TAX FOR SCHOOL INFRASTRUCTURE PURPOSES

On December 16, 2003, an election will be held in Buena Vista County to vote on the question of imposition of local option school infrastructure tax. The proposal to be voted upon at that election will include the following information:

A local sales and services tax for school infrastructure projects shall be imposed in the County of Buena Vista at the rate of one percent (1%). The tax will begin on July 1, 2004. The tax will be in effect for a period of 10 years until June 30, 2014.

The money received from the tax is to be spent as follows: infrastructure purposes and needs of school districts in Buena Vista County including construction, reconstruction, repair, demolition work, purchasing or remodeling of schoolhouses, stadiums, gyms, field houses and bus garages and the procurement of schoolhouse construction sites, the making of site improvements as authorized now or hereafter by the Code of Iowa and those equipment, transportation equipment and public recreation and other activities for which revenues under Iowa Code Sections 298.3 or 300.2 may be spent as authorized now or hereafter by the Code of Iowa. Additionally, "school infrastructure" includes the payment or retirement of outstanding bonds previously issued for school infrastructure purposes and the payment or retirement of new bonds issued for school infrastructure purposes issued under section 422E.4 (2003 Code of Iowa).

PASSED AND APPROVED this 7th day of October, 2003.

BUENA VISTA COUNTY BOARD OF SUPERVISORS

/s/ Herb Crampton, Chairman, Board of Supervisors Attest: /s/ Karen M. Strawn, Auditor

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Motion by Vail to approve a work order in the approximate amount of \$1,400 for a location in **DD #49** (N½ NW¼ Section 25, Poland Twp.) to burn vegetation in the waterway, reshape and then reseed. Carried.

Motion by Gustafson to approve and to authorize the Chairman to sign 'Request #1 for CDBG funds' for the Clay Regional Water **rural water project** in the amount of \$42,387. Carried.

Motion by Gustafson to approve the **establishment of fund** 0019 – Local Option Sales Tax for Secondary Roads, for the 70% portion to be expended for Secondary Roads Capital Projects. Carried.

There being no further business, motion by Burnside to adjourn the meeting at 12:05 p.m. until Tuesday, October 14 at 8:30 a.m. for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FORTY-FIFTH MEETING, 2003 SESSION (45) OCTOBER 14, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, October 14, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes--Burnside, Gustafson, Lanphere, Vail, and Crampton, Nays—none, Abstentions--none.

The Chairman reported on arrangements to have the wet soil around the administrator's residence at Spectra Health Care, Inc. investigated further by Seiler Plumbing, and on the Jail Task Forces' visits to the new Plymouth and O'Brien County jails yesterday.

Motion by Gustafson to approve the **minutes** of the 10/7 minutes as printed. Carried.

The focus of today's special meeting is budgets – both FY'04 and FY'05.

Motion by Gustafson to eliminate the \$500 additional pay for the Chairman of the Board of Supervisors effective 7/1/04. Aye-Gustafson. Nays-Burnside, Lanphere, Vail. Abstain-Crampton. The motion failed.

Motion by Gustafson to request that **vehicles purchased** by all departments come through the Board of Supervisors prior to purchase. Carried.

Motion by Lanphere to eliminate the allowance for **reimbursement of mileage** traveled by Supervisors to and from regular and special Tuesday Board meetings for FY'04 and FY'05, to take effect with miles accrued after 1/1/04. Ayes-Burnside, Gustafson, Lanphere, Crampton. Nay-Vail. Motion carried. Vail stated that he was opposed since none of District 1 is included in, or adjacent to, Storm

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Lake. Since supervisors are required to live in their districts, this is not fair to a person representing District 2.

Lanphere introduced the subject of driving to meetings. He suggested that all department heads and county employees consider carpooling to attend meetings whenever possible, and that the Board could consider mandating carpooling for reimbursed mileage. He asked if the Board should consider reducing out of county travel -- should all members of the Board attend the November ISAC meeting? It was suggested that all persons from a given department carpool to meetings.

Motion by Lanphere to impose a hiring freeze for all full and part time employees effective immediately for all new or replacement personnel, and noting that department heads can and should plead their case before the Board for exceptions to this policy. Motion by Gustafson to amend the motion by eliminating 'part time' positions. Ayes-Burnside, Gustafson, Vail, Crampton. Nay-Lanphere. Amending motion carried. Motion by Vail to table the amended motion for a hiring freeze until the 10/28 meeting to allow for further discussion and input from department heads. Ayes-Burnside, Lanphere, Vail, Crampton. Nay-Gustafson. Motion to table carried. This information should be provided to the Department Heads, the Boards and Commissions, and the public.

Gustafson introduced discussion on paying employees who opt not to take the employee health insurance, a stipend or cash payment, since not taking the insurance would save the county money. One idea would be to make the payment into a deferred compensation program, another to pay the cash to the employee. Gustafson did not suggest an amount. The supervisors would like a report on the number of employees taking family/single or not, and \$750/\$1,000 deductible plans so that this idea can be discussed further on 10/28.

Motion by Gustafson that claims for purchases larger than \$1,000 may be submitted for payment only on regular claim paying dates; there shall be no appeals to this policy. Carried. If this might be an issue, Department Heads will need to notify vendors of the county's policy on when claims may be submitted.

On the issue of decreasing valuations and the county's financial condition, Gustafson noted that there are concerns about both the General and the Rural Funds. He wants to go on record of the need to look at better planning due to the cost of fuel, better management by not dragging the routes too much so that time and fuel can be saved during dry weather. Motion by Gustafson that effective with the 2004 schedule, the county will eliminate 1 motorgrader dragging route. Lanphere asked what eliminating that route will solve. Gustafson answered that it will put more miles on fewer motorgraders. Another engineer told him that dragging every 2 weeks is done for cosmetic reasons. Aye-Gustafson. Nays-Lanphere, Vail, Crampton. Abstention-Burnside. The motion failed.

Motion by Gustafson that the revenue from grain sales, and the taxes and expenses for/from the cropland at the South Hayes Pit be credited/debited to the General Fund instead of the Secondary Road Fund, effective with the new (2004) crop year.. This value of the soybeans this year was \$2,451. Ayes-Burnside, Gustafson, Lanphere, Vail, Crampton. Carried.

Gustafson suggested that incentive pay changes be made effective at no times other July 1st. In the past they have been made for various reasons including job (description) changes, trying to even out wages in a department when the starting salary for a new higher has to be bumped up. These changes create employee morale problems. Motion by Lanphere that employees who have been in their pay grade for less than 6 months be exempt from annual length of service (July 1st increases). Vail pointed out that this motion would have different effects on different pay scales (wages set as a percentage vs. wages set on an hourly rate). Lanphere withdrew his motion and recommended a work group of Supervisors and Department Heads to work on this issue.

Motion by Gustafson to adjust the existing clerk's pay schedule for new hires as follows:

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Start	6 mos.	1 yr.	2 yrs.	3 yrs.	4 yrs.	5 yrs.	6 yrs.
45%	47%	49%	51%	53%	56%	59%	62%

with the increases available after satisfactory evaluations. Carried.

Motion by Gustafson that new secondary road employees be hired at \$3 dollars under the rate for that position and moving 2 years to the full amount. Carried. If DH's have a problem with these motions, they may have to come back to the board.

Gustafson suggested evaluating whether safety training/program coordination could be obtained somewhere other than through the SHIELD program. The Chairman, who sits on the SHIELD Board asked whether supervisors would like some program information and an opportunity to hear a report from the Safety Coordinator. He noted that another county experienced problems with OSHA after dropping the SHIELD program. The Board agreed to have the Safety Coordinator meet with them on Oct. 28, if possible.

Discussion - Several organizations currently are funded in the budget, but are non-mandated expenditures including ADTU, County Fair, and SLADC. Due to the federal requirement to acquire handicapped accessible voting systems in all precincts, the Board may consider combining some precincts, which may be done only once between the decennial census. After the 1990 census, a Task Force was appointed to examine the costs vs. savings of combining some precincts. The total was reduced from 25 to 18. This may be a good method for considering this possibility.

Lanphere distributed a list of potential cost saving ideas. No motions were proposed on the list, and no discussion due to the time.

Motion by Burnside to approve and to authorize the Chairman to sign the contract, certificate of insurance and performance bond of Dixon Construction, Correctionville, for the 'Jackson bridge', project #BROS-CO11(64)--8J-11. Carried.

Engineer Jon Ites presented a spreadsheet with the projection of property tax local effort dollars from the General and Rural Funds based on the newest estimates of valuation. The figures ranged from 75% - 100% (and not necessarily equal percentages from the two funds). Firm projections can't be calculated until final valuations are completed. Lanphere suggested that he would like to see the taxpayers see some reduction in taxes attributable to the decreased valuations, but revenues are needed to provide the services. The county can't absorb all of the revenue reduction attributable to the decreased valuation and loss of revenues from the state. No action was taken at this time.

There being no further business, motion by Burnside to adjourn the meeting at 12:00 p.m. until Tuesday, October 21 at 8:30 a.m. for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

**BOARD OF SUPERVISORS MEETING
FORTY-SIXTH MEETING, 2003 SESSION (46)
OCTOBER 21, 2003**

BOARD OF SUPERVISORS

The Buena Vista County Board of Supervisors met in regular session on Tuesday, October 21, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes--Burnside, Gustafson, Lanphere, Vail, and Crampton, Nays—none, Abstentions--none.

Public Health Nurse Administrator Diane Anderson informed the Board of the award of a new grant in the amount of \$47,000 for breast and cervical cancer. She is advertising for a nurse to fill a vacancy. Anderson also discussed the quotes she had received from Rasmussen's, Fitzpatrick's and Schuelke's on a replacement vehicle. It was the consensus of the Board to accept the quote of Schuelke's for a Dodge Strata in the amount of \$16,865.

Community Services Director Dawn Mentzer reported that she has received an appeal on another CPC decision. Motion by Gustafson to approve and to authorize the Chairman to sign a contract with Plus Inc., Spirit Lake, for services in FY'04. Carried.

Mentzer reported on the limited number of applicants with the appropriate education and work experience requirements for the case manager position. Part of the difficulty in hiring a qualified case manager is the starting wage, with many counties paying more. The majority of the **Community Services Department salaries** are reimbursed to the county. Motion by Burnside to approve option #3 to offer a starting salary of \$28,000, with adjustments as follows effective 1/1/2004 for the other Community Service employees: lead case manager-\$29,000, secretary-\$10/hr., and CPC/Director-\$39,000. Ayes-Burnside, Lanphere, Crampton. Nays-Gustafson, Vail. The motion carried.

Zoning Director Kim Johnson presented a **subdivision request** submitted by Dennis, Kathrine and Gregory Somers for the purpose of dividing farm ground from hunting ground. Motion by Lanphere to approve and to authorize the Chairman to sign Resolution 2003-10-20 which approves the subdivision of land in Barnes Township. Carried.

RESOLUTION 2003-10-21-A

WHEREAS, Dennis Somers and Nada Kathrine Somers, joint tenants, and Gregory Somers have presented a preliminary and final plat (of survey) on the following described properties:

LOCATION:

Part of the East 38 rods of the East half of the Northeast Quarter (E½ NE¼) of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa

And

Part of the Northwest quarter (NW¼) of Section 3, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa.

DESCRIPTION (Parcel A in the Northeast Quarter of Section 4):

A parcel of land in the East 38 Rods of the East Half of the Northeast Quarter of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa, described as follows to wit: Beginning at the Northeast corner of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point of beginning north 89°02'54" West (North 89 degrees 02 minutes 54 seconds West) along the North line of the Northeast Quarter (NE¼) of said Section 4 a distance of 563.47 feet; thence South 3°12'22" West a distance of 639.88 feet; thence South 76°59'24" East a distance of 587.81 feet to the East line of the Northeast Quarter (NE¼) of said Section 4; thence North 1°59'20" East along the East line of the Northeast Quarter (NE¼) of said Section 4 a distance of 762.31 feet to the point of beginning. All bearings stated in this description are based on the assumption that the North line of the Northeast Quarter (NE¼) of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa has a bearing of North

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89°02'54" west. The area of the above parcel of land is 9.184 acres.

AREA:

The area of the East 38 Rods of the East Half of the Northeast Quarter (E½ NE¼) of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa except that part of said parcel of land lying South of the Little Sioux River and except Parcel A in the East 38 Rods of the East Half of the Northeast Quarter (E½ NE¼) of Section 4 is 21.8 acres, more or less. The boundary to the centerline of the river and the area of this parcel of land were determined from 1997 aerial photographs.

DESCRIPTION: (Parcel A in the Northwest Quarter of Section 3):

A parcel of land in the Northwest Quarter (NW¼) of Section 3, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa, described as follows to wit: Beginning at the Northwest corner of Section 3, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point of beginning south 87°55'21" East (South 87 degrees 55 minutes 21 seconds East) along the North line of the Northwest Quarter (NW¼) of said Section 3 a distance of 1081.47 feet; thence South 28°34'28" West a distance of 325.61 feet; thence South 55°07'08" West a distance of 564.61 feet; thence South 34°32'17" West a distance of 237.38 feet; thence North 76°59'24" West a distance of 363.05 feet to the West line of the Northwest Quarter (NW¼) of said Section 3; thence North 1°59'20" east along the West line of the Northwest Quarter (NW¼) of said Section 3 a distance of 762.31 feet to the point of beginning. All bearings stated in this description are based on the assumption that the North line of the Northwest Quarter (NW¼) of said Section 3 has a bearing of south 87°55'21" East. The area of the above parcel of land is 13.930 acres.

AREA:

The area of the Northwest Quarter (NW¼) of Section 3, Township 93 North, Range 37 West of the Fifth Principal Meridian, North, Northeast and West of the Little Sioux River, except Parcel A in the Northwest Quarter (NW¼) of said Section 3, all in Buena Vista County, State of Iowa is 20.6 acres, more or less. The boundary (to the centerline of the river) and the area of this parcel of land were determined from 1997 aerial photographs.

WHEREAS, the final plat meets with the approval of the Board of Supervisors subject only to the following if any:

Parcel A of Section 3, Township 93 North, Range 37 West of the Fifth Principal Meridian be hereafter referred to as Lot A of Section 3, Township 93 North, Range 37 West of the 5th P.M., Buena Vista County, Iowa:

AND

Parcel A of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian be hereafter referred to as Lot A of Section 4, Township 93 North, Range 37 West of the 5th P.M.

NOW THEREFORE, BE IT RESOLVED by the Buena Vista County, Iowa Board of Supervisors that:

LOCATION:

Part of the East 38 rods of the East Half of the Northeast Quarter of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa

AND

Part of the Northwest Quarter of Section 3, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa.

DESCRIPTION (Parcel A in the Northeast Quarter (NE¼) of Section 4):

A parcel of land in the East 38 Rods of the East Half (E½) of the Northeast Quarter (NE¼) of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa, described as follows to wit: Beginning at the Northeast corner of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point of beginning north 89°02'54" west (North 89 degrees 02 minutes 54 seconds West) along the North line of the Northeast

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Quarter (NE¼) of said Section 4 a distance of 563.47 feet; thence South 3°12'22" West a distance of 639.88 feet; thence South 76°59'24" East a distance of 587.81 feet to the East line of the Northeast Quarter (NE¼) of said Section 4; thence North 1°59'20" East along the East line of the Northeast Quarter (NE¼) of said Section 4 a distance of 762.31 feet to the point of beginning. All bearings stated in this description are based on the assumption that the North line of the Northeast Quarter (NE¼) of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa has a bearing of North 89°02'54" West. The area of the above parcel of land is 9.184 acres.

AREA:

The area of the East 38 Rods of the East Half of the Northeast Quarter (E½ NE¼) of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa except that part of said parcel of land lying south of the Little Sioux River and except Parcel A in the East 38 Rods of the East Half of the Northeast Quarter (E½ NE¼) of Section 4 is 21.8 acres, more or less. The boundary to the centerline of the river and the area of this parcel of land were determined from 1997 aerial photographs.

DESCRIPTION (Parcel A in the Northwest Quarter of Section 3):

A parcel of land in the Northwest Quarter (NE¼) of Section 3, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa, described as follows to wit: Beginning at the Northwest corner of Section 3, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point of beginning south 87°55'21" East (South 87 degrees 55 minutes 21 seconds East) along the North line of the Northwest Quarter (NW¼) of said Section 3 a distance of 1081.47 feet; thence South 28°34'28" west a distance of 325.61 feet; thence South 55°07'08" West a distance of 564.61 feet; thence South 34°32'17" West a distance of 237.38 feet; thence North 76°59'24" West a distance of 363.05 feet to the West line of the Northwest Quarter (NW¼) of said Section 3; thence North 1°59'20" East along the West line of the Northwest Quarter (NW¼) of said Section 3 a distance of 762.31 feet to the point of beginning. All bearings stated in this description are based on the assumption that the North line of the Northwest Quarter (NW¼) of said Section 3 has a bearing of South 87°55'21" East. The area of the above parcel of land is 13.930 acres.

AREA:

The area of the Northwest Quarter of Section 3, Township 93 North, Range 37 West of the Fifth Principal Meridian, North, Northeast and West of the Little Sioux River, except Parcel A in the Northwest Quarter (NW¼) of said Section 3, all in Buena Vista County, State of Iowa is 20.6 acres, more or less. The boundary (to the centerline of the river) and the area of this parcel of land were determined from 1997 aerial photographs.

WHEREAS, the final plat meets with the approval of the Board subject only to the following if any:

Parcel A of Section 3, Township 93 North, Range 37 West of the Fifth Principal Meridian be hereafter referred to as Lot A of Section 3, Township 93 North, Range 37 West of the 5th P.M., Buena Vista County, Iowa:

AND

Parcel A of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian be hereafter referred to as Lot A of Section 4, Township 93 North, Range 37 West of the 5th P.M.

BE IT FURTHER RESOLVED that this Resolution shall be affixed to the final plat of:

LOCATION:

Part of the East 38 Rods of the East Half of the Northeast Quarter of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa

And

Part of the Northwest Quarter of Section 3, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa.

DESCRIPTION (Parcel A in the Northeast Quarter of Section 4):

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A parcel of land in the East 38 Rods of the East Half of the Northeast Quarter (E½ NE¼) of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa, described as follows to wit: Beginning at the Northeast corner of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point of beginning north 89°02'54" West (North 89 degrees 02 minutes 54 seconds West) along the North line of the Northeast Quarter (NE¼) of said Section 4 a distance of 563.47 feet; thence South 3°12'22" West a distance of 639.88 feet; thence South 76°59'24" East a distance of 587.81 feet to the East line of the Northeast Quarter (NE¼) of said Section 4; thence North 1°59'20" East along the East line of the Northeast Quarter (NE¼) of said Section 4 a distance of 762.31 feet to the point of beginning. All bearings stated in this description are based on the assumption that the North line of the Northeast Quarter (NE¼) of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa has a bearing of North 89°02'54" West. The area of the above parcel of land is 9.184 acres.

AREA:

The area of the East 38 Rods of the East Half of the Northeast Quarter (E½ NE¼) of Section 4, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa except that part of said parcel of land lying south of the Little Sioux River and except Parcel A in the East 38 Rods of the East Half of the Northeast Quarter (E½ NE¼) of Section 4 is 21.8 acres, more or less. The boundary to the centerline of the river and the area of this parcel of land were determined from 1997 aerial photographs.

DESCRIPTION (Parcel A in the Northwest Quarter of Section 3):

A parcel of land in the Northwest Quarter of Section 3, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa, described as follows to wit: Beginning at the Northwest corner of Section 3, Township 93 North, Range 37 West of the Fifth Principal Meridian, Buena Vista County, Iowa, and running from this point of beginning south 87°55'21" East (South 87 degrees 55 minutes 21 seconds East) along the North line of the Northwest Quarter (NW¼) of said Section 3 a distance of 1081.47 feet; thence South 28°34'28" West a distance of 325.61 feet; thence South 55°07'08" West a distance of 564.61 feet; thence South 34°32'17" West a distance of 237.38 feet; thence North 76°59'24" West a distance of 363.05 feet to the West line of the Northwest Quarter (NW¼) of said Section 3; thence North 1°59'20" East along the West line of the Northwest Quarter (NW¼) of said Section 3 a distance of 762.31 feet to the point of beginning. All bearings stated in this description are based on the assumption that the North line of the Northwest Quarter (NW¼) of said Section 3 has a bearing of South 87°55'21" East. The area of the above parcel of land is 13.930 acres.

AREA:

The area of the Northwest Quarter of Section 3, Township 93 North, Range 37 West of the Fifth Principal Meridian, North, Northeast and West of the Little Sioux River, except Parcel A in the Northwest Quarter (NW¼) of said Section 3, all in Buena Vista County, State of Iowa is 20.6 acres, more or less. The boundary (to the centerline of the river) and the area of this parcel of land were determined from 1997 aerial photographs and shall hereafter be referred to as Lot A of Section 3, Township 93 North, Range 37 West of the 5th P.M., Buena Vista County, Iowa and Lot A of Section 4, Township 93 North, Range 37 West of the 5th P.M., Buena Vista County, Iowa, and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 21st day of October, 2003.

/s/ Herb Crampton, Chair, Board of Supervisors

Attest: /s/ Karen M. Strawn, Auditor

Emergency Management Director Bob Christensen presented a resolution for consideration at the next meeting. The subject is the **Iowa Mutual Aid Compact** which allows sharing of resources during a disaster with neighboring jurisdictions. Agencies include fire departments, EMS, and the Sheriff's Dept.

DHS IM Supervisor Mary Ellen Hatch discussed a safety issue at the **DHS Annex**. Three incidents in the last few months (police department called for one) have created a concern for

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safety/security. She presented an estimate to install Plexiglas at the counter in the amount of \$2,260, with all but \$660 in the budget. This safety measure has been installed in Cherokee County. The board responded that the money could be found, but asked whether the circulation of air would be affected with the particular design that had been proposed. Hatch asked the Board to take a look, and will investigate what is the best design for the room layout.

Engineer presented plans for two culvert projects. Motion by Vail to approve the plans as submitted for project #'s L-C-505--73-11 and L-C-614--73-11, and to authorize the signatures of the Board. Carried.

In an effort to improve snow clearing services into Albert City, Ites is looking into salt/sand storage in town. Distance from the nearest storage is great enough that reloads are needed prior to traveling the full distance to AC from the nearest storage. He has discussed sharing a salt bunker in Albert City with the city. They are willing to share and permit use of their loader which is in a heated storage building across the street from their current shed. The Mayor and street superintendent are willing to have a new facility located on their property. If Ites can find a building, the county would have only the cost of labor to move and asphalt. The city would share their loader and pay for materials they use. He is trying to get this done either this fall or next spring. The city will allow use of the existing bunker for this winter season if they don't find a building right away.

Ites is also working with Albert City and the railroad to improve their uneven railroad crossing. If the rails are raised the cost would be under \$20,000, and putting in 2 crossings with concrete protection, which would require new rails would cost under \$40,000. Uneven surfaces (rails vs. road) causes aggravation and wear and tear on both the crossing and the vehicles going across it. Speeds must be reduced when going over the crossing, much lower than the posted limit on the street on either side. There is also a need to look at Alta Ag Partners elevator crossing. Again, the uneven surface causes damage to vehicles.

Ites presented a quote from Vermeer, Marcus, IA, for a new brush chipper. The chipper in use now is about 14 years and has only a couple years life left. They have been renting a second machine to keep up with the work to be done. Ites proposes keeping the old one for a backup. This item was budgeted for the current year. The new machine has good safety features including a self-feeder and 2 brake bars. Gustafson suggested selling the old one instead of having 2 pieces of equipment. Motion by Vail to purchase a Vermeer model 1400 brush chipper for \$25,810. Ayes—Burnside Lanphere, Vail, Crampton. Nay-Gustafson. Motion carried.

Ites has received a sign request from the Storm Lake School District for a "school bus stop sign ahead" for a location north of 6356 110th St. Motion by Lanphere to authorize the placement of a "school bus stop sign ahead" as requested. Carried.

The quarterly 3-tier monitoring report by ERS, Ames, IA, for the LUST site on Hudson St. indicates that there has been no further deterioration and no corrective action is to be taken at this time. The cost for the monitoring service is \$1850 per quarter but reimbursed from the state's LUST fund.

Motion by Burnside to approve the employment contract as written with Engineer Jon Ites for fiscal years '05 and '06, and to authorize the Board members to sign. Ayes-Burnside, Lanphere, Vail, Crampton. Nay-Gustafson. Motion carried.

Motion by Lanphere to amend the agenda to consider a utility permit request from LongLines, in order that they might begin work yet this week. Carried. Motion by Vail to approve the underground utility permit submitted by LongLines, Seargent Bluff to install 24 fiber optic communication cable along the west side of W Highway St. in Alta, to C-49, then west along C-49 to M-27, and crossing on gravel to the Cherokee County line. Carried.

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Gustafson asked if 90th Avenue is in the plan for next summer. Ites explained that it is in the budget for FY2005, which begins 7/1/04. Ites had asked to swap it with another project, but the board had not given its approval. Gustafson asked to do the work in FY'04. Ites responded that the funding is not available in '04. Moving it up into FY'04 would cause a loss of federal participation in the cost of projects. 90th Avenue and C-49 which are to be done together, are planned for FY'05 and C-49 has federal participation. Gustafson also suggested that the Bel Air seal coat project be done in summer 2004.

Lanphere presented a letter he had received from the manager of Wal-Mart requesting the paving of 90th Avenue on behalf of a number of their customers who have commented/complained about its condition.

11:00 a.m.—A telephone conference was initiated with the Sac County Board of Supervisors for the purpose of setting the date and time of a completion time for DD #274. Sac County reported that Supervisors Bensley, Hecht and Stock, and Auditor Dowling were present. Motion by Vail, seconded by Hecht that Crampton serve as chairman and Strawn as secretary for the meeting. Ayes—all, carried. Motion by Vail to set the date and time for the DD #274 completion hearing as November 10th at 2:00 p.m. in the 2nd Floor public meeting room of the Buena Vista County Courthouse. Ayes—all, carried. There being no further business, motion by Burnside to adjourn. Ayes—all, carried.

Lanphere and Crampton reported on the Mid Iowa Economic Development Corporation (MIEDC) meeting and the Siouxland Users Group GIS fair they had attended last week. The Chairman will visit with SLADC Director Gary Lalone and President Mike Wilson about a follow-up presentation for SLADC members and the remainder of the board.

Motion by Gustafson to approve the minutes of the 10/14 meeting as printed, and the following reports: Sept. Clerk's fees; 10/2 Spectra lagoon sample results. Carried.

Motion by Vail to approve transfers as follows: \$2,110.23 from the General Basic (0001) to the Capital Projects Dredge fund (1500), and in the amount of \$7,776.02 from the Rural Basic (0011) to the Capital Projects fund (1510). Carried.

There being no further business, motion by Vail to adjourn the meeting at 11:55 a.m. until Tuesday, October 28 at 8:30 a.m. for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BUENA VISTA COUNTY CLAIMS REGISTER REPORT JULY THRU SEPT 2003

0001 GENERAL BASIC: AG PARTNERS L.L.C. 1,141.28; ALBERT CITY PRINTING & D 55.50; ALBERT CITY TRUESDALE CO 1,085.54; ALLIANT ENERGY 1,407.50; ALLIED DOCUMENT SOLUTION 1,508.25; ALPHA WIRELESS COMMUNICA 67.45; ALS CORNER OIL COMPANY 211.86; ALTA MUNICIPAL UTILITIES 213.33; ALTAMIRANO, FRANCISCO 110.00; AMERICAN LEGION POST #39 50.00; AMERICAN LUNG ASSOCIATIO 407.32; ANDERSON, DIANE 583.64; ARCH WIRELESS 89.19; ARMSTRONG, CAROLYN 436.16; ARNOLD MOTOR SUPPLY 34.59; AT & T 1,397.81; AT & T: UNIVERSAL BILLE 1,209.22; AVENTIS PASTEUR 4,877.87; B & M SERVICE INC 1,254.71; B V CO SECONDARY ROAD 344.21; BACH, DONNA 112.50; BACH, KATHLEEN 54.84; BAILEY, TAESA 192.32; BARKER COMPANY INC, BOB 92.73; BART'S FLYING SERVICE 76.00; BICOMM COMMUNICATION SOL 65.00; BINNING OUTDOORS 149.50; BOGUE, PAMELA L 113.01; BOMGAARS 389.79; BORTSCHELLER, JAN 30.30; BRADY, SHERRY 46.72; BRIGGS CORPORATION 842.03; BUDGET LIGHTING INC 505.72; BUENA VISTA CO JOURNAL 838.29; BUENA VISTA CO

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TREASURER 994.00; BUENA VISTA GLASS 15.00; BUENA VISTA REGIONAL MED 156.50; BUENA VISTA UNIVERSITY 2,004.00; BURNSIDE, LORNA 19.86; BUSINESS TELEPHONE CO IN 19.89; BV STATIONERY & PRINTING 7,130.30; CARTER, DON C 2.25; CENTRAL IA DISTRIBUTING 858.63; CHEM-PRO INC 267.00; CHEROKEE CO PUBLIC HEALT 3,825.98; CHEROKEE COUNTY SHERIFF 4,140.00; CHINDLUND, ANN 387.84; CHRISTENSEN, ROBERT E. 40.76; CHRISTIANSEN, DIANE 28.20; CITIZENS 1ST NATIONAL BA 600.00; CLAY COUNTY SHERIFF DEPA 264.56; COMMERCIAL SIGN & DESIGN 30.00; COMMUNITY HEALTH PARTNER 3,700.00; CONLEY, BONNIE 421.58; CONTROL SYSTEM SPECIALIS 1,761.45; COUNCIL BLUFFS FAIRFIELD 341.52; CRAMPTON, RANDY 200.00; CRAWFORD CO SHERIFF 42.40; CRIPPIN MD, DAVID 450.00; CROSS AUTO & TOWING 400.00; CULLIGAN 149.40; DATA BUSINESS EQUIPMENT 227.00; DATATRONICS INC 1,148.02; DAVE'S REPAIR 174.50; DAVES SAND & GRAVEL INC 119.71; DELAGE LANDEN FINANCIAL 601.34; DENTAL DISTRIBUTORS INC 217.68; DEPARTMENT OF VETERANS A 820.00; DEPOSITORY TRUST COMPANY 31.30; DES MOINES REGISTER, THE 268.00; DES MOINES STAMP MFG CO 22.00; DICKINSON CO PUBLIC HEAL 1,628.62; DUST-TEX SERVICE INC 134.28; EBERSOLE, GREG L 27.60; ELECTRONIC ENGINEERING 175.00; EXACT EYE CARE 144.95; FAREWAY STORE 1,794.07; FASSLER, JOLEE 5.34; FEEKES FARM CENTER INC 19.50; FERGUSON ENTERPRISES INV 10.94; FIDLAR COMPANIES 364.56; FIRST COOPERATIVE ASSOCI 2,370.39; FISHER, MELANIE 140.63; FLOYD VALLEY COMMUNITY 725.04; FOX VALLEY SYSTEMS INC 76.39; FRANCO TYP-POSTALIA INC 15.50; FRATZKE & JENSEN FUNERAL 1,182.00; FREVERT-RAMSEY-KOBES 86.38; GALBRAITH, LLOYD F 312.76; GALLS INC 67.96; GARBAGE HAULING SERVICE 390.75; GINGERBREAD HOUSE 2,119.32; GRAHAM TIRE CO 728.12; GRIEME, SARA 754.69; GRP & ASSOCIATES 72.00; GUERRA, PAULA 24.00; HABERMAN, JUDY 542.08; HALDIN, RICHARD 209.40; HAMPEL, JOHN 415.00; HANSON PRODUCTS 16.50; HASSARD, ALEEN 200.00; HAVENS & HAVENS LAW FIRM 7,656.51; HEARTLAND INN DES MOINES 143.38; HENRICH, HEATHER 621.88; HENRY CO SHERIFF'S DEPT 32.50; HILDRETH, CINDY 2,853.05; HILLYARD INC 132.16; HIRSCHMAN AUTO SERVICE 55.95; HOLIDAY INN CONFERENCE 71.69; HOLIDAY INN HOTEL & SUIT 132.68; HUDDLESTON, MATTHEW 60.00; HUFFMAN, NEAL 400.00; HULTGRENS-GERLACH INC 7.37; HUNZELMAN PUTZIER & CO 6,211.64; HY-VEE FOOD STORE 89.42; IA ASSN OF NATURALISTS 15.00; ICUBE 200.00; IDA COUNTY PUBLIC HEALTH 4,700.00; INCODE-CMS 25.94; INDEPENDENT BUSINESS SYS 113.53; INFO USA 405.00; INGENIX INC 120.90; IORDANOU, CHRISTOS 500.00; IOWA ASSOC FOR HOME CARE 420.00; IOWA CAREGIVERS ASSOCIAT 60.00; IOWA COUNTY RECORDERS' A 30.00; IOWA DEPT PUBLIC SAFETY 1,635.00; IOWA DEPT TRANSPORTATION 195.00; IOWA DRAINAGE DIST ASSOC 4,200.00; IOWA LAKES ELECTRIC COOP 942.88; IOWA LAW ENFORCEMENT ACA 100.00; IOWA OFFICE SUPPLY 3,425.70; IOWA PRISON INDUSTRIES 521.05; IOWA RIBBON SERVICE 41.20; IOWA STATE ASSOC OF COUN 4,150.00; IOWA STATE UNIVERSITY 251.69; IOWA STATE UNIVERSITY EX 950.00; IOWA TELECOM 303.09; ISCTA 325.00; JANITORS CLOSET LTD 42.24; JOHNSON, CINDY 16.16; JULIUS CLEANERS 1,261.16; KRISTENSEN, BOB 200.00; KUMMERFELDT SERVICE 20.00; KURTZ, RAY 150.00; L & G PRODUCTS INC 110.72; LAW ENFORCEMENT SYSTEMS 388.00; LINGO INC 375.64; LIPPINCOTT WILLIAMS & WI 52.95; LOESS HILLS AREA EDUCATO 1,050.00; LYON COUNTY HEALTH SERVI 3,091.92; MADSEN, LEIGH 38.40; MAINSTAY SYSTEMS INC 228.00; MANGOLD ENVIRON TESTING 251.00; MANGOLD, BILL 109.00; MARATHON, CITY OF 120.00; MASON, ASHLEY 36.80; MASTERCARD 868.57; MAXIMUS INC 4,594.43; MCAFDO 40.00; MCCLURE, DON 15.02; MCCORD MANOR APARTMENTS 207.00; MCCREA ENTERPRISES 23.50; MECHURA ELECTRIC 1,648.90; MEDLINE INDUSTRIES INC 56.57; MERCK HUMAN HEALTH 726.90; MEUSBURGER, LISA 40.35; MEYER, BECKY 97.20; MEYER, JAMES 26.25; MID AMERICAN ENERGY COMP 14,576.40; MID AMERICAN SPECIALTIES 117.01; MIDWEST WIRELESS 1,383.91; MIKES LAWN SERVICE INC 440.40; MINNESOTA INSTITUTE OF P 3,410.00; MURRAY & MURRAY PLC 1,258.00; NACCHO 55.00; NAPA AUTO PARTS 10.49; NELSONS PREMIX & VET 70.15; NEWELL COOP ELEVATOR 183.46; NICHOLS CONSULTING 256.80; NICKOLISEN, DARWIN 200.00; NICOLAISEN, SANDY 78.00; NORTHERN LIGHTS DISTRIBU 4,342.12; NW IA ADTU 6,375.00; NW IA PLANNING & DEV COM 4,019.60; O'BANNON, SHARI 53.10; O'BRIEN CO PUBLIC HEALTH 2,069.32; O'BRIEN COUNTY SHERIFF 70.00; OFFICE SYSTEMS COMPANY 259.00; OHRTMAN, MARY 620.48; OMB POLICE SUPPLY 298.98; OMNI PHOTO 372.67; OSCEOLA COMMUNITY HEALTH 2,077.75; PAGERS INC THE BEEPER PE 47.85; PATHOLOGY MEDICAL SERVIC 1,649.64; PATTON, DAVID 3,679.03; PECK, RON 100.00; PETTY CASH 56.95; PETTY CASH HEALTH DEPT 32.18; PILOT PUBLISHING 960.83;

BUENA VISTA COUNTY

PITNEY BOWES 1,257.00; PITNEY BOWES INC 195.92; POCAHONTAS CO PUBLIC HEA 106.25; POCAHONTAS CO SHERIFF 52.20; POSTMASTER 823.20; PRO COOPERATIVE 450.00; PROCHASKA & ASSOCIATES 3,996.34; PROFESSIONAL ELECTRONICS 77.35; PRONTO MARKET 29.00; PROSECUTING ATTORNEYS 50.00; QUILL CORPORATION 113.37; QWEST 6,461.22; R & D INDUSTRIES INC 3,275.85; RADAR ROAD TEC 210.00; RASMUSSEN FORD MERCURY I 1,237.30; REBNORD TECHNOLOGIES INC 9,932.65; RESSLER DRUG CO 249.82; ROGGE, RENEE A 101.50; ROWLEY RECYCLE CT,HAROLD 14.06; RUST'S WESTERN SHED 20.00; SAC COUNTY HEALTH SERVIC 106.25; SAC COUNTY SHERIFF 220.00; SASSMAN, JEAN L 30.00; SCHUMACHER ELEVATOR CO 557.46; SCHWANZ, DAVID 300.00; SEAGREN, RENE A 559.38; SECRETARY OF STATE 60.00; SECURITY TRUST & 22.00; SEWARD, CINDY 20.00; SHARE CORP 170.00; SHEVEL, SCOTT 600.00; SIMM, ALISHA M 23.00; SIMPLEXGRINNELL LP 802.50; SIOUX CENTRAL COMM SCHOO 1,445.26; SIOUX CENTRAL COMMUNITY 2,729.49; SIOUX CITY JOURNAL 164.20; SIOUX LUMBER 19.32; SIOUX RAPIDS AUTO & 80.30; SIOUX RAPIDS, CITY OF 38.52; SMITH, CRAIG 95.45; SMITH, JULIE 20.94; SOO PRINTING 49.00; SPEERS, TIM 130.02; SPENCER MUNICIPAL HOSPIT 1,750.00; SPORTS REHABILITATION & 816.24; SPRINGHOUSE DIRECT 43.90; ST. LUKE'S REGIONAL MEDI 50.00; STAPLES CREDIT PLAN 299.99; STAR ENERGY LLC 2,199.51; STENOGRAPH LLC 13.14; STORM LAKE AREA DEVELOPM 7,650.00; STORM LAKE COMMUNITY SCH 5,102.36; STORM LAKE POLICE DEPART 27.10; STORM LAKE SIDING AND RO 35.00; STORM LAKE TIMES 1,297.71; STORM LAKE, CITY OF 2,519.80; STORY COUNTY SHERIFFS OF 69.80; STRAWN, KAREN 21.30; STUCKENSCHNEIDER, JODI 19.94; STUCYNSKI, DEWYNE 17.15; SUNSHINE SERVICES 125.50; THEISEN, JODI 31.33; TIBURON INC 3,145.75; TITLE ATLAS COMPANY 362.50; TRAINING RESOURCES 235.00; TRIMARK CENTRAL BILLING 110.00; UNITED BUILDING CENTER 14.70; UNITED STATES POSTAL SER 1,000.00;UNIVERSITY OF IOWA 182.00; UPDYKE, HOPE 486.08; UPPER DES MOINES OPPTY 4,928.75; VALLEY PHARMACY 7.11; VAN HOOSER, MARK 30.90; VEEHOFF KEY & LOCK 6.32; VENEGAS, ERICKA 23.36; VISA 1,598.79; VISTA ESTATES INC 200.00; WAL-MART PHARMACY #10-15 89.62; WALMART BUSINESS/GECE 18.46; WALMART COMMUNITY 62.65; WALMART COMMUNITY BRC 31.69; WELLMARK INC 2,501.00; WELLS FARGO BANK MINNESO 160.00; WESTERN IOWA TOURISM REG 250.00; WESTVIEW PARK 345.00; WHELAN-BENTLEY INC 69.60; WILSON, PATRICK J 216.00; WOGAHN, RUTH 194.56; WOODBURY CO SHERIFF 21.80; YOUNGS 38.71; ZEE MEDICAL SERVICE CO 101.10

0002 GENERAL SUPPLEMENTAL: AMERICAN LEGION POST 394 45.00; ANDERSON, RAYMOND 72.50; AT & T 9.07; AT & T: UNIVERSAL BILLE 3.08; BOYS AND GIRLS HOME RES 3,361.82; BREWER, ANNE 72.50; BUENA VISTA CO JOURNAL 403.06; BUENA VISTA CO. SHERIFF 33.45; CARTER, KEITH 72.50; CHEROKEE COUNTY SHERIFF 48.00; CLARINDA YOUTH CORP 1,623.78; CLAUSEN, DEBRA A 72.50; DRIVER, AURLETTE 72.50; EDDIE, MARY 72.50; ENGELMANN, MELINDA 69.60; EVERS, VALITA 20.00; FASTENOW, PEG 76.10; FREDERIKSEN, FERNE 84.16; GALBRAITH, LLOYD F 86.30; GIBBONS, LEONA 72.50; HANSEN, KATHRYN 73.05; HOFERMAN, MARGIE 88.00; HULSEBUS, JOAN 101.50; IOWA LAW REVIEW, THE 43.00; KAUFMAN, VIVIAN 77.50; KENNEDY, DOROTHY J 7.75; KENNEDY, SUSAN 13.80; KESTEL, DOREEN 72.50; KIRKPATRICK, DOROTHY 72.50; KREBS, JUDY 70.68; KROHN, DOROTHY 79.17; LAMPE, ELEANOR 97.30; LUSSMAN, ZACH 5.00; MACK HANSEN GADD ARMSTRO 90.00; METHODIST MANOR 45.00; MOVALL, WANETTE 84.70; NOTHWEHR, CARLENE 107.50; NW IA ADTU 4,337.00; NW IA YOUTH EMERGENCY SE 14,550.00; OLSON EATON SVENDSEN INC 109,003.50; PEDERSEN, ADAM 9.64; PEMBERTON, ARDYS 25.38; PERRIGO, BEVERLY 72.50; PETERSON PATRIOT, THE 96.30; PETERSON SENIOR CENTER 45.00; PILOT PUBLISHING 352.00; QWEST 260.18; RADKE, MARGARET 72.50; RASSLER, REBECCA 72.50; RICE, MONICA 89.50; RICE, RICHARD 76.63; ROWLEY, MARTY 70.98; SAC COUNTY SHERIFF 55.90; SASSMAN, JEAN L 602.45; SEXTON, RUTH 72.50; SHEARER, DARLENE 79.17; SIEVERS, DELORES 148.64; SIEVERS, ROGER D 243.30; SIMONS, CLYDE A 77.50; SMITH, MARY 32.63; SORENSEN, ARLENE 72.50; SPECTRA HEALTH CARE INC 1,079.16; STAUBER, LINDA 72.50; STEPHENS, MYRTLE 77.50; STRAIT, SHIRLEY 7.25; STRAWN, KAREN 187.25; SUNDBLAD, MARY 75.50; SVENDSEN, KEEGAN 7.32; SWANSON, SANDY 25.38; SYNERGY CENTER 1,820.00; THE TRAVELERS 1,944.00; THEELER, FAY 72.50; TREASURER STATE OF IOWA 19,590.38; TSCHERTER, ESTELLA 72.50; VEEHOFF, MARY 72.50; WEBSTER COUNTY SHERIFF 24.00; WEDEKING, MARTIN 72.50; WESSENDORF, GRACE 93.10; WESSMAN,

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ARLENE 74.60; WEST GROUP PAYMENT CENTE 3,315.04; WILKENS, LUCILLE 103.90; WISE, DARLENE 117.00; YOUTH SHELTER CARE OF NO 570.90

0010 MH-DD SERVICES FUND: ANDERSON, CHARLEEN 413.78; AT & T 115.09; AT & T: UNIVERSAL BILLE 70.74; B V CO SECONDARY ROAD 40.94; BUENA VISTA CO. SHERIFF 275.68; BV CO HOMEMAKER 247.00; BV STATIONERY & PRINTING 231.42; CCMS 300.00; CLAY COUNTY SHERIFF DEPA 147.50; COUNTY CASE MANAGEMENT S 1,400.00; DEPARTMENT OF HUMAN SERV 55,555.23; DEPT OF HUMAN SERVICES 2,180.50; DEPT OF HUMAN SERVICES D 52,760.57; DEPT OF HUMAN SERVICES-A 7,233.08; ETC 1,393.00; GANNON CENTER 31.65; GANNON CENTER: COMMUNIT 165.30; GENESIS DEVELOPMENT 76,510.56; HOLIDAY INN 147.66; HOLIDAY INN CONFERENCE 532.18; IA ASSOC OF COMMUNITY PR 155.00; IDA SERVICES INC 2,803.58; IOWA RIBBON SERVICE 61.80; IOWA STATE ASSOC OF COUN 2,530.00; MACK HANSEN GADD ARMSTRO 1,135.00; MENTZER, DAWN 308.10; MID-STEP SERVICES INC 1,516.54; MIDWEST WIRELESS 396.03; MILLS-THOMAS, TAMI 74.96; PETTY CASH 83.66; PLYMOUTH LIFE INC 2,690.40; POSTMASTER 597.00; QWEST 384.86; REGIONAL TRANSIT AUTH 2,087.00; REM ATLANTIC INC 5,755.52; REM DEVELOPMENTAL SERVIC 486.91; SEASONS CENTER FOR COMMU 35,545.20; SPECTRA HEALTH CARE INC 14,256.95; STAR ENERGY LLC 264.09; TREASURER STATE OF IOWA 3,390.24; VILLAGE NORTHWEST UNLIMI 2,630.52; WOLTMAN, WANDA 92.99

0011 RURAL SERVICES: AG PARTNERS L.L.C. 3.50; AT & T 21.97; AT & T: UNIVERSAL BILLE 17.68; B V CO SECONDARY ROAD 253.46; IOWA DEPT OF AG & LAND S 42.83; IOWA OFFICE SUPPLY 75.88; LUND, NORMAN J 357.71; PILOT PUBLISHING 97.61; QWEST 130.09; ROWLEY RECYCLE CT, HAROLD 35,075.50; TERRACON INC 4,247.50; TITLE ATLAS COMPANY 72.50; WILEY, DAVID 111.15

0020 SECONDARY ROADS: A & D TECHNICAL SUPPLY C 520.00; AG PARTNERS L.L.C. 2,964.17; AIR FILTER CLEANING SERV 263.04; ALBERT CITY, CITY OF 61.40; ALLIANT ENERGY 1,419.86; ALTA MUNICIPAL UTILITIES 133.51; AMES BAYMONT INN & SUITE 68.20; ARNOLD MOTOR SUPPLY 419.91; AT & T 80.52; AT & T: UNIVERSAL BILLE 49.05; BARGEN INC 27,020.40; BARRY MOTOR COMPANY 20.76; BECK EXCAVATING INC 27,420.12; BLACKTOP SERVICE COMPANY 5,528.25; BOMGAARS 780.80; BRISBOIS BRUSH 167.00; BROWN SUPPLY CO 925.00; BUENA VISTA CO JOURNAL 16.60; BUENA VISTA CO TREASURER 5,662.00; BUENA VISTA GLASS 50.00; BUENA VISTA REGIONAL MED 239.00; BUILDERS SHARPENING & SE 4.06; BUSHLOW'S TRUCK SALES 910.24; BV STATIONERY & PRINTING 87.37; C J COOPER & ASSOCIATES 203.00; CALHOUN-BURNS & ASSOC IN 4,623.50; CCP INDUSTRIES INC 264.50; CENTRAL SERVICE & SUPPLY 2,332.07; COCKBURN SEEDING & FENCI 750.00; CYLINDER EXPRESS 24.00; ENGEL AGRI SALES CO 32.76; ENGEL AGRI-SALES CO 162.83; EQUITY CONTRACTING INC 3,442.64; FIBELSTAD, MARIE 46.31; FIRST COOPERATIVE ASSOCI 11,364.87; FITZPATRICK AUTO CENTER 115.92; FLANIGAN, TOM 137.75; FORT DODGE ASPHALT CO 18,115.00; G&K SERVICES 406.90; GARBAGE HAULING SERVICE 179.25; GATEWAY COMPANIES INC 928.00; GRAHAM TIRE CO 321.31; GRAVES CONSTRUCTION CO 20,477.12; H.T.C. INC 2,700.00; HALLETT MATERIALS 181,147.93; HIWAY TRUCK EQUIPMENT 43.50; HOFFARD, MARK S 151.62; HOTOVEC, RICK 325.00; HULTGRENS-GERLACH INC 955.84; ICEOO 125.00; INDUSTRIAL SUPPLY SOLUTI 1,848.00; INTERSTATE BATTERY SYSTM 628.65; IOWA AUTO SUPPLY 179.18; IOWA DEPT TRANSPORTATION 2,189.56; IOWA DNR 25.00; IOWA FEEDERS SUPPLY 1,094.25; IOWA OFFICE SUPPLY 303.95; IOWA PETROLEUM EQUIPMENT 213.55; IOWA PRISON INDUSTRIES 4,001.46; IOWA STATE UNIVERSITY 225.00; ITES, JON 28.44; JANITORS CLOSET LTD 225.60; KIMBALL-MIDWEST 285.07; KOOIKER INC 17,655.00; KRYGER GLASS COMPANY 445.32; KUEHL & PAYER LTD 1,750.00; L & M ELECTRONICS INC 380.00; LAKE ELECTRIC SUPPLY 25.32; LAKE VIEW CONCRETE PRODU 11,174.40; LAKESIDE MARINA 26.25; LARSON OIL & DISTRIBUTIN 919.65; LINN GROVE, CITY OF 76.35; LULLMANN, KEVIN 184.28; LUNDELL CONSTRUCTION CO 18,913.07; MACKAY JR, ARCHIE 125.00; MARATHON, CITY OF 172.92; MARTIN EQUIPMENT OF ILLI 32.55; MARTIN MARIETTA MATERIAL 2,127.43; METEORLOGIX 481.00; MID AMERICAN ENERGY COMP 2,401.93; MID-IOWA SALES COMPANY 91.33; MIDWEST WIRELESS 684.49; MILTS SERVICE CENTER 1,294.19; MIRACLE MUDJACKING CO 2,490.00; NAPA AUTO PARTS 627.51; NELSONS PREMIX & VET 720.95; NEW SIOUX CITY IRON CO 529.04; NEWELL COOP ELEVATOR 240.09;

BUENA VISTA COUNTY

NEWELL, CITY OF 70.35; NORTH LAKE TRUCK REPAIR 220.93; O'REILLY AUTOMOTIVE INC 236.55; OLSEN WELDING & MACHINE 165.25; OVERMOHLE, MIKE 122.91; PETERSON READY MIX 476.00; PICKHINKE, GARY 712.75; PILOT PUBLISHING 2.59; POSTMASTER 60.00; PRO COOPERATIVE 2,220.00; QWEST 780.54; R & D INDUSTRIES INC 162.38; RASMUSSEN FORD MERCURY I 55.78; REGIONS INTERSTATE BILLI 63.99; REMBRANDT, CITY OF 87.00; ROHLIN CONSTRUCTION CO 104,154.58; RUSSELL'S READY MIX 3,846.50; SAFETY KLEEN CORP 278.90; SCHUELKE AUTO COMPANY 89.70; SEXTON, MIKE 325.00; SHARE CORP 23.95; SIOUX CITY TRUCK AND TRA 327.14; SIOUX LUMBER 8.95; SIOUX RAPIDS, CITY OF 114.00; STAR ENERGY LLC 23,330.80; STORM LAKE HYDRAULICS 180.73; STORM LAKE TIMES 35.70; STORM LAKE, CITY OF 348.49; TITLE ATLAS COMPANY 72.50; TREASURER STATE OF IOWA 80.00; TWO RIVERS LIFT & EQUIPM 35.85; U S POSTAL SERVICE 210.85; UNITED BUILDING CENTER 139.06; VAN'S AUTOMOTIVE 95.95; VERMEER SALES & SERVICE 138.13; VISA 29.99; VOGEL TRAFFIC SERVICES I 17,949.00; WARRENS SERVICE INC 55.00; WOLF, STEVEN 58.76; YOCUM OIL COMPANY INC 2,029.30; ZIEGLER INC 10,682.80

0100 D.D. #1: KUEHL & PAYER LTD 39,522.86

0176 D.D. #20: KUEHL & PAYER LTD 29.00

0200 D.D. #34: CHRISTIAN BROS EXCAVATIN 3,950.00; KUEHL & PAYER LTD 1,111.45; MACK HANSEN GADD ARMSTRO 137.50

0274 D.D. #47: KUEHL & PAYER LTD 105.00

0644 D.D. #274 MAIN: CARLSON CONTRACTING INC, 20,693.30; CHEM-TROL INC 282.40; KUEHL & PAYER LTD 7,251.78; SAC CO AUDITOR 5.36

1500 CAPITAL PROJECTS: CONTROL SYSTEM SPECIALIS 1,939.93; DELL MARKETING LP 8,787.00; FITZPATRICK AUTO CENTER 28,950.00; INN XLK STORM LAKE 154.56; LOGISTIC SYSTEMS INC 822.00; MICRO WAREHOUSE 1,212.05; NEPPLE ELECTRIC INC 215.38; PROCHASKA & ASSOCIATES 3,469.66

1510 CAPITAL PROJECTS-DREDGE: ADAMS TACKLE AND MARINE 140.25; ALLIED RUBBER & RIGGING 2,616.60; B V CO SECONDARY ROAD 1,104.90; BARGLOFF & COMPANY 4,917.50; BERGHORST & SON INC 29,666.30; C&H HEAVY DUTY SPECIALIS 4,980.00; DULTMEIER SALES 1,470.23; HUMCO MARINE PRODUCTS IN 977.94; LUNDELL CONSTRUCTION CO 1,375.00; OLSEN WELDING & MACHINE 13,774.36; OLSON EATON SVENDSEN INC 640.00; STORM LAKE HYDRAULICS 2,853.58; VISA 12.51

1520 CAPITAL PROJECTS-DEBT SERVICE: ELECTRONIC ENGINEERING 1,811.84; EMERALD SYSTEMS INC 50,000.00; IOWA PRISON INDUSTRIES 416.88; R & D INDUSTRIES INC 10,160.64; RASMUSSEN FORD MERCURY I 32,596.00; REBNORD TECHNOLOGIES INC 344.95

3500 BUCKINGHAM ESTATE TRUST: EXACT EYE CARE 158.00

4000 DISASTER SERVICES: AT & T 47.40; AT & T: UNIVERSAL BILLE 41.18; BARRITT, AIMEE 500.00; BV STATIONERY & PRINTING 60.49; CHRISTENSEN, ROBERT E. 621.00; DAIRY QUEEN BRAZIER 150.00; HY-VEE FOOD STORE 9.35; MASTERCARD 405.31; MIDWEST WIRELESS 136.59; NATIONAL CRIME PREVENTIO 17.45; OMNI PHOTO 44.47; QWEST 130.09; R & D INDUSTRIES INC 65.00; SWANGER, CAROL 47.88; TITLE ATLAS COMPANY 72.50

4010 E911 SURCHARGE FUND: ALTA MUNICIPAL UTILITIES 449.46; AT & T 20.80; AT & T: UNIVERSAL BILLE 15.16; CDW GOVERNMENT INC 1,694.44; COLOR-IZE INC 50.50; COMMERCIAL SIGN & DESIGN 230.00; DAY, CHRISTINE M 20.00; ELECTRONIC ENGINEERING 30.00; IOWA COMMUNITES POOL ADM 2,395.24; IOWA TELECOM 1,772.28; LIVERMORE TELEPHONE & CO 7.15; MICRO WAREHOUSE 204.74; MID AMERICAN SPECIALTIES 988.80; MIDWEST WIRELESS

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207.97; NEWTON MANUFACTURING CO 347.07; NICOLAISEN, SANDY 20.00; OLSEN WELDING & MACHINE 24.00; PROFESSIONAL ELECTRONICS 288.00; QWEST 1,353.75; TELTRONICS INC 975.00; VAN HOOSER, MARK 27.00; VISA 1,990.75; WALMART COMMUNITY BRC 49.63

4150 3-COUNTY EMPOWERMENT AGENCY FUND: ARMSTRONG, CAROLYN 18.45; B V COUNTY HEALTH DEPT 13,690.63; BEDELS DRIVE-IN PHARMACY 42.50; BRIEST, DIANE 629.50; BUENA VISTA COUNTY REGIO 3,140.00; BUENA VISTA REGIONAL MED 3,591.25; CITY OF KIRON 187.14; CRAWFORD COUNTY HOME HEA 12,391.06; FRONTIER COMMUNICATIONS 90.76; HY-VEE FOOD STORE 41.04; JAMBOREE FOODS 35.53; JESTER INSURANCE SERVICE 650.00; KIDS WORLD 323.63; LUTHERAN SERVICES IN IOW 13,637.66; LUTHERAN SOCIAL SERVICES 4,754.61; MARCH OF DIMES 163.80; MELD 342.84; MIDWEST WIRELESS 162.12; OHRTMAN, MARY 10.45; OSBORNE, ANN 29.30; PHONE STORE 40.00; POSTMASTER 555.00; REHM, SHELLEY 150.00; SAC CITY FOOD PRIDE 147.66; SAC COUNTY HEALTH SERVIC 13,515.00; ST ROSE OF LIMA PRESCHOO 3,206.98; SUBWAY 145.78; VIKING OFFICE PRODUCTS 904.08; WALMART COMMUNITY 119.04; WALMART COMMUNITY BRC 64.01; ZION LUTHERAN PRE SCHOOL 3,499.95

4151 BV CO EMPLOYEE HEALTH FUND: WELLMARK BENEFIT CONSULT 446.00; WELLMARK BLUE CROSS & BL 293,096.78

4152 BV CO EMPLOYEE FLEX BENEFIT FUND: FLEXIBLE BENEFITS 10,595.70

BOARD OF SUPERVISORS MEETING FORTY-SEVENTH MEETING, 2003 SESSION (47) OCTOBER 28, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, October 28, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes--Burnside, Gustafson, Lanphere, Vail, and Crampton, Nays—none, Abstentions--none.

Wellmark Representatives Ally Child and Frank Stork met with the Board as a part of their company's efforts to introduce Wellmark officials to its clients. Stork, Associate General Counsel, Governmental Relations, discussed what Wellmark is doing to promote sound public policy to limit or reduce healthcare costs. Wellmark has made it a priority to reduce their administrative costs. Child discussed Wellmark's "Decisions Count" program which is designed to encourage consumers to become better informed about health care costs and what they can do to help control them. This program is available to the county at no cost and includes brochures and activity ideas.

Engineer Jon Ites provided final estimates for payment on 4 projects. Motion by Burnside to approve and to authorize the Chairman to sign final estimates for payment on **project #'s L-FM-601—73-11, FM-CO11(46)—55-11, FM-CO11(52)—55-11, FM-CO11(38)—55-11**. Carried.

Ites reported considerable beaver activity in the county. The tile crew has suggested that if the **beaver control incentive** were increased in time for the first month of the trapping season, perhaps there would be more interest in trapping, and more beaver taken out before the dams are built and re-built. Motion by Gustafson to pay \$40/tail effective November 1st for beavers trapped during November and

BUENA VISTA COUNTY

December, 2003, with claims to be accepted until January 3, 2004; claims turned in after January 3, 2004, will be paid at \$25/tail; the policy includes both drainage district and non-drainage district incentive programs. Carried. The auditor was directed to issue a press release to increase interest in trapping and to advise trappers of the dates.

Motion by Burnside to approve and to authorize the Chairman to sign the utility construction permit application of Iowa Lakes Electric Cooperative, Estherville, Iowa, to install single phase 7400 volt overhead line to replace existing underground electric cable along C-49 from 1 mile west of M-50 east for 4½ miles. Carried.

Ites reported that IDOT requires a sight distance of less than 500 feet before approving school bus stop sign requests.

Local Effort (property tax) for the FY'05 secondary road budget: Motion by Gustafson to delay the purchase of a motorgrader and the Radio Road project and keep the levy rate at the same level for FY'05 as for FY'04 (the levy for secondary roads from the General Basic Fund-\$1.13078, and from the Rural Basic Fund-\$2.32790). Ayes-Gustafson. Nays-Burnside, Lanphere, Vail. Abstentions-Crampton. The motion failed. Motion by Vail to levy property tax in FY'05 for the secondary road department at the following rates \$.16875 from the General Basic Fund and \$.2703375 from the Rural Basic Fund, which is an increase in the rate and a decrease in the dollars from the FY'04 budget. The roll call vote was: Burnside-aye, Gustafson-nay, Lanphere-aye, Vail-aye, Crampton-aye. This motion carried. Lanphere stated that he had voted against Gustafson's proposal because there was too much in a single motion. He would be interested in discussing the other items separately.

S.H.I.E.L.D. Coordinator Mike Raner gave a review of his program, its history, and the services received by Buena Vista County, including required safety training programs for OSHA compliance, documentation of training sessions and attendance, work site inspections and review, policy and program review with regard to changes in the law, and assistance with OSHA inspections. His university training is in the field of workplace safety and he is a certified OSHA trainer.

Cindy Richardson was present on behalf of her brother, Jon Drilling, who has made a request to the County to acquire ownership or easement of land from the county for access to property Drilling owns near Sioux Rapids. The parcels owned by the county, like Drilling's property, do not have road access. If the county gave an easement or sold the property it owns, Drilling would still need access across private property to get to a road. Drilling has the right as an individual to condemn for access. Lanphere suggested a meeting of the landowners to discuss this issue, with the county to mediate the various interests. Vail would like to see Drilling first approach Steve Rice to see if he can obtain access across Rice's property. Lanphere noted that he would favor granting an easement for any landlocked owner, but does not favor selling the property in the county's name.

Hiring freeze: Motion by Lanphere to take from the table the motion on the hiring freeze (tabled 10/14/03). Carried. The 10/14 tabled motion: Motion by Lanphere to impose a hiring freeze for all full employees effective immediately for all new or replacement personnel, and noting that department heads can and should plead their case before the Board for exceptions to this policy. Ayes-Gustafson, Lanphere. Nay-Burnside Vail. Gustafson requested that the Board be polled. Burnside-nay, Gustafson-aye, Lanphere-aye, Vail-nay, Crampton-aye. The motion carried. Motion by Lanphere to approve filling the vacancy for the fulltime case manager; the hiring process is already in progress for that replacement. Carried.

Motion by Burnside to approve the minutes of the 10/21 meeting as amended. Carried.

Motion by Vail to approve and to authorize the Chairman to sign Resolution 2003-10-28 which approves the Iowa Mutual Aid Compact. Carried.

RESOLUTION 2003-10-28

BOARD OF SUPERVISORS

WHEREAS, emergencies and disasters transcend jurisdictional boundaries, making intergovernmental coordination essential in successful emergency response efforts; and

WHEREAS, there will inevitably be emergencies which require immediate access to outside resources due to the fact that few individual governments have all of the resources they may need in every type of emergency; and

WHEREAS, Senate File 2124, approved by the Second Session of the 79th General Assembly in 2002, creates Iowa Code section 29C.22, the Statewide Mutual Aid Compact; and

WHEREAS, the Statewide Mutual Aid Compact allows participating counties, cities and other political subdivisions to provide in advance for mutual assistance in managing any emergency or disaster;

THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY, that in order to maximize the prompt, full and effective use of resources of all participating governments in the event of an emergency or disaster, the County hereby adopts the Statewide Mutual Aid Compact which is attached hereto and incorporated by reference.

/s/ Herb Crampton, Chairperson, Board of Supervisors Attest: /s/ Karen M. Strawn, County Auditor

Motion by Gustafson to approve and to authorize the Chairman to sign a **letter of support** for the housing grant application to be submitted by the City of Storm Lake to the Iowa Department of Economic Development. Carried.

Motion by Vail to approve and to direct the auditor to **void warrant** #158385 for \$263.04, issued 8/12/03 (payable to Air Filter Cleaning Service) and to re-issue the warrant, the original having been lost in the mail. Carried.

There being no further business, motion by Burnside to adjourn the meeting at 12:25 p.m. until Tuesday, November 4 at 8:30 a.m. for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FORTY-EIGHTH MEETING, 2003 SESSION (48) NOVEMBER 4, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, November 4, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes--Burnside, Gustafson, Lanphere, Vail, and Crampton, Nays—none, Abstentions--none.

BUENA VISTA COUNTY

Environmental Health/Zoning Director Kim Johnson reported on a number of items for her department. Fees have been received for variances on 27 turbines in 17 locations in Maple Valley Township for the windfarm being developed by Clipper Wind Development. The Board of Adjustment will meet on 11/10/2003, and at that time will also take action on a special use permit for the Storm Lake dredging operation. The Board will be receiving a request for a waiver on a hog confinement operation, which is being required by DNR. Jack Sheaffer is now proposing a location behind NW Concrete on ground owned by Craig Wells for the Sara Lee lagoon. Johnson presented a report on the filing status for MMP's (since March 1, 2003). There are a total of 135 plans in Buena Vista County. Another report showed the amount of property tax required to support the programs administered in her department.

Extension Director Rhonda Christensen and Council members Dawn Prosser & Shelley Hohneke were present to discuss Extension Services in Iowa. Christensen gave a history of how Extension began, and the services now provided. Motion by Lanphere to approve and to authorize the Chairman to sign Resolution 2003-11-04 recognizing the contributions of **Iowa State University Extension** during its first 100 years. Carried.

RESOLUTION 2003-11-04

IOWA STATE UNIVERSITY EXTENSION 100 YEAR RESOLUTION:

WHEREAS, in Buena Vista County, cooperative agricultural extension work as now conducted throughout the United States was first established; and

WHEREAS, this plan was conceived by Perry G. Holden of Iowa State College, the Sioux County Farmers' Institute and the Sioux County Board of Supervisors on February 18, 1903; and

WHEREAS, the first work undertaken was the farmers' seed corn which the first mass effort to improve corn that started as a movement that spread over Iowa and the corn belt; and

WHEREAS, the Buena Vista County Board of Supervisors wishes to recognize the historical significance of this one hundred year anniversary of the establishment of County Extension Services;

NOW, THEREFORE, BE IT RESOLVED, that the Buena Vista County Board of Supervisors supports participation in this historical event by celebrating with the Buena Vista County Extension Service, Iowa State University and other interested entities and individuals this milestone on November 19, 2003, at 10:00 a.m. – 5:30 p.m. in the AEA Building, 824 Flindt Drive;

BE IT FURTHER RESOLVED that the purpose of this celebration is to acknowledge the profound effect that the Extension Service has had on the progress made in agriculture and improving the equality of life in rural Iowa over the past one hundred years.

APPROVED AND SIGNED this 4th day of November, 2003.

/s/ Herb Crampton, Chairman, Buena Vista County Board of Supervisors

Motion by Gustafson, due to the county's budget situation and having signed no contract with them, to pay none of the bills from the Boys and Girls Home, Sioux City, the claims being for **shelter care services** which are non-mandated services. Carried.

Motion by Burnside to approve the **employment** of Kara Napierala as a case manager in the Community Services Department effective 12/1/2003 at the rate of \$13.46/hr. Carried.

Assessor Ted Van Grootheest reviewed his analysis of the impact of using a 10 year rolling average on productivity figures for agland valuations.

BOARD OF SUPERVISORS

Lanphere left the meeting.

Sheriff Chuck Eddy discussed replacement vehicles for next year's budget. Currently the vehicles are traded when they reach 120-150,000 miles. He asked if the Board wanted to proceed with a program to pursue the collection of delinquent fines. Court fines which are 90 days delinquent can be collected by the county for 35% of the fine. The Board was interested. Eddy will ask Assistant County Attorney Rick Kimble to check into charging a fee to those persons who are put on probation, the fee to be for the Sheriff's supervision of probation. He also reported that the new deputy, Lori Huegerich, will be attending the law enforcement academy after January 1.

SLADC Executive Director Gary Lalone was present to discuss the Board's expectations for his organization since the county provides a significant portion of their funding. Gustafson suggested that he would like to see a coalition of economic development groups with a focus on the Hwy 71 corridor, and would request the group's support in defending local government with our legislators.

New information was received about the status (mandated vs. non-mandated) of **shelter care services**. It appears that the county is liable for the portion of the cost between the state's capped rate and the statewide average. The state's rate was frozen by the 2003 legislature, but the county's cost was increased. Letters will be sent to our legislators.

Motion by Burnside to approve and to authorize the Chairman to sign the 2nd payment voucher for a draw of CDBG funds for the **Clay Regional Water project**. Ayes—Burnside, Gustafson, Vail, Crampton. Nays-none. Carried.

Motion by Vail to approve and to authorize the Chairman to sign the wetland agreement with David Dudycha for **DD #22Jt.** Ayes—Burnside, Gustafson, Vail, Crampton. Nays-none. Carried.

Motion by Gustafson to approve and to authorize the Chairman to sign the work order for a proposed repair in Cedar Township, Sac County, for **DD #19-26 Jt.** Ayes—Burnside, Gustafson, Vail, Crampton. Nays-none. Carried.

Motion by Gustafson to approve and to authorize the Chairman to sign payment voucher #2 and change order #1 for L. A. Carlson Contracting for the **DD #274 Jt.** project. Ayes—Burnside, Gustafson, Vail, Crampton. Nays-none. Carried.

Motion by Vail to approve the **establishment of Fund 2010** for debt service property tax collections for capital projects purchased with proceeds of a loan authorized 5/13/2003, and to authorize the auditor to make a corrective transfer of said collections to said fund. Ayes—Burnside, Gustafson, Vail, Crampton. Nays-none. Carried.

Motion by Burnside to approve the **minutes** of the 10/28 meeting as printed, and the following **reports**: July-Aug-Sept minutes of the Communications Commission, 1st Qtr Recorder's fees, 1st Qtr Farm to Market Fund, 10/15 samples test – Mangold Environmental at Spectra lagoon, and October budget reports; also reviewed were--IRS non-discrimination reports – on health insurance, medical reimbursement and dependent care benefits for 8/1/02-7/31/03, annual report of Genesis Development, annual report of the 3rd Judicial District Dept. of Corrections. Ayes—Burnside, Gustafson, Vail, Crampton. Nays-none. Carried.

Motion by Vail to approve the **establishment of Fund 0029** –Clay Regional Water CDBG Fund, and to authorize the auditor to issue a warrant to Clay Regional Water from that fund in the amount of the funds received 11/3/03 (\$42,387.00) from the Iowa Department of Economic Development. Ayes—Burnside, Gustafson, Vail, Crampton. Nays-none. Carried.

BUENA VISTA COUNTY

There being no further business, motion by Vail to adjourn the meeting at 12:00 p.m. until Monday, November 10 at 1:00 p.m. for a special session to canvass the 2003 Municipal Election, and to conduct a completion hearing for DD #274. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FORTY-NINTH MEETING, 2003 SESSION (49) NOVEMBER 10, 2003

The Buena Vista County Board of Supervisors met in special session on Monday, November 10, 2003 at 1:00 P.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, and Vail, and with Auditor Strawn as clerk for the meeting. Absent: Lanphere.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes--Burnside, Gustafson, Vail, and Crampton, nays-none, abstentions-none.

Upon completion of the **CANVASS** of the 11/4/03 municipal elections pursuant to Chapter 50.24 of the 2003 Code of Iowa, motion by Vail, to declare the results of the canvass as follows, and to direct the Auditor to prepare abstracts and certificates of election as required: (* = elected) Carried. (Total voters, all cities: 1,878).

ALBERT CITY - total voters - 131

MAYOR (2 YR)

CARL ERICKSON JR.	123*
SCATTERING	6

COUNCIL MEMBERS (3 - 4 YR.)

DOUGLAS V. ANDERSON	123*
ABE J. FALKENA	92*
NORMAN L. HANSON	109*
ALLEN B. ROMO	57
SCATTERING	1

ALTA - total voters - 504

MAYOR (2 YR)

RON GULLICKSON	73
COURTNEY LYTL	305*
RICHARD CURLY MORRIS	110
SCATTERING	14

COUNCIL MEMBERS (3 - 4 YR.)

KENNETH CARTER	109
MOLLY ELSTON	181*
BRUCE FREDERICK	287*
MICHAEL J. HOLTON	301*
CHRIS LEDOUX	90
VERONICA W. MC FADDEN*	168
SUSAN PIERCY	174
MARK VAN HOOSER	108
SCATTERING	5

PARK BOARD MEMBER (1 - 6 YR)

DAVE SCHMITZ	397*
SCATTERING	19

PARK BOARD MEMBER-TO FILL VACANCY

TONY WEILAND	17*
JERRY BUCHENDAHL	14
SCATTERING	35

LAKESIDE - total voters - 56

MAYOR (2 YR)

COUNCIL MEMBERS (2 - 4 YR)

BOARD OF SUPERVISORS

GENE MANDERNACH	45*	BURTON E. BONEBRAKE	44*
SCOTT L. SCHWALLER	11	MARCELLA KOTH	43*
		SCATTERING	8

LINN GROVE - total voters - 79

MAYOR (2 YR)

DENNIS GRAESING	47*
AMY JESSEN	27

COUNCIL MEMBERS (5 - 2 YR)

RONDA ELLIS	73*
DENISE JURGENSEN	68*
JOHN E. SMITH	66*
ROBERT L. WADLSEY	61*
SHERI WEIER	55*
BEV BRAUHN	19
ALLAN WALQUIST	12
STEVEN JESSEN	10
SCATTERING	24

MARATHON - total voters - 33

MAYOR (2 YR)

DANA C. SNOW	31*
SCATTERING	2

COUNCIL MEMBERS (3 - 4 YR.)

STARR ABBAS	32*
SHERIE L. ELBERT	31*
ALAN KINNETZ	33*

NEWELL - total voters - 46

COUNCIL MEMBERS (2 - 4 YR.)

STANLEY C. HENRICH	33*
MARK PUHRMANN	34*
SCATTERING	10

PARK BOARD MEMBER

KENT WOLCOTT	40*
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REMBRANDT - total voters - 39

MAYOR (4 YR)

KEN RASSLER	27*
ROGER PETERS	8
SCATTERING	3

COUNCIL MEMBERS (2 - 4 YR)

DANIEL S. BRECHER	26*
DAMON HICKMAN	16
ROGER PETERS	20*
SCATTERING	8

SIOUX RAPIDS - total voters - 70

COUNCIL MEMBERS (3 - 4 YR)

GARY ISAACSON	50*
DAVID RASSLER	55*
DAVE ALTHAUS	24*
SCATTERING	52

STORM LAKE - total voters - 901

COUNCIL MEMBERS (3 - 4 YR)

WALLACE E. BURNS	479*
JULIE EGLAND	448*
JEANNIE IORDANOU	379
THOMAS J. McCLINTON	354
SARA MONROY-HUDDLESTON	557*
ALBERT E. WHITE	326
SCATTERING	1

TRUESDALE - total voters - 19

MAYOR (2 YR)

MICHAEL J. MEUSBURGER	9*
SCATTERING	6

COUNCIL MEMBERS (5- 2 YR)

LINDA WEILAND ANDERSON	15*
DARCEL BUCHHOLZ	15*

BUENA VISTA COUNTY

STAN BUCHHOLZ	18*
JAMES WEILAND	16*
BARRY MEYER	7*
SCATTERING	8

Vail left the meeting.

2:00 p.m.—The time having arrived for the **DD#274Jt. completion hearing**, the Chairman opened the hearing with the following persons present: Buena Vista County-Lorna Burnside, Jim Gustafson, Herb Crampton, & Auditor Karen Strawn; Sac County-Jack Bensley, Dean Hecht, Dean Stock; and Engineer Ivan Droessler.

Motion by Burnside, second by Hecht, that Crampton serve as Chairman and Strawn as Secretary for the meeting. Ayes—all. Carried.

The Chairman asked Droessler to proceed. Droessler noted that there were no landowners present, and verified with the Auditor that no damage claims had been filed. He gave a brief review of the history of the project. In 2001 S&S Farms had requested approval to cleanout their portion of the ditch. An investigation by Engineers Kuehl & Payer indicated that if only that portion of the ditch was cleaned, S&S Farms would receive very little benefit due to the level of sediment in the remainder of the ditch. S&S Farms filed a petition for cleanout in July, 2002. Kuehl & Payer Ltd., engineers, filed their report on 2/11/2003. At the 3/25/2003 hearing, landowners requested that no surface pipe be installed, that landowners be allowed to do their own leveling and seeding, and that tile outlets be replaced only as needed.

Kuehl & Payer filed final plans on 4/29/03, with bid letting on 5/20/03. The engineer's estimate was \$28,137. 4 bids were received with a high of over \$40,000, and the low of L.A. Carlson, Merrill, Iowa, being accepted at \$28,085.66. Construction began in August, with the work being substantially completed by 9/16/03. A couple storm events caused the need for some changes – more rip rap was placed in the ditch. The project was complete 9/31/03. The engineer filed his final report on 10/14.

The final contract total with changes was \$28,156.76. The engineer's recommendation was to accept the project as complete and to approve the final payment of the 10% retainage in 31 days following this hearing. It was noted that Chuck Wadsley's pipe was lowered, and that the owners had done a good job completing the leveling. Cleanout should be needed only every 20-25 years. S&S Farms will be putting in buffer strips which will add to the life of the cleanout.

Motion by Burnside, second by Hecht, to accept the project as complete, and to approve payment of the retainage (\$2,815.68) not later than December 10, 2003. Ayes—all. Carried. The engineer will send the final pay estimate to the contractor for his signature. A final comment – the original slope after cleanout in 1983 was 1½ :1. Storm events in 1984 changed the slope as significant sliding occurred.

Motion by Gustafson, second by Burnside, to adjourn. Ayes—all. Carried.

Treasurer Kathy Bach requested the Board's consideration of a Department Head request to close the courthouse on December 26, 2003. Due to staffing considerations, conformance with other county and city office schedules, and re-heating offices for a single day, department heads made the request. The public would be notified in advance with signs at each office, and with a notice in the newspapers. Offices would remain open all day on December 31 and January 2, 2004. Board members present were in agreement but suggested that the request be put on the 11/17 agenda when the full board was present.

BOARD OF SUPERVISORS

There being no further business, motion by Burnside to adjourn the meeting at 3:15 p.m. until Monday, November 17 at 8:30 a.m. for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FIFTIETH MEETING, 2003 SESSION (50) NOVEMBER 17, 2003

The Buena Vista County Board of Supervisors met in special session on Monday, November 17, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes--Burnside, Gustafson, Lanphere, Vail, and Crampton, nays-none, abstentions-none.

Weed Commissioner Norm Lund, with Ass't Commissioner Dave Wiley, discussed the 2003 weed season and the new spray truck.

Lanphere suggested that the Board either try to facilitate a discussion amongst the landowners regarding the **Jon Drilling request**, or just drop it. Motion by Lanphere that the Board take no action on the Drilling request, and that the county just "wash our hands of it". Ayes—Burnside, Gustafson, Vail, Crampton. Nays-Lanphere. Motion carried.

Engineer Jon Ites introduced Francis Svuba who was present to discuss a drainage problem in **DD#35**, (Section 12, Newell Township). Using a backhoe periodically to keep the tiles clean is no longer working. Ites suggested that re-routing some of the tile may be the next step. The tile would have to be placed as much as 12' deep. Another alternative is to have the (tree) roots removed. Trees in a grove are interfering with the tile. Ites' estimate to re-route the tile exceeds what the Board can do as maintenance work. Burnside suggested fixing it correctly the first time, so that the work won't need to be done again. The DD #35 fund does not have a balance to work with, so any work will require a levy. If the Board wishes to proceed, they will need to appoint an engineer. Vail favors first asking the contractor if there is a cheaper way to do the work (for under \$10,000 as a maintenance repair). If not then the Board can proceed to appoint an engineer. (After this discussion concluded, David Degner appeared before the Board to ask what action had been taken. He urged the Board to get competitive contractor proposals and to let him know when this subject will again be discussed.)

Ites has forwarded a request to IDOT to designate the 4 miles of blacktop at its intersection with Hwy 7 on the west side of Newell and going to C-49, as "**M-53**".

Motion by Gustafson to approve and to authorize the Chairman to sign RESOLUTION 2003-11-17 requesting a change in the Federal Functional Classification and Federal Aid Secondary Road System for certain roads in Buena Vista County. Carried.

RESOLUTION 2003-11-17

BUENA VISTA COUNTY

WHEREAS, the construction of U.S. Highway 71 on its new by pass route of Storm Lake has changed the traffic patterns on the east side of Storm Lake and additional developments on the north side of Storm Lake has changed the traffic patterns on the north side of Storm Lake.

NOW, THEREFORE, BE IT RESOLVED: The Board of Supervisors of Buena Vista County, Iowa, on this 17th day of November, 2003, requests the Iowa Department of Transportation to request the Federal Highway Administration to make the following changes in the federal functional classification and the Federal Aid Secondary (FAS) road system.

1. Change the federal functional classification to major collection from Minor Collector for the following roads:
 - a. Radio Road (120th Ave) on the west side of Section 1 Township 90N Range 37W and west side of Section 36 Township 91N Range 37W being between Iowa Highway 7 and County Route C49. A total of 2 miles.
 - b. 600th Street on the north side of Section 1 Township 90N Range 37W between Radio Road (120th Ave) and U.S. Highway 71. A total of 1 mile.
2. Change the federal functional classification to minor collector from local for the road on the west side of Section 33 Township 91N Range 37W from Iowa Highway 7 to Buena Vista County Route C49. A total of .71 miles. (This road is currently classified farm to market on the state system.)

/s/ Herb Crampton, Chairman, Board of Supervisors Attest: /s/ Karen M. Strawn, Auditor

Ites informed the Board that he has submitted the bridge on the Raccoon River 2 miles south of C-49 for **Fundco designation** to apply for state funding.

Motion by Burnside to authorize the engineer to seek proposals for the (calendar years) 2004/2005 **bridge inspection services**. Carried.

Ites discussed a letter received from the Attorney General's office about participation in the Iowa '**One Call**' program. It is not clear whether drainage tile systems are included in the program, but on the basis of the letter not having mentioned drainage tile systems, he recommended signing the affidavit as written. Motion by Gustafson to approve and to authorize the Chairman to sign a "Statement of No Underground Facilities" affidavit to be filed with the Environmental Law Division of the Iowa Attorney General's office stating that the county is not the owner or operator of any underground utilities. Carried.

Treasurer Kathy Bach, on behalf of the department heads, requested that the courthouse be closed on December 26. Motion by Gustafson to **close the courthouse** on December 26, 2003. Carried. The 26th is not considered a holiday, and the courthouse will be open on December 24th and 31st and also on January 2, 2004, according to the regular schedule.

Motion by Vail to approve the **minutes** of the 11/4 and 11/10 meetings as printed, and the following **reports**: Oct 8 Conservation Board minutes, Oct 21 Board of Health minutes, Oct Mangold Environmental monitoring report of Spectra lagoon, Oct Clerk's fees, FY'99-03 summary of Emergency Management state & federal funding; also reviewed: Oct 9 NWIPDC Policy Council minutes. Carried.

Deputy Assessor Kim Carnine presented family farm applications along with the assessor's recommendations. Motion by Vail to approve the 2003 **family farm credit** applications as recommended by the assessor, and to disallow the application for parcel #'s 14-23-300-005, 14-23-300-002, and 14-23-300-003, as all of the owners are not related as required for eligibility. Carried.

Motion by Gustafson to approve **payroll** for the 11/1 to 11/14 pay period, subject to audit at the next meeting. Carried.

BOARD OF SUPERVISORS

Motion by Lanphere to approve and to authorize the auditor to **establish fund 2010**-Debt Service Capital Projects Loan Fund, and to **transfer** \$69,967.92 from the Capital Projects-Debt Service Fund (1520) to fund 2010, this amount being the property tax collections to date on the debt service levy for capital projects, and to **transfer** \$449.79 from the General Basic Fund (0001) to Fund 1520, this being the amount needed to replenish the fund, all retroactive to 11/12, 2003. Carried.

Motion by Vail to set the date and time for a public hearing on the **2nd amendment of the FY'04 budget** for Buena Vista County as December 16 at 8:30 a.m. Carried.

There being no further business, motion by Burnside to adjourn the meeting at 11:30 a.m. until Tuesday, November 25 at 8:30 a.m. for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FIFTY-FIRST MEETING, 2003 SESSION (51) NOVEMBER 25, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, November 25, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes--Burnside, Gustafson, Lanphere, Vail, and Crampton, nays-none, abstentions-none.

Ginni Cook, Facilitator of the Westview Community Center, Alta, was present to discuss the **SIgnificant Project** which is a state incentive grant for Buena Vista County to be used for substance abuse (tobacco, drugs & alcohol) prevention and developing coalitions. BV Co. Public Health holds the prevention initiative grant. Cook noted a recent announcement that the Villager Restaurant is now smoke-free, as are some of the fast food restaurants. Seven states now mandate smoke-free workplaces. Cook also works with the 'Strengthening Families' - a 6-week program designed to improve communication between 5-6th graders and parents. People are now trained and materials are available to offer it to every school in the county. There are also several other grant programs in operation. Cook's reason for meeting with the Board was to request approval to insure the Westview Community Center (mobile home located in Alta) under the county's insurance policy. Public Health has the grant funds for the coverage, but they are unable to obtain it with an individual policy since it is a stand-alone facility. The Board was favorable to the request but decided to take action after arrangements for the coverage have been made.

Engineer Jon Ites presented STP project agreements. Motion by Burnside to approve and to authorize the Chairman to sign 2 agreements as follows: **project #STP-S-CO11(54)—5E 11**(M-54, south of Hwy 7 to the Sac County line in the amount of \$129,600 which is 80% of the total), and, **project #STP-S-CO11-(55)—5E-11** (M-50, south of Hwy 7 to the Sac County line in the amount of \$192,000 which is 80% of the total). Carried.

The chairman left the meeting and Burnside conducted the remainder of the meeting.

BUENA VISTA COUNTY

Motion by Vail to approve and to authorize the Chairman Pro-Tem to sign snow maintenance agreements with Rembrandt, Truesdale, Lakeside, and Linn Grove for the current snow season, with the rates to remain the same as last year. Ayes—Gustafson, Lanphere, Vail & Burnside. Nays—none. Carried.

Motion by Lanphere to approve and to authorize the Chairman Pro-Tem to sign utility permit applications submitted by:

- Iowa Telecom, Grinnell, IA, to install underground copper telephone cable to provide service for a hog facility on 240th Ave., and
- Iowa Telecom, Grinnell, IA, to install underground copper telephone cable to provide service for a livestock facility east and south of Albert City on 250th Ave.

Ayes—Gustafson, Lanphere, Vail & Burnside. Nays—none. Carried.

Andrew Moore, Linn Grove, has submitted a request to have the county vacate a portion of 70th Ave. near the old rendering works at Linn Grove. Vail will investigate the request.

Motion by Lanphere to approve the minutes of the 11/17 meeting as printed. Carried.

The board had general discussion on budget and other issues.

There being no further business, motion by Vail to adjourn the meeting at 11:10 a.m. until Tuesday, December 2 at 8:30 a.m. for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FIFTY-SECOND MEETING, 2003 SESSION (52) DECEMBER 2, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, December 2, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, Lanphere and Vail, and with Auditor Strawn as clerk for the meeting.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes--Burnside, Gustafson, Lanphere, Vail, and Crampton, nays-none, abstentions-none.

Communications Center Supervisor Mark Van Hooser and CC Chairman Mark Prosser were present to request approval to advertise an opening for a radio operator due to the resignation of one person who has gone to work for State Radio (Iowa Public Safety Communications Office). It was the consensus of the Board that the position is essential and that the request be approved.

BOARD OF SUPERVISORS

Zoning Director Kim Johnson reported on Monday night's **Board of Adjustment's** meeting, December 1st. Variances and special use permits for four additional wind towers were approved to be located in Maple Valley Township.

Johnson presented two requests for minor subdivisions. Motion by Lanphere to approve and to authorize the Chairman to sign **Resolution 2003-12-02-A** approving the subdivision requested by Charles Goodman for a location in Section 1, Maple Valley Township. Carried.

RESOLUTION 2003-12-02-A

WHEREAS, Charles Goodman has presented a preliminary and final plat (of survey) on the following described property:

DESCRIPTION: LOT A

A TRACT OF LAND LOCATED IN THE NORTHWEST FRACTIONAL QUARTER OF SECTION 1, TOWNSHIP 90 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

Commencing at the Northwest (NW) Corner of the East 49.69 Acres of the Northwest Fractional Quarter (NW Frac.¼) of said Section 1; thence on a true bearing of South 00°09'10" East, along the West line of the East 49.69 acres of said Northwest Fractional Quarter (NW Frac.¼) 784.00 feet to the Point of Beginning. Thence continuing South 00°09'10" East, along said West line, 666.00 feet; Thence North 89°13'35" West, 875.00 feet; Thence North 00°09'10" West, 666.00 feet; Thence South 89°13'35" East, 875.00 feet to the Point of Beginning.

Hereafter known as Lot A of Section 1, Township 90 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 13.38 Acres and is subject to an access easement on the southerly side and to all other easements of record.

WHEREAS, the final plats meet with the approval of the Zoning Commission subject to the following if any: none.

WHEREAS, the final plat meets with the approval of the Board subject only to the following if any: none.

NOW THEREFORE, BE IT RESOLVED by the Buena Vista County, Iowa Board of Supervisors that:

LOT A

A TRACT OF LAND LOCATED IN THE NORTHWEST FRACTIONAL QUARTER OF SECTION 1, TOWNSHIP 90 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

Commencing at the Northwest (NW) Corner of the East 49.69 Acres of the Northwest Fractional Quarter (NW Frac.¼) of said Section 1; thence on a true bearing of South 00°09'10" East, along the West line of the East 49.69 acres of said Northwest Fractional Quarter (NW Frac.¼) 784.00 feet to the Point of Beginning. Thence continuing South 00°09'10" East, along said West line, 666.00 feet; Thence North 89°13'35" West, 875.00 feet; Thence North 00°09'10" West, 666.00 feet; Thence South 89°13'35" East, 875.00 feet to the Point of Beginning.

Hereafter known as Lot A of Section 1, Township 90 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa, is hereby accepted subject to the following if any: none.

BUENA VISTA COUNTY

BE IT FURTHER RESOLVED that this Resolution shall be affixed to the final plat of:

LOT A

A TRACT OF LAND LOCATED IN THE NORTHWEST FRACTIONAL QUARTER OF SECTION 1, TOWNSHIP 90 NORTH, RANGE 38 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

Commencing at the Northwest (NW) Corner of the East 49.69 Acres of the Northwest Fractional Quarter (NW Frac.¼) of said Section 1; thence on a true bearing of South 00°09'10" East, along the West line of the East 49.69 acres of said Northwest Fractional Quarter (NW Frac.¼) 784.00 feet to the Point of Beginning. Thence continuing South 00°09'10" East, along said West line, 666.00 feet; Thence North 89°13'35" West, 875.00 feet; Thence North 00°09'10" West, 666.00 feet; Thence South 89°13'35" East, 875.00 feet to the Point of Beginning.

Hereafter known as Lot A of Section 1, Township 90 North, Range 38 West of the 5th P.M., Buena Vista County, Iowa: and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 2nd day of December, 2003.

/s/ Herb Crampton, Chairman, Board of Supervisors

Attest: /s/ Karen M. Strawn, Co Auditor

Motion by Vail to approve and to authorize the Chairman to sign **Resolution 2003-12-02-B** approving the subdivision request of Carroll Johnson for a location in the SW¼ SE¼ Section 14, Elk Township. Carried.

RESOLUTION 2003-12-02-B

WHEREAS, Carroll Johnson has presented a preliminary and final plat (of survey) on the following described property:

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER (SW¼) OF THE SOUTHEAST QUARTER (SE¼) OF SECTION 14, TOWNSHIP 92 NORTH, RANGE 38 WEST OF THE 5TH PRINCIPAL MERIDIAN, BUENA VISTA COUNTY, IOWA, HEREAFTER KNOWN AS LOT F AND MORE COMPLETELY DESCRIBED AS FOLLOWS:

Commencing at the Southeast (SE) Corner of the Southeast Quarter (SE¼) of said Section 14: thence S 89°07'07" W 1322.49 feet along the South Line of the SE¼ of said Section 14 to the Point of Beginning; thence continuing S 89°07'07" W 676.23 feet along said South Line; thence N 00°52'53" W 326.54 feet to the SW Corner of Lot C recorded in Instrument No. 020202 in the Buena Vista County Recorder's Office, Buena Vista County Court House, Storm Lake, Iowa; Thence N 89°07'07" E 682.03 feet along the South Line to the SE Corner of said Lot C; thence S 00°08'10" W 326.60 feet along the West Line of Lot E as recorded in instrument 020204 in said Buena Vista Recorder's Office to the Point of Beginning.

HEREAFTER KNOWN AS LOT F OF SECTION 14, TOWNSHIP 92 NORTH, RANGE 38 WEST, BUENA VISTA COUNTY IOWA.

WHEREAS, the final plats meet with the approval of the Zoning Commission subject to the following if any: none.

WHEREAS, the final plat meets with the approval of the Board subject only to the following if any: none.

NOW THEREFORE, BE IT RESOLVED by the Buena Vista County, Iowa Board of Supervisors that:

BOARD OF SUPERVISORS

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER (SW¼) OF THE SOUTHEAST QUARTER (SE¼) OF SECTION 14, TOWNSHIP 92 NORTH, RANGE 38 WEST OF THE 5TH PRINCIPAL MERIDIAN, BUENA VISTA COUNTY, IOWA, HEREAFTER KNOWN AS LOT F AND MORE COMPLETELY DESCRIBED AS FOLLOWS:

Commencing at the Southeast (SE) Corner of the Southeast Quarter (SE¼) of said Section 14: thence S 89°07'07" W 1322.49 feet along the South Line of the SE¼ of said Section 14 to the Point of Beginning; thence continuing S 89°07'07" W 676.23 feet along said South Line; thence N 00°52'53" W 326.54 feet to the SW Corner of Lot C recorded in Instrument No. 020202 in the Buena Vista County Recorder's Office, Buena Vista County Court House, Storm Lake, Iowa; Thence N 89°07'07" E 682.03 feet along the South Line to the SE Corner of said Lot C; thence S 00°08'10" W 326.60 feet along the West Line of Lot E as recorded in instrument 020204 in said Buena Vista Recorder's Office to the Point of Beginning.

HEREAFTER KNOWN AS LOT F OF SECTION 14, TOWNSHIP 92 NORTH, RANGE 38 WEST, BUENA VISTA COUNTY IOWA: is hereby accepted subject to the following if any: none.

BE IT FURTHER RESOLVED that this Resolution shall be affixed to the final plat of:

A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER (SW¼) OF THE SOUTHEAST QUARTER (SE¼) OF SECTION 14, TOWNSHIP 92 NORTH, RANGE 38 WEST OF THE 5TH PRINCIPAL MERIDIAN, BUENA VISTA COUNTY, IOWA, HEREAFTER KNOWN AS LOT F AND MORE COMPLETELY DESCRIBED AS FOLLOWS:

Commencing at the Southeast (SE) Corner of the Southeast Quarter (SE¼) of said Section 14: thence S 89°07'07" W 1322.49 feet along the South Line of the SE¼ of said Section 14 to the Point of Beginning; thence continuing S 89°07'07" W 676.23 feet along said South Line; thence N 00°52'53" W 326.54 feet to the SW Corner of Lot C recorded in Instrument No. 020202 in the Buena Vista County Recorder's Office, Buena Vista County Court House, Storm Lake, Iowa; Thence N 89°07'07" E 682.03 feet along the South Line to the SE Corner of said Lot C; thence S 00°08'10" W 326.60 feet along the West Line of Lot E as recorded in instrument 020204 in said Buena Vista Recorder's Office to the Point of Beginning.

HEREAFTER KNOWN AS LOT F OF SECTION 14, TOWNSHIP 92 NORTH, RANGE 38 WEST, BUENA VISTA COUNTY IOWA: and copies of said final plat shall be of record in the appropriate County offices.

PASSED, APPROVED AND ADOPTED this 2nd day of December, 2003.

/s/ Herb Crampton, Chairman, Board of Supervisors

Attest: /s/ Karen M. Strawn, Co Auditor

Johnson advised the Board that filling the vacancies on the Zoning Commission is essential at this time as there are 3 openings, and, in certain circumstances business can't be conducted. The Board will look at filling the vacancies.

Motion by Burnside to approve and to authorize the Chairman to sign payment voucher #3 to draw down the IDED-CDBG funds for the Clay Regional Water project. Carried.

Genesis Development Executive Director Terry Johnson and Storm Lake Site Director Cindy Wiemold updated the Board on their last quarter noting that 28% of the services they provide are at the Storm Lake site which is second only to Jefferson, their home location. They have met with legislators regarding issues for the upcoming legislative session. Johnson believes that this is an extremely important educational process so that legislators are fully informed when voting on bills so that state problems aren't passed on to the counties. The Storm Lake LFS home is now empty and for sale. Genesis' biggest growth has been in supported community living, which fits their goal to help persons become as independent as they can be.

BUENA VISTA COUNTY

Crampton left the meeting and Supervisor Burnside assumed the Chair for the remainder of the meeting.

Motion by Vail to approve and to authorize all Board members to sign plans for the following **asphalt resurfacing projects** for a 3/26/2004 letting date: project #'s STP-S-CO11(54)—5E-11 (*M-54 south of Hwy 7*), STP-S-CO11(55)—5E-11 (*M-50 south of Hwy 7*), FM-CO11(56)—55-11 (*M-50 from Hwy 7 to C-49*), and L-R-911—73-11 (*Sulphur Springs access*). Ayes—Gustafson, Lanphere, Vail, Burnside. Nays—none. Carried.

Since the county has larger equipment, Engineer Jon Ites has received a request to haul the **dredge** motor to Minneapolis for maintenance. The county will be reimbursed for the expense by the Lake Improvement Commission.

The Board acknowledged a letter of thanks from Phil Lietz regarding the temporary **(bridge)** structure installed between Sections 20 & 21, Maple Valley Township by the Secondary Roads prior to this fall's harvest season. Ites has received other comments as well. Replacement of the south bridge on that road has been moved from the FY'06 budget to '05. At budget time the Board must decide whether to do both structures or just one. The Board discussed what type of structures might work. Ites commented that location, volume of traffic and proximity to other problem structures may indicate that a low water crossing is perhaps not the best choice for a particular location.

10:00 a.m.—The time having arrived for opening bids on two projects, eleven bids were received. Upon review, and pending review of the bid extensions, motion by Gustafson to award the projects to the apparent low bidders as follows: to Midwest Contracting, Marshall, MN, in the amount of \$62,734.00 for **project # L-C-505—73-11** (Section 3, Brooke Twp.), and to Richards Construction, Sac City, IA, in the amount of \$65,949.00 for **project # L-C-614--73-11** (west side of Section 14, Providence Twp.). Ayes—Gustafson, Lanphere, Vail, Burnside. Nays—none. Carried.

CPC Dawn Mentzer introduced Kara Napierala, Case Manager, who began her employment 12/1/03. Mentzer discussed whether or not shelter care expenses are mandated county expenses. Although most counties pay the expense, there are several interpretations of the Code of Iowa regarding the 'mandate'. It was the consensus of the Board to withhold payment for all such services until additional information and an attorney's opinion can be obtained. Mentzer also presented the annual review of the **Managed Care Plan** for FY'03 including goals and financial report.

The Auditor reported that **Spectra** Administrator Sue Morrow had called to postpone her meeting with the Board until December 9, 2003.

Sheriff Chuck Eddy discussed a number of current projects in his department. Controls for 2 of 10 **jail doors** (doors to the small dayroom and kitchen) are wearing out and periodically preventing either opening or closing the doors. A San Antonio, Texas, company has a retrofit at \$4,300/door plus for onsite evaluation and installation \$2,280 (labor, travel, expenses). There is a balance in the Security Fund. It was the consensus of the Board to proceed with these repairs.

With the new **internet based software**, a new internet connection with a firewall for security is needed. Equipment, installation, and monthly service will cost approximately \$2,317 which Eddy has available in his budget. These improvements will save deputy time and travel since they will be able to file their reports from remote locations. The wireless access will also allow the Storm Lake Police Department to access jail records and information. The Board approved going ahead with the project.

The **jail cameras** are failing and need to be replaced. A new system which can be installed by jail employees will cost \$8,031. This system will be hooked into the jail visitation system so that inmates can have visitation in the two large dayrooms without leaving the cells, making it unnecessary for jailers to move prisoners to and from the visitation room. The system can be paid with money in the county's Evercom account, not the county's General Fund. (Evercom owns/operates the jail telephone system).

BOARD OF SUPERVISORS

The new jail and civil system software installation is in progress. Data from the **CLUES system** will be downloaded into new system so that only one system will need to be maintained.

Engineer Ites informed the Board that the review of bid extensions revealed that the apparent low bidder on one project is, in fact, not low. DOT procedure is to use the unit price as the determining factor where errors occur. Motion by Vail to amend the earlier action following review of the bid extensions, and to award the bid to the low bidder – L. A. Carlson Contracting, Inc. on **project # L-C-505—73-11** in the amount of \$62,645.00. Ayes—Gustafson, Lanphere, Vail, Burnside. Nays—none. Carried.

Motion by Lanphere to approve the **minutes** of the 11/25 meeting as printed, and the following **reports**: 11/11 Board of Health minutes, FY'03 BVRMC financial statements, and Nov budget reports. Ayes—Gustafson, Lanphere, Vail, Burnside. Nays—none. Abstentions—none. Carried.

Gustafson left the meeting.

The Board discussed a request for the county to permit sharing the cost of a **cell phone** plan with an employee, with the county paying for the basic plan, and the employee paying the additional cost which would permit the addition of another phone and number for personal use. The auditor was directed to draft a policy for payment of a 'communications allowance' for the Board's consideration at the next meeting.

An inquiry was received by the auditor as to whether the Board might increase the amount budgeted for payment of **beaver (bounty) incentive** for the non-drainage district portion of the county. The consensus was not to make any changes.

There being no further business, motion by Vail to adjourn the meeting at 12:40 p.m. until Tuesday, December 9 at 8:30 a.m. for a special session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FIFTY-THIRD MEETING, 2003 SESSION (53) DECEMBER 9, 2003

The Buena Vista County Board of Supervisors met in special session on Tuesday, December 9, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside and Lanphere, and with Auditor Strawn as clerk for the meeting. Absent: Gustafson, Vail.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes--Burnside, Lanphere, and Crampton, nays-none, abstentions-none.

Veteran's Services Officer Clint Hoferman invited the Board to attend an open house coffee honoring **Veterans** on Dec. 19th from 10:00 a.m. – 2:00 p.m. The coffee, which is open to the public, will be held in the Courthouse Public Meeting Room. He is seeking donations to be used to purchase a second ceremonial bugle.

BUENA VISTA COUNTY

Motion by Burnside to approve a transfer, retroactive to 11/30/03, of \$2,006.81 from Fund 1520 to Fund 2010, this amount being the property tax collections for October for the Debt Service-Capital Projects Loan. Carried.

Motion by Lanphere to appoint Jim Anderson (for Hayes and Maple Valley Townships) and Brian Drzycimski (Brooke and Barnes Townships) to the Buena Vista County Zoning Commission. Carried.

Motion by Burnside to approve and to authorize the Chairman to sign the "Adoption Agreement for Flexible Benefits Plan for Employees of Buena Vista County", effective 1/1/2004. Carried.

Due to the absence of the full board, the meeting with Spectra Health Care Administrator Sue Morrow was postponed until 12/16.

There being no further business, motion by Burnside to adjourn the meeting at 9:45 a.m. until Monday, December 15 at 8:30 a.m. for a special session to hear budget requests for FY'05. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FIFTY-FOURTH MEETING, 2003 SESSION (54) DECEMBER 15, 2003

The Buena Vista County Board of Supervisors met in special session on Monday, December 15, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, and Lanphere, and with Auditor Strawn as clerk for the meeting. Absent: Vail.

The following persons from outside agencies appeared before the Board to request funding in the FY'05 budget as follows:

Gary Lalone & Ed O'Toole - SLADC - \$39,000; Marilyn Monson, Storm Lake Chamber of Commerce/BV Co Convention and Visitor's Bureau - (½ Western Iowa Tourism dues) - \$250; Mariilyn Monson - Newell Historical Society/Allee Mansion - \$1,000; Kathie Essick & Connie Hurst (also Don Linnan, Marv Molitor, Dean Worthan, Verna Price & Cheri Driver) - NW Aging - \$10,697; Colleen Schwanz, Dwight Young, Bob Donahoo, & Kay Cheney - BV Co Soil Conservation Service - \$3,500; BV Co Library Association (Cathy Jensen-AC, Susan Stone-SL, Martha Landsness-SR, Patria Jenson-LG, Caroline Boettcher-NE, Betty Joliffe-MA, Jolene Anderson-RE) - \$71,670; Avis & Don Yunbgluth and George & Shirley Simon - Sioux Rapids Historical Society - \$1,000; Larry Rohret & Joan Spooner - Upper Des Moines Opportunity - \$19,715; Arlin Hinkeldey-Hanover Historical Society - \$1,000; Mary Sloane - NW IA Alcohol & Drug Treatment Unit - \$17,350; Dean Maiden - Marathon Historical Society - \$1,000; Janice Danielson - Buena Vista Co. Historical Society - \$1,000 & Buena Vista Co. Genealogical Society - \$500.

There being no further business, motion by Burnside to adjourn the meeting at 2:30 p.m. until Tuesday, December 16 at 8:30 a.m. for a regular session. Carried.

BOARD OF SUPERVISORS MEETING FIFTY-FIFTH MEETING, 2003 SESSION (55)

BOARD OF SUPERVISORS

DECEMBER 16, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, December 16, 2003 at 10:00 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, and Lanphere, and with Auditor Strawn as clerk for the meeting. Absent: Vail. The delayed start time was due to the winter storm and road conditions.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes--Burnside, Gustafson, Lanphere, and Crampton, nays-none, abstentions-none.

Engineer Jon Ites reported on another quote received for the **DD #35** repair, this one being under the \$10,000 repair limit. The decision on the repair was delayed until 12/22 in order to give time to notify David Degner who asked to be present at the time the Board makes its decision.

Another letter (of explanation) regarding the certification that the county has "no underground utilities" which require **Iowa One Call** procedures has been received. It has been determined that drainage facilities are not to be included in the list of underground utilities for which counties must use Iowa One Call procedures, and therefore, that the county had correctly responded.

Ites has received notice from IDOT approving the **farm-to-market** road from its intersection on the west side of Newell at Hwy 7 north to C-49 to be designated as M-53.

Ites informed the Board that the competitive bids on the projects let on 12/2/03 which resulted in a bid total less than the estimate, plus higher local option sales tax receipts for FY'03, will allow 2 projects to be advanced. Motion by Lanphere to approve and to authorize the Chairman to sign a "Resolution to Advance Locally Funded Projects in the Priority List" as follows: **project # L-B-521** (twin 12x8 twin RCB) in Section 21-90N-38W, and, **project #L-B-515** (precast concrete bridge) in Section 15-90N-38W. Carried.

Motion by Gustafson to approve and to authorize the Chairman and Auditor to sign the FY'04 **DOT Budget and Construction Program** Amendment #1. Carried.

Ites proposed to change the list of **equipment purchases** for this fiscal year from 2 single-axle trucks to 1 single-axle truck and 2 pickups. The Board did not object.

Dwayne Kay would like permission to trap coyotes at the **Linn Grove Pit**. Ites commented that the gate belongs to Hallett Materials. He will check to see if Hallett has liability coverage before the Board acts on the request.

Gustafson has received a request for a **traffic sign** to slow travel on M-27 just south of the Midwest Christian Children's Home. Due to poor sight distance, several near misses have occurred. Ites will investigate.

Spectra Health Care, Inc. Administrator Sue Morrow met with the Board to discuss several issues. She presented a proposal from Seiler Plumbing to replace faucets at the facility. This needs to be done since they were cited during a recent state inspection. Motion by Gustafson to accept the Seiler Plumbing proposal to install 14-15 faucet units for \$170 per unit. Carried. Morrow discussed the need for an increase in the rates for Spectra Health Care. Currently the rate is \$23.93/day, but will be increasing to \$32.50/day effective 7/1/2004. If DHS makes a \$1.20 cut in the SSA reimbursement rate on 2/1/2004, the rate charged to the county will rise an additional \$1.20/day. This increase will put Spectra's rate in the average range of the facilities she had researched. Regarding other maintenance needed at the facility, there are still moisture problems in the bathrooms causing rust. The inspection report cited the facility for rust on the suspended ceiling grid. Also, the trimwork around the new heating units hasn't been properly sized.

BUENA VISTA COUNTY

Kuehl & Payer Engineer Ivan Droessler presented his report on the investigation of **DD #1**. Motion by Lanphere to tentatively approve the engineer's report and set the hearing date for February 3, 2004 at 5:15 p.m. in the Allee Building, Newell. Carried. The hearing notice will be prepared by the Drainage Attorney. Also, notice of possible annexation of lands in Pocahontas County will be provided to the Pocahontas County Board of Supervisors.

EnvHealth/Zoning Director Kim Johnson reported damage to the door of her county **vehicle** due to the high wind.

Motion by Gustafson to approve and to authorize the Chairman to sign the following drainage claims payable to Clay County Secondary Roads: **Jt. DD #22** BR 158 - \$175.00 for tile repair; Jt. DD #22 Lat 19-180 - \$240.00 for tile repair; Jt. DD #22 Lat 310 - \$200.00 for tile repair; Jt. DD #22 Lat 546 - \$181.60 for tile repair; Jt. DD #22 BR 183 - \$310.00 for tile repair; **Jt. DD #14-42** Main Ditch - \$320.00 for removal of tree limbs, Jt. DD 14-42 Lat 198 - \$331.00 for tile repair. Carried.

Motion by Burnside to approve the **minutes** of the 12/2 and 12/9 meetings as printed, and the following **reports**: 11/12 Conservation Board minutes, Nov. Clerk's fees, 10/3 BV Co DHS Office examination report, 12/4 BV Co. Jail inspection report, Nov MOR for Spectra lagoon by Mangold Environmental Testing. Carried.

The following persons from outside agencies requested funding in the FY'05 budget as follows: Mary Weiland & Clay Drenth – **Buena Vista County Fair Board** - \$25,000; Sally Dobson – **Council Against Domestic Abuse** - \$4,500; Richard Iehl – **Albert City Historical Society** - \$1,000.

Due to the late start for today's meeting the budget amendment hearing was held until the last item of the meeting to assure that anyone who wished to be present, would have the opportunity. The auditor reported that the notice of hearing was published as required. Motion by Lanphere to approve and to authorize the Chairman to sign the 2nd **budget amendment** to the Buena Vista County FY'04 budget as published, and to approve the following appropriation: increase activity 0030 - Clay Regional Water CDBG Grant Fund (0029) - Dept. 98 - \$700,000 (budget amendment). Carried.

Communications Center Supervisor Mark Van Hooser and Ass't Supervisor Chris Day met with the Board to discuss the software enhancements planned for FY'05. Gustafson asked if these items were appropriate types of expenditures from 911 funds. Van Hooser responded affirmatively and answered that if the Board requests it, he will take the request to the 911 Board.

There being no further business, motion by Burnside to adjourn the meeting at 3:25 p.m. until Monday, December 22 at 8:30 a.m. for a special session to canvass the results of the 12/16/03 SILO election and to conduct other business. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

**BOARD OF SUPERVISORS MEETING
FIFTY-SIXTH MEETING, 2003 SESSION (56)
DECEMBER 22, 2003**

BOARD OF SUPERVISORS

The Buena Vista County Board of Supervisors met in special session on Monday, December 22, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Burnside, Gustafson, and Vail, and with Auditor Strawn as clerk for the meeting. Absent: Lanphere.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes--Burnside, Gustafson, Vail, and Crampton, nays-none, abstentions-none.

Motion by Burnside to approve the minutes of the 12/15 and 12/16 meetings as corrected. Carried.

Engineer Jon Ites reviewed the quotes he had received to reroute drainage tile around a grove where tree roots/limbs are causing a drainage problem in **DD#35**. (\$7,065 from Schoon Construction and \$12,370 and \$10,170 (using a different type of pipe) from Lundell Construction). The work would be done this winter. Dave Degner asked about doing work that benefits more than just 1 or 2 people. Ites explained that the Board has the responsibility to keep the drainage district maintained and in good repair, but to do more than that - to make an improvement - would require a petition which landowners have the right to file. If a petition were filed, the Board would appoint an Engineer to investigate and report. A public hearing would be held on the report with landowners having the right to object and stop a project. Degner asked if the Board could send a letter to the Pocahontas Co. farmer who has cows in an open ditch in order to clear up the problem where it initiates. Ites responded that the Board can send a letter to anyone, but has no authority to force that action on a landowner since the open ditch is not under their jurisdiction. Degner asked for assurance that more than this repair under consideration today, would be done. The Board can look into the matter further, but can make no promises on what additional work may be done. The Board agreed to take up the discussion after the upcoming budget schedule. Motion by Gustafson to approve and to accept the proposal of Schoon Construction in the amount of \$7,065 for the project of re-routing pipe in DD #35. Carried.

Gustafson presented information regarding fees for **Season's Center** for FY'05. Several formulas for determining costs were considered. The fee for service will go down 5% and the catchment fee will see a 2.5% increase. CPC Dawn Mentzer discussed the **Spectra Health Care** rate increase for FY'05. She is concerned that if Buena Vista County (the home county) contracts at the higher rate, this will force other counties to accept this rate, potentially resulting in a loss of clients from the other counties.

Crampton left and Burnside assumed the Chair for the remainder of the meeting.

In the county's FY'05 budget, **Regional Transit Authority** Exec Director Rose Lee requested \$1,700 for the Storm Lake Sr. Citizen's Center dinner date program, \$3,000 for Genesis customers using the Storm Lake Taxi, \$8,190 for the RIDES nite shuttle (every other Tuesday night and every Thursday night), and \$10,048 for the RTA capital replacement program (the 1st of a 3-yr request).

Motion by Vail to approve and to authorize the Chairman to sign contracts, contractor's bonds, and insurance certificates for **project # L-C-614—73(11)** awarded 12/2/03 to Richards Construction, Sac City, in the amount \$65,949.00 for a culvert to be located north of Hwy 7, Section 14, Providence Township. Ayes—Gustafson, Vail, Burnside. Nays—none. Carried.

Motion by Gustafson to approve and to authorize the Chairman to sign the final pay estimate to Graves Construction for **project # BROS-CO11(51)—8J—11** for a twin box culvert located in Section 36, Grant Township, the final estimate being \$94,765.61 which is under the award of \$95,594.80. Ayes—Gustafson, Vail, Burnside. Nays—none. Carried.

The possibility of 80-20 funding for the city owned bridge (to be replaced with a box culvert) NE of Linn Grove over **Bluebird Creek** as been identified. Since this is the route out of town for the county's motorgrader, the county has an interest in seeing the replacement and could therefore consider participating in the project, if the Board approves. Engineer Ites estimates the cost to be \$200,000-

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250,000. He asked if the Board was interested in his looking into the project and approaching the city with the project. The 80-20 funding is due to having made 21 points. Local Systems rarely has funds available at this point level. The Board approved approaching the city, with the county participating at no more than 50% of the 20%, but the cost would have to be known before agreeing to fund it. Ites will also check with Local Systems about the engineering.

The cover letter distributed with budget worksheets asked departments to consider reducing **paid overtime**. Ites asked if he should budget reduced paid summer overtime hours. Burnside noted that this was an issue in the last negotiations between the Board and Secondary Road employees. There was some discussion of moving the paid overtime from summer to the wintertime. The consensus of the Board was to make no changes to the summer overtime hours.

The board made no objections to the Engineer's request to negotiate price on the two pickups scheduled for **equipment purchase** from the current budget.

Ites informed the board that the estimates for the county costs included in the engineer's investigation and report for **DD#1** are too low. For the 3 structures the cost will be closer to \$220,000 than the \$35,000 in the report. Also, if additional lands are annexed and a new classification schedule is prepared, with 8-10 miles in the district, the Secondary Road Fund could be responsible for up to about 10% of the schedule total since roads are assessed at 100%

Public Health Nurse Diane Anderson asked for direction on disposing of the Corsica now that the new car has been delivered. It has an online value of about \$2,900, with no adjustment for rust or interior, with mileage at about 70,000 miles. The board suggested advertising for sealed bids in the newspaper, and putting a for sale sign in the vehicle. Anderson also reported that grants received this year are larger and there are more of them than anticipated when the budget was developed.

Upon completion of the **canvass** of the 12/16/03 SILO Election (Public Measure "D" – Shall a local sales and services tax for school infrastructure projects be imposed in the County of Buena Vista at the rate of one percent (1%) with the tax to begin on July 1, 2004, and be in effect for a period of ten years until June 30, 2014?) pursuant to Chapter 50.24, 2003 Code of Iowa, motion by Gustafson to declare the results as follows: total voters 2,090, Yes-1,583, No-507.

There being no further business, motion by Vail to adjourn the meeting at 11:55 a.m. until Tuesday, December 30 at 8:30 a.m. for a regular session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BOARD OF SUPERVISORS MEETING FIFTY-SEVENTH MEETING, 2003 SESSION (57) DECEMBER 30, 2003

The Buena Vista County Board of Supervisors met in regular session on Tuesday, December 30, 2003 at 8:30 A.M. in the Boardroom with Chairman Crampton presiding and with the following other members present: Gustafson, Lanphere and Vail, and with Auditor Strawn as clerk for the meeting. Absent: Burnside.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes--Gustafson, Lanphere Vail, and Crampton, nays-none, abstentions-none.

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Tom McClinton, Storm Lake Airport Commissioner, discussed a commission request for the county to consider zoning around the airport. In good weather, landing is not a problem, but in bad weather the proximity of tall structures can be a problem since ours is a non-precision approach airport. The southern glidepath is used in bad weather to avoid the windtowers to the north. There are 19 aircraft that regularly use the airport which represent the largest of our employers, so the airport is very important to business/industry and to economic development. There are at least three issues to be considered in the zoning including height of structures, compatibility of land use, and noise. In larger cities with precision approach, tall structures are not such an issue since the precision approach gets airplanes to 200' of runway without being able to see anything. The next airport project is a taxiway to run parallel to the runway, followed by extending the runway another 500 feet. (A new runway at a new vector is not in the plan). The commission has been working with Clipper Wind and MidAmerican Energy for the best citing of windtowers for the current project. Problems exist only when the weather is bad and visibility is poor or non-existent.

EnvHealth/Zoning Director Kim Johnson advised the Board that a new resolution is required to be adopted between January 1 and 31 if the Board wishes to continue using the matrix and have some local input into the siting of livestock buildings.

The Board asked Johnson about the zoning requested by the airport commission. Updating the Comprehensive Plan is the first step to be taken. The Comp Plan takes into account what the public wants for development by using the public hearing process. The cost to update the plan would be a minimum \$30,000.

Motion by Vail to approve and to authorize the Chairman to sign a claim to Clay County Secondary Roads in the amount of \$190 to remove beaver dams in the Main Open Ditch of DD #14-42 JT. Carried.

Motion by Gustafson to approve and to authorize the Chairman to sign pay voucher #4 to the Iowa Dept. of Economic Development for grant funds for Clay Regional Water, in the amount of \$12,161.00. Carried.

Motion by Gustafson to approve the minutes of the 12/22 meeting as printed. Carried.

Supervisors Lanphere and Crampton volunteered to do the semi-annual cash count in the Treasurer's office at 8:00 a.m. Jan. 2, 2004.

Crampton left, and requested that Vail chair the remainder of the meeting.

Engineer Jon Ites gave a road report and noted that the warm weather has cleared much of the snow in the ditches which will be helpful if there is a large amount of snowfall during the remainder of the season. He presented bridge inspection proposals (2 yr. cycle) from two firms: Calhoun-Burns – 1st yr.-\$11,550-and 2nd yr \$1,480; Kuehl & Payer \$10,250-1st yr. and \$1,600-2nd yr. He noted that Calhoun Burns has a large number of licensed engineers who will be assigned to the work, and, do inspections in about 40 counties. Kuehl & Payer uses technicians for the work and their clients are in more of a regional area, not statewide. For experience Ites recommended Calhoun-Burns, but costwise recommended Kuehl & Payer. Lanphere concurred with the recommendation, but due to this budget year, stated that cost is the key. Motion by Gustafson to accept the Kuehl & Payer proposal in a total amount of \$11,850.00 for FY'04 & '05 bridge inspections. Ayes—Gustafson, Lanphere, Vail. Nays—none. Abstentions—none. Carried.

The consensus of the board was to approve Dwayne Kay's request to trap coyotes at the Linn Grove Pit. Ites reported that he has done research on the accident history of M-27 near the Brooke school (Midwest Christian Children's Home), but hasn't yet investigated the site. There have been 4 accidents not attributable to animals. Gustafson is concerned about the county's liability if there were to

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be an accident since we have now been approached for signing. Ites commented that we have to have a reason (warrant) before placing signing. He will investigate.

A request has been received for upgrading a Class B road for a new swine livestock confinement facility being constructed for Lenard Schmitt Hog Site, LLC. Ites stated that the county has a procedure for this type of request which states that the requestor shall be responsible for not less than 50% of the cost of the upgrade. Motion by Lanphere to direct Ites to investigate the request for the class B road upgrade. Carried.

The Board reviewed board, committee and commission appointments to be made at the January 2, 2004 meeting.

There being no further business, motion by Lanphere to adjourn the meeting at 11:15 a.m. until Friday, January 2 at 8:30 a.m. for the 2004 organizational session. Carried.

Karen M Strawn, Auditor

Herb Crampton, Chairperson

BUENA VISTA COUNTY CLAIMS REGISTER OCTOBER - DECEMBER 2003:

0001 GENERAL BASIC: ABNER BELLS COFFEEHOUSE 22.29; AG PARTNERS L.L.C. 1,327.83; ALBERT CITY HISTORICAL S 750.00; ALBERT CITY PRINTING & D 138.75; ALEXANDER HAMILTON INST 86.40; ALLIANT ENERGY 1,026.80; ALLIED DOCUMENT SOLUTION 1,579.80; ALPHA WIRELESS COMM 139.39; ALTA COMMUNITY SCHOOL 181.56; ALTA MUNICIPAL UTILITIES 254.96; AMERICAN LUNG ASSOC 407.51; ANDERSON, DIANE 747.60; ANDERSON, LARRY 200.00; APCO INTERNATIONAL INC 440.00; APT US&C 155.00; ARCH WIRELESS 89.19; ARCHER, DR DAVID 500.00; ARMSTRONG, CAROLYN 569.60; ARNOLD MOTOR SUPPLY 54.42; AT & T - UNIVERSAL 2,309.25; AVENTIS PASTEUR 206.01; B & M SERVICE INC 760.73; B V CO SECONDARY ROAD 904.08; B V CO SOIL CONSERVATION 875.00; BACH, KATHLEEN 187.90; BAILEY, TAESA 73.73; BARKER COMPANY INC, BOB 441.09; BEDELS DRIVE-IN PHARMACY 598.28; BERTNESS, JACKI 85.12; BINNING OUTDOORS 31.00; BODHOLDT, TONY 46.80; BOGUE, PAMELA L 57.30; BOMGAARS 609.85; BRADY, SHERRY 14.72; BRIGGS CORPORATION 1,773.69; BROCK, SANDRA 146.38; BROKEN ARROW 105.36; BUDGET LIGHTING INC 588.32; BUENA VISTA CO JOURNAL 795.38; BUENA VISTA CO WELLNESS 375.00; BUENA VISTA COUNTY FAIR 6,250.00; BUENA VISTA COUNTY REGIONAL MEDICAL CENTER 120.00; BUENA VISTA GLASS 63.18; BUENA VISTA REGIONAL MED 1,088.16; BURNSIDE, LORNA 133.50; BV CO CHILD ABUSE TEAM 750.00; BV CO CONVENTION/VISITOR 375.00; BV CO HISTORICAL SOCIETY 750.00; BV STATIONERY & PRINTING 2,186.01; CARPENTER UNIFORM & PROM 349.94; CDW GOVERNMENT INC 1,467.58; CEDE & CO 16,133.00; CENTRAL BANK 999.26; CENTRAL IA DISTRIBUTING 1,983.41; CHEM-PRO INC 120.00; CHEROKEE CO PUBLIC HEALTH 591.44; CHEROKEE COUNTY SHERIFF 4,200.00; CHINDLUND, ANN 444.16; CHRISTENSEN, ROBERT E. 5.61; CHRISTIAN BROS EXCAVATING 160.00; CHRISTIANSEN, GARY 500.00; CHRONICLE TIMES 112.50; CITY DIRECTORY INC 291.32; CLAY COUNTY SHERIFF DEPT 79.00; CLAY REGIONAL WATER 250.00; CLERK OF DISTRICT COURT 1.00; COMMERCIAL SIGN & DESIGN 30.00; COMMUNITY HEALTH PARTNER 990.00; COMMUNITY SERVICES AFFIL 35.00; CONLEY, BONNIE 537.29; CONTINENTAL RESEARCH 212.71; CONTROL SYSTEM SPECIALIST 9,463.77; COOK, GINNI 451.54; COURT REPORTERS OF IOWA 72.95; CRAMPTON, HERB 264.35; CRIPPIN MD, DAVID 450.00; CULLIGAN 244.80; DANIELSON, ROB 5.49; DAVIS, GARY 600.00; DELAGE LANDEN FINANCIAL 296.96; DELUXE BUSINESS CHECKS & 153.35; DELUXE BUSINESS FORMS AN 136.95; DENTAL DISTRIBUTORS INC 501.27; DEPARTMENT OF VETERANS A 615.00;

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DEPOSITORY TRUST COMPANY 39.82; DES MOINES STAMP MFG CO 353.05; DICKINSON CO PUBLIC HEAL 1,712.59; DISTRICT 3 AUDITORS 25.00; DREY, JEAN 469.25; DURABLE COMPONENT TECH 38.92; DUST-TEX SERVICE INC 156.66; EBERSOLE, GREG L 90.77; ELECTRONIC ENGINEERING 1,082.77; EXHAUST PROS OF STORM LA 70.95; FAREWAY STORE 2,041.80; FASSLER, JOLEE 54.12; FERGUSON ENTERPRISES INV 11.50; FIDLAR COMPANIES 364.80; FIRST COOPERATIVE ASSOC 2,196.40; FITZPATRICK AUTO CENTER 353.17; FLOYD VALLEY COMMUNITY 3,832.84; FELL, JIM 3.00; FORESTRY SUPPLIERS INC 1,045.63; FOUR POINTS SHERATON 232.18; FRANCO TYP-POSTALIA INC 15.50; GALBRAITH, LLOYD F 179.40; GALLS INC 139.45; GARBAGE HAULING SERVICE 390.75; GATEWAY COMPANIES INC 1,808.00; GINGERBREAD HOUSE 538.57; GRAHAM TIRE CO 1,158.85; GRAINGER INC., W. W. 29.17; GRP & ASSOCIATES 96.00; GUERRA, PAULA 136.14; GUSTAFSON, JIM 517.19; HABERMAN, JUDY 283.03; HALDIN, RICHARD 111.00; HALVERSON, BRENDA 87.04; HANOVER HISTORICAL SOCIETY 750.00; HAVENS & HAVENS LAW FIRM 7,656.51; HAWKINS, CECILIA 213.44; HEALING ARTS COMM 99.00; HEARTLAND INN CORALVILLE 96.30; HEARTLAND INN DES MOINES 537.67; HICKS, ARNIE 75.00; HILDRETH, CINDY 2,895.00; HILLYARD INC 49.72; HIRSCHMAN AUTO SERVICE 18.95; HOBART SALES AND SERVICE 185.25; HOLIDAY INN CONFERENCE 841.54; HOPKINS MEDICAL PRODUCTS 22.95; HOWE SEPTIC TANK, JR JIM 800.00; HULTGRENS-GERLACH INC 68.21; HUNZELMAN PUTZIER & CO 6,535.59; HY-VEE 634.50; HY-VEE FOOD STORE 215.44; IA-IAAI 20.00; IACCVA20.00; IACME 700.00; IEHL, RICHARD 200.00; INGENIX INC 140.90; INTERNAL REVENUE SERVICE 1.96; IOWA COUNTY ATTORNEYS AS 270.00; IOWA DEPARTMENT OF NATURAL 910.00; IOWA DEPARTMENT OF PUBLIC 300.00; IOWA DEPT PUBLIC SAFETY 1,090.00; IOWA DNR 125.00; IOWA LAKES ELECTRIC COOP 718.48; IOWA LAW ENFORCEMENT ACADEMY 380.00; IOWA OFFICE SUPPLY 3,858.65; IOWA PRISON INDUSTRIES 602.97; IOWA PUBLIC HEALTH ASSOC 100.00; IOWA RIBBON SERVICE 76.40; IOWA STATE ASSOC OF COUNTY 810.00; IOWA STATE SHERIFFS & DE 635.00; IOWA STATE UNIVERSITY 57.98; IOWA TELECOM 297.28; IOWA WORKFORCE DEVELOPMENT 15.00; ISAC PHN AFFILIATE 25.00; ISACA125.00; JACKSON, DON 2.40; JACOBS SOLUTIONS 1,900.00; JACOBSON, TOM 200.00; JANITORS CLOSET LTD 148.98; JESSEN, STEVE 200.00; JOHNSON, KIM 702.13; JOURNEYWORKS PUBLISHING 35.50; JULIUS CLEANERS 1,416.18; KENNEDY, SUSAN 179.70; KIRKOLM, MARK 19.80; KRISTENSEN, BOB 200.00; KRUEGER, JODI K 240.00; KUEHL & PAYER LTD 512.00; KUMMERFELDT SERVICE 226.10; KURTZ, RAY 75.00; LAB SAFETY SUPPLY INC 79.80; LAKE ELECTRIC SUPPLY 135.37; LAUNDERVILLE, GARY J 3.59; LICKISS, CHARLENE 32.90; LORENZEN, ROGER 5.08; LYON COUNTY HEALTH SERVICE 2,518.45; M Y SUPPLY 165.41; MADSEN, LEIGH 51.40; MAINSTAY SYSTEMS INC 428.00; MANDERNACH, GENE 200.00; MANGOLD ENVIRON TESTING 540.00; MANGOLD, BILL 32.00; MARATHON HISTORICAL SOC 750.00; MASON, ASHLEY 3.20; MASTERCARD 1,252.55; MAXIMUS INC 77.72; MCCREA ENTERPRISES 38.90; MCKENNA, JON 20.00; MCSHANE, JERRY 96.29; MCSORLEY, DAVID L 2,736.20; MED-PASS INC 72.24; MEDLINE INDUSTRIES INC 56.35; MEUSBURGER, LISA 12.61; MEYER, BECKY 136.40; MEYER, RICK 34.80; MEYER, ROGER 10.80; MICKELSON TIRE INC 76.00; MID AMERICAN ENERGY COMP 10,053.47; MID STATES ORGANIZED CRI 100.00; MIDWEST WIRELESS 1,163.30; MIKES LAWN SERVICE INC 355.78; MILLER, KNUDT 200.00; MILLS, BUCK 50.00; MONARCH WATCH 34.00; MORTENSON, JOE 150.00; MURRAY & MURRAY PLC 42.50; NACTFO 60.00; NAT ASSOC OF COUNTIES 404.00; NATIONAL JEWISH CENTER 1,400.00; NEPPLE ELECTRIC INC 325.00; NEPPLE, TAMMY 753.30; NEWELL COOP ELEVATOR 1,853.63; NEWELL HISTORICAL 750.00; NICHOLS CONSULTING 101.00; NICOLAISEN, SANDRA K 97.60; NIELSEN, JACOB 740.00; NOMAD TRAVEL AGENCY 227.50; NORTHERN LIGHTS DISTRIBUTE 4,702.11; NORTHWEST AGING ASSOC 2,674.25; NW IA ADTU 6,502.50; NW IA PLANNING & DEV COM 2,000.00; O'BANNON, SHARI 131.33; O'BRIEN CO PUBLIC HEALTH 3,611.25; OFFICE SYSTEMS COMPANY 202.00; OHRTMAN, MARY 548.80; OMB POLICE SUPPLY 890.23; OMNI PHOTO 211.80; OSCEOLA COMMUNITY HEALTH 2,927.63; OUTDOOR OUTFITS LIMITED 176.90; PAGERS INC THE BEEPER PEOPLE 47.85; PARROTT & SONS, MATT 277.66; PATHOLOGY MEDICAL SERVICE 1,214.10; PATTON, DAVID 3,979.13; PECK, RON 50.00; PEDERSEN, ALAN 200.00; PETTY CASH HEALTH DEPT 115.31; PILOT PUBLISHING 1,271.10; PITNEY BOWES 1,257.00; PITNEY BOWES INC

BUENA VISTA COUNTY

104.33; POCAHONTAS CO PUBLIC HEALTH 106.25; PORTABLE COMPUTER SYSTEM 116.88; POSTMASTER 1,379.00; PROFESSIONAL ELECTRONICS 38.50; PRONTO MARKET 40.60; PROSECUTING ATTORNEYS 130.00; PUBLIC HEALTH FOUNDATION 34.50; QUILL CORPORATION 335.34; QUEST 4,445.63; R & D INDUSTRIES INC 5,391.29; RASMUSSEN FORD MERCURY I 113.71; REBNORD TECHNOLOGIES INC 439.93; REDIG, MELVIN A 200.00; REGIONAL TRANSIT AUTH 4,593.00; RENCH, PEGGY 200.00; RESSLER DRUG CO 103.52; RICE, RICHARD 9.00; RIDES 500.00; ROSS, RHONDA 692.61; ROWLEY RECYCLE CT, HAROLD 23.55; RUST'S WESTERN SHED 6.00; SAATHOFF, CHARISSA 16.96; SAC COUNTY HEALTH SERVICE 106.25; SAC COUNTY SHERIFF 1,485.00; SASSMAN, JEAN L 260.40; SCHUMACHER ELEVATOR CO 557.46; SCOTT, DEANNA 430.00; SECRETARY OF STATE 90.00; SECURITY PLUMBING SUPPLY 89.80; SECURITY TRUST & 59.50; SEILER PLUMBING HEATING 3,459.34; SHARE CORP 660.00; SIBYL'S 568.25; SIEFER, DAN 65.00; SIGNS AND SHAPES INTERNA 159.25; SIMONS, DOUGLAS 4.24; SIOUX CENTRAL COMM SCHOOL 748.23; SIOUX LUMBER 36.09; SIOUX RAPIDS AUTO & 34.46; SIOUX RAPIDS HISTORICAL 750.00; SIOUX RAPIDS, CITY OF 25.68; SIOUX SALES CO 79.93; SMITH, JULIE 3.84; SNYDER, KELLY 37.58; SPEERS, TIM 20.32; SPENCER MUNICIPAL HOSPITAL 1,200.00; SPORTS REHABILITATION & 3,434.44; ST. LUKE'S REGIONAL MEDI 170.00; STALCUP FARM MANAGEMENT 200.00; STANARD & ASSOCIATES INC 121.50; STANTON ELECTRIC INC 200.00; STAPLES CREDIT PLAN 15.86; STAR ENERGY LLC 2,041.89; STATE OF IOWA 136.00; STERLING SOLUTIONS INC 400.00; STORM LAKE COMMUNITY SCH 300.00; STORM LAKE GENEALOGICAL 750.00; STORM LAKE HEARING AID S 35.00; STORM LAKE POLICE DEPART 10.70; STORM LAKE TIMES 1,217.62; STORM LAKE, CITY OF 1,726.11; STRAWN, KAREN 140.68; STUCYNSKI, DEWYNE 154.11; SUCCESSORIES LLC 83.96; SUN BIOMEDICAL LABS INC 103.70; SUNSHINE SERVICES 227.50; SUPER WASH 125.00; THE SHOE PLAISE 113.31; TRAINING RESOURCES 50.00; TREASURER OF STATE 109.50; TRIMARK CENTRAL BILLING 270.00; TUTTLE, DIANE 91.68; U S POSTAL SERVICE 8,577.85; UNITED BUILDING CENTER 93.88; UNITED STATES POSTAL SER 1,000.00; UPDYKE, HOPE 272.32; UPPER DES MOINES OPPTY 4,928.75; UPS 126.59; VALLEY PHARMACY 9.11; VAN HOOSER, MARK 220.50; VEEHOFF KEY & LOCK 16.83; VENEGAS, ERICKA 65.28; VISA 2,206.96; VISION CARE ASSOC PC 25.00; VON BOKERN ASSOC INC 195.00; WALMART COMMUNITY 46.85; WALMART COMMUNITY BRC 736.57; WELLS FARGO BANK MINNESO 160.00; WEST DES MOINES MARRIOTT 77.04; WEST GROUP PAYMENT CENTE 50.00; WESTERN IOWA TECH COMMUN 25.00; WESTVIEW MOBILE HOME PAR 360.00; WESTVIEW PARK 360.00; WILSON, PATRICK J 36.00; WOGAHN, RUTH 188.65; WOODBURY COUNTY BOARD OF 1,243.89; WULFEKUHLER, DR SCOTT 14.05; ZEE MEDICAL SERVICE CO 262.55

0002 GENERAL SUPPLEMENTAL: ADVENTURELAND 162.51; AGLER, CHARLES 141.38; AMERICAN LEGION POST 394 90.00; ANDERSON, ARDYCE 203.08; ANDERSON, RAYMOND 145.00; AT & T - UNIVERSAL BILLE 13.00; BARTHOLOMEW, JAMES 20.00; BOYS AND GIRLS HOME RES 6,461.98; BREWER, ANNE 181.25; BUENA VISTA CO JOURNAL 352.75; BV CO/MUN DISASTER SERV 19,125.00; CARTER, KEITH 145.00; CHEROKEE COUNTY SHERIFF 19.00; CHRISTY, DONNA 110.36; CITY DIRECTORY INC 72.83; CLAUSEN, DEBRA A 72.50; COLE, MARY 181.25; CORRECTIONAL SERVICES CO 2,829.96; DONAHOO, WANDA 72.50; DRIVER, AURLETTE 141.38; EDDIE, MARY 145.00; ELECTION SYSTEMS & SOFTW 11,967.82; ERICKSON, LARRY 79.70; EVERS, VALITA 40.00; FASTENOW, PEG 72.50; FAUST, LYNN 74.88; FELLOWS, MARY L 72.50; FISCAL SERVICES BUREAU 1,408.00; FRANCIS, PHYLLIS 72.50; FREDERIKSEN, FERNE 181.25; FUDGE, ROXANA 193.75; GALBRAITH, JEANETTE 145.00; GALBRAITH, LLOYD F 190.40; GIBBONS, LEONA 72.50; HOFERMAN, MARGIE 176.00; HOWARD, CLARA 70.69; HULSEBUS, JOAN 203.00; IPERS 31.29; JARECKI, KRISTI 136.30; KAUFMAN, VIVIAN 193.75; KENNEDY, SUSAN 148.05; KIRKPATRICK, DOROTHY 186.25; KREBS, JUDY 74.00; LAURENS SUN, THE 57.84; LICHTENBERG, CLAUDIA 14.50; LIETZ, DEANNA 163.05; MAYMON, PATTI 11.40; METHODIST MANOR 90.00; MILLS, ROSE 145.00; MITCHELL, KATHLEEN 72.50; MOVALL, BARB 44.50; MOVALL, WANETTE 169.40; MUELLER, NANCY 145.00; NEWELL COOP ELEVATOR 45.00; NIELSEN, MEG 20.00; NOTHWEHR, CARLENE 104.50; NW IA ADTU 4,337.00; NW IA YOUTH EMERGENCY SE 30,913.05; OLSON EATON SVENDSEN INC

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124,053.50; PARROTT & SONS, MATT 562.29; PERRIGO, BEVERLY 145.00; PETERSON PATRIOT, THE 153.31; PILOT PUBLISHING 658.54; QUAKERDALE 829.54; QUILL CORPORATION 74.19; QUIRIN, CHARLENE 181.25; QWEST 194.98; RASSLER, REBECCA 171.88; REHNSTROM, MARY 73.08; RICE, MONICA 80.80; RICE, RICHARD 87.98; ROHLFSEN, PHYLLIS 77.90; ROWLEY, MARTY 81.70; SAC COUNTY SHERIFF 28.70; SECRETARY OF STATE 11.79; SEXTON, RUTH 72.50; SIEVERS, DELORES 453.14; SIEVERS, ROGER D 507.90; SIMONS, CLYDE A 58.00; SMITH, MARY 186.25; SMITH, NORMA 74.30; SNYDER, DELORES 72.50; SPARKY'S ONE STOP 25.00; SPENCER DAILY REPORTER 79.96; ST. JOHNS UNITED CHURCH 45.00; STAUBER, LINDA 72.50; STEPHENS, MYRTLE 116.25; STIEF, JACKIE 75.50; STORM LAKE TIMES 2,439.47; STRAIT, SHIRLEY 29.00; STRAWN, KAREN 155.70; SUNDBLAD, MARY 151.00; THEELER, FAY 141.38; THORSON, LEE 40.00; TOOHEY, ROSEMARY 97.25; TREASURER STATE OF IOWA 18,958.56; TSCHERTER, ESTELLA 145.00; U S POSTAL SERVICE 413.00; VEEHOFF, MARY 181.25; WEDEKING, MARTIN 181.25; WESSENDORF, GRACE 186.20; WESSMAN, ARLENE 149.20; WEST GROUP PAYMENT CENTE 2,100.76; WEST PAYMENT CENTER 1,104.00; WILKENS, LUCILLE 207.80; WILSON, SHARON K 72.50; WISE, DARLENE 230.13; WRIGHT, ELAINE 15.50; YOUTH SHELTER CARE OF NO 2,778.38

0010 MH-DD SERVICES FUND: ACS/CONSULTEC 186.62; AMES BAYMONT INN & SUITE 67.20; ANDERSON, CHARLEEN 89.55; AT & T - UNIVERSAL BILLE 206.28; B V CO SECONDARY ROAD 197.95; BEDEL, TONY 90.00; BUENA VISTA CO. SHERIFF 375.50; BV CO HOMEMAKER 247.00; BV STATIONERY & PRINTING 61.11; CCMS 100.00; CHEROKEE COUNTY SHERIFF 19.00; CLAY COUNTY SHERIFF DEPA 18.50; COUNCIL AGAINST DOMESTIC 1,125.00; COUNTY CASE MANAGEMENT S 1,190.00; DEPARTMENT OF HUMAN SERV 20,138.35; DEPT OF HUMAN SERVICES 3,219.63; DEPT OF HUMAN SERVICES D 63,768.71; DEPT OF HUMAN SERVICES-A 2,884.21; ECHO PLUS INC 328.25; FOUR POINTS SHERATON DES 105.28; GANNON CENTER - COMMUNIT 329.28; GENESIS DEVELOPMENT 36,688.37; HARTWIG, HARLAN 128.56; IDA SERVICES INC 2,153.97; INFORMATION PUBLICATIONS 30.00; IOWA DIVISION OF CRIMINA 13.00; IOWA RIBBON SERVICE 130.60; IOWA STATE ASSOC OF COUN 70.00; JENNETT, DAVE 1,551.00; MACK HANSEN GADD ARMSTRO 475.00; MEISTER, BARB 30.00; MENTZER, DAWN 120.73; MESSENGER, THE 331.00; MID-STEP SERVICES INC 1,748.78; MIDWEST WIRELESS 226.82; MILLS-THOMAS, TAMI 8.30; PETTY CASH 41.40; PILOT PUBLISHING 67.70; PLAINS AREA MENTAL HEALT 441.28; PLYMOUTH LIFE INC 2,711.80; QWEST 287.77; R & D INDUSTRIES INC 226.43; REBNORD TECHNOLOGIES INC 404.96; REGIONAL TRANSIT AUTH 1,356.55; REM ATLANTIC INC 5,963.46; REM COUNCIL BLUFFS INC 1,200.00; REM DEVELOPMENTAL SERVIC 541.00; SAC SUN 38.40; SEASONS CENTER FOR COMMU 47,858.24; SEASONS COMMUNITY HEALTH 34.47; SIOUX CITY JOURNAL 672.60; SOO PRINTING 142.50; SPECTRA HEALTH CARE INC 10,888.15; SPENCER DAILY REPORTER 200.85; STAR ENERGY LLC 246.12; STORM LAKE TIMES 110.40; TREASURER STATE OF IOWA 7.04; VILLAGE NORTHWEST UNLIMI 1,680.18

0011 RURAL SERVICES: ALBERT CITY CORP 1,791.75; ALTA CORP 1,791.75; AT & T - UNIVERSAL BILLE 21.49; B V CO SECONDARY ROAD 1,448.74; BOMGAARS 237.96; BUENA VISTA COUNTY EXTEN 175.00; BV COUNTY WEED DEPT 3,251.50; BV STATIONERY & PRINTING 77.50; ENVIRONMENTAL RESOURCE S 1,850.00; IOWA OFFICE SUPPLY 99.72; LACAL EQUIPMENT INC 830.25; LINN GROVE CORP 1,791.75; LUND, NORMAN J 84.69; M & M SMALL ENGINE REPAI 389.31; MARATHON CORP 1,791.75; MIDWEST WIRELESS 60.06; MORTENSEN, DAVE 65.43; NEWELL CORP 1,791.75; PILOT PUBLISHING 84.90; QWEST 97.49; REMBRANDT CORP 1,791.75; ROWLEY RECYCLE CT, HAROLD 35,075.50; SIOUX RAPIDS CORP 1,791.75; STORM LAKE CORP 5,375.25; VAN DIEST SUPPLY COMPANY 1,323.50; VERMEER SALES & SERVICE 130.00; WILEY, DAVID 32.65; ZIEGLER INC 404.00

0020 SECONDARY ROADS: ADVANCED DRAINAGE SYSTEM 8,023.52; AG PARTNERS L.L.C. 1,110.07; AG PARTNERS LLC 712.14; AIR FILTER CLEANING SERV 702.66; AIRGAS NORTH CENTRAL 2,754.28; ALBERT CITY, CITY OF 61.40; ALLIANT ENERGY 6,753.34;

BUENA VISTA COUNTY

ALTA MUNICIPAL UTILITIES 141.98; ALTON WELL AND CONCRETE 268.80; AMERICAN RENTAL 65.72; AMES BAYMONT INN & SUITE 341.00; ARNOLD MOTOR SUPPLY 1,541.00; AT & T - UNIVERSAL BILLE 91.93; BARCO MUNICIPAL PRODUCTS 97.16; BARNES GROUP INC 593.34; BJK PUMP & GAS CO INC 69.00; BODHOLDT, QUENTIN R 339.23; BOMGAARS 1,413.38; BROWN SUPPLY CO 102.00; BUENA VISTA CO JOURNAL 41.50; BUENA VISTA REGIONAL MED 60.00; BV STATIONERY & PRINTING 91.55; C J COOPER & ASSOCIATES 58.00; CALHOUN-BURNS & ASSOC IN 706.30; CAVANAUGH, TOM 1,000.00; CCP INDUSTRIES INC 109.47; CENTRAL SERVICE & SUPPLY 7,220.40; CENTURY FENCE COMPANY 37,884.40; CERTIFIED LABORATORIES 224.92; CITY DIRECTORY INC 72.83; COVER-ALL OF NORTHWEST I 112.50; CRYSTEEL TRUCK EQUIP INC 280.33; DIXON CONSTRUCTION CO 17,557.00; DLT SOLUTIONS INC 1,196.00; EAGLE POINT 1,069.00; ENGEL AGRI SALES CO 253.28; FIRST COOPERATIVE ASSOCI 320.16; FITZPATRICK AUTO CENTER 13,971.59; FITZPATRICK AUTO CENTER 179.02; FLANIGAN, TOM 102.11; FRANK DUNN CO 225.00; FRENCH, TOM 145.37; G&K SERVICES 520.58; GARBAGE HAULING SERVICE 173.25; GATEWAY COMPANIES INC 3,701.00; GLIENKE, HENRY W 248.89; GRAESING, DENNIS 144.10; GRAHAM TIRE CO 2,800.03; HAGEDORN EXCAVATING INC 383.08; HERBST CONSTRUCTION 1,105.00; HOFFARD, MARK S 51.66; HOLCOMB TRUCKS 97.96; HOLIDAY INN CONFERENCE 147.66; HOLLIDAY, DENNIS 78.98; HULTGRENS-GERLACH INC 535.01; HUNDERTMARK CLEANING SYS 6.37; HUTCHINSON SALT COMPANY 6,912.17; IA DEPT OF NATURAL RESOU 450.00; INDUSTRIAL SUPPLY SOLUTI 744.00; INTERSTATE BATTERY SYSTM 297.80; IOWA AUTO SUPPLY 457.65; IOWA DEPT TRANSPORTATION 14,631.93; IOWA DISTRIBUTING CO INC 320.83; IOWA FEEDERS SUPPLY 728.04; IOWA PETROLEUM EQUIPMENT 218.70; IOWA PRISON INDUSTRIES 198.33; IOWA STATE ASSOC OF COUN 70.00; IOWA STATE UNIVERSITY 1,100.00; ITES, JON 100.83; JANITORS CLOSET LTD 250.48; JOHNSON, SHIRLEY 94.80; JOHNSON, STEVE 125.00; KEN S WELDING 12.50; KENNETH KUHN FAMILY TRUS 240.97; KIMBALL-MIDWEST 1,188.99; KOSSUTH CO TREASURER 1,000.00; KRYGER GLASS COMPANY 554.85; L & M ELECTRONICS INC 1,268.19; LAKE ELECTRIC SUPPLY 288.33; LAKE VIEW CONCRETE PRODU 3,746.99; LARSON OIL & DISTRIBUTIN 3,201.25; LAWSON PRODUCTS INC 358.98; LINN GROVE, CITY OF 77.85; LUNDELL CONSTRUCTION CO 6,050.25; M S DOOR SERVICES LTD 2,784.00; M Y SUPPLY 1,097.89; MADSEN, ED 1,342.76; MARATHON, CITY OF 187.24; MARKS WELDING & MACHINE 83.79; MARTIN EQUIPMENT OF ILLI 1,607.62; MARTIN MARIETTA MATERIAL 1,271.84; MC GOWAN, BRUCE 200.00; MICKELSON TIRE INC 2,280.00; MID AMERICAN ENERGY COMP 1,682.36; MID-IOWA SALES COMPANY 40.21; MIDWEST WIRELESS 328.05; MILLER FARM DRAINAGE 75.00; MILNE, DICK 50.00; NAPA AUTO PARTS 210.10; NELSONS PREMIX & VET 1,053.06; NEW SIOUX CITY IRON CO 1,417.91; NEWELL COOP ELEVATOR 55.99; NEWELL, CITY OF 170.35; NOLL, RICHARD 125.00; NORTH LAKE TRUCK REPAIR 370.98; NORTHERN IA CONSTRUCTION 4,842.00; OLSEN WELDING & MACHINE 354.18; OMNI PHOTO 131.06; OVERMOHLE, MIKE 77.09; PETERSON READY MIX 90.00; PILOT PUBLISHING 20.41; PIORIER EQUIPMENT COMPAN 1,109.33; POSTMASTER 120.00; POWERPLAN 43.10; QWEST 584.94; R & D INDUSTRIES INC 300.50; RASMUSSEN FORD MERCURY I 21,279.59; RECKAMP, RON 273.34; REGIONS INTERSTATE BILLI 747.99; REMBRANDT, CITY OF 87.00; RESSLER DRUG CO 31.91; REXCO EQUIPMENT INC 47.78; ROCK, JAMES S 242.62; ROHLIN CONSTRUCTION CO 14,717.89; RUSSELL'S READY MIX 1,390.50; SAFETY-KLEEN SYSTEMS INC 278.90; SCHMIT, JOHN 17.95; SHARE CORP 1,229.99; SHINE BROS. STEEL 2,328.45; SIOUX CITY TRUCK AND TRA 923.83; SIOUX RAPIDS, CITY OF 152.00; SPENCER MUNICIPAL HOSPIT 590.40; STANTON ELECTRIC INC 81.15; STAR ENERGY LLC 26,716.25; STARLITE VILLAGE 123.90; STORM LAKE HONDA 71.36; STORM LAKE HYDRAULICS 221.13; STORM LAKE, CITY OF 349.79; TEMPLE, JIM 228.85; TERRACON INC 2,087.00; TONY SMITH ELECTRIC 160.03; TWO RIVERS LIFT & EQUIPM 178.07; UNITED BUILDING CENTER 11.03; VERMEER SALES & SERVICE 25,810.00; VISA 154.08; VISION CARE ASSOC PC 178.00; VOGEL TRAFFIC SERVICES I 17,491.00; WARRENS SERVICE INC 75.00; WEBER, TONY 116.54; WOLF, STEVEN 125.00; YOCUM OIL COMPANY INC 1,915.00; ZIEGLER INC 4,704.79

0024 BVC RECORDERS RECORDS MGMT FUND: FIDLAR COMPANIES 367.30

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0029 CLAY REGIONAL WATER CDBG FUND: CLAY REGIONAL WATER 111,705.00

0100 D.D. #1: KUEHL & PAYER LTD 19,161.72; LAWN MANICURISTS INC 6,480.00

0104 D.D. #3 & 3 EXT: KUEHL & PAYER LTD 62.68

0106 D.D. #8: KUEHL & PAYER LTD 29.00

0176 D.D. #20: KUEHL & PAYER LTD 149.50; LAWN MANICURISTS INC 4,160.00

0200 D.D. #34: 2ND CHANCE INCORPORATED 1,900.00; CHRISTIAN BROS EXCAVATING 45,200.00; KUEHL & PAYER LTD 3,470.87; LAWN MANICURISTS INC 10,660.00; LYNCH, PATRICK 280.00; STANLEY, EARL E 40.00

0278 D.D. #49: KUEHL & PAYER LTD 506.06; LAWN MANICURISTS INC 1,080.00

0280 D.D. #49 LAT 2: KUEHL & PAYER LTD 135.50

0368 D.D. #83: KUEHL & PAYER LTD 33.68; RICHARDS, TERRY 240.00

0436 D.D. #105-64 JT.: DD #105-64 JT 761.00

0438 D.D. #106: KUEHL & PAYER LTD 57.18; LAWN MANICURISTS INC 350.00; MCKIBBEN, MATT 80.00

0484 D.D. #126: COLE, CHRIS J 80.00

0602 D.D. #183 JT: KUEHL & PAYER LTD 57.18; LAWN MANICURISTS INC 70.00

0604 D.D. #184: KUEHL & PAYER LTD 57.18; LAWN MANICURISTS INC 300.00; STANLEY, EARL E 40.00

0636 D.D. #205: KUEHL & PAYER LTD 57.18; LAWN MANICURISTS INC 300.00

0644 D.D. #274 MAIN: CARLSON CONTRACTING INC, 7,463.46; KUEHL & PAYER LTD 8,647.68; MACK HANSEN GADD ARMSTRO 110.00; SAC SUN 27.27; STORM LAKE TIMES 89.25

1500 CAPITAL PROJECTS: AGRI-MART 669.92; CDW GOVERNMENT INC 645.90; HIWAY TRUCK EQUIPMENT 7,156.10; INN XLK STORM LAKE 738.30; LOGISTIC SYSTEMS INC 62,196.10; REBNORD TECHNOLOGIES INC 353.28; SCHUELKE AUTO COMPANY 16,865.00; VISA 3,480.95

1520 CAPITAL PROJECTS-DEBT SERVICE: CDW GOVERNMENT INC 25.97; EMERALD SYSTEMS INC 15,200.00; MCCLURE, DON 515.33; R & D INDUSTRIES INC 8,198.09

2000 RECYCLING G.O. BOND FUND: BANKERS TRUST 8,043.75

3500 BUCKINGHAM ESTATE TRUST;;; BUENA VISTA REGIONAL MED 202.00

4000 DISASTER SERVICES: AT & T - UNIVERSAL BILLE 119.95; BUENA VISTA CO AUDITOR 350.00; BUENA VISTA COUNTY EXTEN 61.50; BV STATIONERY & PRINTING 1,413.16; CHRISTENSEN, ROBERT E. 704.82; HALL, LINDA 1,700.00; HEALTH EDUCATION CENTER 102.00; HY-VEE FOOD STORE 199.27; IOWA CENTRAL COMM COLLEG 262.00; IOWA CENTRAL COMMUNITY C 393.00; ISU EXTENSION-BV COUNTY 250.00; M Y SUPPLY 63.25; MASTERCARD 144.97; MIDWEST WIRELESS 136.55; OMNI PHOTO 63.98;

BUENA VISTA COUNTY

PRAIRIE LAKES AEA 200.00; QWEST 97.49; R & D INDUSTRIES INC 58.90; RANER, MIKE 100.00; SIBYL'S 219.00; SIOUX CITY, CITY OF 7,654.13; U S POSTAL SERVICE 39.00; WORLD POINT ECC 567.41; WORLD POINT ECC INC 79.90

4010 E911 SURCHARGE FUND: ALTA MUNICIPAL UTILITIES 449.46; AT & T - UNIVERSAL BILLE 27.56; CDW GOVERNMENT INC 2,767.71; CITY DIRECTORY INC 291.29; ELECTRONIC ENGINEERING 30.00; FOUR POINTS SHERATON 417.30; IOWA EMERGENCY NUMBER AS 90.00; IOWA TELECOM 1,772.28; METEORLOGIX 2,222.17; MICRO WAREHOUSE 1,159.34; MIDWEST WIRELESS 521.49; NATIONAL ACADEMY OF EMD 45.00; NATIONAL EMERGENCY NUMBE 95.00; PROFESSIONAL PRIDE INC 79.52; PROFILE EVALUATIONS INC 205.00; QWEST 1,507.13; STAPLES CREDIT PLAN 208.98; TELTRONICS INC 975.00; U S POSTAL SERVICE 31.00; VAN HOOSER, MARK 102.00; VISA 1,385.91; WAHLTEK INC 1,855.00

4150 3-COUNTY EMPOWERMENT AGENCY FUND: ALTA COMMUNITY SCHOOL DI 15,692.84; B V COUNTY HEALTH DEPT 14,009.36; BEDELS DRIVE-IN PHARMACY 21.39; BRIEST, DIANE 877.33; BRIEST, MARCENE 70.00; BUENA VISTA CO AUDITOR 2,125.54; BUENA VISTA COUNTY REGIO 8,955.00; BUENA VISTA REGIONAL MED 9,270.00; CHINA HOUSE 70.23; CRAWFORD COUNTY HOME HEA 14,793.57; FAMILY RESOURCE CENTER 11,853.00; FRONTIER COMMUNICATIONS 77.12; HY-VEE FOOD STORE 19.79; ICCEEN 75.00; IMMANUEL LUTHERAN PRE SC 3,888.00; ISU EXTENSION 60.00; ISU EXTENSION-BV COUNTY 135.00; KFC 32.28; LUTHERAN SERVICES IN IOW 20,456.49; MIDWEST WIRELESS 121.51; OHRTMAN, MARY 65.00; PIZZA HUT 27.00; REGIONAL TRANSIT AUTH 30.00; SAC CITY FOOD PRIDE 10.99; SAC COUNTY HEALTH SERVIC 12,775.00; SCHALLER CRESTLAND SCHOO 2,614.33; ST MARYS PRESCHOOL 2,515.50; TRIMESTER INC 560.00; UPPER DES MOINES OPPTY 3,222.60; VARTEC TELECOM INC .48; VIKING OFFICE PRODUCTS 187.20; WALMART COMMUNITY BRC 621.41; ZION LUTHERAN PRE SCHOOL 400.00

4151 BV CO EMPLOYEE HEALTH FUND: B V COUNTY HEALTH DEPT 1,125.00; DELTA DENTAL PLAN OF IOW 33.30; IOWA INSURANCE DIVISION 100.00; WALMART COMMUNITY BRC 644.92; WELLMARK BENEFIT CONSULT 452.16; WELLMARK BLUE CROSS & BL 272,943.88; WELLMARK BLUE CROSS AND 250.00

4152 BV CO EMPLOYEE FLEX BENEFIT FUND: FLEXIBLE BENEFITS 6,922.60