

**BOARD OF SUPERVISORS MEETING  
FIRST MEETING, 2010 SESSION (1)  
JANUARY 4, 2010**

The Buena Vista County Board of Supervisors met for the first meeting of the 2010 session on Monday, January 4, 2010 at 8:30 A.M. in the Boardroom with Chairman Merten presiding, and the following members present: Altena, Arends, Hach, and Ringgenberg, and with Auditor Karen Strawn as clerk for the meeting.

Prior to the start of today's meeting, Supervisors Merten and Ringgenberg completed the **count of cash in the Treasurer's** office.

Motion by Hach, second by Ringgenberg, to approve the **minutes** of the 12/29/09 meeting as printed. and the following reports: 12/10 minutes-BV Co Veterans Affairs Commission, 12/15-BV Co Conservation Board. Ayes—Altena, Arends, Hach, Merten, Ringgenberg. Nays—none. Carried.

Motion by Arends, second by Ringgenberg, to adjourn the **2009 session**. Ayes—Altena, Arends, Hach, Merten, Ringgenberg. Nays—none. Carried.

The first order of business for the 2010 session was election of the Chairman of the Board. Chairman Merten called for nominations for **Chairman of the Board of Supervisors**. Motion by Arends to nominate Hach, as Chairman of the Board of Supervisors for 2010, seconded by Ringgenberg. Motion by Arends, second by Altena that nominations cease, which resulted in the following vote: ayes—Altena, Arends, Hach, Merten, Ringgenberg, nays—none. Carried. The vote on the Chairman was: Ayes—Altena, Arends, Hach, Merten, Ringgenberg. Nays—none. Carried.

Chairman Hach called for nominations for **Vice-Chair**. Motion by Hach, second by Ringgenberg, to nominate Merten to serve as Vice Chair. Motion by Altena, second by Arends that nominations cease, which had the following vote: ayes—Altena, Arends, Hach, Merten, Ringgenberg. Nays—none. Carried. The vote on the Vice-Chair was: Altena, Arends, Hach, Ringgenberg. Nays—none. Abstentions - Merten. Carried.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Merten, Ringgenberg, and Hach. Nays: none. Abstentions: none.

Motion by Arends, second by Merten, that **Robert's Rule of Order Revised** (1990) shall govern the proceedings of the Buena Vista County Board of Supervisors, including the use of a second for all motions. Carried.

Motion by Merten, second by Arends, to approve and to authorize the Chair to sign today's **claims approval list**. Carried.

Motion by Arends, second by Merten, to approve to issue a \$25,000 warrant to Genesis Development from the Mental Health Fund for purchase of a van, and to add it today's **claims approval list**. Carried.

Buildings/Grounds Supervisor Steve Hammen reported a loss of electricity at the E. Richland Annex and the LEC this past Saturday. Since the mandated temperature range is so tight, a solution needs to be found to prevent a loss of vaccine stored in the **refrigerator at ERA** in future power outages.

Engineer Jon Ites was notified that **snow removal costs** should be submitted to State Emergency Management. This information will be used determine whether they should make an

application for federal funds with a PA (Public Assistance) Declaration. Ites' estimate as of last Friday was \$65,000.

For the Secondary Road **FY'11 budget** it was the consensus of the Board that the engineer include in his revenues--85% of the maximum transfer from the General Fund, and 82% of the maximum transfer for the Rural Fund.

Bob and Tammy Brown had a question about access to a site where they are building a house on 430<sup>th</sup> St. The recent snowstorms have made it impossible to get to the building site.

### **Board Appointments**

Motion by Merten, second by Arends, to appoint the following persons as delegates and representatives to the committees, commissions and boards as noted for 2010:

Arends--delegate, Hach-alternate to the **Local Emergency Management Commission** (Chapter 29C.9).

Arends-representative, Hach-alternate, to the **Region III Emergency Planning Council**.

Hach-representative, Arends,-alternate, to the **Buena Vista E-911 Service Board**.

Altena--delegate, Merten-alternate to the **Buena Vista Solid Waste Commission**.

Merten and Hach to the **Lake Improvements Commission**.

Merten to the **Friends of Little Lake Discovery Center Board**.

Ringgenberg to the **Storm Lake Water Quality Project** Advisory Committee.

Ringgenberg--representative, Merten-alternate to the **3-County Empowerment Board**,

Merten--representative, Ringgenberg-alternate, to the **Buena Vista Local De-Cat Board**.

Hach-representative, all other board members-alternates, to the Board of Directors of the **Storm Lake United Development**.

Hach and Merten as an ex-officio members of the board of **Storm Lake United Economic Development Revolving Loan Fund**.

Hach-delegate, all other board members as alternates to the **Iowa Lakes Corridor Development Corporation**.

Jon Ites, technical representative, Steve Wolf-alternate, to the **ISTEA Technical Committee**, Hach--Board's representative, all other board members as alternates, to the **ISTEA Enhancement Committee**.

Hach-representative, Merten-alternate, to the **Administrative Board of Directors of the 3<sup>rd</sup> Judicial District Department of Correctional Services**.

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

Merten-representative, Arends-alternate, to the **Central Iowa Juvenile Detention Center**.

Becki Drahota, Ron Haroldson and Bill Lanphere to the **Judicial Magistrate Appointing Commission** for 6-yr terms expiring 12/31/2014.

Sandy Johnson-representative, to the **Regional Housing Authority** until 12/31/2010.

Justin Yarosevich and Bonnie Hach to the **Northwest Iowa Regional Housing Trust Fund**.

Altena-delegate, Arends-alternate, to the **Upper Des Moines Opportunity, Inc. Board**.

Arends-delegate, Ringgenberg-alternate, to the **NW Iowa Planning and Development Commission**.

Merten-representative, Arends-alternate, to the **S.H.I.E.L.D. Board**.

To the County **Safety Committee** (including the Right-to-Know program): Arends, Gary Launderville, Tom French (as Jon Ites' designee), Karen Strawn, Ron Reckamp, Steve Wolf, Dave Wiley, Pam Bogue, Steve Hammen, Kim Johnson, Leigh Madsen, Nate Young and Bob Christensen, with Mike Raner as Safety Coordinator.

Arends-delegate, Ringgenberg-delegate, to the **Regional Transit Board (RIDES)**.

Ringgenberg and Marilyn Monson-delegates to the **Western Iowa Tourism Council**.

Arends-representative, Altena-alternate, with Phil Driver-at large representative, to the **Iowa Lakes RC&D Board**.

Burnside-representative, Arends-alternate to the **U.S. 20 Corridor Task Force**.

Ringgenberg-representative to the **Gingerbread House Board**.

Hach-representative **DHS Service Area Advisory Board**.

Gary Armstrong as the Buena Vista County **Drainage Attorney**.

Arends-delegate, Merten-alternate to the **Drainage District #181, #274, #14-42, #22, & #150 Interim Boards**.

Altena-delegate, Arends-alternate, for the **Regional Investment Board (formerly Iowa Workforce Development Board-Region 5)**.

Merten as Buena Vista County **Equal Employment Opportunity Officer**.

Merten-representative, all other board members as alternates, for all county **labor negotiations**.

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

Jon Ites, Gary Launderville, Kim Johnson, and Paul Merten, with Ken Hach as an alternate, to the **Weather Committee**.

Jon Ites, Don Altena, Kathy Bach, and Karen Strawn as members of the **Personnel Committee** (includes employee handbook updates).

Gary Launderville, Steve Hammen and Ken Hach to the **Courthouse/Judicial Security Committee**.

Kathy Bach, Karen Strawn, Steve Hammen, Jon Ites and Merten, to the **Buena Vista County Facilities Committee**.

Merten-Board's representative for **Whitney Pit Farm and South Hayes Pit Farm** for leases and Jon Ites for grain sales at the South Hayes Pit.

Karen Strawn-**ADA Coordinator**.

Pam Bogue, Dawn Mentzer & Karen Strawn as the **HIPAA Compliance Committee**, and Karen Strawn as the HIPAA Security Officer, and Privacy Officer jointly with Hach.

Steve Hammen 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**.

Kim Johnson as Buena Vista County **Zoning Administrator**.

**Planning & Zoning Commission** members: Roger Peterson, Vic Hansen, Arvid Baughman, Dennis Gutz, Jim Anderson, Brian Drzycimski, Gary Sundblad, (vacancy left by Marc Bertness to be filled).

**Zoning Board of Adjustment** members with terms as follows: John Massop-6/21/011, Greg Sundblad 6/21/012, Bruce Engelmann-6/21/13, Cynthia Smith-6/21/14, and Bob Stoughton-6/21/10.

Altena and Arends, to the Board of **Compass Point** (fka Northwest Iowa Alcohol and Drug Treatment Unit).

Charlene Anderson as the citizens' representative, to the **Seasons Center Board of Directors**.

Charlene Anderson to the **Cherokee MHI Advisory Council**.

Merten to ISAC's **County Case Management Services Board**.

Tami Mills-Thomas, Lynn Younie and Alicia Gatzemeyer-Case Managers, Dawn Mentzer-CPC, Ken Hach-BofS representative (Paul Merten-alternate), Cindy Smith-family representative, Jeff Kestel-family representative, Sandy Pingle-MR Community Based Services representative, Diane Mangold-Season's Center-MR Community Based Services representative, Bryce Jepson-consumer to the **Targeted Case Management Advisory Board**.

Charleen Anderson-MH Advocate; Diane Mangold, Susan Irwin, Cindy Wiemold, Patrick Schmitz and Sandy Pingle-providers; Pat Allen-Family Representative, Lenny Young-Consumer, Paul Merten-Supervisor (Ken Hach-alternate); Tami Mills-Thomas, Lynn Younie and Alicia Gatzemeyer--Case Managers; Dawn Mentzer-CPC; all to the **Managed Care Advisory Board**.

Dr. David Crippin, **County Medical Examiner**, and Tim Speers-BVRMC EMT, and Deputy Doug Simons, and independent EMTs Greg Ebersole, Mark Kirkholm & Bob Christensen, as **Deputy Medical Examiners** (Chapter 331.801). Terms expire 12-31-10.

Cornelius Wabeke (12/31/15), Don Diehl (12/31/11) and Brad Jones (appointed by the County Attorney, 12/31/13) to the **BV Co. Civil Service Commission**. (341A.2)

Rich Haldin (6-30-11), Lloyd Galbraith (6-30-12), Julie Small (6-30-12), John Peters (6-30-10), and Harold Kestel (6-30-10), to the **Veterans Affairs Commission** for the 2010 year, and until their terms expire (Chapter 35B).

To the **Buena Vista County Eminent Domain Compensation Commission** (Chapter 6B.4): Farmers-Dale Bodholdt, Don Diehl, Rolf Mosbo, Steve McKenna, Nick Ackerman, Becky Dirkx, Kevin Cone; Realtors-J.D. Lehr, Margie Robinson, Bob Hall, Joe Aube, Clark Fort, Kent Smith, Georgia Weaver; for Cities: Edward Groth, Nola Jensen, Jim Haraldson, Nancy Sadusky, Tom Huseman, Jeff Elbert, Norris

Olney, Jr.; for their Occupation-Mark Rehnstrom, Randy Johnson, Harry Schaller, Ronnie Brown, Brian Drzycimski, Ronald Haraldson, Ben Nesheim.

**Local Board of Health**-members with 3-yr. terms as follows: Dr. Scott Wulfekuhler-12/31/10, Jim Johnson & Peg Hinkeldey-12/31/11, Ken Hach and Jon McKenna-12/31/2012.

**BV Co Conservation Board**-Jeff Kestel-12/31/14 replacing Arnie Hicks, with the other members being Mark Kirkholm-12/31/10, Rick Meyer-12/31/11, Tony Bodholdt-12/31/12, Roger Meyer-12/31/13.

Dave Wiley, **Weed Commissioner** and Norlin Gutz, Assistant Weed Commissioner (Chapter 317.3).

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

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

Jim Nelson with a term expiring 6/30/2010, Tim Heuton with a term expiring 6/30/2011, and Mark Herrig with a term expiring 6/30/2012 to the **Lincoln Benefited Fire District Board of Trustees**.

County Auditor, and in her absence the Deputy Auditor, as **Custodian of Supervisors' records** (including Supervisors Minutes, annual reports of County Departments and other organizations required to file their reports with the Board of Supervisors, Drainage District Minutes, Ordinances, Warrant Book, Claims Registers, Precinct Maps.)

The vote on the above appointments was carried.

Pursuant to Chapter 22.1.2 of the 2009 Code of Iowa, the Auditor informed the Board that she has named herself and her 1<sup>st</sup> Deputy, Sue Lloyd, as the lawful custodian of the records which are considered 'open records' in the Buena Vista County Auditor's office. (Records and Code of Iowa references: Bonds of Public Officers (62.24), Election records (62.3 and others), Budgets adopted by local taxing jurisdictions (331.502.3) Township records (331.502.30), Drainage Minutes & Assessment Schedules (331.502.33), record of Election results (50.39 & 50.40), Lost Property Record (556F), Mental Health Accounts prior to 1994 (230.26), assistance to Veterans (34B.10, Claims against the Board 331.504.4), Assessment Rolls (441.26), Tax Rate Book (444.6), Real Estate Transfer Books-Index-Plat Books (558.60-67), Survey Plats (354.25), Treasurer's report of Receipts & Disbursements (335.504.4), Valuation Report (331.510), Annual County Financial Report.

#### **Official Newspapers**

Having received a request for official newspaper designation from each, motion by Merten, second by Arends, to designate the following as official newspapers for legal publications for 2010: Storm Lake Pilot-Tribune, The Storm Lake Times, and Buena Vista County Journal, and 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 Arends, second by Altena, to designate the Plains Area Mental Health Center as the agency providing pre-screening services to persons, prior to admission to Cherokee MHI. Carried.

#### **Holiday, Vacation, and Sick Leave Policy**

Motion by Arends, second by Merten, 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, 6/22/04, 4/26/05, 1/11/06, 4/30/08 & 11/18/08 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.

Motion by Ringgenberg, second by Merten, that **election workers** for FY'10 be paid \$8.00/hr. and chairpersons \$8.50/hr., and that Certified PEOs be paid \$8.50/hr. and Certified PEO chairpersons be paid \$9.00/hr. effective this date. Carried.

### **Meal and Mileage Rate Reimbursements**

Motion by Merten, second by Arends, to approve the following reimbursements:

- **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 \$25.00 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;
- **mileage reimbursement rate** for sheriff's service fees at the current IRS rate (\$.50/mile on 1/1/10);
- **mileage** to employees (including deputy medical examiners) at the rate of \$.04 cents under the current IRS standard mileage rate, for each mile traveled by private vehicle (not for county owned vehicles) for county business in 2010. Carried.

### **Insurance Coverage including Blanket Bond**

Motion by Arends, second by Ringgenberg, to continue the following insurance coverage from the Stille, Pierce & Pertzborn Agency for the remainder of FY'10: tort liability, auto, property, computer equipment, E & O, umbrella, data processing, inland marine, ocean marine, contractor's equipment, crime, CCF boiler, law enforcement professional, medical professional, worker's compensation, and blanket bond. Carried.

### **Depository Resolutions**

Motion by Arends, second by Altena, that the Depository Banks currently being used by the Treasurer, Recorder, Auditor & Sheriff continue to be used during 2010 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	\$15,000,000.00
	MetaBank, 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
Auditor:	Citizens First National Bank, Storm Lake	\$10,000.00
Sheriff:	Central Bank, Storm Lake	\$250,000.00
	Citizen's First National Bank, Storm Lake	\$25,000.00

and,

that the 2010 Federal Depository Bank shall be Security Trust and Savings Bank, Storm Lake, with the payroll deposits to be made by wire transfer. Carried.

**Drainage Resolutions and Assessments**

Motion by Arends, second by Altena, 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; to establish 5% as the rate of interest to be paid during 2010 on all stamped warrants, and charged on Improvement Certificates and Drainage District waivers, effective this date (for Buena Vista County drainage districts only); that the beaver control policy in 2010 shall be payment of \$40 per beaver tail for beavers trapped in drainage districts as adopted January 1, 1986, and, the beaver control program shall be \$40/beaver tail for the non-drainage district areas of the county; these programs require that the claimant possess a fur-bearer's license as required by law, and with a payout limit of \$1000 in non-drainage districts areas in each fiscal year. Carried.

**Appointment, Farm to Market Construction Projects, Authority to Close Roads & Detour Traffic**

Motion by Arends, second by Altena, that Jon L. Ites be re-appointed Buena Vista **County Engineer** for 2010 with his salary according to his employment contract (expires 6-30-11). (Chapter 309.17); that the County Engineer is authorized to sign certain documents regarding farm to market construction and state aid projects (in accordance with plans, and specifications in connection to the project including Certification of Completion of Work and Final Acceptance thereof) Farm-to-Market and federal or state aid construction projects in this county and to authorize all Board members to sign; 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.

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

Motion by Merten, second by Ringgenberg, to adopt Resolution 2010-01-04A setting policy on right-or-way and associated costs. Carried.

**RESOLUTION 2010-01-04A**

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 \$10,000.00. The County will offer 7.5 times the current assessed value.
- Temporary Right-of-Way and Dirt borrow purchases for use on construction projects. The County will offer 5.0 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.

/s/ Ken Hach, Chair, Board of Supervisors.....ATTEST: /s/ Karen M. Strawn

**Matrix Construction Evaluation**

Motion by Merten, second by Arends, to approve and to authorize the Chair to sign **Resolution 2010-01-04B** adopting the matrix construction evaluation process. Carried.

**RESOLUTION #2010-01-04B  
CONSTRUCTION EVALUATION RESOLUTION**

**WHEREAS**, Iowa Code section 459.304(3) 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 February 1, 2010 and January 31, 2011 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 created in Iowa Code section 459.305, 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 459.304(3).

**BE IT FURTHER RESOLVED** that the Buena Vista County Environmental Health/Zoning Director, Kim Johnson or Inspector Steve Haldin, are hereby designated as the contact persons for the county for DNR site investigations for animal confinement building construction applications.

**PASSED AND APPROVED** this 4<sup>th</sup> day of January, 2010.

/s/ Ken Hach, Chair, Board of Supervisors.....ATTEST: /s/ Karen M. Strawn

Hugh Lively, Exec. Director of **RIDES**, and CFO Ted Bauer presented a FY’11 funding request in the amount of \$8,500 for capital projects and operations, plus \$1,300 for dinner date which are the same amounts as was requested for the current year.

A FY’11 funding request for **Plains Area Mental Health Center** in the amount of \$75,000.00 for the block grant, and fee for service - \$75,000.00 was made by Patrick Schmitz, Executive Director.

Sheriff Gary Launderville discussed the need for a maintenance service contract for the fingerprint machine to avoid high cost service calls. Motion by Merten, second by Arends, to approve and to authorize the Chairman to sign the **maintenance service agreement** with MorphoTrak, Inc. for the fingerprint machine. Carried.

The Sheriff discussed problems with the **generator at the LEC** last Saturday. The cost of the repairs was substantial.



Motion by Altena, second by Arends, to approve and to authorize the Engineer to sign the pay voucher for 50% reimbursement by IDOT in the total amount of \$10,851.62 for the guardrail project on M-36 located 3 miles north of Hwy 71 which was a part of a DOT detour route **(Project #L-GR10—73-11)**. Carried.

There being no further business, the Chair adjourned the meeting at 4:00 p.m. until Tuesday, January 12 at 8:30 a.m. for a special session.

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Karen M Strawn, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
SECOND MEETING, 2010 SESSION (2)  
JANUARY 12, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, January 12, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and the following other members present: Altena, Arends, Merten and Ringgenberg, and with Auditor Karen Strawn as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Arends, Merten, Ringgenberg, and Hach. Nays: none. Abstentions: none.

Merten reported frozen pipes at the **county care facility**.

Buildings/Grounds Superintendent Steve Hammen will purchase **flags for the Boardroom**.

Dick Aronson met with the Board to request FY'11 funding for the **Albert City Historical Society**. Currently they have been working on a project to microfilm the old newspaper. Due to the deteriorated condition of the microfilm, they would like to convert to a digitized format, with an expected budget of approximately \$5,000. They also need to re-roof the old depot. They usually use the county funding for operations (heat, lights, etc.).

The Board discussed a **joint Vestal St. project** with the City of Storm Lake which is planned for 2011. At a recent meeting of the City Council, the estimate of the county's share of the project is currently \$144,000, up from the original estimate of \$124,000.

Engineer Jon Ites discussed the cost of snow removal due to the recent **snow storms**. \$205,000 has been spent so far out of the Secondary Road fund, which does not include the most recent storm. No equipment has been lost, but there have been lots of repairs.

Motion by Merten, second by Ringgenberg, to approve the **minutes** of the January 4, 2010 meeting as corrected, and the following **reports**: 2<sup>nd</sup> Qtr veterans van usage report, 12/28 – 1/3 client/bed county-YES Center, and 2<sup>nd</sup> Qtr sheriff's fees.. Carried.

General Relief Director Paula Guerra reviewed her proposed **FY'11 budget**.

Char Ulrich, Sulphur Springs, appeared before the Board with Kim Johnson, Environmental Health Director; to appeal the **'notice to abate a nuisance'** she had received regarding the condition of

her garage roof. Ulrich explained that she and her husband have been working on it, but it is taking time to bring the property up to standard. Due to both having jobs, they've been working on it on the weekends. Johnson asked if the deadline were extended to October 1<sup>st</sup>, could they complete the work to be done? Ulrich said that it would be workable. Motion by Ringgenberg, second by Arends, to accept Johnson's designation that the roof is 50% gone, and to extend the deadline for repairs until October 1<sup>st</sup>. Carried.

The Board discussed the administration of the property/casualty insurance and requesting proposals. It has been three years since the county has received bids from multiple agencies.

Tina Brown and Kelly Lester, Wellmark, and Keeli Thomas, Group Services, presented preliminary information for health insurance rates for FY'11. They were asked to prepare proposals for two additional scenarios for the meeting on January 26.

There being no further business, the Chairman adjourned the meeting until January 19<sup>th</sup> at 8:30 a.m. for a regular session.

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Karen M Strawn, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRD MEETING, 2010 SESSION (3)  
JANUARY 19, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, January 19, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and the following other members present: Altena, Arends, Merten and Ringgenberg, and with Auditor Karen Strawn as clerk for the meeting.

Unless otherwise indicated, all of the following motions offered at this meeting were carried with the following vote: Ayes: Arends, Merten, Ringgenberg, and Hach. Nays: none. Abstentions: none.

BV Co Compensation Board salary recommendations for FY'11 were presented by Paula Balder and Chris Young. They are: Attorney-4%, Auditor, Recorder, Treasurer, and Sheriff-3%, Supervisors-1%. They noted that the Compensation Board members had made recommendations that they believed are realistic and not recommended in anticipation that the Supervisors would cut them. The Board thanked them for their work and their report.

Motion by Merten, second by Ringgenberg, to approve and to adopt the "Resolution Fixing The Date For A Meeting On The Authorization Of A Loan Agreement And The Issuance Of Not To Exceed \$3,100,000 General Obligation Refunding Capital Loan Notes, Series 2010, Of Buena Vista County, State Of Iowa, And Providing For Publication Of Notice Thereof" for February 16 at 8:30 a.m. in the Boardroom of the courthouse. The vote on this resolution was: Ayes—Altena, Arends, Merten, Ringgenberg, and Hach; Nays-none. Carried.

Development Director Mike Wilson introduced Jim Patrick, the new City Manager of Storm Lake. Merten mentioned that the Board has talked about having a city/county meeting. Patrick said that in the city he came from, the 5<sup>th</sup> Monday was reserved for city/county meetings.

Jon Peters, **VA Commission** Chairman, Commissioner Julie Small and Gar Otto, VA Exec Director presented their FY'11 budget. Small has accepted the position of Chairman of the Commission.

Engineer Jon Ites reported the total cost of Project #L-C-904—73-11 was \$52,792.55. Motion by Arends, second by Altena, to approve and to authorize the Chair to sign the final payment voucher for **Project #L-C-904—73-11**; the project is located between Sections 8 and 9, Nokomis Township, and will have 55% reimbursement from NRCS. Carried.

Ites reviewed the costs associated with responding to an ambulance call – **snow clearing**. Buena Vista County is still way below the 85 points needed to get any money from **FUNDCO**.

Motion by Merten, second by Arends, to approve today's **claims approval list**, and the addition of a Qwest bill for phone service at the county care facility in the amount of \$57.14, and to authorize the Chair to sign the list, and, to approve the **minutes** of the 1/12 meeting as printed, and the following **reports**: Dec. Clerk's fees, 1/5 minutes-BV County Board of Health, Dec. Spectra lagoon monitoring report-Mangold Environmental, 1/8 minutes-CIJDC, 1/18 client/bed count from the YES Center, and 12/17 NWIPDC Policy Council minutes. Carried.

**FY'11 budget requests** were received from the following departments: Nate Young & Diane Christiansen-Conservation, Shari O'Bannon-Recorder, Barb Smith & Geri Ringgenberg-DHS, Gary Lauderdale-Sheriff, Kim Johnson-EnvHealth/Zoning, and Dawn Mentzer-Mental Health.

The Chair recessed the meeting at 3:50 p.m. until Wednesday. When the Chair called the meeting back to order at 8:30 a.m. on Wednesday, all members were present.

**FY'11 budget requests** were received from the following departments: Kathy Bach-Treasurer, Joann Kinnetz-Clerk of Court, Dave Patton-Attorney, Pam Bogue-Public Health and Homecare, Jon Ites-Engineer, Tim Speers-Medical Examiner, and Patti Maymon-Data Processing. Also reviewed were: Supervisors, County Farm, Care Facility.

Cheryl Nelson, **Gingerbread House** Director, and Nicole Hoye, Assistant Director, presented a funding request for FY'11 in the amount of \$7,000. They also provided a report of the changes recently made to improve their finances.

Motion by Altena, second by Arends, to approve and to authorize the Chairman to sign a funding application for **project #L-FM-861—7X-11** (resurfacing of M-43 from the Sac Co line to C-63) with the funding being: federal share-\$342,000, local share-\$228,000 for a total project cost of \$570,000. Carried.

There being no further business, the Chairman adjourned the meeting until January 26<sup>th</sup> at 8:30 a.m. for a special session.

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Karen M Strawn, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FOURTH MEETING, 2010 SESSION (4)  
JANUARY 26, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, January 26, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and the following other members present: Merten and Ringgenberg, and with Auditor Karen Strawn as clerk for the meeting. Absent: Altena and Arends.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Merten, Ringgenberg, and Hach. Nays: none. Abstentions: none.

Due to inclement weather and poor road conditions, Tina Brown-Wellmark and Keeli Thomas-Group Services were rescheduled for February 2<sup>nd</sup> at 10:00 a.m. for presentation of several **employee health insurance** options.

Superintendent Steve Hammen reviewed the Buildings/Grounds **budget for FY'11**.

Engineer Jon Ites recommended adjustments to the salt & sand prices. Motion by Merten, second by Ringgenberg, to approve new rates for the cities for **salt and sand** retroactive to 1/1/10. Carried. Ites also discussed **Stimulus II funding**, if it goes through. Buena Vista County doesn't have any project in, but there could be changes on which projects will be funded.

Motion by Ringgenberg, second by Merten to approve and to authorize the Chair to sign **SAFTEA-LU** funding applications for the following projects: **#FM-CO1(BV-88)—55-11** (M-50 from Hwy 3 to Hwy 10 at total cost of \$1,400,000, with 60% or \$840,200 provided by SAFTEA-LU funding), and, **#FM-CO11(BV-90)—55-11** (C-13 from M-36 to Hwy 71 at a total cost of \$903,000, with 60% or \$541,800 provided by SAFTEA-LU funding). Carried.

Kathy Bach presented the **Treasurer's semi-annual report**. Motion by Merten, second by Ringgenberg, to approve, to authorize the Chair to sign, and to direct that the report be published. Carried.

A request has been received from Kuehl & Payer to approve a project to digitize the **Jt. DD #181** maps. No action was taken at this time.

Motion by Merten, second by Ringgenberg, to approve the **minutes** of the 1/19 meeting as corrected, and the following **reports**: 12/1/09 minutes Jt. DD #181 Interim Board, 1/24/10 client/bed count at the YES Center. Carried.

Motion by Ringgenberg, second by Merten, to approve the following addition to the **Employee Handbook** effective 3/1/10: "Part-time employees who work at least 20 hours per week year-round are eligible to purchase (single or family) dental and vision insurance at their own expense with coverage to be effective the 1st day of the month following a full calendar month's employment. The monthly premium will be obtained by authorizing a payroll deduction." Carried.

The Auditor was directed to publish a "Notice to fill a vacancy" for the position of **County Auditor**. Also, letters will be sent to the cities in Buena Vista County requesting that they budget cash match dollars for the **NW Regional Housing Trust**.

Auditor Karen Strawn and Deputy Sue Lloyd presented the Auditor, Insurance & Non-departmental **budgets for FY'11**.

There being no further business, the Chairman adjourned the meeting until February 2nd at 8:30 a.m. for a regular session.

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Karen M Strawn, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTH MEETING, 2010 SESSION (5)  
FEBRUARY 2, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, February 2, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and the following other members present: Altena, Merten and Ringgenberg, and with Auditor Karen Strawn as clerk for the meeting. Absent: Arends.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Merten, Ringgenberg, and Hach. Nays: none. Abstentions: none.

Justin Yarosevich, Storm Lake City Clerk, and Engineer Jon Ites, were present for the discussion of the **Vestal St. joint project** with the City of Storm Lake. Yarosevich reviewed the newest projections for the project, and the division of the costs. The cost for the project has been increased from the original estimate. In addition, the approved SAFTEA-LU grant funds are less than originally estimated. Bob Payer, Kuehl & Payer, is reviewing the proposed division of the costs. The city and the county will be looking to adopt a new resolution to reflect the new numbers. The Chair mentioned a concern that the City might annex the county's portion of the project at some future time. None of the figures are firm numbers, since the plan has not been developed to calculate costs.

Assessor Kathy Croker advised the Board that Tyson's **valuation appeal** is pending. The decision would be applicable to the FY'11 budget. The tax impact to the county could be approximately \$250,000. In a similar situation, Hy-Vee's appeal could have an approximate impact of \$8,750.

Engineer Jon Ites reported that the engineer's new cost calculations show that the SAFTEA-LU funding is applied to the city's and the county's costs, and ROW costs have been split out, on the joint **Vestal St. project.**

Ites attended a meeting on **Stimulus 2** dollars and reviewed those projects that didn't get funded.

Motion by Merten, second by Ringgenberg, to approve and to authorize the Chairman to sign the SAFTEA-LU application in the amount of \$2,528,000 for project **#STP-S-C-11-(62)**, (C-65 resurfacing) with the SAFTEA-LU funds paying 60% of the project cost. Carried.

Ites noted that new legislation has been proposed that would give the **DNR** the same authority as the Army Corps of Engineers. If approved, the change would require that permits would be needed from 2 agencies.

The Des Moines Register has announced the route for **2010 RAGBRAI**. Although the route includes Buena Vista County, no county representative has been contacted by the newspaper. It is unknown which roads in our county have been chosen, and whether it would or would not impact our construction projects.

Motion by Altena, second by Ringgenberg, to approve and to authorize **today's claims approval list**, as adjusted. Carried.

Kelly Lester, **Wellmark representative**, presented the health insurance options for FY'11 requested at the prior meeting. She was asked to provide two additional options.

Buildings/Grounds Superintendent Steve Hammen reviewed the proposed construction plan for expanding the **Recorder's vault**, with the remainder of the room to be used for IT. The Board approved the proposal.

The Board reviewed the proposed **FY'11 budget**. Changes were made, with the Auditor and Deputy Auditor to present the 2<sup>nd</sup> draft at next week's meeting.

Altena left the meeting.

Motion by Ringgenberg, second by Merten, to approve the **minutes** of the 1/26 meeting, and the following **reports**: YES Center Jan 25-31 client/bed county, and Recorder's fees for 2<sup>nd</sup> Qtr FY'10. Ayes—Merten, Ringgenberg, Hach, nays-none. Carried.

Motion by Merten, second by Ringgenberg to approve the revised 2010 **Employee Handbook**, and to authorize the Chairman to sign. Carried. The Auditor will send the approval sheet on to others for their additional signatures. Ayes—Merten, Ringgenberg, Hach, nays-none. Carried.

Motion by Merten, second by Ringgenberg, to approve and to authorize the Chairman to sign the renewal of the **Delta Dental plan** for FY'11. Ayes—Merten, Ringgenberg, Hach, nays-none. Carried.

Motion by Merten, second by Ringgenberg, to approve authorizing the Buena Vista County Conservation Director to sign **federal farm program** documents for the Sturchler Pit farm. Ayes—Merten, Ringgenberg, Hach, nays-none. Carried.

Motion by Merten, second by Ringgenberg, to approve and to authorize the Chairman to sign a master contract termination for #P0702N01291 between IDED and **Oregon Trail Energy, LLC**, to which Buena Vista County (the Community) was a party. Ayes—Merten, Ringgenberg, Hach, nays-none. Carried.

Kim Johnson, EnvHealth/Zoning Director, provided sample language for a resolution and an ordinance in anticipation of **2010 RAGBRAI**, July 25 for the board's consideration.

Johnson will send a letter out to a number of residents of Poland and Lee Townships to advise them about the **Zoning Commission vacancy**.

There being no further business, the Chairman adjourned the meeting until February 9<sup>th</sup> at 8:30 a.m. for a special session.

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Karen M Strawn, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
SIXTH MEETING, 2010 SESSION (6)  
FEBRUARY 9, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, February 9, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and the following other members present: Altena, Arends, Merten and Ringgenberg, and with Auditor Karen Strawn as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Merten, Ringgenberg, and Hach. Nays: none. Abstentions: none.

Secondary Road Superintendent Tom French discussed the **snow being pushed on the road and road right-of-way** by the rural property owners, making it difficult to plow the roads, and, the equipment damage is costly. He suggested sending letters to the owners advising them of the county's ordinance and penalty. The Board approved sending the letters.

EnvHealth/Zoning Director Kim Johnson reviewed a **minor subdivision request** from Darrell Hinkeldey. The forty acre parcel would be divided twice, separating the out buildings and the house. Motion by Arends, second by Altena, to approve and to authorize the Chairman to sign resolution 2010-02-09-A approving the request from Darrell Hinkeldey to subdivide a 40 acre parcel in Section 27, Maple Valley. Carried.

**RESOLUTION 2010-02-09-A**

**WHEREAS**, Darrel H. Hinkeldey and Bonnie M. Hinkeldey have 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 NORTHEAST QUARTER (NE $\frac{1}{4}$  NE $\frac{1}{4}$ ) OF SECTION 27, TOWNSHIP 90 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northeast (NE) Corner of the Northeast Quarter (NE $\frac{1}{4}$ ) of said Section 27; Thence South 00°00'21" West, along the East line of said Northeast Quarter (NE $\frac{1}{4}$ ), 822.51 feet to the Point of Beginning. Thence continuing along said East line, South 00°00'21" West, 296.63 feet; Thence North 88°56'58" West, 184.38 feet; Thence North 00°00'21" East, 252.14 feet; Thence North 77°25'41" East, 188.89 feet to the Point of Beginning. Hereafter Known as Lot B of Section 27, Township 90 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa. Tract contains 1.16 Acres and is subject to all easements of record.

**DESCRIPTION: LOT C**

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE $\frac{1}{4}$  NE $\frac{1}{4}$ ) OF SECTION 27, TOWNSHIP 90 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northeast (NE) Corner of the Northeast Quarter (NE $\frac{1}{4}$ ) of said Section 27; Thence South 00° 00' 21" West, along the East line of said Northeast Quarter (NE $\frac{1}{4}$ ), 822.51 feet; Thence South 77°25'41" West, 188.89 feet; Thence South 00°00'21" West, 252.14 feet; Thence North 88°56'58" West, 150.62 feet; Thence North 00°00'21" East, 160.00 feet; Thence North 89° 32' 14" West, 120.00 feet; Thence North 00°00'21" East, 155.00 feet; Thence South 89°32'14" East, 84.50 feet; Thence North 00°08'37" West, 800.73 feet to the North line of said Northeast Quarter (NE $\frac{1}{4}$ ); Thence South 89°32'14" East, along said North line, 372.54 feet to the Point of Beginning. Hereafter known as Lot C of Section

27, Township 90 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa. Tract contains 8.53 Acres and is subject of all easements of record.

**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 the final plat of:

DESCRIPTION: LOT B

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE $\frac{1}{4}$  NE $\frac{1}{4}$  ) OF SECTION 27, TOWNSHIP 90 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northeast (NE) Corner of the Northeast Quarter (NE $\frac{1}{4}$ ) of said Section 27; Thence South 00°00'21" West, along the East line of said Northeast Quarter (NE $\frac{1}{4}$ ), 822.51 feet to the Point of Beginning. Thence continuing along said East line, South 00°00'21" West, 296.63 feet; Thence North 88°56'58" West, 184.38 feet; Thence North 00°00'21" East, 252.14 feet; Thence North 77°25'41" East, 188.89 feet to the Point of Beginning. Hereafter Known as Lot B of Section 27, Township 90 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

DESCRIPTION: LOT C

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE $\frac{1}{4}$  NE $\frac{1}{4}$ ) OF SECTION 27, TOWNSHIP 90 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at the Northeast (NE) Corner of the Northeast Quarter (NE $\frac{1}{4}$ ) of said Section 27; Thence South 00° 00' 21" West, along the East line of said Northeast Quarter (NE $\frac{1}{4}$ ), 822.51 feet; Thence South 77°25'41" West, 188.89 feet; Thence South 00°00'21" West, 252.14 feet; Thence North 88°56'58" West, 150.62 feet; Thence North 00°00'21" East, 160.00 feet; Thence North 89°32'14" West, 120.00 feet; Thence North 00°00'21" East, 155.00 feet; Thence South 89°32'14" East, 84.50 feet; Thence North 00°08'37" West, 800.73 feet to the North line of said Northeast Quarter (NE $\frac{1}{4}$ ); Thence South 89°32'14" East, along said North line, 372.54 feet to the Point of Beginning. Hereafter known as Lot C of Section 27, Township 90 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

are hereby accepted subject to the following if any: none

**BE IT FURTHER RESOLVED** that this Resolution shall be affixed to the final plat (of survey) of said:

DESCRIPTION: LOT B

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE $\frac{1}{4}$  NE $\frac{1}{4}$  ) OF SECTION 27, TOWNSHIP 90 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northeast (NE) Corner of the Northeast Quarter (NE $\frac{1}{4}$ ) of said Section 27; Thence South 00°00'21" West, along the East line of said Northeast Quarter (NE $\frac{1}{4}$ ), 822.51 feet to the Point of Beginning. Thence continuing along said East line, South 00°00'21" West, 296.63 feet; Thence North 88°56'58" West, 184.38 feet; Thence North 00°00'21" East, 252.14 feet; Thence North 77°25'41" East, 188.89 feet to the Point of Beginning. Hereafter known as Lot B of Section 27, Township 90 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

DESCRIPTION: LOT C

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE $\frac{1}{4}$  NE $\frac{1}{4}$ ) OF SECTION 27, TOWNSHIP 90 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:



Beginning at the Northeast (NE) Corner of the Northeast Quarter (NE¼) of said Section 27; Thence South 00°00'21" West, along the East line of said Northeast Quarter (NE ¼), 822.51 feet; Thence South 77°25'41" West, 188.89 feet; Thence South 00°00'21" West, 252.14 feet; Thence North 88°56'58" West, 150.62 feet; Thence North 00°00'21" East, 160.00 feet; Thence North 89°32'14" West, 120.00 feet; Thence North 00°00'21" East, 155.00 feet; Thence South 89°32'14" East, 84.50 feet; Thence North 00°08'37" West, 800.73 feet to the North line of said Northeast Quarter (NE¼); Thence South 89° 32' 14" East, along said North line, 372.54 feet to the Point of Beginning. Hereafter known as Lot C of Section 27, Township 90 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

**PASSED, APPROVED AND ADOPTED** this 9<sup>th</sup> day of February, 2010.

/s/ Ken Hach, Chairman, Board of Supervisors

/s/ Karen M. Strawn, Auditor

The Board discussed reimbursement of **in-county mileage** for the Supervisors. This is one of the few areas of their budget which they can impact. The consensus was to keep reimbursement voluntary.

The Board discussed an additional attorney for the **County Attorney's office** due to current workload. Looking ahead, there are a couple of other departments which may need to hire additional personnel as well. Patton's request was not included in the re-estimated or the budget year figures. The County Attorney will make a presentation to the Board on the 16<sup>th</sup>.

CPC Dawn Mentzer presented a request from **Genesis Development** for additional funding in the form of a one-time grant (\$28,000) to correct their cash flow problems due to funding cuts elsewhere. She believes that BV County should not approve the request in light of the recent donation of funds for purchase of a van; the Board agreed. No action was taken to approve the request.

Motion by Merten, second by Arends, to approve and to authorize the Chair to sign the IDHS Community Mental Health Center Affiliation naming the **Plains Area Mental Health Center** for FY'11. Carried.

Deputy Auditor Sue Lloyd reviewed the several scenarios for the **FY'11 budget**. No action was taken at this time.

Altena left the meeting.

Motion by Merten, second by Ringgenberg, to approve the **minutes** of the 2/2 meeting and the following **reports**: Jan 12 minutes-BV Co Conservation Board, Jan. fees-BV Co Clerk of Court. Carried.

Motion by Arends, second by Ringgenberg, to accept the proposal from Taylor Contracting in the amount of \$1,550 for a wall to extend the **Recorder's vault space** and to authorize the Chairman to sign. Carried.

There being no further business, the Chairman adjourned the meeting until February 16<sup>th</sup> at 8:30 a.m. for a regular session.

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Karen M Strawn, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
SEVENTH MEETING, 2010 SESSION (7)  
FEBRUARY 16, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, February 16, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and the following other members present: Altena, Merten and Ringgenberg, and with Auditor Karen Strawn as clerk for the meeting. Arends was present by teleconference.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Merten, Ringgenberg, and Hach. Nays: none. Abstentions: none.

In the matter of re-issuance of 2003 dredge bonds and 2005 BV Regional Medical Center bonds, Jeff Heil, Northland Securities, presented the **Standard & Poor's bond rating, A+**, just completed for Buena Vista County. He reviewed the refunding of \$3,075,000 of bonds for the 2003 and 2005 General Obligation bonds with a net savings of \$133,523 after the expenses of issuance. The rating increased the savings to the taxpayer.

The Chairman opened the public hearing on the authorization of a Loan Agreement & the issuance of Notes to evidence the obligation in the matter of "Not to exceed \$3,075,000 General Obligation Refunding Capital Loan Notes, Series 2010". The Chairman asked for any written objections – there were none, and there were no oral objections to the proposal. Motion by Merten, second by Altena, to approve and to authorize the Chairman to sign the "Resolution Instituting Proceedings to take additional Action for the **Authorization of a Loan Agreement** and the Issuance of not to Exceed \$3,075,000 General Obligation Refunding Capital Loan Notes, Series 2010". The vote was: Ayes-Altena, Arends, Merten, Ringgenberg, and Hach; Nays-none. Carried.

Motion by Arends, second by Ringgenberg, to approve and to authorize the Chairman to sign Resolution No. 2010-02-16-A (Resolution Directing the **Acceptance of a Proposal** to Purchase not to Exceed \$3,075,000 Obligation Refunding Capital Loan Notes, Series 2010). The vote was: Ayes-Altena, Arends, Merten, Ringgenberg, and Hach; Nays-none. Carried.

Motion by Ringgenberg, second by Merten, to approve and to authorize the Chairman to sign an agreement with Northland Securities to **lock in the interest rates on the new bonds**. The vote was: Ayes-Altena, Arends, Merten, Ringgenberg, and Hach; Nays-none. Carried.

Motion by Altena, second by Ringgenberg, to approve and to authorize the Chairman to sign the "Resolution Authorizing the **Redemption of Outstanding General Obligation** County Refunding Bonds, **Series 2005**, of Buena Vista County, State of Iowa, Dated May 1, 2005, and Directing Notice be Given". The vote was: Ayes-Altena, Arends, Merten, Ringgenberg, and Hach; Nays-none. Carried.

Motion by Merten, second by Arends, to approve and to authorize the Chairman to sign "Resolution Authorizing the **Redemption of Outstanding General Obligation** Dredging Equipment Notes, **Series 2003**, of Buena Vista County, State of Iowa, Dated February 1, 2003, and Directing Notice be Given". The vote was: Ayes-Altena, Arends, Merten, Ringgenberg, and Hach; Nays-none. Carried.

By teleconference, Marilyn Monson gave an update on her activities regarding **tourism** in Buena Vista County. She noted that Western Iowa Tourism now has two additional members from Buena Vista County. Monson is currently working on a project to compile a list of **historic places** in BV County, and requested approval to put that information on the county's website. It was the consensus of the Board to approve. Next, she hopes to establish a group of representatives from all of the historic places, and then help them set up their own websites. Currently, BV County has four locations on the National Register of Historic Places. She would like to get them on the county's website as well. She would like to apply for a grant on behalf of the Board of Supervisors to the Buena Vista Community Foundation, and proposing

that the County be the fiscal agent. The grant will be used to provide opportunities for our youth to educate them and to cultivate their interest in history. Then there will be persons prepared to take the places of the current historical ambassadors from our historical organizations and to continue the operations of the organizations. Specifically, funds will be used to pay bus drivers and for fuel to allow field trips to the historic sites. There will be a need for classroom preparation prior to the tour, and followed by evaluation of the program after the tour. The foundation will provide grants up to \$2,000 without the matching funds requirements. The Board agreed to have her proceed.

County Attorney Dave Patton presented a request to hire an additional attorney to assist with the caseload. He is requesting \$25,000 to employ an attorney on a contract basis for 6 months. He will handle much of the necessary paperwork on the felony cases. The legal system guarantees a speedy trial but there are too many cases to cover. The caseload per attorney is many times more than district attorneys. Judicial orders have increased the workload for the county attorney and increased the cost to the property taxpayer. Motion by Merten, second by Ringgenberg, to approve the request of the County Attorney to **employ an additional attorney** on a 6-month contract basis for \$25,000. Carried. The new attorney will be John Stevens, who interned in that office in 2007.

Pursuant to Chapter 50.24 of the 2009 Code of Iowa, and upon completion of the **Canvass** of the tally lists of the February 2, 2010 Alta CSD Special Election to approve a new revenue purpose statement for LOST funds, motion by Ringgenberg, second by Merten, to declare the results as follows and to direct the Auditor to prepare abstracts of the election as necessary: total voters: 179, Yes-148, No-31. The vote on this motion carried.

Motion by Merten, second by Arends, to approve and to authorize the Chair to sign, today's **claims approval list**. Carried.

The Chairman introduced the subject of the **Compensation Board recommendations** for elected official wage increases for FY'11. In the light of the reduction of funds from the State, with DHS being behind by \$250,000 in their obligations to us, the Court system costs being shifted to the County and in anticipation of another 10% cutback from the State, the County has to look ahead. The Comp Board had suggested that where there is no increase, it is more difficult in the future to catch up. The employees deserve a raise, but where are we going to find the funds? The Comp Board's recommendations for elected officials would be \$11,257, which translates into about \$100,000 across the board to all employees. Merten supports a 0% for this year. But the Board hopes to avoid an insurance rate increase. Alena disagrees with the 0%. We asked departments to stay within a 3% increase. While the cost of business was set at 3% increase, we shouldn't ask employees to work with no increase. Ringgenberg can see both points of view; she thinks we should look at something. Arends stated that we are going to have to make up what the state reduces to us as well as pick up some new costs. While allowing a 3% increase in the operating budgets we recognized that we would have to increase, we're not sure how much more change is coming down. Our employees do a great job, but he doesn't think we can support wage increases. Also, he would like to see the medical cost first before making the decision. Merten reviewed actions on Comp Board recommendations in some other counties. The Chair tabled this subject until 10:15 when the insurance costs will be discussed.

Justin Yarosevich met with the Board to discuss the method of funding matching money for the **NW IA Regional Housing Trust Fund**. The Board's proposal appears equitable for our towns and the unincorporated area from an upfront perspective, but isn't quite so likely to be at the end; he suggested a couple of other ideas. The City would be agreeable to providing the matching funds according to where the funds are spent since the City would stand to benefit in the future due to an increase in the valuation of the homes repaired. He suggested matching funds in proportion to the value received. However, this would require the county to front the money. A 28E agreement could be used to apportion matching funds. Yarosevich agreed to outline a couple ideas for discussion at a joint city/county meeting on March 29<sup>th</sup> at 7:00 p.m. in the Public Meeting Room of the Courthouse. The Auditor will contact the City Clerks to notify them that other plans may be discussed at the city/county meeting. Yarosevich is one of the county's representatives on the NW IA Regional Housing Trust Board, the other being Bonnie Hach, who was present. Also present was Gary Wallburg attending for Lakeside.

The Board reviewed the newest alternates prepared by Wellmark and Group Services for **employee health insurance**. The better choice appears to be Alternate #5 which would result in a 1.4% increase in overall premiums, adds the benefits of preventative services and immunizations, and increases in each prescription drug tier of \$5/prescription.

Brian Blomme, Kuehl & Payer Ltd., was present for the Bid opening on the tree-clearing project for **DD #34 MOD**. The Board has 35 days to make their decision. Bids were opened from seven companies, ranging from the highest bid of \$96,850.00 to the lowest of \$69,980.00 from Schmitt Construction, Wall Lake, Iowa. Motion by Arends, second by Ringgenberg, to take the bids under consideration and to appoint Kuehl & Payer to check on the qualifications of the low bidder. Carried.

Blomme also discussed the proposal from Kuehl & Payer, Ltd. to create a GPS map for **Joint DD #181**, which would put all of the information in a single place. Once completed, it would be available for all future work and would reduce some of the work for future projects by having some of the information already prepared. It would also assist the Interim Board with their work. The estimated cost would be \$5,000, split over 186,000 acres or about \$.03/ac. Ownership of the map would be the drainage district in the 4 counties. The map would also have a soils layer. Calhoun, Pocahontas, and Sac Counties have approved the project. Motion by Merten, second by Arends, to approve and to authorize Kuehl & Payer to prepare a GPS map for Joint DD #181. Carried.

The Board took up the discussion again on the **Compensation Board recommendations**. Motion by Merten, second by Arends, to reduce the Compensation Board recommendations to 0% for all elected officials for FY'11. Ayes—Arends, Hach, Merten; Nays—Altena, Ringgenberg. The vote on this motion carried.

Motion by Arends, second by Ringgenberg, to approve the **employee health insurance** alternate #5 for FY'11, and to offer only a \$750 plan; this alternate adds preventive and immunization coverage. Carried. The overall premium for a single will be \$441.40 and \$1,129.35 for a family.

Altena left the meeting

Motion by Merten, second by Ringgenberg, to approve the **minutes** of the 2/9 meeting, and the following **reports**: Spectra lagoon monitoring report by MET, 1/14 minutes-BV Co Conservation Board, 1/21 minutes-NWIPDC Policy Council, Feb 8-14 client/bed count-YES Center, and CIJDC minutes and reports. Ayes—Arends, Merten, Ringgenberg, Hach; Nays—none. Carried.

Motion by Merten, second by Ringgenberg, to appoint Mary Bell Mix to the **BV Co Veteran's Affairs Commission**, replacing John Peters who will be moving out of the county. Ayes—Arends, Merten, Ringgenberg, Hach; Nays—none. Carried.

Motion by Merten, second by Ringgenberg, to approve United Community Health Center's request as final from **Buckingham Estate funds** in the total amount of \$13,085.32. Ayes—Arends, Merten, Ringgenberg, Hach; Nays—none. Carried.

Motion by Ringgenberg, second by Merten, to approve a new **Business Associates Agreement with Group Services** for HIPAA compliance. Ayes—Arends, Merten, Ringgenberg, Hach; Nays—none. Carried.

After review of the final changes in the **proposed FY'11 budget**, the Board set a public hearing date of March 9<sup>th</sup> at 11:00 a.m.

There being no further business, the Chairman adjourned the meeting at 2:00 p.m. until February 23<sup>rd</sup> at 8:30 a.m. for a special session.

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Karen M Strawn, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
EIGHTH MEETING, 2010 SESSION (8)  
FEBRUARY 23, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, February 23, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and the following other members present: Altena, Arends, Merten and Ringgenberg, and with Auditor Karen Strawn as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Merten, Ringgenberg, and Hach. Nays: none. Abstentions: none.

Treasurer Kathy Bach and Deputy Auditor Leigh Madsen advised the Board about a new **ACH agreement** with Security Trust and Savings Bank for administration of the direct deposit of payroll for employees. The annual fee will be \$250 per year.

Nurse Administrator Pam Bogue informed the Board that some of her **Bioterrorism grant** money will be used to replace several laptops, and to provide a solution for electric outages for the refrigerator, which holds vaccines.

**\$3,075,000 General Obligation Refunding Capital Loan Notes, Series 2010**

Motion by Altena, second by Arends, to approve and to authorize the Chairman to sign the following: "**Resolution Appointing Bankers Trust Company of Des Moines, Iowa**, to Serve as Paying Agent, Note Registrar, and Transfer Agent, Approving the Paying Agent and Note Registrar and Transfer Agent Agreement and Authorizing the Execution of the Agreement." Ayes-Altena, Arends, Hach, Merten, Ringgenberg; Nays-none. Carried.

Motion by Ringgenberg, second by Arends, that the form of **Tax Exemption Certificate** be placed on file and approved. Ayes-Altena, Arends, Hach, Merten, Ringgenberg; Nays-none. Carried.

Motion by Merten, second by Arends, that the form of **Continuing Disclosure Certificate** be placed on file and approved. Ayes-Altena, Arends, Hach, Merten, Ringgenberg; Nays-none. Carried.

Motion by Ringgenberg, second by Altena, to approve and to authorize the Chairman to sign: "Resolution Approving and Authorizing a **Form of Loan Agreement and Authorizing and Providing for**

**the Issuance of \$3,075,000** General Obligation Refunding Capital Loan Notes, Series 2010, and Levying a Tax to pay the Notes.” Ayes-Altena, Arends, Hach, Merten, Ringgenberg; Nays-none. Carried.

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Motion by Arends, second by Ringgenberg to approve the **minutes** of the 2/16 meeting as printed. Carried. Motion by Arends, second by Merten, to approve and to authorize the following **reports**: client/bed-Yes Center for 2/15-2/21. Carried.

Motion by Merten, second by Ringgenberg, to approve retroactively (2/26/2010) the following **claims**: \$71.41-Knology and \$303.81-Iowa Lakes Electric Cooperative. Carried.

Engineer Jon Ites informed the Board that the **I-Jobs 2011 funding** may be in jeopardy. The county had submitted an application to build a new salt/sand bunker. The county's **farm-to-market fund** balance is in good shape so we can move forward with our next project. The county's application for funding for **signals for two rail crossings** (on M-27 and M-50 east of Sulphur Springs) have been set back again.

Motion by Ringgenberg, second by Arends, to approve and to authorize the Chairman to sign Amendment #1 for the **FY'10 IA DOT budget** for Buena Vista County. Carried.

Motion by Arends, second by Merten, to approve and to authorize the Chairman to sign the **utility permit** submitted by Interstate Power & Light, Spirit Lake, to install a single phase overhead power-line in Sections 10-11, 14-15, and 22-23, Elk Township. Carried.

The Board reviewed a request to re-classify a road (south side of Section 23, Lincoln Township) from **Level B to Level A** submitted by Leonard Schmitt.

The Board received an invitation to appoint a representative to the **Synergy Center/Jackson Recovery Center Advisory Board**. This organization is associated with the Synergy Center, to which Supervisor Merten is the Board's representative. He will serve as the Board's representative to Jackson Recovery Center.

Several department heads discussed the employee portion of the **employee health insurance** premiums for FY'11 and requested a \$1,000 deductible option and an adjustment to the rate discount on that option. No action was taken at the current time. The Board requested additional comparison information.

Motion by Arends, second by Ringgenberg, to approve and to authorize the Auditor to void and re-issue **stamped warrant #182558 (DD #34)** to Thomas J. Neal, the initial warrant having been issued January 9, 2007 and subsequently lost. Carried.

**Vestal St. joint project with the City of Storm Lake:** City Clerk Justin Yarosevich was present and informed the Board that the city has set aside \$300,000 in their next budget for the project. The county has reviewed the initial figures that are on record to which the county agreed. The Board is not comfortable with the new numbers since they are just estimates. The county doesn't stand to benefit much from paving the road. Since the numbers have increased dramatically, the Board is having hard time supporting this higher figure. It appears that the high cost on the project is partly due to the lack of maintenance on the road. If any of the area is annexed in the future, there should be some consideration for the county in the city/county agreement. The Board asked if the county's payments could be spread out over more years. The new estimate is nearly twice what the original was. The Board needs to put a cap on the amount of participation, whatever it is. Yarosevich will take back the \$124,000 figure to the Council.

Motion by Arends, second by Ringgenberg, to approve the **utility permit** submitted by the City of Storm Lake for a waterline loop from Bel Air to the south side of the municipal golf course. Carried.

Motion by Ringgenberg, second by Merten, that the **forfeited FY'09 flex benefits** in the amount of \$372.65 be deposited into the General Basic Fund to offset a portion of the flex benefit claim card fees (\$806.40). Carried.

There being no further business, the Chairman adjourned the meeting at 11:50 a.m. until March 2<sup>nd</sup> at 8:30 a.m. for a regular session.

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Karen M Strawn, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
NINTH MEETING, 2010 SESSION (9)  
MARCH 2, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, March 2, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and the following other members present: Altena, Arends, Merten and Ringgenberg, and with Auditor Karen Strawn as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: ayes--Altena, Arends, Merten, Ringgenberg, and Hach; nays--none. Abstentions: none.

Motion by Arends, second by Ringgenberg, to approve and to authorize the Chairman to sign today's **claims approval list**. Carried.

CPC Dawn Mentzer and Patrick Schmitz, Executive Director for Plains Area Mental Health Center, were present to discuss a 4.5 year office lease for **Community Services offices** in the new PAMHC's location. The Board mentioned that there may be a change in the BV County DHS office needs, opening a county building for other occupants. However, at the current time these changes are only tentative. Motion by Merten, second by Arends, to approve and to authorize the Chairman to sign the lease with PAMHC. Carried. The Board will provide written notice to Wyatt Yon that the Community Services department plan to vacate the offices at 541 Cayuga St. on March 31, 2010.

Motion by Merten, second by Altena, to approve and to authorize the Board Members to sign Resolution 2010-03-02 – a 28E agreement for the **Buena Vista-Carroll Counties Services Coordinator**. Carried.

**RESOLUTION NO. 2010-03-02**

**BE IT RESOLVED** by the Board of Supervisors of Buena Vista County, Iowa, in regular session assembled this 2nd day of March, 2010, to approve a Carroll County & Buena Vista County Mental Health Services Coordinator Contract and to authorize Ken Hach, Chairman of the Board of Supervisors, to sign said contract.

**PASSED AND APPROVED** this 2nd day of March, 2010.

/s/ Ken Hach, Chairman, /s/ Paul Merten, Vice-Chairman, and members /s/ Don Altena, /s/ Dale Arends, Rhonda Ringgenberg, Buena Vista County Board of Supervisors

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

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Motion by Ringgenberg, second by Altena, to appoint Merten, to serve on the **Buena Vista-Carroll Counties Case Management Advisory Committee**, and Arends as the designated alternate. The Committee will meet on an 'as needed' basis. Carried.

Motion by Merten, second by Arends, to approve and to authorize the Chair to sign the application for **Re-accreditation of the Buena Vista County Targeted Case Management** program. Carried.

Mentzer introduced discussion regarding payment responsibility for **mental health inpatient services for inmates** with the Board and County Attorney Dave Patton, County Sheriff Gary Launderville and Jail Administrator Rob Danielson. The question is should those expenditures be made from the Jail or the Mental Health budget? The Sheriff's current and FY'11 budgets would need to be amended to pay a current invoice. The county's MH Management Plan doesn't allow for payment to the Spencer Hospital unless the MHI's are full. If the medical expense is related to substance abuse, the funds could come from the General Supplemental Fund. Since the county is responsible for the bill, the Board agreed that additional dollars must be made available. Mentzer agreed to draft a policy for the Board's review.

Sheriff Gary Launderville provided an **update on the LEC**. He has been pleased in the comparison of this year's heat bills to last year's; they are down significantly. The re-adjustment on the main air handling unit on the roof is providing better efficiency. The jail population is down from last year, which is also impacting the overall heat bill. He spoke recently with the architect who has been in touch with Tessier's. Moore has suggested that there are about \$15,000 worth of adjustments that could be made to correct some issues.

Due to the winter season this year, the sheriff's deputies are accumulating many **overtime hours** and have few opportunities to use their compensatory or vacation time. He requested that the 240 hour cap be raised to 480 hours. The Board discussed hiring an additional deputy as well as other options to alleviate some of the overtime. Launderville added that the Sheriff Reserve Officers are currently assisting with the transports, which help reduce the overtime hours. He will work on a plan to address the issue. The board took no action on the request regarding the comp time cap. And finally, Launderville stated that the jail population is way down.

The Chairman announced that after publishing a notice for interested persons to apply, one application was received for the county auditor position. Upon review of her qualifications and experience, motion by Ringgenberg, second by Arends, to approve and to authorize the Chairman to sign a certificate appointing **Susan Lloyd as County Auditor** effective April 1, 2010 until the completion of the General Election canvass on November 8<sup>th</sup>, which will fill the vacancy created by the retirement of Karen Strawn on March 31, 2010. Carried.

Engineer Jon Ites reported that Buena Vista County was not listed among the counties eligible for **disaster relief/snow removal** funding. He plans to attend a meeting tomorrow regarding FEMA funding for snow removal and debris removal from the HLSEM (Homeland Security Emergency Management) Christmas Snow Disaster Declaration.

The NRCS is accepting applications for projects. Ites has three **culvert projects** located in the northwest part of the county and will be preparing applications for them. Ites also reviewed current legislation.

**Spring hauling over gravel roads** will start soon. The secondary road employees have had their hours changed, and now are coming to work at 6:00 a.m. so they can get off the roads earlier in the



day, and have time for service and repair work in the early afternoon. The county doesn't have the capacity to get all of the snow off the roads, but hopes to allow as much of the snow melt as possible into the ditches. He asked for help from the media to advise the public to avoid the gravel roads when they get soft. The county could embargo the roads, but would be required to post signs up everywhere, and the county doesn't have enough signs or man hours to put them on or take them off.

Deputy Auditor Leigh Madsen reviewed the comparative numbers for **employee health insurance** program rates. Motion by Arends, second by Ringgenberg, to approve offering both \$750 and \$1,000 deductible options (on alternate #5) and with the same premium division as for FY'10. Carried.

Health Insurance	FY 2011	Health Insurance	FY 2011
	<b>\$750 deductible</b>		<b>\$1000 deductible</b>
single	\$441.40	single	\$441.40
county share family	\$343.96	county share family	\$395.96
total county cost	\$785.38	total county cost	\$837.36
<b>employee share family</b>	\$343.96	<b>employee share family</b>	\$263.98
total county & employee	\$1,129.34	total county & employee	\$1,101.34

EnvHealth/Zoning Director Kim Johnson has received an application from a person interested in serving on the **Zoning Commission**. The Board will make the appointment at the next meeting.

Buildings/Grounds Superintendent Steve Hammen reported on the completion of two **courthouse projects** -- servers relocated to the new computer room and the expanded Recorder's vault.

CPC Mentzer has received notice that in the future, the county's **substance abuse application**, contract and quarterly claims must be signed by the same individual due to a change instituted by the fiscal division administering the substance abuse contract in the Iowa Dept. of Public Health. She proposed that the auditor be designated for this task for efficiency, since she will no longer be able to sign the forms. Motion by Ringgenberg, second by Altena, to designate the county auditor as the fiscal agent for the annual substance abuse contract with the Iowa Dept. of Public Health. Carried.

Arends left the meeting.

Motion by Merten, second by Altena, to approve the **minutes** of the 2/23 meeting as printed, and the following **reports**: Dec 10 & Jan 19 minutes – Emergency Management Commission, client/bed days – YES Center Feb 22-28. Ayes—Altena, Merten, Ringgenberg, Hach; nays—none. Carried.

Motion by Ringgenberg, second by Altena, to approve **FY'10 departmental appropriation** changes regarding the new telephone system, per Attachment A-2010-03-02. Ayes—Altena, Merten, Ringgenberg, Hach; nays—none. Carried.

Motion by Ringgenberg, second by Altena, to award the **DD #34 Lat 2** tree clearing contract to the low bidder - Schmitt Construction, Wall Lake in the amount of \$69,980.00. Ayes—Altena, Merten, Ringgenberg, Hach; nays—none. Carried.

Motion by Merten, second by Altena, to approve and to authorize the Chairman to sign two claims: for **Jt DD #14-42 Lat 293W** in the amount of \$383.00 to Clay Co. Secondary Roads for tile repairs, and for **Jt DD #22 Lat 299** in the amount of \$1993.00 to Clay Co. Secondary Roads for tile repairs. Ayes—Altena, Merten, Ringgenberg, Hach; nays—none. Carried.

There being no further business, motion by Altena, second by Ringgenberg, to adjourn the meeting at 12:35 p.m. until March 9<sup>th</sup> at 8:30 a.m. for a special session.

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Karen M Strawn, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TENTH MEETING, 2010 SESSION (10)  
MARCH 9, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, March 9, 2010 at 8:30 a.m. in the Boardroom with Vice Chairman Merten presiding, and with the following other members present: Altena, Arends, and Ringgenberg, and with Deputy Auditor Sue Lloyd as clerk for the meeting. Absent: Hach

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Ringgenberg, and Merten. Nays: none. Abstentions: none.

Weed Commissioner Dave Wiley and Deputy Weed Commissioner Norlin Gutz were present for the bid opening for **weed chemical**. Four bids were received: Newell Coop-\$25.75 per gallon (\$14,806.25); Van Diest Supply Co.-\$18.09 per gallon (\$10,401.75); First Coop, Alta-\$19.49 per gallon (\$11,206.75); and Rod's Fertilizer, Galva- \$19.25 per gallon (\$11,068.75). Motion by Arends, second by Altena, to approve the low bid submitted by Van Diest Supply Co., in the amount of \$10,401.75 and to check into a bulk price, for 575 gallons **weed chemical** (HiDep). Carried. They will try Milestone for thistles this year.

Payroll Deputy Leigh Madsen informed the Board that this would be the biennial year for an **employee benefits fair**. She asked whether they wanted to go ahead with the fair, or if they wanted to only have health insurance meetings. The consensus was to schedule a benefits fair, preferably May 4, 5, or 6, 2010. Also discussed was the Recycle Center **health insurance premium** delinquency.

Motion by Altena, second by Ringgenberg, to approve the **minutes** of the 3/2 meeting as printed, and the following **reports**: Feb 23 minutes--Emergency Management Commission, Feb 11 minutes--BV Co Conservation Board, Bed/client count--March 1-7-YES Center, and the Feb, 2010 report for Spectra lagoon monitoring report by Mangold Env Testing. Carried. Accepted for filing was the Bloodborne Pathogens Control Plan for Public Health.

Motion by Arends, second by Altena, to approve the Appendix documents for inclusion in the newly revised **Employee Handbook**, (Substance Abuse Policy, Personal Protective Equipment Policy, Hearing Conservation Program, Employee Orientation Checklist, and Guidelines Political Activity). Carried.

From two applicants, Kermit Schultze's name was selected by draw for the Zoning Commission member. Motion by Arends, second by Altena, to appoint Kermit Schultze to the **Buena Vista County Zoning Commission** representing Lee and Poland Townships. Carried.

Motion by Ringgenberg, second by Arends, to approve the **Wellmark health insurance program** renewal for FY'11 (binder agreement, customized options/services, and MSP addendum), and to authorize the Vice-Chair to sign. Carried.

Motion by Ringgenberg, second by Arends, to approve the County Attorney's appointment of John Stevens, **Assistant County Attorney**, Resolution 2010-03-09-A and to authorize the Vice-Chair to sign. Carried.

Engineer Jon Ites reported that an employee will be retiring at the end of March or first part of April. He would like to advertise for an equipment operator 1, entry level position. Motion by Arends to recognize the retirement of Jim Curry and to authorize the Engineer to maintain the current staffing level and authorize him to advertise the **secondary road position**, second by Ringgenberg. Carried. The Engineer also gave a secondary road report.

Motion by Ringgenberg, second by Arends, to set the **bid letting for Project #L-B-918--73-11**, a 43x28 precast bridge in Section 7, Lincoln Township, for April 27 at 10:00 a.m. Carried.

Motion by Ringgenberg, second by Arends, to approve the **FY'11 IDOT budget and construction program**, and to authorize the Vice-Chair to sign. Carried.

Motion by Altena, second by Ringgenberg, to appoint Jon Ites as the Designated Authorized Representative, and Kathy Bach as Chief Finance Officer, for the **FEMA - 1877-DR** signature authorization. Carried.

The Board briefly discussed the joint **city/county meeting** planned for March 29<sup>th</sup>. Two of the topics to be discussed will be RAGBRAI and the NW Iowa Housing Trust Fund.

The Chair opened the hearing on the FY'11 Buena Vista County Proposed Budget. In addition to the Board, twelve persons were present including ten department heads/employees and two members from the public. The Chair reviewed the highlights of the budget including: increase in valuations, tax rate changes from FY'10, re-issuance of debt saving \$133,523.48 over the life of the projects, a joint city/county project, designated ending fund balances, percentage ending fund balances, total expenditure and total revenue changes from FY'10 to FY'11. Deputy Auditor Sue Lloyd reviewed rollback rate changes from FY'10 to FY'11. The Chair noted that the Board was pleased with the results of the budget strategy used this year. Arends expressed appreciation to the department heads for their assistance and their efforts to budget carefully, which was an important part of the preparation process. There being no question, motion by Arends, second by Ringgenberg, to close the public hearing and to approve and authorize the Vice-Chair to sign the **FY'11 budget** as published. Carried.

Motion by Altena, second by Arends, authorizing the Vice-Chair to sign the letter of notice to Iowa DNR, regarding the status of the **Spectra lagoon** with respect to NPDES permit #1100901. Carried.

There being no further business, motion by Ringgenberg, second by Merten, to adjourn the meeting at 12:15 p.m. until March 16<sup>th</sup> at 8:30 a.m. for a regular session.

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Sue Lloyd, Deputy Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
ELEVENTH MEETING, 2010 SESSION (11)  
MARCH 16, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, March 16, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Arends, Merten and Ringgenberg, and with Auditor Karen Strawn as clerk for the meeting. Absent: Altena.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Arends, Merten, Ringgenberg, and Hach. Nays: none. Abstentions: none.

Motion by Arends, second by Ringgenberg, to approve and to authorize the Chair to sign today's **claims approval list**, to approve and add a claim from Qwest in the amount of \$50.33 for the county care facility to the list, and to approve the following **reports**: 2/11 minutes–BV Co Veterans Affairs Commission, 2/18 minutes–NWPIDC Policy Council, and client/bed count for March 8-14 at the YES Center. Carried.

Kim Scorza introduced herself to the Board of Supervisors as the new Executive Director of **Season's Mental Health Center** beginning January 4, 2010. At her previous employment as the Executive Director for Bethany Christian Services, efficiency was a priority. She hopes to improve the efficiency of Season's as well.

Merten reported that **Central Iowa Juvenile Detention Center** has accepted additional counties, now totaling 33. CIJDC's rates are on 3 tiers, depending on the services chosen.

Zoning Director Kim Johnson distributed information regarding potential changes to the **zoning ordinance**. The Board discussed examples from other counties to consider how the ordinance might be re-written. No decisions were made. Additional discussions will be scheduled as time allows.

Margie Robinson, Century 21, The Professional Group, brought an offer to the Board for the **county care facility** from Western Iowa Youth Services International, Inc., a non-profit agency, which educates troubled youths. They have done several walk-thrus noting changes that would need to be made. They request being able to sub-let a portion of the facility to other organization(s). The Auditor will try to schedule them for the next Board meeting to discuss terms.

Engineer Jon Ites reported that the IDOT **Hwy 3** pre-construction meeting will be held on March 30. IDOT will have a detour route while the bridge is being replaced. They are separate contracts.

Ites discussed the **FY'11 motor grader** purchase, and requested a decision on whether to take bids or negotiate a price; also what model or specs should be set. There may be some leased machines now, but by May only new machines would be available. A Caterpillar would provide some economy in maintenance and parts, and would require the same diagnostic software already being utilized. Another consideration might be the difference in original price versus the trade-in value after 20 years. Ites will call and find what is currently available.

Motion by Arends, second by Merten, to authorize the auditor to **void check** #224499 to Iowa Lakes Regional Water in the amount of \$58.50, and to re-issue; the original check was lost. Carried.

Motion by Merten, second by Ringgenberg, to approve the **minutes** of the 3/9 meeting as printed. Carried.

Motion by Merten, second by Arends, to approve the newly appointed County Auditor (currently 1<sup>st</sup> Deputy Auditor) to apply for a **credit card**, and to cancel the current card. Carried.

Motion by Arends, second by Ringgenberg, to approve the Workplace Safety Statement for inclusion as an appendix in the Employee Handbook. Carried.

Motion by Merten, second by Arends, to approve a claim for DD #16-30-92 to BV Co Secondary Roads-\$268.65 for labor & materials, and direct that it be sent to Calhoun and Sac Counties for their approval. Carried.

There being no further business, motion by Arends, second by Ringgenberg, to adjourn the meeting at 11:45 a.m. until March 23<sup>rd</sup> at 8:30 a.m. for a special session.

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Karen M Strawn, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWELFTH MEETING, 2010 SESSION (12)  
MARCH 23, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, March 23, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten and Ringgenberg, and with Deputy Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following motions offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Merten, Ringgenberg, and Hach. Nays: none. Abstentions: none.

Motion by Arends, second by Merten, to authorize the Chair to sign a certificate of appreciation for 30+ years of service for Jim Curry, in the Secondary Road Department. Carried.

Motion by Arends, second by Ringgenberg, to authorize the Chair to sign Resolution #2010-03-23-A, a Right-Of-Way Purchase by Project policy setting a standard rate of 5½ times the current assessed value for ROW purchase. Carried.

Upon presentation of the plans by Engineer Jon Ites, motion by Merten, second by Altena, to approve and to authorize all Board members to sign the plans for project #L-B-918—73-11. Carried.

EnvHealth/Zoning Director Kim Johnson discussed plans for the July 25' 2010 RAGBRAI bike ride through Buena Vista County. The Board will adopt a fee schedule to be included in an ordinance for vendors which locate in the unincorporated area.

Motion by Ringgenberg, second by Altena, to approve the minutes of 3/16 meeting as printed, and the following reports: February fees – Clerk of Court, and the client/bed report for the YES Center for 3/15-21. Carried.

Motion by Arends, second by Altena, to approve and authorize the Chair to sign a contract with Schmitt Construction, Wall Lake, in a total amount of \$69,980.00, for the **DD #34 MOD** tree clearing project, and to approve the certificate of insurance, payment bond and performance bond. Carried.

Motion by Arends, second by Ringgenberg, to approve and to authorize the Chair to sign the Noxious Weed Public Notice for publication for 2010, (**Resolution 2010-03-23-B**). Carried.

Motion by Merten, second by Altena, to approve and to authorize the Chair to sign the Little Sioux Golf & Country Club Class C **liquor license** application, including outside & Sunday sales. Carried.

Motion by Arends, second by Ringgenberg, authorizing the Chair to sign the agreement between **Northwest Iowa Planning and Development Commission** and Buena Vista County for the SHIELD program for FY'11. Carried.

Merten gave a report on his attendance at a city **RAGBRAI** meeting, as a member of the advisory committee. He also was present for the boiler inspection at the **county care facility** on the 22<sup>nd</sup>. If the building is sold, another inspection will be required.

Deputy Auditor Leigh Madsen reviewed bid specifications for the RFP for the 2010-2011 **property/casualty insurance** programs. All sealed quotes for coverage will be received until 9:30 a.m. on June 8, 2010.

Motion by Arends, second by Altena, to appoint Steve Hammen, Buildings/Maintenance Superintendent, as the Designated Authorized Representative for applications to **FEMA** for reimbursements of courthouse and grounds costs associated with the December, 2009 snow storm. Carried.

Motion by Merten, second by Ringgenberg, to approve and to authorize Steve Hammen to apply for a **credit card** for county business for the Buildings/Maintenance department. Carried.

Hammen discussed the county's current policy requiring an **independent contractor** in the employ of the county to provide a certificate of insurance with a \$1,000,000 limit and naming the County as an additional insured. Hammen reported that there is a big difference in premium between coverage at \$500,000 level compared to the \$1,000,000. County Attorney Dave Patton discussed the range of possible exposures and recommended that no change be made.

Motion by Merten, second by Ringgenberg, to approve and to authorize the Chair to sign a **grant application** for \$2,000 to the Buena Vista Countywide Community Foundation for equipment for the Sheriff's Reserves. Carried.

Brent Koppie, President of **Western Iowa Youth Services International, Inc.**, participated in a teleconference with the Board regarding their offer to purchase the county care facility building and grounds. The Board requested that they provide a copy of their financials. The group is in the process of changing their name.

Motion by Ringgenberg, second by Merten, to authorize the Chair to sign the **grant application** to the Buena Vista Countywide Community Foundation in the amount of \$820, which will provide opportunities for school students to participate in bus tours to historical sites in B V County. Carried. BV County Tourism representative Marilyn Monson explained that the county will be the fiscal agent for the grant. Schools will make application to access the funds to pay for their expenses associated with the bus tours.

There being no further business, motion by Altena, second by Arends, to adjourn the meeting at 12:35 p.m. until March 30<sup>th</sup> at 8:30 a.m. for a regular session.

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Susan Lloyd, Deputy Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTEENTH MEETING, 2010 SESSION (13)  
MARCH 30, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, March 30, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten and Ringgenberg, and with Auditor Karen Strawn as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Merten, Ringgenberg, and Hach. Nays: none. Abstentions: none.

Ivan Droessler & Brian Blomme, Kuehl & Payer discussed their proposal for the partial cleanout of **DD #34 Lateral 2 Open Ditch**. Blomme reviewed photos and the plat of the district where the cleanout is needed. Droessler reviewed the drawings of the design grade vs. current grade. Engineer Jon Ites asked about the grade where a new bridge was constructed. There is a conflict since the K&P drawings would propose to lower the grade below where the bridge was constructed. This could impact the stability of the bridge. Blomme discussed the related drainage districts which will be affected by the cleanout, and a cost estimate, which was based on prior projects. Droessler suggested reclassification of Lateral 2 only, allowing just Lateral 2 landowners to pay for the project. This would be a way to begin reclassification, a lateral at a time. The Board will take some time to consider the information provided.

Zoning Director Kim Johnson presented two minor subdivision requests. This request would create a 1.03 acre parcel. Motion by Arends, second by Ringgenberg, to approve and to authorize the Chair to sign **Resolution 2010-03-30-A** approving the minor subdivision request of James Nelsen, for a parcel in Section 10, Lincoln Township. Carried.

**RESOLUTION 2010-03-30-A**

**WHEREAS**, James R. Nelsen and Marilyn K. Nelsen have presented a preliminary and final plat (of survey) on the following described property:

**DESCRIPTION LOT 1 OF LOT A:**

Lot 1 of Lot A, being more particularly described as follows: The East One Hundred Fifty-Eight Feet (E. 158.00') of the South Two Hundred Eighty-Three Feet (S. 283.00') of Lot A of Section 10, Township 92 North, Range 36 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Hereafter known as Lot 1 of Lot A of Section 10, Township 92 North, Range 36 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa. Tract contains 1.03 Acres and is subject to all easements of record.

**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 the final plat of:

DESCRIPTION LOT 1 OF LOT A:

Lot 1 of Lot A, being more particularly described as follows: The East One Hundred Fifty-Eight Feet (E 158.00') of the South Two Hundred Eighty-Three Feet (S. 283.00') of Lot A of Section 10, Township 92 North, Range 36 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa  
Hereafter known as Lot 1 of Lot A of Section 10, Township 92 North, Range 36 West of the 5<sup>th</sup> 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 survey) of said:

DESCRIPTION LOT 1 OF LOT A:

Lot 1 of Lot A, being more particularly described as follows: The East One Hundred Fifty-Eight Feet (E. 158.00') of the South Two Hundred Eighty-Three Feet (S. 283.00') of Lot A of Section 10, Township 92 North, Range 36 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa  
Hereafter known as Lot 1 of Lot A of Section 10, Township 92 North, Range 36 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa

**PASSED, APPROVED AND ADOPTED** this 30<sup>th</sup> day of March, 2010.

/s/ Ken Hach, Chair. Board of Supervisors..... /s/ Karen Strawn, County Auditor

Motion by Merten, second by Altena, to approve and to authorize the Chair to sign Resolution 2010-03-30-B approving the minor subdivision request of Dave & Deb Mortensen, for a parcel in Section 22, Nokomis Township, and, Resolution 2010-03-30-C approving the minor subdivision request of Ray Mortensen for a parcel in Section 22, Nokomis Township. Carried.

**RESOLUTION 2010-03-30-B**

**WHEREAS**, David A. Mortensen and Deborah A. Mortensen have presented a preliminary and final plat (of survey) on the following described property:

Legal Description of Lot "B"

A parcel of land described as being part of the Northeast Quarter of the Southeast Quarter of Section 22, Township 91 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa further described as follows:

BEGINNING at the Southeast Corner of the Northeast Quarter of the Southeast Quarter of said Section 22; Thence N 87°57'29" W on the South line of the N½ of the SE ¼ of said Section 22, a distance of 511.02 feet; thence N 1°23'03" E, a distance of 673.63 feet; thence S 88°08'22" E, a distance of 511.00 feet to a point on the East line of the SE¼ of Said Section 22; thence S 1°23'03" W on last said line, a distance of 675.25 feet to the POINT OF BEGINNING; said described Lot "B" contains a total of 7.91 Acres inclusive of a Public Roadway Easement of 0.67 Acres. Said parcel is also subject to any and all other Easements of Record.

**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 the final plat of:

Legal Description of Lot "B"

A parcel of land described as being part of the Northeast Quarter of the Southeast Quarter of Section 22, Township 91 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa further described as follows:

BEGINNING at the Southeast Corner of the Northeast Quarter of the Southeast Quarter of said Section 22; thence N 87°57'29" W on the South line of the N½ of the SE¼ of said Section 22, a distance of 511.02 feet; thence N 1°23'03" E, a distance of 673.63 feet; thence S 88°08'22" E, a distance of 511.00 feet to a point on the East line of the SE¼ of Said Section 22; thence S 1°23'03" W on last said line, a distance of 675.25 feet to the POINT OF BEGINNING; 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 survey) of said:

**Legal Description of Lot "B"**

A parcel of land described as being part of the Northeast Quarter of the Southeast Quarter of Section 22, Township 91 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa further described as follows:

BEGINNING at the Southeast Corner of the Northeast Quarter of the Southeast Quarter of said Section 22; thence N 87°57'29" W on the South line of the N½ of the SE¼ of said Section 22, a distance of 511.02 feet; thence N 1°23'03" E, a distance of 673.63 feet; thence S 88°08'22" E, a distance of 511.00 feet to a point on the East line of the SE¼ of Said Section 22; thence S 1°23'03" W on last said line, a distance of 675.25 feet to the POINT OF BEGINNING; said described Lot "B" contains a total of 7.91 Acres inclusive of a Public Roadway Easement of 0.67 Acres. Said parcel is also subject to any and all other Easements of Record.

**PASSED, APPROVED AND ADOPTED** this 30<sup>th</sup> day of March, 2010.

/s/ Ken Hach, Chair, Board of Supervisors...../s/ Karen Strawn, Auditor

**RESOLUTION 2010-03-30-C**

**WHEREAS**, Ray C. Mortensen has presented a preliminary and final plat (of survey) on the following described property:

LEGAL DESCRIPTION FOR LOT "A"

A parcel of land described as being part of the Southwest Quarter of the Southeast Quarter of Section 22, Township 91 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa, further described as follows:

BEGINNING at the Southeast Corner of the Southwest Quarter of the Southeast Quarter of said Section 22; thence N 87°46'34" W on the South line of the SE¼ of said Section 22, a distance of 97.04 feet to a point on the Northerly Right of Way line of the CC&P Railroad (also the Southerly Right of Way line of Iowa Highway #7); thence N 77°19'19" W on said common line, a distance of 288.60 feet; thence N 1°18'51" E, a distance of 989.36 feet; thence S 87°57'29" E, a distance of 380.00 feet to a point on the East line of the W½ of the SE¼ of said Section 22; thence S 1°18'51" W on last said line, a distance of 1042.94 feet to the POINT OF BEGINNING; said described Lot "A" contains a total of 8.92 Acres inclusive of a Public Roadway Easement of 1.09 Acres. Said Parcel is also subject to any and all other Easements of Record.

**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 the final plat of:

LEGAL DESCRIPTION FOR LOT "A"

A parcel of land described as being part of the Southwest Quarter of the Southeast Quarter of Section 22, Township 91 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa, further described as follows:

BEGINNING at the Southeast Corner of the Southwest Quarter of the Southeast Quarter of said Section 22; thence N 87°46'34" W on the South line of the SE¼ of said Section 22, a distance of 97.04 feet to a point on the Northerly Right of Way line of the CC&P Railroad (also the Southerly Right of Way line of Iowa Highway #7); thence N 77°19'19" W on said common line, a distance of 288.60 feet; thence N 1°18'51" E, a distance of 989.36 feet; thence S 87°57'29" E, a distance of 380.00 feet to a point on the East line of the W½ of the SE¼ of said Section 22; thence S 1°18'51" W on last said line, a distance of 1042.94 feet to the POINT OF BEGINNING; 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 survey) of said:

**LEGAL DESCRIPTION FOR LOT "A"**

A parcel of land described as being part of the Southwest Quarter of the Southeast Quarter of Section 22, Township 91 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa, further described as follows:

BEGINNING at the Southeast Corner of the Southwest Quarter of the Southeast Quarter of said Section 22; thence N 87°46'34" W on the South line of the SE¼ of said Section 22, a distance of 97.04 feet to a point on the Northerly Right of Way line of the CC&P Railroad (also the Southerly Right of Way line of Iowa Highway #7); thence N 77°19'19" W on said common line, a distance of 288.60 feet; thence N 1°18'51" E, a distance of 989.36 feet; thence S 87°57'29" E, a distance of 380.00 feet to a point on the East line of the W½ of the SE¼ of said Section 22; thence S 1°18'51" W on last said line, a distance of 1042.94 feet to the POINT OF BEGINNING; said described Lot "A" contains a total of 8.92 Acres inclusive of a Public Roadway Easement of 1.09 Acres. Said Parcel is also subject to any and all other Easements of Record.

**PASSED, APPROVED AND ADOPTED** this 30<sup>th</sup> day of March, 2010.

/s/ Ken Hach, Chair. Board of Supervisors...../s/ Auditor, Karen Strawn

Motion by Merten, second by Arends, to set a public hearing for April 6 at 8:30 a.m. for the **re-zoning request** of Star Energy, for a parcel in Section 24, Poland Township. Carried.

Johnson distributed copies of the proposed **RAGBRAI** ordinance and asked if the Board wanted to require vendors to obtain liability insurance, with the county as a named insured, and whether the Board wanted to charge a permit fee. A refundable deposit will be charged, to be returned if the location is properly cleaned up afterwards.

Deputy Auditor Leigh Madsen discussed the changes in the liquor license application and recommended sending a letter to applicants requesting confirmation of certain responses on the application. Motion by Arends, second by Altena, to approve the **liquor license** with outdoor and Sunday sales submitted by "Bozweiz at Lake Creek". Carried.

**Secondary Roads** report: April 1<sup>st</sup> is the date of the pre-construction meeting for the bridge over Brooke Creek on Hwy 3. The Chair passed along to Engineer Jon Ites, the complementary remarks received at the city/county meeting regarding the BV County snow removal operations this winter. Ites will prepare a resolution for the Board's consideration regarding the county's participation in the Vestal St. project. Confirmation of acceptance regarding the February IDOT budget amendment has been received by the County. BV Co has received confirmation that it is eligible for (FEMA) disaster relief regarding the extraordinary expenses related to the December 22-27 snow storms. FEMA will be here on Friday for a review. Time 21 funding has been reduced to BV Co from \$127,000 to just \$44,000. Road crews are doing spot graveling currently. It will be a long season with all of the work to be done. The beginning of summer hours will be delayed a month due to all of the winter hours due to the snow.

Motion by Arends, second by Altena, to approve the **minutes** of the 3/23 meeting as printed, and the following **reports**: client/bed count for NW YES Center from March 22-28. Carried.

Motion by Arends, second by Altena, to approve the July 4<sup>th</sup> **fireworks permit** submitted by the City of Rembrandt, with the City to be responsible for all liability and safety. Carried.

Motion by Ringgenberg, second by Arends, to approve and to authorize the Chair to sign the **Policy for "Payment of Inpatient Mental Health Treatment for Inmates"**, as written. Carried.

Brent Mangold, Mangold Environmental Services, discussed the status of the **county care facility lagoon**. July 13<sup>th</sup> is the deadline to apply for renewal of the NPDES permit. The application fee is \$85.00 and the application is completed online. He also suggested a camera inspection of the

waterlines. Mangold will do a test to try to determine the source of the water going into the lagoon. After discussion, the Board will authorize him to proceed with the permit application, contact Seiler Plumbing regarding the camera investigation, and order an alarm. He also discussed having necessary access to the lagoon in the winter. Motion by Merten, second by Ringgenberg, to approve Brent Mangold as the county's registered signatory for the NPDES permit for the county care facility lagoon. Carried.

Motion by Altena, second by Arends, to approve and to authorize the Chair to sign today's **claims approval list**, and to add approval of an \$85.00 **claim** for a permit fee to the Iowa Department of Natural Resources. Carried.

Buildings/Grounds Superintendent Steve Hammen reported on a water pressure problem in the **courthouse**, and discussed a plan of action. It was the consensus of the Board was to proceed. He also informed the Board that he will need lead paint training in order to do any future painting in the courthouse or other county facilities.

There being no further business, motion by Altena, second by Arends, to adjourn the meeting at 12:00 noon until April 6<sup>th</sup> at 8:30 a.m. for a special session.

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Karen M Strawn, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FOURTEENTH MEETING, 2010 SESSION (14)  
APRIL 6, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, April 6, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Merten, Ringgenberg, and Hach. Nays: none. Abstentions: none.

The Chair opened the public hearing on the Star Energy re-zoning request with Env Hlth/Zoning Administrator Kim Johnson and Larry Larson (Star Energy) present. The Zoning Commission has recommended approval of the request. Motion by Ringgenberg, second by Arends to close the public hearing. Carried. Motion by Merten, second by Arends, to approve the 1<sup>st</sup> reading of **Ordinance 6.1A-16** amending the zoning map, requested by Star Energy, for a parcel in Section 24, Poland Township, and to set the 2<sup>nd</sup> reading for 8:30 a.m. on April 13, 2010. Carried.

Johnson distributed copies of the proposed **RAGBRAI** ordinance. County Attorney Dave Patton was present to answer questions and recommended adding "nothing sold in glass" to the ordinance. A refundable deposit will be charged, to be returned if the location is properly cleaned up afterwards. Motion by Merten, second by Arends, to set the 1<sup>st</sup> reading of the RAGBRAI Ordinance for April 13 at 8:45 a.m. Carried.

Deputy Auditor Leigh Madsen reviewed insurance specs.

Secondary Roads report: Meeting last week on the SAFTEA-LU funding. Received approval for the C-13 project in 2014, south of Linn Grove to Hwy 71; notice from IA DOT that the 2011 budget has been approved as submitted; DR 1877 FEMA kickoff meeting was rescheduled to April 8; IA DOT District 3 Hwy 3 bridge project will begin about May 1.

Motion by Arends, second by Ringgenberg, to approve and authorize the Board to sign the resurfacing agreement for Project L-R-754--73-11, South Cove Access from County Road C65 to the County Park, and Project L-FM-R-861—7X-11, M43 from the Sac County line to C63, with a June letting date. Carried.

Motion by Merten, second by Altena, to approve the request of Luke Johnson to bale grass by the Angiers Pit for weed control. Carried.

Motion by Arends, second by Ringgenberg, to approve and to authorize the chair to sign the underground utility permit of Schaller Telephone Co., Schaller, IA, to install 6 pr. copper wire cable under 640<sup>th</sup> St., between Sections 19 and 30 of Maple Valley Township. Carried.

Motion by Altena, second by Arends, to approve and to authorize the chair to sign the utility permit for Iowa Telecom, of Newton, IA, to replace 870' of 25 pr. communications cable along 440<sup>th</sup> St., between Sections 18 and 7 of Brooke Township. Carried.

Motion by Arends, second by Ringgenberg, to approve the minutes of the 3/30 meeting as corrected, and the following reports: client/bed count for NW YES Center from March 29-April 4; VA quarterly report. Carried.

Buildings/Grounds Superintendent Steve Hammen presented a contract for the elevator overhauling project. Motion by Ringgenberg, second by Altena, to approve and authorize the chair to sign the contract for Schumacher Elevator Company, Denver, IA for the Courthouse elevator overhaul, in the amount of \$25,870. Carried.

Supervisors meeting reports: Ringgenberg-Empowerment meeting update; DHS reorganization update; Hach-Jt. City/County meeting housing focus, 3-state meeting in Sioux City re: housing; Merten-update on care facility; Arends-safety meeting tomorrow, RCD & RIDES meetings coming up.

Arends left the meeting.

Auditor Susan Lloyd reviewed budget amendment items. Motion by Ringgenberg, second by Altena, to set the date and time of the public hearing on the FY'10 budget amendment as April 27, 2010 at 8:30 a.m. Carried.

There being no further business, motion by Altena, second by Ringgenberg, to adjourn the meeting at 11:50 a.m. until April 13<sup>th</sup> at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTEENTH MEETING, 2010 SESSION (15)  
APRIL 13, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, April 13, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Merten, Ringgenberg, and Hach. Nays: none. Abstentions: none.

There being no objections, motion by Merten, second by Altena, to dispense with the actual reading of the ordinance, to approve the 2<sup>nd</sup> reading of **Ordinance 6.1A-16**, amending the zoning map for a parcel in Section 24, Poland Township, and to set the 3<sup>rd</sup> Reading for April 20, 2010, at 8:30 a.m. Carried.

Motion by Arends, second by Ringgenberg, to approve the 1<sup>st</sup> reading of **Ordinance 5.6** (RAGBRAI), as amended, with the non-glass containers clause in section #7, and to set the 2<sup>nd</sup> reading for April 20, 2010, at 8:40 a.m. Carried.

The appointment regarding the **County Care Facility** was cancelled.

**Secondary Roads** report: They have attended the FEMA kickoff DR1877 meeting, regarding the December snow storm; Engineer attended the Little Sioux River Committee meeting last week; still recovering from the storms-replaced blades from this past winter; drove the RAGBRAI route to check for potholes-need to repaint the centerlines; reviewed job applications.

Motion by Arends, second by Ringgenberg, to approve the **minutes** of the 4/6 meeting as corrected, and the following **reports**: March Conservation Board minutes, February Board of Health minutes, and Farm to Market Road Fund quarterly report. Carried.

Motion by Merten, second by Altena, to approve the **claims list** for 4/13, and to authorize payment of an additional claim to QWEST for \$50.39. Carried.

Buildings/Grounds Superintendent Steve Hammen discussed the **tornado drill** procedures. The current fire alarm system is wired to send a call to the Communications Center and sends a message to the fire department, so it is not meant to be used for tornado warnings. Motion by Arends, second by Altena to amend the Buena Vista County Courthouse Emergency Plans, regarding "Tornado Warning", to say that a tornado alarm shall be announced by the Cities Emergency warning sirens and/or the emergency weather radio system. Carried.

There being no further business, motion by Arends, second by Hach, to adjourn the meeting at 11:40 a.m. until April 20<sup>th</sup> at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
SIXTEENTH MEETING, 2010 SESSION (16)  
APRIL 20, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, April 20, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, and Ringgenberg, and with Deputy Auditor Leigh Madsen as clerk for the meeting. Absent: Merten

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Ringgenberg, and Hach. Nays: none. Abstentions: none.

Motion by Altena, second by Arends, to approve and to authorize the Chairman to sign the **3rd Reading of Ordinance #6.1A-16**. Carried. The ordinance becomes effective upon publication.

**Ordinance 6.1A-16  
BUENA VISTA COUNTY ORDINANCE**

**Title:** AMENDMENT TO ZONING DISTRICTS MAP

Be it enacted by the Board of Supervisors of Buena Vista County, Iowa:

**SECTION 1. Purpose.** The purpose of this ordinance is to amend the Zoning Districts Map with respect to the real estate described in Section 2 below in accordance with Section 10.104 of Ordinance 6.1 of the Buena Vista County 2003 Code of Ordinances.

**SECTION 2. Change to Zoning Districts Map.** The official Zoning Districts Map, referred to in Section 1.105 of Ordinance 6.1 of the Buena Vista County 2003 Code of Ordinances, is amended as follows:

A parcel approximately described as follows: the South 190 feet of the West 160 feet of the parcel described as follows:

A part of the Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼) Section Twenty-four (24), Township Ninety-three (93) North, Range Thirty-five (35) West of the 5th P.M., more particularly described as follows:

Commencing at the Southeast Corner of the Southeast Quarter of Section 24, Township Ninety-three (93) North, Range Thirty-five (35) West of the 5th P.M.; Thence North 90°00' West along the South line of said Southeast Quarter a distance of Seven hundred Seventy feet (770.00'), Thence North 00° 07' East a distance of Four hundred Eighty-one feet (481.00'), Thence North 90° 00' East a distance of Seven hundred Seventy feet (770.00') to the East line of said Southeast Quarter, Thence South 00° 07' West and distance of Four Hundred Eighty-one feet (481.00') along the east line of said SE ¼ to the Point of Beginning.

is changed from an "A-1" Agricultural District to an "I-1" Industrial District

**SECTION 3. When Effective.** This ordinance amending the Zoning Districts Map shall be in effect after its final passage and publication as provided by law.

Adopted by the Board of Supervisors on this \_\_\_\_ day of \_\_\_\_\_, 2010.

/s/ Ken Hach, Chair. Board of Supervisors...../s/ Deputy Auditor, Leigh Madsen

Motion by Ringgenberg, second by Altena, to waive the 2<sup>nd</sup> reading of **Ordinance 5.6** (RAGBRAI), and to set the 3<sup>rd</sup> reading for April 27, 2010, at 8:40 a.m. Carried.

Deputy Auditor Leigh Madsen discussed changing the **flex benefits** period from fiscal year to calendar year. She surveyed current participants, and the majority wants to change to a calendar year. Motion by Arends, second by Ringgenberg, to set the dates for the plan to be 7-1-10 to 12-31-10 with the limits to be \$1,250 for medical reimbursement and \$2,500 for dependent care. After this plan period the dates of the **flexible benefits** plan will run from January 1 to December 31 with the limits being \$2,500 for medical reimbursement and \$5,000 for dependent care. Carried.

Marilyn Monson gave an update on her activities regarding **tourism** in Buena Vista County. Monson invited the Board members to a breakfast meeting at Kings Pointe May 8<sup>th</sup> at 9:00 a.m. The County will be receiving an \$820 grant from the Buena Vista County Foundation to be used for school grants for Buena Vista County Heritage Tours. Each grant will be up to \$70.

Engineer Jon Ites reported that the **FEMA Declaration No. 1877** has been filed in the amount of \$68,085.65. Ites also reported that no funds will be received from **Stimulus II funding**. Motion by Arends, second by Ringgenberg to approve an additional 5 days of vacation carryover for Jon Ites. A memo was received from the DNR to Owners of Underground Storage tanks and other interested parties. The public is invited to make comments on proposed underground storage tank changes. Public hearings are scheduled May 7, 2010 from 1 to 3 with the nearest location being Denison. A copy of the proposed rules can be obtained at: <http://www.iowadnr.gov/land/documents/prop022010.html> Bid letting for project **L-B-918--73-11** between Sections 7 & 18 Lincoln Township has been set for April 27, 2010 at 10:00 a.m. in the Board of Supervisors meeting room. Motion by Arends, second by Altena to promote Jim Temple to Foreman – Tile Crew effective May 1, 2010. Carried

Recorder Shari O'Bannon met to discuss **personnel** needs of her office. Motion by Arends, second by Altena, to move one part-time employee to full-time. Carried.

Motion by Altena, second by Ringgenberg to approve the **Medical Examiners** as follows: Chief Medical Examiner, Dr. David Crippin, deputy medical examiners, Tim Speers, Bob Christensen, Greg Ebersole and David L. Patton. Carried.

Motion by Altena, second by Arends, to approve the **minutes** of the 4/13 meeting as printed, and the following **reports**: March Board of Health minutes, March District Court Fees, April Zoning Commission minutes, March 11 VA Commissioners minutes, NW IA YES Center bed count for April 5 – April 11, and the March 18 Northwest Iowa Regional Housing Trust Fund minutes. Carried.

Motion by Arends, second by Ringgenberg, to approve and authorize the Chair to sign proposed tile outlet repairs for **Jt. Drainage District #16-30-92 Open Ditch**, in Section 14, Douglas Township, Sac County. Carried.

There being no further business, motion by Ringgenberg, second by Hach, to adjourn the meeting at 11:00 a.m. until April 27<sup>th</sup> at 8:30 a.m. for a regular session.

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Leigh Madsen, Deputy Auditor  
Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
SEVENTEENTH MEETING, 2010 SESSION (17)  
APRIL 27, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, April 27, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Merten, Ringgenberg, and Hach. Nays: none. Abstentions: none.

The Chair opened the public hearing for a FY'10 Budget amendment. Notice was published as required. No written objections have been submitted and no objections were offered during the hearing. Motion by Merten, second by Ringgenberg, to close the public hearing. Carried. Motion by Arends, second by Altena, to approve the **FY'10 budget amendment** as published, to authorize the Chair to sign, and to approve the following appropriations:

• Increase Refunded Debt/Payments to Escrow for a total of				\$3,033,987	
• Increase total transfers (both in and out by \$12,325) for a total of				\$1,815,328	
• Increase activity	1100	General Basic Fund (0001)	Dept 04	\$17,000	
• Increase activity	3040	General Basic Fund (0001)	Dept 23	\$152,649	
• Increase activity	6300	Rural Basic Fund (0011)	Dept 53	\$1,000	
• Decrease activity	7000	Secondary Road Fund (0020)	Dept 20	-\$350	
• Decrease activity	7100	Secondary Road Fund (0020)	Dept 20	-\$12,300	
• Decrease activity	7110	Secondary Road Fund (0020)	Dept 20	-\$21,200	
• Increase activity	7120	Secondary Road Fund (0020)	Dept 20	\$207,200	
• Decrease activity	7130	Secondary Road Fund (0020)	Dept 20	-\$14,700	
• Decrease activity	7140	Secondary Road Fund (0020)	Dept 20	-\$16,000	
• Increase activity	7200	Secondary Road Fund (0020)	Dept 20	\$19,700	
• Increase activity	7210	Secondary Road Fund (0020)	Dept 20	\$18,000	
• Decrease activity	7220	Secondary Road Fund (0020)	Dept 20	-3,700	
• Decrease activity	7230	Secondary Road Fund (0020)	Dept 20	-34,000	
• Increase activity	8000	General Suppl. Fund (0002)	Dept 02	\$10,200	
• Increase activity	8010	General Suppl. Fund (0002)	Dept 02	\$7,000	
• Increase activity	8110	General Suppl. Fund (0001)	Dept 07	\$1,600	
• Increase activity	9110	General Basic Fund (0001)	Dept 52	\$4,280	
• Increase activity	0110	Debt Svc-Cap Proj Fund (2010)	Dept 93	\$330	
• Decrease activity	0200	Secondary Road Fund (0020)	Dept 20	-\$143,000	
• Increase activity	0220	General Basic Fund (0001)	Dept 01	\$16,000	
• Increase activity	0220	General Basic Fund (0001)	Dept 02	\$7,400	
• Increase activity	0220	General Basic Fund (0001)	Dept 26	\$9,000	
• Increase activity	0220	General Basic Fund (0001)	Dept 51	\$3,497	
• Increase activity	0220	LEC Capital Proj Fund (1530)	Dept 75	\$5,823	
• Increase activity	0210	Conservation LAT Fund (0027)	Dept 22	\$70,000	Carried.

Motion by Merten, second by Arends, to approve and to authorize the Chairman to sign the **3rd Reading of Ordinance #5.6**. Carried. The ordinance becomes effective upon publication.

### **BUENA VISTA COUNTY ORDINANCE NO. 5.6**

**Title:** AN ORDINANCE TO ASSIST COUNTY OFFICIALS CONTROL THE PUBLIC HEALTH AND SAFETY ISSUES CREATED BY THE INFUSION OF A LARGE NUMBER OF PEOPLE IN THE COUNTY WHEN THE DES MOINES REGISTER'S ANNUAL GREAT BICYCLE RIDE ACROSS IOWA (RAGBRAI) ARRIVES IN BUENA VISTA COUNTY ON JULY 25, 2010 AND DEPARTS ON JULY 26, 2010.

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

**SECTION 1- PURPOSE:** The purpose of this ordinance is to control safety and well being of the public during the RAGBRAI event, July 25, 2010 and July 26, 2010.



**SECTION 2- DEFINITIONS:** For use in this ordinance, the following terms or words shall be interpreted or defined as follows:

- I. "Vendor" any person, association, club, group, corporation, organization, or other entity that sells or distributes any foods, beverages, services, or any other merchandise to the public or erects a temporary stand or distribution area along the official route path in the unincorporated areas of Buena vista County.
- II. "Buena Vista County Resident" is a person or entity with a bona fide Buena Vista residence established 3 months prior to date of event.
- III. "Vending Committee" those persons appointed by the Buena Vista County Supervisors to help ensure the Public Health and Safety to all in Buena Vista County during the RAGBRAI event July 2010.

**SECTION 3- GENERAL REQUIREMENTS:** Any vendor wanting to sell or supply food, beverages, services or merchandise or erect a temporary stand or distribution area, within 500 yards of the official RAGBRAI route in the unincorporated areas of Buena Vista County shall first obtain a Vendors Permit.

There shall be no sales or distribution of beer or liquor within 500 yards of the official RAGBRAI route in the unincorporated areas of Buena Vista County.

Vendors shall provide with the application proof of insurance liability coverage naming the County as an additional insured in an amount of at least one million dollars.

**SECTION 4 – PERMITS:** Applications for Commercial Booth permits for the unincorporated areas of Buena Vista County may be obtained from Environmental Health Department. proof of insurance and vendor fee will be required.

A copy of the permit shall be maintained at the location at all times and produced immediately upon request by any law enforcement officials, Environmental Health Specialist or anyone acting at their direction.

Vendors applying for a permit shall be required to show proof of adequate insurance and possession of all necessary licenses and permits. Food and beverage vendors must comply with all laws, rules and regulations by the Iowa Department of Inspections and Appeals relating to and governing the sale of food consumption. If required, the temporary Food Establishment fee shall be included in the vendor fee.

The fee will be used to cover expenses to Buena Vista County for hosting the event. The Environmental Health Office shall ensure that notice and a full refund of the application fee are sent to any vendor whose application is denied. The site must be completely cleaned by noon on the day after the event.

**SECTION 5-EXCEPTION:** No vendor's permit shall be required for any person to sell or supply food or other merchandise in Buena Vista County, Iowa on date of event, on his or her previously licensed premises, provided that the person was in possession of a current Iowa Permit for the sale of food or other merchandise or for the consumption on the premises.

**SECTION 6-FEES:**

- |     |  |          |
|-----|--|----------|
| (A) | 1) Buena Vista County Resident non-profit: | \$50.00  |
|     | 2) Buena Vista County Resident commercial: | \$100.00 |
|     | 3) Non-Buena Vista County Resident:        | \$500.00 |

Fees for application less than 1 week prior to event will double the above amounts.

(B) Vendors will be required to obtain their own electricity.

(C) "Non-Profit" is an organization established under IRS 501(c) (3), a governmental entity, or a similar organization where the profit or proceeds benefit the public. Organizations are required to submit, upon request

- 1) contracts with any vendor that operates or supplies their booth, to ensure that the public will benefit from the booth.
- 2) proof of their non-profit status
- 3) a schedule of workers in the booth, showing their names, telephone numbers, addresses and date of affiliation with the non-profit group.

(D) A \$50 cleanup deposit is required for each permit. This money will be refunded if the vendor complies with this ordinance and the site is completely cleaned by noon the day after event.

**SECTION 7 – NON-GLASS CONTAINERS:** To promote safety during RAGBRAI, all beverages sold within 500 yards of the Official RAGBRAI Route in the unincorporated areas Buena Vista County, Iowa, by food and beverage vendors on July 25, 2010 and July 26, 2010, shall be provided in non-glass containers only. This requirement shall also apply to any existing business, restaurant, service station, grocery or other establishment selling or providing beverages on its premises or in an outdoor setting open to the public.

**SECTION 8-VENDING COMMITTEE JURISDICTION:** The Vending Committee Jurisdiction shall be considered any unincorporated area with Buena Vista County exterior boundaries.

**SECTION 9-NUISANCE:** The sale or distribution of food, beverages, services or any other merchandise, or the erection of a temporary facility for the sale or distribution of food, beverages, services, or other merchandise without a Commercial Booth Permit in violation of provisions of this Chapter shall be considered a nuisance, as defined by Section 657.1 of the Iowa Code. If this type of nuisance is determined to exist, an emergency abatement procedure may be executed by any peace officer, any member the Environmental Health office, the Vendor Committee, or those acting at their discretion, by dismantling and removing the nuisance without notice.

However, if the only nuisance or violation of this chapter is the offender's failure to obtain the necessary permit, the Environmental Health Office may allow the person or organization to immediately purchase a necessary permit as provided by this Ordinance, including providing proof of insurance and a complete application.

**SECTION 10 – PENALTIES:** It shall be a simple misdemeanor for any vendor to sell or supply food, beverages, services or merchandise or erect a temporary stand or distribution area, within 500 yards of the official RAGBRAI route in the unincorporated areas of Buena Vista County, without first obtaining a Vendors Permit.

Each separate sale or distribution shall be deemed a separate violation of the ordinance and each sale or distribution is subject to the Maximum fine of \$100.00 or 30 days in jail or both.

These penalties shall apply to the vendor, each person making sales or distributions, each person erecting a temporary stand or distribution area, and each person or entity allowing an illegal sale, distribution or stand, on their rental or owned property.

**SECTION 11 - REPEALER:** Any ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

**SECTION 12 - SEVERABILITY CLAUSE:** If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

**SECTION 13 - EFFECTIVE DATE:** This ordinance shall become effective after its final passage and approval and publication as provided by law.

PASSED, APPROVED AND ADOPTED this 27<sup>th</sup> day of April, 2010.

/s/ Ken Hach, Chair. Board of Supervisors...../s/ Auditor, Susan K. Lloyd

Nurse Administrator Pam Bogue discussed the **“Whistle Blower Policy”**. In order to certify their Family Steps Program, it was a requirement to have a whistle blower policy. It encourages reporting of misconduct, illegal activities, fraud, violations of policies, violations of employment or other laws or regulations, mismanagement, a gross abuse of funds, an abuse of authority or a substantial and specific danger to Public Health and safety. Merten recommended sending to all department heads to discuss, maybe it should be an amendment to the handbook.

Motion by Arends, second by Altena, to approve the **minutes** of the 4/20 meeting as printed. Carried.

Motion by Merten, second by Arends, to approve the **cigarette permit** application submitted by I & K Food Mart II, Inc. (Pronto Mart), Storm Lake. Carried.

Motion by Altena, second by Arends, to approve and authorize the Chair to sign today's **claims list** and to add 1 additional claim to Wal-Mart for \$6.00. Carried.

Engineer Jon Ites reported on HF2458 that has passed, regarding **mowing** of the road right of way.

Motion by Ringgenberg, second by Altena, to approve and to authorize the Chair to sign the IDOT Agreement for **Project #STP-S-CO11 (77)--5E-11**, for PCC overlay of C29 from N14 east 2 miles to Pocahontas County line. Carried.

Engineer Jon Ites informed the Board of his selection for the Equipment Operator I position. Motion by Arends, second by Altena to approve the **hiring** of David Strand, with a starting wage of \$2 under the rate for that position and moving 2 years to the full amount. Carried.

Motion by Arends, second by Ringgenberg, to approve and authorize the Chair to sign, at a later date, the **IDOT Agreement** for an upgrade of M31, M27, and M54, and to authorize the County Engineer to enter into City/County agreements with Alta and Newell for these projects. Carried

Motion by Arends, second by Altena, to approve the following **reports**: March NWIPDC minutes, April 9 Central Iowa Detention Commission meeting minutes, April Board of Health minutes. Carried.

The time having arrived for the bid letting for project **L-B-918--73-11** between Sections 7 & 18 Lincoln Township, four bids were received: Merryman Bridge Construction Co., Algona, IA, \$221,673.20; Christensen Brothers, Inc., Cherokee, IA, \$172,871.00; Godbersen-Smith Construction Co., Ida Grove, IA, \$221,021.50; and Dixon Construction Co., Correctionville, IA \$172,477.50. Motion by Arends, second by Ringgenberg, to approve the Engineer's recommendation to approve the low bid of Dixon Construction Co., Correctionville, IA for a total bid of \$172,477.50, subject to the Engineer's review. Carried.

Hear the public.....Kathy Croker met to discuss the Iowa Department of Revenue official notification of the revised **board of review** schedule. The petition filing date is extended to June 5 to all property owners in disaster areas.

Chairman Hach presented the ISAC Years of Service certificates to Kathy Bach for 35 years, Kathy Croker for 30 years, Jon Ites for 35 years, and Dawn Mentzer for 15 years, and thanked them for their service to the County.

Arends left the meeting.

Env Hlth/Zoning Director Kim Johnson met with the board to discuss updating the Zoning Ordinance.

There being no further business, motion by Altena, second by Merten, to adjourn the meeting at 12:05 p.m. until May 11<sup>th</sup> at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
EIGHTEENTH MEETING, 2010 SESSION (18)  
MAY 11, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, May 11, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following motions offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Merten, Ringgenberg, and Hach. Nays: none. Abstentions: none.

CPC Administrator Dawn Mentzer met with the Board to discuss the TCM accreditation. They received another 100% score, with no recommendations received. She also discussed her TCM cost report allocation and going to a 15 minute billing, required by Iowa Medicaid, starting in July. Motion by Ringgenberg, second by Arends, to authorize the Chair to sign the purchase of services contract for TCM, with the rate of \$24.10 for every 15 minutes, starting July 1, 2010. Carried.

Buildings/Grounds Supt. Steve Hammen discussed the Courthouse stone restoration contract with McGill Restoration. Motion by Merten, second by Altena, to approve and authorize the Chair to sign the Courthouse stone restoration contract with McGill Restoration for a cost of \$21,100, starting July 6 and with a completion date of July 18. Carried. He also mentioned mowing for Community Services new location, with Plains Area Mental Health as the main leaseholder of the building. The Board approved Hammen to do the work, and to bill Plains Area Mental Health \$20 for the service.

Supervisors reports: Arends-attended RIDES meeting and they are functioning well; Safety meeting last week, with 3 small incidents reported. Hach-there will be a Department Head meeting this Thursday, May 13 at 8:30, and the Whistle Blower Policy will be discussed.

Motion by Merten, second by Arends, to approve the minutes of the 4/27 meeting as corrected, authorize the Chair to sign today's claims list, and to approve the following reports: NPDES March & April monthly operations report for the county care facility; CASI indirect cost rate for Public Health; March 3-County Empowerment minutes; April Clerk's fees; and April Conservation Board minutes. Carried.

Engineer Jon Ites presented the bridge agreement to be approved. Motion by Arends, second by Ringgenberg, to approve and authorize the Chair to sign and the Auditor to attest, Project #BROS-CO11(84)--8J-11 for 2011. Carried.

Motion by Arends, second by Altena, to approve the cigarette permit application submitted by Al's Corner Oil Co. (Sparky's One Stop #16). Carried.

Chairman Hach left the meeting, and Vice-Chair Merten conducted the remainder of the meeting.

Motion by Arends, second by Altena, to approve and authorize the Chair to sign the underground utility permit from the City of Storm Lake for a 1650' of 6" watermain on C-49 from Business 71 west to the new Farm Credit Building. Carried.

Motion by Ringgenberg, second by Altena, to approve and to authorize the Chair to sign the overhead utility permit for Iowa Lakes Electric Cooperative, crossing 480<sup>th</sup> St., east of 20<sup>th</sup> Ave. between section 32 of Brooke and section 5 of Elk Township. Carried.

Rich Langer, Jeff Chindlund, Doug Imming, John Massop, and Don Jackson, landowners along C-65, met to discuss the safety issues/concerns along their road, and requested that the Engineer remove the hills along the road before doing the resurfacing. The Engineer has \$500,000 of Federal money in this project, and there are certain guidelines that have to be followed. The landowners feel that by creating a nice, smooth road, there will be more semi and bicycle traffic along the route, which will create more of a safety concern than if it were left alone. They want to see the hills cut down, and using the existing dirt to rebuild the road, and not take any more ROW for this project. Arends stated that by cutting the hills down, and reconstructing the road, there are new guidelines that need to be followed, which would widen the ROW needed. Jeff Chindlund asked if one hill, west of Massop's house, could be removed? Arends stated that they hadn't considered changing 1 hill, but it would change the cost for that 1 hill. There are 10 hills in the 4.5 miles of C-65 that are causing a problem. Engineer-If we reconstruct 1 area, then we will have to document and explain to the State why they are not fixing the other 9. Imming-Has the state engineer been contacted to see what changes could be made? Langner-it is worth a call to the State to see if something can be done. Engineer-It would take 1.5 years of funding to cut down the 1 hill. Then, what do you tell the other people in the County, who are expecting their roads to be done, when now they will have to wait 4 years for their road. Everyone's concern is safety. Merten-the Board would ask the Engineer to make the call to the State. Chindlund stated again that the proposed plan will create a better road, but not a safer road.

Clarence Hoffman, County Risk Management Insurance Services, Inc. presented information regarding the Iowa Communities Assurance Pool (ICAP). Sixty-eight of the ninety-nine counties have their insurance with their company. They have been in business for 24 years. Their rates haven't changed since they started, and their coverage is broader than other insurance companies. They will only take counties with a good safety program, good loss control, and good loss history. They are interested in Buena Vista County, and are working with the agents at Central Bank in bidding on the insurance.

Marilyn Monson met to give an update on tourism and a request. Western Iowa Tourism is giving a scholarship, to pay for registration fee for the community development class. Motion by Ringgenberg, second by Arends, to authorize Monson to submit a scholarship application to cover her \$200 registration fee, since it is to benefit the whole county. Monson discussed a Buena Vista County website addition of an annual events calendar and a listing of historic sites in B.V. County. The links and all contact information will be on the website too. Monson would like to have a grant written next year for BV County hidden treasurer brochure. A Community Foundation Grant of \$828 was received by the

County. It is to be used for field trips through the school, \$70 per trip for field trip reimbursement, (starting in July).

Motion by Arends, second by Ringgenberg, to set the FY'10 **budget amendment** for June 8<sup>th</sup> at 11:00 a.m. Carried.

Motion by Ringgenberg, second by Arends, to pay the vacation, accrued vacation, comp time, and float day balances as of March 31, to Susan Lloyd. Carried.

Auditor Susan Lloyd informed the Board that she has hired a new **clerk**. She has had prior experience in another county auditor's office. Motion by Arends, second by Altena, to hire Sharon Henkel, in the Auditor's Office, with a start date of May 10. Carried.

There being no further business, motion by Ringgenberg, second by Merten, to adjourn the meeting at 12:05 p.m. until May 25<sup>th</sup> at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
NINETEENTH MEETING, 2010 SESSION (19)  
MAY 25, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, May 25, 2010 at 8:30 a.m. in the Boardroom with Vice Chairman Merten presiding, and with the following other members present: Altena, Arends, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Hach

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Treasurer Kathy Bach requested **tax abatement** on four mobile homes that have been burned, moved, or junked. Motion by Ringgenberg, second by Arends, to abate the 2008 & 2009 taxes and cancel the BVPB certificate 070111, totaling \$655.50; abate the 2005-2009 taxes and cancel the BVPB certificate 040116, totaling \$590.00; abate the 2005-2009 taxes and cancel BVPB certificate 070109, totaling \$528.00; and to abate the 2009 taxes on junking certificate 110103322. Carried.

Treasurer Kathy Bach requested **tax abatement** on two drainage special assessments and three buildings on leased land (BLL). Motion by Ringgenberg, second by Arends, to abate DD #34 Receipt #122030 for \$45.00; DD #181 Receipt #121459; abate 2002, 2003, 2004 BLL taxes on parcel 0814381904, for \$218.00; abate 2000-2007 BLL taxes on parcel 1408426901, for \$24,200.00; and to abate the 1995-2007 delinquent BLL taxes on parcel 1492166891, for \$13,601.00. Carried.

Treasurer Kathy Bach requested **suspending taxes** on a parcel in Sioux Rapids, by direct petition to the Board of Supervisors on parcel #03-07-126-010. Motion by Arends, second by Altena, to accept the petition, and to place this parcel on the suspended tax list. Carried.

Treasurer Kathy Bach requested **suspending taxes** on parcel 14-03-205-012. Motion by Altena, second by Ringgenberg, to approve the request of the Iowa Department of Human Services, to place parcel 14-03-205-012 on the suspended tax list. Carried.

**Veterans** Director Gar Otto and Commission Chair Julie Small gave an update on their department and also information about their FY'11 allocation. They will be receiving \$10,000 allocation in July. There is an increase in Veteran records in BV County. The Commission's stand on grave markers is that every veteran buried in Buena Vista County should have a grave marker to permanently mark their grave. The Board thanked them, saying that they appreciate all of the work that they do.

Motion by Altena, second by Ringgenberg, to approve the **minutes** of the 5/11 meeting as printed. Carried.

Motion by Arends, second by Ringgenberg, authorize the Vice-Chair to sign today's **claims list**, and to approve the following **reports**: April VA Commission minutes; Recorder's 1<sup>st</sup> quarter report; FY2009 Cost Allocation Plan; and NW IA YES Center bed count (May 17-23). Carried.

Motion by Altena, second by Ringgenberg, to approve and to authorize the Vice-Chair to sign the certification of the **FY'09 Cost Allocation Plan** prepared by CASI. Carried.

Engineer Jon Ites presented a contract for Vogel Traffic Services, Inc., for pavement markings. Motion by Arends, second by Altena, to accept the **contract** of Vogel Traffic Services, Inc., of Orange City, for pavement markings at a cost of \$27,937, and to authorize the Vice-Chair to sign. Carried.

Motion by Ringgenberg, second by Altena, to approve and authorize the Vice-Chair to sign the contract of Dixon Construction Co., Correctionville, for **Project #L-B-918--73-11**, a precast bridge in Section 7, of Lincoln Township, with a total cost of \$172,477.50. Carried.

Motion by Arends, second by Altena, to modify the **Whitney Pit** contract to reflect the current acres. Carried.

The City of Albert City inquired whether there could be an arrangement made for payback on the cost share due the County on the **C-29** concrete overlay project, from N-14 to the County line, due to the large dollar amount. Engineer Ites will notify the City that the Board is willing to negotiate a payback time period.

An inquiry was received from Don Sievers as to the status of bank cleanup along **DD #34 Lat 2**. The Board agrees that some bank work needs to be done. Vice-Chair Merten will contact Kuehl and Payer as to what can be done now.

Motion by Arends, second by Ringgenberg, to approve and to authorize the Vice-Chair to sign Change Order #1 and Application for partial payment #1 for **DD #34 MOD** tree clearing project, for Schmitt Construction Company. Carried.

Motion by Arends, second by Altena, to approve the **chemical brush control** quotes from B&W for Jt. **DD #181** BR 976, Jt. DD #181 MOD, and Jt. DD #181 Little Cedar, and to authorize the Vice-Chair to sign. Carried.

Motion by Altena, second by Arends, to approve the **chemical brush control** quotes from B&W for the following **drainage districts**, and to authorize the Vice-Chair to sign: Jt. DD #1 MOD, Jt. DD #1 Lat 1 OD, Jt. DD #1 Lat 2 OD, DD #34 Lat 1 OD, DD #34 Lat 2 OD, DD #34 Lat 3 OD, DD # 34 Lat 4 OD, DD #34 Lat 5 OD, DD #34 Lat 6 OD, DD #34 Lat 7 OD, and DD #34 Lat 9 OD. Carried.

Motion by Altena, second by Ringgenberg, to approve and to authorize the Auditor to sign the **FY'11 Early Childhood Iowa Fiscal Agent Agreement**, with the fee to be \$9,499; the contract

agreement between Early Childhood Iowa; and Compliance Assurances, all with the Buena Vista, Crawford, Sac Counties Empowerment Board. Carried.

JoAnn Olsen, Kelli Berg, Bonnie Hach, and April Barrara were present for the **Farmer's Market** discussion. Vice-Chair Merten commented that the Farmers Market was welcome to use the Courthouse area for their location. April Barrara commented that the parking lot location behind the Sugar Bowl store is not attractive and not inviting to Moms with strollers and little children. Kelli Berg said that Storm Lake United would be working with the City of Storm Lake to make it better. JoAnn Olsen commented that the organization would like to keep the same spot, and not keep moving back and forth. Merten again stated that it was up to Storm Lake United and the Farmers Market to determine where they want to be, but they are welcome here. Bldgs/Grounds Supt. Steve Hammen, has received comments from the Court personnel that they don't have parking spots available from noon on Thursday until 4:30, and that causes them problems.

**Sheriff** Gary Launderville gave an update on his department. He has sent notices to all of the cities in the county notifying them that when they have a juvenile to transport, they can do it themselves or contact NW IA YES Center for their services. Comp time was discussed, informing the Board of his employee balances.

There being no further business, motion by Ringgenberg, second by Merten, to adjourn the meeting at 11:55 a.m. until June 1<sup>st</sup> at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTIETH MEETING, 2010 SESSION (20)  
JUNE 1, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, June 1, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Drainage Clerk Barb Henrich and Treasurer Kathy Bach reported on the status of the **drainage** funds. Drainage Districts considered for levies were #25, #63 Ext, #67, #70, #134, and #193. Motion by Arends, second by Merten, to levy on #63 Ext., #67, #70, #134, and #193. Carried.

Supervisor **meetings**: Arends-attended RIDES meeting last week and NW IA Planning and will be taking on a position on a committee, meeting this week with Compass Meeting, Safety Meeting this week and also Department Head Meeting; Hach-reported on NW Housing meeting—there have been 2 requests from BV County; Ringgenberg-attended Empowerment meeting and Plains Area MH last week; Merten-met with the new director of Seasons Center, Little Lake Committee report re: visitors center/observation area at the Little Lake area.



Nurse Administrator Pam Bogue gave an update on the Family Steps program. There will be a decrease in funding for this program due to the 3-County Empowerment cuts. They would like to maintain their staff, and they have made some changes to the program to save some funds. This past year they have made 1100 visits. The State's priority is for family visits, but their funding is for preschool, so it isn't matching. The consensus of the Board was to allow time to figure out other funding sources.

Motion by Altena, second by Arends, approving and authorizing the Chair to sign the final payment on Project #L-C-1114--73-11, to Midwest Contracting, Marshall, MN, for \$52,849.50. Carried.

Engineer Jon Ites received a request from Marathon Park Board about resurfacing.

Payroll Deputy Leigh Madsen informed the Board about the upcoming conference call with Amanda Downey, Wellmark Account Representative. Our plan doesn't meet the criteria of the Mental Health Parity and Addiction Equity Act of 2008, and in order to be compliant, our rates will be increased slightly. For a single, the increase would be .41 per contract per month. For a family, the increase would be 1.03 per contract per month.

Conference call was received from Amanda Downey, Wellmark Account Representative. In October, 2008, the Mental Health Parity and Addiction Equity Act of 2008 was passed. In order to bring our plan into compliance, Wellmark's Actuarial department has recommended a plan change to waive the in-network outpatient deductible for Mental Health/Chemical Dependency services. For the plan year starting August 1, 2010, this amounts to .41 per contract per month for single plans, and \$1.03 per contract per month for family plans, which amounts to approximately \$1,000. The Board asked that Wellmark cover this cost, and Amanda Downey said that Wellmark will not cover the amount. This is "interim" guidance that has come down, and there still could be "final" guidance that changes. Q-is there anything else that can be done. A-e-mail questions and comments to Amanda and she will pass it on to her boss. Q-is this an option that we have? A-no, you have to be compliant with the law, and so this change has to be made.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign Renewal Group Binder Agreements for Wellmark Blue Cross Blue Shield for 7/1/10 and for 8/1/10. Carried.

Motion by Arends, second by Altena, to have the County absorb the employee portion of the change in premium for Wellmark. Carried.

Zoning Director Kim Johnson reviewed the minor subdivision request for a parcel located in Section 15, Coon Township. There being no objections, motion by Merten, second by Arends, to close the public hearing. Carried. Motion by Merten, second by Arends, to approve and to authorize the Chairman to sign Resolution 2010-06-01-A approving the minor subdivision of a parcel in Section 15, Coon Township requested by John R. Winders and Barbara J. Stroud. Carried.

#### **RESOLUTION 2010-06-01-A**

**WHEREAS**, John R. Winders and Barbara J. Stroud have presented a preliminary and final plat (of survey) on the following described property:

**DESCRIPTION: LOT B**

The South four hundred seven feet (S. 407.00') of the West six hundred forty-one feet ( W. 641.00') of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section 15, Township 91 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Hereafter known as Lot B of Section 15, Township 91 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa. Tract contains 5.99 Acres and is subject to all easements of record.

And

**DESCRIPTION: LOT C**

The West half of the West half of the Southwest Quarter (W ½ W ½ SW ¼) of Section 15, Township 91 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa

**excepting the following:**

The South four hundred seven feet (S. 407.00') of the West six hundred forty-one feet (W 641.00') of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of said Section 15

**and further excepting the following:**

The North two hundred nine feet (N. 209.00') of the West two hundred nine feet (W. 209.00') of the Northwest Quarter of the Southwest Quarter (NW ¼ SW ¼) of said Section 15.

Hereafter known as Lot C of Section 15, Township 91 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa. Tract contains 33.02 Acres and is subject to all easements of record.

**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 the final plat of:

**DESCRIPTION: LOT B**

The South four hundred seven feet (S. 407.00') of the West six hundred forty-one feet ( W 641.00') of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section 15, Township 91 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

And

**DESCRIPTION: LOT C**

The West half of the West half of the Southwest Quarter (W ½ W ½ SW ¼) of Section 15, Township 91 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa

**excepting the following:**

The South four hundred seven feet (S. 407.00') of the West six hundred forty-one feet (W 641.00') of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of said Section 15

**and further excepting the following:**

The North two hundred nine feet (N. 209.00') of the West two hundred nine feet (W. 209.00') of the Northwest Quarter of the Southwest Quarter (NW ¼ SW ¼) of said Section 15.

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 survey) of said:

**DESCRIPTION: LOT B**

The South four hundred seven feet (S. 407.00') of the West six hundred forty-one feet ( W 641.00') of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of Section 15, Township 91 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

And

**DESCRIPTION: LOT C**

The West half of the West half of the Southwest Quarter (W ½ W ½ SW ¼) of Section 15, Township 91 North, Range 35 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa

**excepting the following:**

The South four hundred seven feet (S. 407.00') of the West six hundred forty-one feet (W 641.00') of the Southwest Quarter of the Southwest Quarter (SW ¼ SW ¼) of said Section 15

**and further excepting the following:**

The North two hundred nine feet (N. 209.00') of the West two hundred nine feet (W. 209.00') of the Northwest Quarter of the Southwest Quarter (NW ¼ SW ¼) of said Section 15.

PASSED, APPROVED AND ADOPTED this 1<sup>st</sup> day of June, 2010.

/s/ Ken Hach, Chairman, Board of Supervisors...../s/ Susan Lloyd, County Auditor

Env Health/Zoning Director Kim Johnson discussed **flood plains**. The County must have an ordinance for the maps that we have by June, 2011. Farms are not exempt from flood plains. To build/reconstruct, or do rehab of buildings on farms, permits will need to be done. Johnson will see if the Carroll County GIS Coordinator can come and talk about their project.

Motion by Arends, second by Ringgenberg, to approve the **minutes** of the 5/25 meeting as printed, and the following **reports**: May Board of Health minutes. Carried.

Motion by Ringgenberg, second by Merten, to authorize the Auditor to **void** stamped drainage warrant #182502, issued 9-19-06 to Mack Hansen Gadd Armstrong & Brown for \$247.00 and to reissue. Said warrant has been lost. Ayes: Altena, Arends, Hach, and Ringgenberg. Nays: Merten

Motion by Arends, second by Merten, to authorize the Chair to sign a letter to the City of Storm Lake, requesting the south 13 parking spaces be blocked off for the **Farmers Market** from 3:00 – 6:00 p.m. on Thursdays, and 7:30 a.m. until noon on Saturdays. Ayes: Arends, Hach. Nays: Altena, Merten, and Ringgenberg. Motion dies.

There being no further business, motion by Arends, second by Ringgenberg, to adjourn the meeting at 12:15 p.m. until June 8<sup>th</sup> at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-FIRST MEETING, 2010 SESSION (21)  
JUNE 8, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, June 8, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

8:30 a.m. the time arrived for the **Condemnation** Hearing on two parcels in the SE ¼ of Section 17-90-37, regarding the C-65 project, with County Attorney Dave Patton and Assistant County Attorney John Stevens present. Since there were no objections, motion by Merten, second by Altena to close the public hearing. Carried. Motion by Arends, second by Ringgenberg, to approve Resolution # 06-08-01A, to assess damages pursuant to condemnation, and to authorize the Chair to sign. The roll call vote was Ayes—Altena, Arends, Hach, Merten, and Ringgenberg. Nays—none. Whereupon the Chair declared the resolution to be duly adopted. Merten doesn't like to condemn property, but it must be OK since there were no persons in attendance to object.

**RESOLUTION NO. 06-08-01-A**

**A RESOLUTION TO ASSESS DAMAGES PURSUANT TO CONDEMNATION**

**WHEREAS**, The Buena Vista County Board of Supervisors has previously authorized the condemnation of two parcels of land in order to complete the widening project of C-65.

**WHEREAS** an Application for Condemnation has been filed with the Chief Judge of the Third Judicial District, and said Judge has appointed a Compensation Commission and ordered the Commission to meet and assess damages.

**WHEREAS** the Buena Vista County Board of Supervisors has received the written Reports of the Compensation Commission called in this condemnation proceeding.

**WHEREAS** the Buena Vista County Board of Supervisors has, on this day held an open hearing to hear any and all objections to the assessed value of the property.

**WHEREAS** no objections have been raised, or if objections have been raised the objections have been overruled.

**WHEREAS** the Buena Vista County Board of Supervisors has held, on this day, an open hearing to determine the final amount of damages to be awarded to each claimant.

**THEREFORE BE IT RESOLVED** that Buena Vista County, after receiving the Report of the Compensation Commission and ruling on any objections raised, does hereby find the amount of damages assessed in the Report of the Compensation Commission to be a fair and not excessive assessment and hereby ASSESSES the following damages to be paid to the property owner(s) of record:

Parcel 1

AN EASEMENT FOR PUBLIC ROADWAY LOCATED IN PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SE¼) OF SECTION 17, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AS SHOWN ON ACQUISITION PLAT, ATTACHED HERETO, WHICH BY THIS REFERENCE IS MADE A PART HEREOF AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE NORTH TWENTY FEET (N. 20') OF THE SOUTH SIXTY (S. 60') OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SE ¼) OF SECTION 17, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, EXCEPTING THE WEST SEVENTY-THREE AND SEVEN TENTHS FEET (W. 73.7') THEREOF.

EASEMENT CONTAINS 0.57 ACRES.

Property Owner of Record:

LUZVIMINDA SWANSON  
19509 630<sup>th</sup> Avenue  
Nevada, Iowa 50201

DAMAGES: \$3,630.00

Parcel 2

AN EASEMENT FOR PUBLIC ROADWAY LOCATED IN PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SE ¼ SE ¼) OF SECTION 17, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AS SHOWN ON ACQUISITION PLAT, ATTACHED HERETO, WHICH BY THIS REFERENCE IS MADE A PART HEREOF AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE NORTH TWENTY FEET (N. 20') OF THE SOUTH SIXTY (S. 60') OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SE ¼ SE ¼) OF SECTION 17, TOWNSHIP 90 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA.

EASEMENT CONTAINS 0.61 ACRES.

Property Owner of Record:

Dale Swanson, Trustee  
SWANSON TRUST #1  
19509 630<sup>th</sup> Avenue  
Nevada, Iowa 50201

DAMAGES: \$3,805.00

APPROVED AND ADOPTED this 8th day of June, 2010.

/s/ Ken Hach, Chair, Board of Supervisors.....Attest: Susan Lloyd, County Auditor

Motion by Merten, second by Ringgenberg to amend the **agenda** to include an additional action item authorizing the Chair to sign the Sharepoint User Memorandum of Understanding between the Iowa Department of Public Health and the Buena Vista County Board of Supervisors, regarding the Substance Abuse Contract. Carried.

Motion by Merten, second by Altana, to approve and authorize the Chair to sign the Sharepoint User **Memorandum of Understanding** between the Iowa Department of Public Health and the Buena Vista County Board of Supervisors. Carried.

Supervisor **meetings:** Arends attended Compass Pointe meeting, Iowa Lakes RC & D, and also AGRON (Raccoon River Water Shed); Merten attended a meeting at UDMO and visited with Jean Drey and found out that those funds cannot be used for Empowerment, but transportation costs for juveniles could be reimbursed through DECAT; Ringgenberg attended Empowerment meeting and one for Gingerbread House.

Motion by Merten, second by Altena, to approve the **minutes** of the 6/1 meeting as printed, today's claims list, and the following **reports:** May 11 Conservation Board minutes, May 25 Conservation Board minutes, and May Central Iowa Detention Commission minutes. Carried.

Engineer Jon Ites received a request from the IDOT for a haul route on county roads to haul 30,000 tons of material for their west Hwy 3 project. The State would reimburse for dust control, maintenance of roads, application of gravel and limestone. Ites will contact the State and let them know which roads to use.

Board of Supervisors received three proposals for **FY'11 property/casualty coverage** – Continental Western, EMC and ICAP/IMWCA. In addition to the coverage requested in the specifications, Tim Pierce also provided a proposal for Ocean Marine coverage from The Travelers for \$20,980. The consensus was to review the proposal and make a decision at their June 15<sup>th</sup> meeting.

Motion by Arends, second by Altena, to authorize the auditor to move \$1,000 appropriation within Service Area 8, from 8100 to 8110. Carried.

Motion by Arends, second by Merten, to approve the 2009 chemical treatment schedule for the following **drainage districts:** DD #20, DD #34 MOD, DD #34 Lat 2 OD, DD 49 MOD, and Jt. DD #274 MOD, with the total cost of \$22,729.63, a savings of \$6,270.37 over the estimates. Carried.

The Chair opened the public hearing for a FY'10 Budget amendment. Notice was published as required. No written objections have been submitted and no objections were offered during the hearing. Motion by Merten, second by Ringgenberg, to close the public hearing. Carried. Motion by Merten, second by Arends, to approve the **FY'10 budget amendment** as published, to authorize the Chair to sign, and to approve the following appropriations:

- Increase activity 3040 General Basic Fund (0001) Dept 23 \$3,750
- Increase activity 0010 General Basic Fund (0001) Dept 26 \$6,000 Carried.

Engineer Jon Ites informed the Board of the pre-construction hearing this afternoon at 1:00 p.m. for Project L-B-918. Also, Mrs. Rick Anderson is interested in keeping the **Whitney Pit** contract.

Two **diesel fuel** supply quotes were received, one from Star Energy and another from First Coop. Motion by Arends, second by Ringgenberg, to approve the low quote of First Coop, Cherokee, Iowa, for diesel fuel for FY'11. Carried.

There being no further business, motion by Altena, second by Hach, to adjourn the meeting at 11:57 a.m. until June 15<sup>th</sup> at 8:30 a.m. for a special session, and to canvass the Primary Election.

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Susan Lloyd, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
 TWENTY-SECOND MEETING, 2010 SESSION (22)  
 JUNE 15, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, June 15, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Treasurer Kathy Bach requested a one year **tax suspension** on parcel #03-06-383-003 due to a direct petition to the Board. The owners are requesting some time to pay, without going on tax sale. Motion by Altena, second by Arends, to allow a tax suspension on the 2008 and 2009 taxes giving them the ability to avoid tax sale and also a year to get all taxes paid. Suspension will end June 30, 2011. Carried.

The Board of Supervisors reviewed the three proposals they received at their prior meeting for **FY'11 property/casualty coverage** – Continental Western, EMC and ICAP/IMWCA. After some discussion regarding risk pools vs. regular insurance companies, motion by Hach, second by Arends, to accept the proposal presented by Tim Pierce for 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, Ocean Marine Hull and Protection & Indemnity, and blanket bond insurance coverage for FY'11 Ayes--Altena, Arends, Hach, Merten, and Ringgenberg. Nays—none. Carried.

Upon completion of the **Canvass** pursuant to Chapter 50.24 of 2009 Code of Iowa, motion by Merten, second by Hach, to declare the results as listed below, to prepare abstracts for submission to the Secretary of State, and to prepare 'notice of nominations' to the political party chairpersons as required. Carried. [Note: persons receiving 5 or less votes will be listed together under the title 'Scattering', and the votes cast for those listed under scattering will be added together. For the county offices, the person declared nominated will be designated as "#"; where no name with "#" is shown, there is no nominee for that office on that political ticket.]

<b>OFFICE</b>	<b>DEMOCRATIC PARTY</b>	<b>REPUBLICAN PARTY</b>
<i>Total votes cast:</i>	231	1,319
<i>for US Senator</i>	Roxanne Conlin-163 Thomas L. Fiegen-16 Bob Krause-34	Chuck Grassley-1,160 Scattering-10
<i>for US Representative-5<sup>th</sup> Dist</i>	Matthew Campbell-130 Mike Denklau-65	Steve King-1,167 Scattering-4
<i>for Governor</i>	Chet Culver-168 Scattering-10	Terry E. Branstad-504 Rod Roberts-219 Bob Vander Plaats-590 Scattering-1
<i>for Secretary of State</i>	Michael A. Mauro-178	George S. Eichhorn-245 Chris Sanger-194

		Matt Schultz-450 Scattering-1
<i>for Auditor of State</i>	<i>Scattering-9</i>	<i>David A. Vaudt-934 Scattering-1</i>
<i>for Treasurer of State</i>	<i>Michael L. Fitzgerald-195</i>	<i>James A. Heavens-352 David D. Jamison-469</i>
<i>for Secretary of Agriculture</i>	<i>Francis Thicke-158 Scattering-1</i>	<i>Bill Northey-1,001 Scattering-1</i>
<i>for Attorney General</i>	<i>Tom Miller-198</i>	<i>Brenna Findley-841 Scattering-2</i>
<i>For State Representative-Dist #52</i>	<i>Danuta Hutchins-167 Scattering-2</i>	<i>Gary Worthan-1,102 Scattering-1</i>
<i>for Co. Supervisor Dist. 1</i>	<i>Scattering-6</i>	<i>Kenneth R. Hach-953# Scattering-7</i>
<i>for Co. Supervisor Dist. 2</i>	<i>Tim Humes-142# Scattering-3</i>	<i>Dale Robert Arends-957# Scattering-5</i>
<i>for Co. Supervisor Dist. 3</i>	<i>Paul Merten-191#</i>	<i>Scattering-36</i>
<i>County Treasurer</i>	<i>Kathy Bach-212#</i>	<i>Scattering-25</i>
<i>County Recorder</i>	<i>Shari L. O'Bannon-213#</i>	<i>Scattering-20</i>
<i>County Attorney</i>	<i>Scattering-8</i>	<i>Dave Patton-927# Scattering-12</i>
<i>County Auditor-to fill vacancy</i>	<i>Scattering-5</i>	<i>Susan Kennedy Lloyd-953# Scattering-1</i>

Ayes—Altena, Arends, Hach, Merten, Ringgenberg. Nays—none. Carried.

Carroll County GIS Director Carl Wilburn gave a demonstration of their **GIS System**, and answered questions from the Board about the possibility of creating a similar system in BV County.

Motion by Ringgenberg, second by Arends, to approve the **minutes** of the 6/8 meeting as printed. Carried.

Motion by Arends, second by Ringgenberg, to approve and authorize the Chair to sign the FY'11 **RIDES** contract for the reduced hours evening program (every other Thursday) for a total of \$3,240.00. Carried.

Motion by Arends, second by Altena, to approve and authorize the Chair to sign the **fireworks permit** submitted by Robert Witzke-Newell for July 1<sup>st</sup>, 2<sup>nd</sup>, 3<sup>rd</sup>, 4<sup>th</sup>, or 5<sup>th</sup>, with Witzke to be responsible for all safety and liability. Carried.

Motion by Ringgenberg, second by Altena, to **void and reissue** the following checks: #220438-\$4.08 issued 3/3/09 to Judy Haberman, #224109-\$36.72 issued 11/24/09 to Judy Haberman, and #222638-\$28.88 issued 8/4/09 to Patti Maymon. Carried.

Motion by Hach, second by Arends, to re-appoint James R. Nelsen to the **Lincoln Township Benefited Fire District** Board of Trustees, for a 3-year term, expiring 6/30/2013. Carried.

Motion by Altena, second by Arends, to approve and authorize the Chair to sign the contract with the City of Linn Grove for law enforcement services to be provided by the Sheriff beginning July 1, 2010 through June 30, 2013. Carried.

Margie Robinson, Century 21, The Professional Group, brought an offer to the Board for the county care facility from Western Iowa Youth Services International, Inc.

There being no further business, motion by Ringgenberg, second by Hach, to adjourn the meeting at 12:40 p.m. until June 22<sup>nd</sup> at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-THIRD MEETING, 2010 SESSION (23)  
JUNE 22, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, June 22, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following motions offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

The Board discussed the offer for the county care facility from Western Iowa Youth Services International, Inc. After consulting with County Attorney Dave Patton, the organization is not a registered entity with the Iowa Secretary of State Office. Therefore, they are considered a “non entity”. There is another organization that is looking at the property, so there might be another offer. After a call to Margie Robinson, Century 21, The Professional Group, the Board agreed to change the deadline on the offer from 5:00 p.m. today to July 6<sup>th</sup>. Robinson will notify Western Iowa Youth Services of this decision.

Payroll Deputy Leigh Madsen discussed the problems with the Recycle Center paying for their insurance. They are late each month, and the County is covering their payment, and waiting for the amount to come in from the Recycle Center. Last month they were late 15 days. If the County doesn't have payment to Wellmark by the 5<sup>th</sup> of the month, a penalty will be applied. Motion by Arends, second by Ringgenberg, to require payment by the Recycle Center by the 1<sup>st</sup> of the month, and if they are late, they will be assessed the penalty that Wellmark would pass along to us for a late payment. Carried.

City Manager Jim Patrick and City Clerk Justin Yarosevich presented two agreements on Urban Renewal Areas. Area #1 is for establishment of the Storm Lake Urban Renewal Area North #1 – Bargloff. They are asking for the County's approval to establish the urban renewal area within two miles, but outside the corporate limits, of the City of Storm Lake and approve the undertaking of an urban renewal project with the said area. Motion by Merten, second by Arends to approve and authorize the



Chair to sign the Joint Agreement with the City of Storm Lake on North #1 – Bargloff Urban Renewal Area. Carried.

The second agreement discussed was for an amendment to the existing **Industrial Park Urban Renewal Area** Plan. Motion by Arends, second by Ringgenberg, to approve and authorize the Chair to sign the Joint Agreement with the City of Storm Lake, authorizing the establishment of an urban renewal area described in the Amendment #2 to the Storm Lake Industrial Park Urban Renewal Area Plan, and the undertaking of urban renewal projects therein within two miles, but outside the corporate limits, of the City of Storm Lake and approves the undertaking of an urban renewal project within the said area. Carried.

Engineer Jon Ites presented his Secondary Road report, and mentioned that bids had been taken for the C65, M43, and Stoney Point projects, with the lowest bid coming from Tri-State Paving. The total cost for all three projects is \$3,114,372.58. Motion by Merten, second by Altena, authorizing the Engineer to accept quotes on the construction of the **salt/sand storage bunkers** and covers, and the demolition of a structure, with the quotes accepted through July 16, and opened at the Board Meeting on July 20. Carried.

Motion by Merten, second by Arends, to authorize the Engineer or any Board of Supervisor to sign the paperwork with **FSA** on any county property. Carried.

Motion by Merten, second by Ringgenberg, to authorize the Chair to sign the **underground utility permit** for Iowa Lakes Electric Cooperative, Estherville, IA, for single phase and three phase borings along 630<sup>th</sup> St., 120<sup>th</sup> Ave., and 110<sup>th</sup> Ave., in Sections 13, 14, 15, 23, and 24 of Hayes Township. Carried.

Treasurer Kathy Bach reported on the **tax sale** that was held yesterday. There were 55 bidders, for 176 parcels on sale, and 108 were sold for a total of \$152,216.37.

Payroll Deputy Leigh Madsen inquired as to the hourly rate to be paid the substitute **weed spray driver**, Dennis Groth. Motion by Arends, second by Ringgenberg, to approve the rate of \$10 per hour to the substitute driver, with the rate to go up next season to the substitute driver rate. Carried.

The Board Chair made a phone call made to Jeff Heil, Northland Securities, regarding the Iowa Finance Authority letter received. The consensus of the Board was to allow the Chair to contact GE Capital, regarding the Albert City Elevator project, to see about transferring the County's authority for **Recovery Bonds** to the City of Albert City.

Ken Bouma, of the IDNR, presented information to the Board about the **flood plain** program. There is no fee to join. By the passage of HF 759, if you are not a member, and there is a federally declared disaster area, the County would receive the federal funding, but would not receive the 10% State match. Flood insurance would be available for a much cheaper price if the county is a member, rather than not participating in the program. The Board would need to pass a resolution to join the program, and designate a person to be "in charge" and then there is an ordinance required.

Zoning Director Kim Johnson reviewed the minor subdivision request for a parcel located in Sections 11 and 14, Brooke Township. Motion by Merten, second by Arends, to approve and to authorize the Chairman to sign Resolution 2010-06-22-A approving the **minor subdivision** of a parcel in Sections 11 and 14, Brooke Township requested by Vivian Rock. Carried.

#### **RESOLUTION 2010-06-22-A**

**WHEREAS**, Vivian Rock has presented a preliminary and final plat (of survey) on the following described property:

Description Lot A

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE ¼ SE ¼) OF SECTION 11, AND IN THE NORTHEAST QUARTER OF THE NORTHEAST

QUARTER (NE ¼ NE ¼) OF SECTION 14, ALL IN TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY , IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northeast (NE) Corner of the Northeast Quarter (NE ¼) of said Section 14, Thence South 89° 22'33" West, along the North line of said Northeast Quarter (NE ¼), 224.23 feet; Thence North 00° 00' 00" West, 224.75 feet to the centerline of a public roadway, being also the Point of Beginning. Thence North 16° 53' 39" West, 160.00 feet to the centerline of the Little Sioux River; Thence South 46° 14' 18" West, along the centerline of said Little Sioux River, 208.00 feet; Thence continuing along said centerline, South 75° 44' 24" West, 475.00 feet; Thence continuing along said centerline, North 88° 13' 22" West, 212.60 feet; Thence South 41° 14' 20 " East, 524.60 feet; Thence South 60° 52' 57" East, 122.37 feet; Thence North 33° 04' 08" East, 35.82 feet; Thence North 17° 10' 34" West, 103.32 feet; Thence North 32° 14' 44" West, 171.12 to the centerline of the aforesaid public roadway; Thence North 57° 28' 56" East, along said centerline, 179.55 feet; Thence continuing along said centerline, North 62° 10' 29" East, 335.03 feet; Thence continuing along said centerline, North 67° 59' 43" East, 77.05 feet to the Point of Beginning.

Hereafter known as Lot A of Sections 11 and 14, Township 93 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

**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 the final plat of:

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE ¼ SE ¼) OF SECTION 11, AND IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE ¼ NE ¼) OF SECTION 14, ALL IN TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY , IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northeast (NE) Corner of the Northeast Quarter (NE ¼) of said Section 14, Thence South 89° 22'33" West, along the North line of said Northeast Quarter (NE ¼), 224.23 feet; Thence North 00° 00' 00" West, 224.75 feet to the centerline of a public roadway, being also the Point of Beginning. Thence North 16° 53' 39" West, 160.00 feet to the centerline of the Little Sioux River; Thence South 46° 14' 18" West, along the centerline of said Little Sioux River, 208.00 feet; Thence continuing along said centerline, South 75° 44' 24" West, 475.00 feet; Thence continuing along said centerline, North 88° 13' 22" West, 212.60 feet; Thence South 41° 14' 20 " East, 524.60 feet; Thence South 60° 52' 57" East, 122.37 feet; Thence North 33° 04' 08" East, 35.82 feet; Thence North 17° 10' 34" West, 103.32 feet; Thence North 32° 14' 44" West, 171.12 to the centerline of the aforesaid public roadway; Thence North 57° 28' 56" East, along said centerline, 179.55 feet; Thence continuing along said centerline, North 62° 10' 29" East, 335.03 feet; Thence continuing along said centerline, North 67° 59' 43" East, 77.05 feet to the Point of Beginning.

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 survey) of said: A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE ¼ SE ¼) OF SECTION 11, AND IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE ¼ NE ¼) OF SECTION 14, ALL IN TOWNSHIP 93 NORTH, RANGE 38 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY , IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencing at the Northeast (NE) Corner of the Northeast Quarter (NE ¼) of said Section 14, Thence South 89° 22'33" West, along the North line of said Northeast Quarter (NE ¼), 224.23 feet; Thence North 00° 00' 00" West, 224.75 feet to the centerline of a public roadway, being also the Point of Beginning. Thence North 16° 53' 39" West, 160.00 feet to the centerline of the Little Sioux River; Thence South 46° 14' 18" West, along the centerline of said Little Sioux River, 208.00 feet; Thence continuing along said centerline, South 75° 44' 24" West, 475.00 feet; Thence continuing along said centerline, North 88° 13' 22" West, 212.60 feet; Thence South 41° 14' 20 " East, 524.60 feet; Thence South 60° 52' 57" East, 122.37 feet; Thence North 33° 04' 08" East, 35.82 feet; Thence North 17° 10' 34" West, 103.32 feet; Thence North 32° 14' 44" West, 171.12 to the centerline of the aforesaid public roadway; Thence North 57° 28' 56" East, along said centerline, 179.55 feet; Thence continuing

along said centerline, North 62° 10' 29" East, 335.03 feet; Thence continuing along said centerline, North 67° 59' 43" East, 77.05 feet to the Point of Beginning.

PASSED, APPROVED AND ADOPTED this 22<sup>nd</sup> day of June, 2010.

/s/ Ken Hach, Chairman, Board of Supervisors..... /s/ Auditor, Susan K. Lloyd

Tom Bouska and Matt Madsen, from the DHS Western IA Service Area Office, along with Barb Smith, from the local DHS Office, discussed the restructuring of the **Department of Human Services**. They have gone from eight geographical areas down to five, merging 16 counties served by the Council Bluffs office with 14 counties served by the Sioux City office. They have gone from 60 full-time offices down to 42 full-time offices. There will be four additional staff added to the local office.

Motion by Arends, second by Altena, to approve the **minutes** of the 6/15 meeting as printed, today's claims list, and the following **reports**: May District Court Fees, April Emergency Management Commission minutes, May VA Commission minutes, NW IA Youth Emergency Services bed count (June 7-13). Carried.

Motion by Altena, second by Ringgenberg, to **void and reissue** the following checks: #905608 issued 2/20/09 to David Arnts for \$55.41, and #222209 issued 6/23/09 to Nathan Young for \$100.00, both checks have been lost. Carried.

Motion by Arends, second by Ringgenberg, to authorize the Chair to sign a Business Associate Agreement with Total Administrative Services Corporation (**TASC**). Carried.

Motion by Merten, second by Arends, approving and authorizing the Chair to sign the contract with **Iowa Department of Public Health** (IDPH) for Medicolegal Death Investigator Training for one deputy medical examiner. Carried.

There being no further business, motion by Arends, second by Hach, to adjourn the meeting at 12:37 p.m. until June 29<sup>th</sup> at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-FOURTH MEETING, 2010 SESSION (24)  
JUNE 29, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, June 29, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Ivan Droessler & Brian Blomme, Kuehl & Payer Ltd. met to discuss the proposed partial cleanout of Lat 2. They reviewed the work to be done, noting that **DD #34 Lateral 2** provides outlets to many other drainage districts. They prepared cost estimates for repairs to the lower section (station 0+00 – Station 66+00) of \$58,610, along with cost estimates for the repairs at the upper end (station 358+0 – 707+17) of \$550,291.29. They also discussed reclassification of the drain, which would be triggered by doing any major project. Merten would like to see the lower end of the project done first. Arends would like to see the whole project done, to get the most for your dollar. The board will discuss it again at their next meeting.

Alta Mayor Richard “Curly” Morris, and Sheriff Gary Launderville, presented information regarding a **law enforcement contract** with the City of Alta. Currently, Alta has an officer on active military duty, and an office that will be retiring in September. Two additional deputies would have to be hired, and they would reside in the City of Alta. They would cover night duty in Alta, and anything that happened during the day would be covered by the regular deputies on duty. All of the current city law enforcement equipment would be turned over to the Sheriff’s Department, with the stipulation that it would be returned to the City if their contract was not renewed. Motion by Merten, second by Altana, to approve and authorize the Chair to sign the law enforcement contract with the City of Alta. Carried.

Sheriff Launderville and Jail Administrator Rob Danielson informed the Board that Jose Tovar will be released from the **Oakdale** facility, and will be returned to the BV County Jail. They discussed the additional medical costs when Tovar returns. Also, another prisoner will be transported to Oakdale for evaluation, and the County will be responsible for paying those charges.

Motion by Arends, second by Ringgenberg, to approve the **minutes** of the 6/22 meeting as printed, and the following **reports**: June Central Iowa Detention Commission minutes, June Board of Health minutes, and NW IA YES bed count (June 20-26). Carried.

Engineer Jon Ites has received bids for 3 asphalt jobs. Motion by Ringgenberg, second by Arends, to award the contracts for **Project #STP-S-CO11(62)--5E-11**, for \$2,344,210.38; **Project #L-R-754--73-11**, for \$144,556.00; and **Project #L-FM-R-861--7X-11**, for \$625,606.20, to Tri-State Paving, Estherville, IA, and to direct the documents to be sent to the contractor. Carried.

Engineer Jon Ites reported on the **storm damage** to the Lou Morris Bridge on North River Road @ 70<sup>th</sup> Ave, and also culverts that have been damaged.

Supervisor Chair Ken Hach presented a letter that was received from Iowa Finance Authority regarding **Recovery Zone Bond** Allocations. Buena Vista County was allocated the authority to issue Recovery Zone Economic Development Bonds for \$785,000 and Recovery Zone Facility Bonds for \$1,177,000. Hach has talked with Ag Partners in Albert City, and they are interested in the Recovery Zone Facility Bonds with GE Capital as the lender. Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign **Resolution #2010-06-29-E**, designating a recovery zone pursuant to the American Recovery and Reinvestment Tax Act of 2009 for the purpose of issuing recovery zone economic development bonds and recovery zone facility bonds. Carried.

#### **RESOLUTION # 2010-06-29-E**

#### **A RESOLUTION DESIGNATING A RECOVERY ZONE PURSUANT TO THE AMERICAN RECOVERY AND REINVESTMENT TAX ACT OF 2009 FOR THE PURPOSE OF ISSUING RECOVERY ZONE ECONOMIC DEVELOPMENT BONDS AND RECOVERY ZONE FACILITY BONDS.**

WHEREAS, Buena Vista County, Iowa (the “Public Entity” has received an allocation of the national Recovery Zone Economic Development Bonds limitation in the amount of \$785,000 and an allocation of the national Recovery Zone Facility Bonds limitation in the amount of \$1,177,000 pursuant to the American Recovery and Reinvestment Tax Act of 2009, codified in Title 26 of the United States Code and Internal Revenue Service, Notice 2009-50, issued on June 12, 2009 (collectively, the “Allocations”); and

WHEREAS, the Public Entity understands that the Allocations are to be used for the issuance of Recovery Zone Economic Development Bonds and Recovery Zone Facility Bonds pursuant to Section 1400U-2 or 1400U-3, respectively, of the Internal Revenue Code of 1986, as amended (the “Code”), such bonds referred to collectively as “Recovery Zone Bonds”; and

WHEREAS, the Public Entity understands that Recovery Zone Bonds are to be issued with respect to or to finance certain expenditures located in or attributable to an area within the jurisdiction of the Public Entity that the Public Entity determines has a significant level of one or more of the following

factors: poverty, unemployment, home foreclosures, or general distress (such factors referred to herein as the "Distress Factors"); and

WHEREAS, the Public Entity has determined that the Distress Factors have been caused by one or more of the "Underlying Conditions of Distress" described in Section 1 hereof; and

WHEREAS, the Public Entity desires to designate the area described in Section 3 as a "Recovery Zone" to provide for the possible issuance of Recovery Zone Bonds, such area being referred to herein as the "Recovery Zone");

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE PUBLIC ENTITY, AS FOLLOWS:

**Section 1. Underlying Conditions of Distress.** The County Commission of the Public Entity (the "Governing Body") hereby finds and determines that the Recovery Zone identified in Section 3 suffers from the following conditions (each an "Underlying Condition of Distress"):

1. The Recovery Zone has experienced significant increases in home foreclosures and business failures during the calendar years 2008 and 2009.
2. The Recovery Zone has generally suffered from declining population or an increase in property tax delinquency.

**Section 2. Distress Factors.** The Governing Body hereby finds and determines that, as a result of the Underlying Condition(s) of Distress, the Recovery Zone has experienced a significant level of one or more of the Distress Factors (i.e. poverty, unemployment, home foreclosures, or general distress):

**Section 3. Designation of Recovery Zone.** Based upon the finds and determinations of the Underlying Condition(s) of Distress and the resulting Distress Factors, the Governing Body hereby designates the entire area within the jurisdictional boundaries of the Public Entity as the "Recovery Zone" for the Public Entity.

**Section 4. Further Action.** The appropriate staff and officers of the Public Entity are authorized and directed: to take all necessary steps to identify appropriate projects for which the issuance of bonds will further the goals established for Recovery Zone Bonds in order to cure the Distress Factors within the Recovery Zone; to identify other economic development incentives and programs which may be available under Federal or Iowa laws for such projects which will further the goals established for Recovery Zone Bonds; and to work with the Iowa Finance Authority to plan for the issuance of Recovery Zone Bonds for identified projects.

**PASSED AND APPROVED THIS 29<sup>TH</sup> DAY OF JUNE, 2010.**

/s/ Kenneth Hach, Chair, Board of Supervisors.....Attest: /s/ Susan K. Lloyd, County Auditor  
Storm Lake City Clerk Justin Yarosevich and Bonnie Hach gave an update on the **Housing Trust**

**Fund.** For the current year program, Buena Vista County has an allocated amount of \$56,579.00 available for grants and loans to income qualified individuals. There have been a total of 55 applications received, 12 are from Buena Vista County. Two of the twelve from Buena Vista County have been awarded, three are on the waiting list, and seven are pending further information requested by the Trust Fund. The location distribution of the applicants is county wide with applications from Sioux Rapids, Alta, Storm Lake, and Rembrandt. Application for the next round of funding will be submitted to the State of Iowa soon and within the next few months the Trust Fund will be coming to the County for their share of the matching funds.

Env Health/Zoning Director Kim Johnson discussed **flood plains** with the Board, and asked which way they wanted to go for flood plains. If they go ahead with designating flood plains, they must designate a person to be in charge of the program. Building permits will be required for all projects. Johnson wondered if funding was available for this new program. The consensus of the Board was to go forward with the process of designating flood plains.

County Engineer Jon Ites asked the Board if he could sell his department's Trail Blazer to the Environmental Health Department. Motion by Arends, second by Altena, authorizing the Engineer to sell the Secondary Road's **Trail Blazer** to the Environmental Health Department. Ayes: Altena, Arends, Hach, Ringgenberg. Nays: Merten.

Motion by Ringgenberg, second by Arends, to approve and to authorize the Chairman to sign **Resolution 2010-06-29-A** appropriating funds for FY'11 to departments at 100% per the FY'11 budget. Carried.

**RESOLUTION 2010-06-29-A**

**WHEREAS**, it is desired to make appropriations for each of the different officers and departments for the fiscal year commencing July 1, 2010, in accordance with section 331.434 (Sec 6) 2009 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 2010-11 are hereby appropriated at 100% to the department or office listed in the 2010-11 budget.

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, 2010.

Section 3. In accordance with section 331.437 of the 2009 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 2010-11 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 FY2010-11 budget year. The Auditor shall also provide a summary report of all departments to the Board monthly.

Section 6. All appropriations authorized pursuant to this resolution lapse at the close of business June 30, 2011.

**PASSED AND APPROVED**, June 29, 2010.

/s/ Ken Hach, Chair, Board of Supervisors.....Attest: /s/ Susan K. Lloyd, County Auditor

Motion by Merten, second by Altena, to approve and to authorize the Chairman to sign **Resolution 2010-06-29-B** authorizing interfund operating transfers from the General and Rural Funds to the Secondary Road Fund, and local option sales tax funds from "Local Option Sales Tax Funds for Secondary Roads" (0019) to the Secondary Road Fund as detailed in the FY'11 budget. Carried.

**RESOLUTION 2010-06-29-B**

**WHEREAS**, it is desired to transfer monies from the General Basic Fund (0001) to the Secondary Road Fund (0020) and to transfer from the Rural Services Basic Fund (0011) to the Secondary Road Fund (0020); and

**WHEREAS**, said operating transfers are in accordance with section 331.432, 2009 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 \$124,433.00 is ordered transferred from the General Basic Fund to the Secondary Road Fund with one-half the amount (\$62,216.50) transferred no earlier than July 1, 2010, and the last one-half transferred no earlier than January 1, 2011.

The sum of \$1,256,392.00 (Rural Basic levy) is ordered transferred from the Rural Services Basic Fund to the Secondary Road Fund (levy) with one-half the amount (\$628,196.00) transferred no earlier than July 1, 2010 and the last one-half transferred no earlier than January 1, 2011.

Section 2. The total maximum transfer from the General Basic Fund to the Secondary Road Fund shall not exceed \$124,433.00 (levy) and the total maximum transfer from the Rural Basic Fund to the Secondary Road Fund shall not exceed \$1,256,392.00 (levy) all for the fiscal year beginning July 1, 2010.

Section 3. The total transfer of local option sales tax for secondary roads shall be limited to 60% of the total local option sales tax receipts for FY'10 received by the county, estimated for budget purposes at \$390,000.

Section 4. 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**, June 29<sup>th</sup>, 2010.

/s/ Ken Hach, Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Motion by Arends, second by Ringgenberg, to approve and to authorize the Chairman to sign **Resolution 2010-06-29-C** regarding the designation of a portion of the FY'10 General Fund and Rural Fund ending fund balances (June 30, 2010) for the **Drive Trails and County Trail System**. Carried.

**RESOLUTION 2010-06-29-C**

**Drive Trail & County Trail System**

**Designated Ending Fund Balances**

**WHEREAS**, Buena Vista County included \$100,000 in its FY'10 ending fund balances (\$75,000-General, \$25,000-Rural) for 'signing' for a Drive Trail to the Alta wind-farm and other attractions around the county in connection with Storm Lake's Project Awaysis; and,

**WHEREAS**, the Drive Trail sign project was not completed by June 30, 2010; and

**WHEREAS**, Buena Vista County 'pledged' a total of \$400,000 over 8 years for Trails in the county in connection with the Storm Lake Project Awaysis; and,

**WHEREAS**, the FY'10 budget adopted by the Buena Vista County Board of Supervisors included a tax asking for the \$50,000 for the County Trail System (or 1/8<sup>th</sup> of total \$400,000) in FY'10; and,

**WHEREAS**, no Buena Vista County Trail projects have commenced as of June 30, 2010; and,

**WHEREAS**, the Buena Vista County Board of Supervisors wishes to set aside the taxes levied for both the Drive Trail and Trails for expenditure at a later time; and

**WHEREAS**, the funding source amounts approved for both Drive Trails and County Trail System are from the General Basic (75%) and Rural Fund (25%);

**NOW THEREFORE BE IT RESOLVED BY THE BUENA VISTA COUNTY BOARD OF SUPERVISORS**, that \$225,000 in the FY'10 General Basic ending fund balance, and, \$75,000 in the FY'10 Rural Basic

ending fund balance, be considered and are hereby unreserved/designated for the Drive Trail and the Trails projects associated with Project Awaysis.

**PASSED AND APPROVED** this 29<sup>th</sup> day of June, 2010.

/s/ Ken Hach, Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Motion by Arends, second by Ringgenberg, to approve and to authorize the Chairman to sign **Resolution 2020-06-29-D** regarding the designation of a portion of the General Fund ending balance (June 30, 2010) for the **FY'11 Capital Projects** expenditures. Carried.

**RESOLUTION 2010-06-29-D**

**FY'11 Capital Projects**

**Designated Ending Fund Balance**

**WHEREAS**, Buena Vista County issued \$600,000 in Capital Loan Notes in March, 2009, which were received into the General Fund for expenditure on Capital Projects, and

**WHEREAS**, a portion of those funds were not expended in FY'10 and the remainder of those funds will be spent in FY'11,

**NOW THEREFORE BE IT RESOLVED**, by the Buena Vista County Board of Supervisors, that \$308,861 in the General Fund ending fund balance is hereby designated for expenditure on Capital Projects only.

**PASSED AND APPROVED** this 29<sup>th</sup> day of June, 2010.

/s/ Ken Hach, Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

There being no further business, motion by Ringgenberg, second by Altena, to adjourn the meeting at 1:00 p.m. until July 6<sup>th</sup> at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-FIFTH MEETING, 2010 SESSION (25)  
JULY 6, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, July 6, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.



Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Ivan Droessler & Brian Blomme, Kuehl & Payer Ltd. met to discuss the proposed partial cleanout of **DD #34 Lateral 2**. Since their last meeting with the Board, they have gone out to check the middle bridge on 500<sup>th</sup> St. There is not a weir there, however there is a consent drain for several property owners. The question is how to proceed, either to reclassify each lateral as work is done, or reclassify the whole district now. Droessler will contact Drainage Attorney Gary Armstrong to see if a notice must be sent to all land owners in DD #34, or if the notice can be sent to Lat 2 owners only, if the Board decides to only reclassify the DD #34 Lat 2 tile. Motion by Arends, second by Ringgenberg, to appoint Kuehl and Payer for investigation of cleanout of DD #34 Lat 2 facility with a report to be filed. Carried.

Motion by Merten, second by Altena, to approve the **minutes** of the 6/29 meeting, as corrected. Carried.

Motion by Arends, second by Ringgenberg to approve today's **claims approval list**. Carried.

Motion by Merten, second by Altena, to approve the following **reports**: June VA Commissioners minutes, June Care Facility lagoon monitoring report-Mangold Environmental, June Solid Waste Commission minutes, May Plains Area Mental Health Inc. minutes, and NW IA YES bed count (June 27-July 3). Carried.

Engineer Jon Ites presented his **secondary road report**. An estimate on the storm damage was reported to FEMA for \$423,750, \$275,000 for major jobs-bridge and bank repair on the Little Sioux River, and the rest for gravel repair over culverts. The Engineer has received quotes on **motor graders** for FY'11 from Ziegler Cat and Murphy John Deere. Bids were received for an all wheel drive with snow equipment--Ziegler Cat for a 140 M AWD-\$207,208, and John Deere for a 772 GPAWD-\$211,000 and \$199,500. The bids for a Tandem Drive with snow equipment—Ziegler Cat for a 140M-\$184,593 and John Deere for a 770G-\$178,500. Ziegler gave \$53,000 trade in and John Deere allowed \$38,000 trade in on their bids, for a 25 year old machine, with a 5 year and 7,500 work hour warranty for both. Engineer Ites recommends the Caterpillar machine for the all wheel drive, due to cost, and for the tandem drive, he would recommend Caterpillar, for the recovery value at the end of the 25 year period of time. He also feels that it is better to go with the all wheel drive, rather than tandem drive. Motion by Hach, second by Arends to accept to bid from Ziegler Cat. for a 140 M all wheel drive with snow equipment. Merten stated that he would like to visit with operators first. Ayes: Arends, Hach. Nays: Altena, Merten, and Ringgenberg. Motion defeated. The Engineer will have some of the operators come in to talk with the Board next week before a decision is made.

Engineer Ites asked about replacing his Trail Blazer, which was sold to the Environmental Health Department. He is looking at a current year vehicle rather than a 2011 model. The consensus was to look for the best bargain.

Env Health/Zoning Director Kim Johnson discussed the **Flood Plain Program** with the Board. Currently, only 3 towns have been mapped. It was the consensus of the Board to add this to the Joint City/County agenda for the meeting on August 30, to discuss this with the other towns that have not been mapped, and see if they want to work jointly with the County to get the mapping done, or go on their own. Johnson will send a copy of the proposed resolution that the County is considering, so they all have a chance to discuss the issue before the August meeting.

Env Health/Zoning Director Kim Johnson started reviewing the **zoning** ordinances with the Board, to see what changes need to be made.

Motion by Merten, second by Altena to approve the **liquor license renewal** for Pronto Market. Carried.

Altena left the meeting.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign **Resolution #2010-07-06-A**, Notice of Proposed Sale of Real Property-Method of Sale Amended, for the disposition of the Care Facility parcels. Ayes: Hach, Merten, and Ringgenberg. Nays: Arends.

**NOTICE OF PROPOSED SALE OF REAL PROPERTY – METHOD OF SALE AMENDED  
RESOLUTION # 2010-07-06-A**

**WHEREAS** the Board of Supervisors in 2008 determined that it was no longer in the county's interest to keep the real property and improvements known as "the old county farm" or "old Spectra facility;" and,

**WHEREAS** the Board has by resolution previously found the property should be sold and thereafter approved a plan to attempt to sell the property by sealed bids after public notice thereof was given; and,

**WHEREAS** the attempt to sell the property by sealed bid failed to result in a reasonable bid by a responsible bidder, resulting the property remaining unsold, it is therefore

**RESOLVED** that the Board of Supervisors, finding it in the best interests of the taxpayers and residents of Buena Vista County to do so, shall make additional attempts to sell and dispose of the real estate locally know as:

the "old county farm" or "old Spectra facility"

and as legally described below, by any commercially reasonable method, which may include any or all of the following: by open or sealed bid, by use of multiple listing service or services at such price and terms as is approved by the Board, by negotiation, or by auction, provided however that before accepting any offer tendered to the county by any of the above methods of sale the board will place on its agenda notice of the proposed offer coming before the board for consideration, and at such time as the offer is considered the board shall hold a public hearing to receive public comment on the merits of accepting or declining the offer before the board.

**IT IS FURTHER RESOLVED** that any method of sale adopted by the board shall contain the following provisions:

- A. Transfer will be by quitclaim deed;
- B. Successful purchaser must prove financial responsibility to save and hold county harmless from damages resulting from the presence, use, disposal, storage, or release of any Hazardous Substances, or threaten to release any Hazardous Substances, on or in the Property or resulting from any act by purchaser or anyone else that is in violation of any Environmental Law or creates any Environmental Condition, including but not limited to, any spilling, leaking, discharge, release or threat of release of any Hazardous Substance; and,
- C. The Board reserves the right to reject all offers.

Legal Description of Property:

Description of Parcel 1

A TRACT OF LAND LOCATED IN THE WEST HALF OF THE NORTHWEST QUARTER (W½ NW½) OF SECTION 24, TOWNSHIP 91 NORTH, RANGE 37 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 Northwest Quarter (NW¼) of said Section 24; Thence on an assumed bearing of South 00°30'33" West, along the West line of said Northwest Quarter (NW¼), 848.23 feet to the Point of Beginning. Thence South 89°29'27" East, 409.00 feet; Thence North 00°00'00" East, 40.00 feet; Thence North 89°27'11" East, 82.07 feet; Thence South 01°51'08" East, 221.69 feet; Thence South 02°51'38" West, 311.36 feet; Thence North 87°58'03" West, 487.24 feet to the West line of said Northwest Quarter (NW¼); Thence North 00°30'33" East, along said West line, 478.13 feet to the Point of the Beginning. Tract contains 5.58 Acres and is subject to all easements of record.

Description of Parcel 2

A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW¼ NW¼) OF SECTION 24, TOWNSHIP 91 NORTH, RANGE 37 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 Northwest Quarter (NW¼) of said Section 24; Thence on an assumed bearing of South 00°30'33" West, along the West line of said Northwest Quarter (NW¼), 848.23 feet; Thence South 89°29'27" East, 409.00 feet; Thence North 00°00'00" East, 40.00 feet; Thence North 89°27'11" East 82.07 feet to the Point of Beginning. Thence North 89°27'11": East, 361.19 feet; Thence South 00°44'22" West 233.30 feet; Thence North 88°39'11" West, 351.09 feet; Thence North 01°51'08" West, 221.69 feet to the Point of Beginning. Tract contains 1.86 Acres and is subject to an easement for ingress and egress over the North 25 feet and to all other easements of record.

Description of Parcel 3

A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW¼ NW¼) OF SECTION 24, TOWNSHIP 91 NORTH, RANGE 37 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 Northwest Quarter (NW¼) of said Section 24; Thence on an assumed bearing of South 00°30'33" West, along the West line of said Northwest Quarter (NW¼), 848.23 feet; Thence South 89°29'27" East, 409.00 feet; Thence North 0°00'00" East, 40.00 feet; Thence North 89°27'11" East, 443.26 feet to the Point of Beginning. Thence North 00°39'48" East, 136.79 feet; Thence South 89°17'58" East, 261.92 feet; Thence South 00°31'58" West. 149.51 feet; Thence South 89°57'34" East, 106.21 feet; Thence South 1°56'08" West 226.21 feet; Thence North 88°39'11" West, 364.00 feet; Thence North 00°44'22" East, 233.30 feet to the point of Beginning. Tract contains 2.77 Acres and is subject to all easements of record.

**PASSED AND APPROVED** this 6<sup>th</sup> day of July, 2010.

/s/ Ken Hach, Chair, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Motion by Arends, second by Ringgenberg, to appropriate \$3,500 for the employee **Wellness** program from the Employee Health Insurance Fund. Carried.

There being no further business, motion by Ringgenberg, second by Arends, to adjourn the meeting at 12:20 p.m. until July 13<sup>th</sup> at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-SIXTH MEETING, 2010 SESSION (26)  
JULY 13, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, July 13, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Building/Grounds Supt. Steve Hammen met with the Board to discuss **elevator maintenance**. He has received a bid from Otis Elevator Company, and he negotiated a 3-year contract with them, for a rate less than what we currently pay. He recommends that the Board sign the 3-year contract. Motion by Merten, second by Altena to approve and to authorize the Chair to sign the elevator contract with Otis Elevator Company, Omaha, Nebraska, for a 3-year term, commencing 8/1/2010, with a cost of \$142.00 per month. Carried. Hammen also mentioned that his department brought in about \$7,000 in revenue, for the sale of scrap metal and for their cleaning at DHS, but the amount was credited to other departments. They are still going to clean DHS, and will be reimbursed 60% of their salary. They negotiated with Annette Jordan for cleaning the East Richland Annex.

Rich McGill, from McGill **Restoration**, met to discuss the split seams they were finding. There is no need to worry about any additional cost, they will take care of things that they find. They found 850 lineal feet that needs attention, by steps and entry ways, where there has been water seeping through the cracks. These could be repaired at a cost of \$2,550, and would require 2-10 hour days to finish this up. Hammen said that this has been done in the past, and it does need to be done again. Motion by Arends, second by Ringgenberg, to go ahead with the crack sealant project, at a cost of \$2,550. Carried.

John Torbert, Exec Director-**Iowa Drainage District Association** gave a brief update on the IDDA activities. IDDA has been following lawsuits regarding drainage issues filed against Monona and Calhoun Counties. IDDA has provided funds from its mutual protection fund to assist in their defense. There was a law introduced in the Senate, called Wetlands Protection Act. This would have created another department, under the DNR to regulate the wetlands, but it failed. The EPA might be given more authority to regulate drainage district work. It would be that any work would require a permit be issued by the State DNR before the work could be done. There is a lot of opposition out there, but it is a very difficult battle, and this is a major challenge.

Engineer Jon Ites discussed **bridge construction** plans for a 90'X30' concrete slab bridge between sections 8 & 17 of Lincoln Township. Motion by Arends, second by Ringgenberg, to approve the bridge construction plans and to proceed with the letting. Carried.

Engineer Jon Ites presented his **Secondary Road report**: The river bridge across the Raccoon River is done, and mulch work is done. The twin culverts were graveled yesterday, on 450<sup>th</sup> St. by the Midwest Christian Children's Home. He negotiated a price for crushing gravel at the Sioux Rapids (Wernimont) pit, for \$3.75 per ton, Up to 60,000 tons. Motion by Arends, second by Altena, to approve crushing gravel at the Wernimont Pit, for up to 60,000 tons @ \$3.75 per ton. Carried.

Motion by Merten, second by Arends, to approve and to authorize the Chair to sign the **underground utility permit** of Iowa Lakes Electric Cooperative, Estherville, IA, to install a 7200 volt single phase service at 162 560<sup>th</sup> St., between Sections 7 and 18 of Nokomis Township. Carried.

Motion by Merten, second by Ringgenberg, to approve and to authorize the Chair to sign the **utility permit** of Mid American Energy Co., Storm Lake, IA, to install 7200 volt overhead electric and underground electric facilities along Hwy C-65 from IA Hwy 110 to ¼ mile east of 100<sup>th</sup> Ave. in Hayes Township. Carried.

Motion by Merten, second by Altena, to approve and to authorize the Chair to sign the **underground utility permit** for QWEST Communications, Omaha, NE for a 3 pair copper voice and data communication cable, for a new service to 789 560<sup>th</sup> St. Carried.

Secondary Road employees Ron Buske, Denny Graesing, and Ron Reckamp came in to discuss the proposed **motor grader** purchase. Reckamp commented that the John Deere is good, but unless you are going to start replacing with all John Deere's, he would rather see staying with Caterpillar. John Deere would be easier to get to things in the country, rather than the Caterpillar. Merten would like to see getting a John Deere thrown into the mix. He would rather have a steering wheel. Hach is leaning towards the Caterpillar, because of the trade-in value. Dennis Graesing has the newest motorgrader currently, that is a Caterpillar. He really likes the machine. He mentioned if we had John Deere

machines and Caterpillars, more parts would be required to be on hand for inventory. Last winter, they took parts from a machine already down, to get another Caterpillar up and running, which couldn't be done if you have a mix of machines. Motion by Arends, second by Altena, to approve the bid for the all wheel drive motor grader with snow equipment for a Zielgler Caterpillar 140 M AWD, for \$207,208. Merten would like to wait and talk to Ron White, who has driven both the Cat and the John Deere. Ayes: Altena, Arends, Hach, and Ringgenberg. Nays: Merten.

Recorder Shari O'Bannon has the staff available to help with the County Attorney in the **fine collection** process. They would work with the County Attorney's secretary to be trained. They would be available to help, starting in August. The Board commends her for giving this a try. Motion by Altena, second by Arends, to approve the County Attorney's Office and the Recorder's Office working together on fine collections, as time permits. Carried.

Motion by Arends, second by Ringgenberg, to approve the **minutes** of the 7/6 meeting, as printed, and the following reports: June Conservation Board minutes, May NWIPDC minutes, June NPDES monthly operation report-Care Facility, VA Qtr report (Apr-June), Sheriff's Department Qtr report, NW IA YES Center bed count (July 4-10), and FY'10 revenue reports for County Farm & Supervisors. Carried.

Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign the Class C. Beer permit and Sunday Sales for Al's Corner Oil, Sparky's One Stop. Carried.

Motion by Arends, second by Merten, to approve and authorize the Chair to sign the Class E Liquor license and Sunday Sales for I & K Food Mart II, Inc., Oasis Liquor. Carried.

Motion by Altena, second by Ringgenberg, to authorize the Auditor to void and reissue check #907503, issued 6/25/10 to Dorothy Kirkpatrick. The check was lost in the mail. Carried.

Motion by Arends, second by Ringgenberg, to reappoint Harold Kestel and Mary Mix to the **Veteran's Affairs Commission**, with their terms expiring 6/30/2013. Carried.

Treasurer Kathy Bach and Env Health/Zoning Director Kim Johnson met to discuss the BV PB Certificate #1698. The DNR is calling the property a water impound. It was last tested in 1990, and so it will need to be sampled. The individual interested in purchasing the certificate wants to keep the small pond for recreation, and will remove the large one. The DNR feels that there isn't much in the water since nothing has been added to it in years. The individual will have to remove the berm on the east side. The DNR wants to be kept informed. Treasurer Kathy Bach stated that the property has been on the books for many years, and now there is someone that is enthusiastic and wants to clean it up. Merten would like to see the offer be 50% of the back taxes, which would be \$5,201. Merten would like the Board to make a counter-offer, which they all agreed to, and the Treasurer will relay that message to the individual.

There being no further business, motion by Arends, second by Hach, to adjourn the meeting at 11:40 a.m. until July 20<sup>th</sup> at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY- SEVENTH MEETING, 2010 SESSION (27)  
JULY 20, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, July 20, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Altena

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

**ISU Extension** Director Jerry Chizek and County Attorney Dave Patton met with the Board to discuss the possibility of adding an extension service employee to our county health, dental, and vision insurance. According to Iowa Code Section 331.324(5), if the board provides group insurance for county employees, it shall also provide the insurance to a full-time county extension office assistant employed in the county, if the county is reimbursed for the premium by the county extension district. The BV County Agricultural Extension Council has hired a full-time program coordinator, who would like to be on our county insurance. Motion by Arends, second by Ringgenberg, to comply with the State Code to offer health insurance coverage for the full-time program coordinator of the extension service, to be reimbursed by the extension service. Carried.

County Treasurer Kathy Bach introduced Jake Robertson to the Board. He is interested in making an offer on **B.V. P.B. Certificate** #1698, the Heisterkamp property in District 290 Aurelia Nokomis. Robertson has an offer on the table of \$2,500, and at a previous board meeting, Supervisor Merten requested that the amount be raised to \$5,200. It needs to be understood that if the County does assign the certificate, and Jake is willing to work with the DNR, then the County is out of the picture, and all dealings will be with the DNR and Robertson. Arends would like to see something going into the area, he just wants to be sure that the County has covered all of its bases. Merten asked Robertson if the \$5,200 was agreeable, or if we went with \$2,500 and added \$1,896 to the amount, to cover 2 ½ years of taxes. Robertson offered \$3,500. Motion by Ringgenberg, second by Arends, to accept Jake Robertson's offer of \$3,500, knowing that Robertson is agreeable to working with the DNR on the cleanup of the property, and Robertson will be responsible for the upcoming taxes. Carried.

Treasurer Kathy Bach reviewed the **Treasurer's semi-annual report**, for the period ending June 30, 2010.

Engineer Jon Ites went over the Farm to Market status with the State funds and also talked about the gas tax. The State reminds people to be cautious at rural intersections, due to the tall corn. This has been an exceptional year for tall corn this early. He is pretty sure that he will have an employee retiring early in December or January. He would like to start the process to get someone on board by September, so that they are familiar with the equipment before the employee retires in Dec/Jan. He has received information from Frank Rouse, Clay County, in regards to a structure over **DD #14-42** in Section 31 of Garfield Township, that is settling. Ites recommended the Board request that the structure have 50 sq. foot of waterway opening. Motion by Arends, second by Merten, to go with the Engineer's recommendation that the replaced structure have 50 square foot of waterway opening, paid for at the owner's expense. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **contract** documents, from Midwest Paving, on the C-65, M-43, and South Cove Project. Carried.

Motion by Arends, second by Ringgenberg, to approve and authorize the Chair to sign the **underground utility permit** of Iowa Lakes Electric Cooperative, Estherville, IA, for a 7200 volt electric cable along 640<sup>th</sup> Street, subject to the Engineer's inspection. Carried.

Engineer Jon Ites presented his **Secondary Road Report**: They have shaped up the Raccoon River Bridge, they have graveled the twin culverts east of Linn Grove, and also east of the boys home. They still have the bridge in the hole, and they are still graveled to catch up.

Supervisor candidate, Tim Humes, mentioned that he had visited with Conservation Director, Nate Young about some updating of the facilities at the **BV County Park**. He would like to see a Zipline project at the Conservation Park, and eco tourism of the County. He feels the park is under utilized and they need to make long range plans.

Motion by Ringgenberg, second by Merten, to approve the **minutes** of the 7/13 meeting, as corrected. Carried.

Motion by Arends, second by Ringgenberg, to authorize the Chair to sign the letter to Mid American Energy to change the rate for electricity at the **County Care Facility**. Carried.

CPC Dawn Mentzer reviewed the FY'10 **Case Management Program** evaluation. There will be a payback to Iowa Medicaid, and so for the next 3 ½ months, they will be recouping those amounts. The County had received double payment in the past. Motion by Merten, second by Arends, to approve and authorize the Chair to sign the FY'11 **Plains Area Mental Health Service contract**, with the service rates remaining unchanged. Carried. Motion by Arends, second by Merten, to approve and to authorize the Chair to sign the FY'11 contract for services with **Genesis Development**, with the work services rates increasing 3% and the pre-vocational services (mandated) increasing 5%. Carried.

Mentzer updated the Board on the **CPC State audit** that will be affecting Carroll County. The State is going out to 26 counties, due to a complaint that was filed in Howard County. The State Auditor's Office will be looking at FY'08 and FY'09, and there were many inefficiencies in the past. Mentzer urged the State Auditor's Office to delineate the past practices of the past CPC and the current CPC procedures, and what changes have been done since she has started in Carroll County.

Marilyn Monson gave an update on **tourism**. Buena Vista County's website now has a link for a list of historic sites and a calendar of community celebrations. They plan to add pictures and map with the help of BVU students, and plan to add face book, with the help of the County I.T. Department. They have plans for 2011 to secure a \$2,000 grant for county wide brochures. Four sites have submitted information packets for schools regarding the tours that will be available. They will be taking these packets to area schools and explaining the program. Monson reported on her Western Iowa tourism meeting at Sioux City on June 23. There are now seven BV County businesses or organizations that are members of Western Iowa Tourism.

Sheriff Gary Launderville met to discuss the **law enforcement contract** with the City of Alta. The Alta Council has approved a contract, but the Mayor hasn't signed it. Since the contract stated that the service was to start October 1, and it is not logistically possible for the Sheriff's Department to do this, since it will take 2 ½ months to go through the hiring process, there was discussion about whether to revoke the original contract, or see what happens. If nothing is signed by the Mayor, the contract will still become effective the first part of next week, fourteen days after the council approval. The County will wait and see what happens next week, before any further action is done by the County. Launderville informed the Board that the reserve officers will no longer be available to the City of Alta. There was a problem in the past where the police chief was not following the state law, requiring a certified officer to be available for immediate backup to the reserve. The reserves are not certified law enforcement officers. The sheriff doesn't want to put his reserves in danger, so this is the action that will be taken.

Motion by Arends, second by Ringgenberg, to approve today's **claims approval list**, withholding two claims for ISAC and IA Lakes Corridor, to be paid after the 1<sup>st</sup> half tax collections, and to approve the following **reports**: Quarterly statement of Farm to Market Fund, NW IA YES Center bed count (July 11-17), and June Clerk of Court fees. Carried.

There being no further business, motion by Arends, second by Hach, to adjourn the meeting at 12:10 p.m. until July 27<sup>th</sup> at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY-EIGHTH MEETING, 2010 SESSION (28)  
JULY 27, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, July 27, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Merten.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, and Ringgenberg. Nays: none. Abstentions: none.

Payroll Deputy Leigh Madsen reviewed information that she has received from Wellmark regarding **health care reform** and all of the changes that are coming in the future. Motion by Arends, second by Ringgenberg to accept Wellmark’s recommendation of not tracking the 19-26 year olds that may be on our insurance, but may have other health insurance options through their own employment. Carried. Madsen also gave the Board a copy of the timeline of changes from 2010 through 2018.

Engineer Jon Ites presented his **Secondary Road Report**: He received the quarterly report of the BROS funds, and there is enough for the next bridge project between sections 8 and 17, Lincoln Township. The bridge between sections 7 and 18 is nearly finished. They are still waiting for a declaration from FEMA, to see whether they can replace the 80-90 year old bridge damaged by flood. He discussed the letter received regarding the tree trimming that was done on the Roling farm. The maintenance superintendent had visited with Rolings before the trimming was done. He has received a request from Pocahontas County in regards to their resurfacing project. Pocahontas County would like an intersection changed from 2-way stop to a 4-way stop. Motion by Arends, second by Altena, to approve and authorize the Chair to sign a **Resolution** for Pocahontas County to establish a 4-way stop at the intersection of 520<sup>th</sup> St. and 250<sup>th</sup> Ave., one mile north of Iowa Hwy 3. Carried.

**RESOLUTION**

**WHEREAS**, a contract has been let for the reconstruction of Route C-29 from the Pocahontas / Buena Vista County Line east to Route N-28, necessitating the temporary closure of this road and the establishment of a detour, and

**WHEREAS**, some traffic chooses to use a route other than the posted detour and local traffic must use gravel roads to access properties on the closed road and thus traffic patterns have changed, the Pocahontas County Engineer recommends that the intersection of 500<sup>th</sup> Street (Poc.) / 520<sup>th</sup> Street (B.V.) and 100<sup>th</sup> Avenue (Poc.) / 250<sup>th</sup> Avenue (B.V.) be made a four way stop, this intersection was previously controlled by stop signs only on the north and south legs,



**NOW, THEREFORE, BE IT RESOLVED** by the Pocahontas and Buena Vista County Boards of Supervisors that during the closure and detour, that stop signs (and associated stop ahead signs) be installed, at the intersection described above, to control eastbound and westbound traffic.

**BE IT FURTHER RESOLVED** that the Pocahontas County Secondary Roads Department will be responsible to erect and maintain said detour signs.

**BE IT FURTHER RESOLVED** that upon completion of construction and reopening of C-29, the stop signs be eliminated and previous conditions restored. Pocahontas County will place Cross Traffic Does Not Stop plaque under the permanent Stop Signs remaining at this intersection. These plaques will become the property of Buena Vista County.

/s/ Ken Hach, Chair, Buena Vista Co Board of Supervisors.....ATTEST: /s/ Susan K. Lloyd, Auditor  
/s/ Jack DeWolf, Chair, Pocahontas Co Board of Supervisors.....ATTEST: /s/ Margene A. Bunda, Auditor

Motion by Ringgenberg, second by Arends, to approve the minutes of the 7/20 meeting, as printed, and the following reports: July VA Commission meeting minutes, June NWIPDC minutes. Carried.

County Attorney Dave Patton informed the Board that Alta's City Mayor has within fourteen days signed the resolution passed by Alta City Council to enter the law enforcement services contract offered by Buena Vista County. He will send a letter to Alta City Clerk and City Attorney confirming that the County looks forward to working together in accordance with the contract.

There being no further business, motion by Arends, second by Hach, to adjourn the meeting at 10:20 a.m. until August 3<sup>rd</sup> at 8:00 a.m. for a regular session.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
TWENTY- NINTH MEETING, 2010 SESSION (29)  
AUGUST 3, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, August 3, 2010 at 8:00 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, and Merten, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Ringgenberg.

Unless otherwise indicated, all of the following motions offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, and Merten. Nays: none. Abstentions: none.

Motion by Arends, second by Merten, to amend today's agenda to take action on a request for **DD #14-42 Lat 168** tile repair.

Motion by Altena, second by Arends, to approve and authorize the Chair to sign today's **claims approval list**, the minutes of the 7/27 meeting, as printed, and the following **reports**: July NPDES Reporting System monthly operation report-County Care Facility, NW IA YES Center bed count (July 11-31), and July board of Health minutes. Carried.

Engineer Jon Ites reported on the bids received for the salt storage sheds. He wants to reject all bids, advertise again, and send instructions out to all bidders as to how to bid on government jobs.

Motion by Merten, second by Altena, to appoint Rich Langner to the **Eminent Domain Compensation Commission**, under the "farmers" category, replacing Rolf Mosbo, who has moved out of the County. Carried.

There being no further business, motion by Altena, second by Hach, to adjourn the meeting at 8:50 a.m. until August 10<sup>th</sup> at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTIETH MEETING, 2010 SESSION (30)  
AUGUST 10, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, August 10, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

**ISU Extension** Director Jerry Chizek met with the Board and introduced their new employee, Lisa Meusburger, as the Shared County Program Coordinator, with Cherokee and Buena Vista Counties. They reviewed all of their programs, some that are paid for by federal grant dollars. They have been regionalized for one year now. The extension programs used to be director driven, and now they are council driven. The council members are the eyes and ears of the community to see what is needed for programs. There are programs for all ages, from family programs to agriculture programs. They also partner with other entities in several of their programs.

Zoning Director Kim Johnson presented two minor subdivision requests. Motion by Arends, second by Ringgenberg, to approve and to authorize the Chair to sign **Resolution 2010-08-10-A** approving the minor subdivision request of David L. Magnussen and Janet M. Magnussen, for a parcel in Section 4, Washington Township. Carried.

**RESOLUTION 2010-08-10-A**

**WHEREAS**, David L. Magnussen and Janet M. Magnussen have presented a preliminary legal description on the following described property:

Description Lot B

THE EAST THREE HUNDRED FORTY-SIX FEET (E. 346') OF THE WEST FOUR HUNDRED EIGHTY-FIVE FEET (W. 485') OF THE SOUTH FOUR HUNDRED EIGHTY-SIX FEET (S. 486') OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SW ¼) OF SECTION 4, TOWNSHIP 91 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA. Hereafter known as Lot B of Section 4, Township 91 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

**WHEREAS**, the legal description 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 the legal description of:

Description Lot B

THE EAST THREE HUNDRED FORTY-SIX FEET (E. 346') OF THE WEST FOUR HUNDRED EIGHTY-FIVE FEET (W. 485') OF THE SOUTH FOUR HUNDRED EIGHTY-SIX FEET (S. 486') OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SW ¼) OF SECTION 4, TOWNSHIP 91 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> 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 Warranty Deed of said:

Description Lot B

THE EAST THREE HUNDRED FORTY-SIX FEET (E. 346') OF THE WEST FOUR HUNDRED EIGHTY-FIVE FEET (W. 485') OF THE SOUTH FOUR HUNDRED EIGHTY-SIX FEET (S. 486') OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER (SW ¼ SW ¼) OF SECTION 4, TOWNSHIP 91 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA.

**PASSED, APPROVED AND ADOPTED this 10<sup>th</sup> day of August, 2010.**

/s/ Ken Hach, Chair, Board of Supervisors

/s/ Susan K. Lloyd, Auditor

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign **Resolution 2010-08-10-B**, approving the minor subdivision request of Paul M. Franzkowiak and Carolee M. Franzkowiak, for a parcel in Section 17, Washington Township. Carried.

**RESOLUTION 2010-08-10-B**

**WHEREAS**, Paul M. Franzkowiak and Carolee M. Franzkowiak have presented a preliminary and final plat (of survey) on the following described property:

**DESCRIPTION LOT A**

**A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE NORTHEAST QUARTER (N ½ NE ¼) OF SECTION 17, TOWNSHIP 91 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Northwest (NW) corner of the Northeast Quarter (NE ¼) of said Section 17; Thence on a previously recorded bearing of North 90° 00' 00" East, along the North line of said Northeast Quarter (NE ¼), 615.78 feet to the Point of Beginning. Thence continuing North 90° 00' 00" East, along said North line, 59.22 feet; Thence South 00° 00' 00" West, 270.00 feet; Thence North 90° 00' 00" East, 260.00 feet; Thence North 00° 00' 00" East, 270.00 feet to the North line of said Northeast Quarter (NE ¼); Thence North 90° 00' 00" East, along said North line 397.50 feet; Thence South 00° 00' 00" West, 804.24 feet; Thence South 84° 41' 41" West, 168.67 feet; Thence North 72° 21' 28" West, 146.71 feet; Thence North 84° 08' 35" West, 174.86 feet; Thence North 09° 36' 21" West, 117.53 feet; Thence North 53° 06' 17" West, 165.90 feet; Thence North 35° 16' 49" West, 80.60 feet; Thence North 04° 20' 36" West, 477.60 feet to the Point of Beginning.

Hereafter known as Lot A of Section 17, Township 91 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 10.00 Acres and is subject to all easements of record.

**WHEREAS**, the legal description 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 the plat of:

**DESCRIPTION LOT A**

**A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE NORTHEAST QUARTER (N ½ NE ¼) OF SECTION 17, TOWNSHIP 91 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Northwest (NW) corner of the Northeast Quarter (NE ¼) of said Section 17; Thence on a previously recorded bearing of North 90° 00' 00" East, along the North line of said Northeast Quarter (NE ¼), 615.78 feet to the Point of Beginning. Thence continuing North 90° 00' 00" East, along said North line, 59.22 feet; Thence South 00° 00' 00" West, 270.00 feet; Thence North 90° 00' 00" East, 260.00 feet; Thence North 00° 00' 00" East, 270.00 feet to the North line of said Northeast Quarter (NE ¼); Thence North 90° 00' 00" East, along said North line 397.50 feet; Thence South 00° 00' 00" West, 804.24 feet; Thence South 84° 41' 41" West, 168.67 feet; Thence North 72° 21' 28" West, 146.71 feet; Thence North 84° 08' 35" West, 174.86 feet; Thence North 09° 36' 21" West, 117.53 feet; Thence North 53° 06' 17" West, 165.90 feet; Thence North 35° 16' 49" West, 80.60 feet; Thence North 04° 20' 36" West, 477.60 feet to the Point of Beginning.

Hereafter known as Lot A of Section 17, Township 91 North, Range 37 West of the 5<sup>th</sup> 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 plat of said:

**DESCRIPTION LOT A**

**A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE NORTHEAST QUARTER (N ½ NE ¼) OF SECTION 17, TOWNSHIP 91 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Northwest (NW) corner of the Northeast Quarter (NE ¼) of said Section 17; Thence on a previously recorded bearing of North 90° 00' 00" East, along the North line of said Northeast Quarter (NE ¼), 615.78 feet to the Point of Beginning. Thence continuing North 90° 00' 00" East, along said North line, 59.22 feet; Thence South 00° 00' 00" West, 270.00 feet; Thence North 90° 00' 00" East, 260.00 feet; Thence North 00° 00' 00" East, 270.00 feet to the North line of said Northeast Quarter (NE ¼); Thence North 90° 00' 00" East, along said North line 397.50 feet; Thence South 00° 00' 00" West, 804.24 feet; Thence South 84° 41' 41" West, 168.67 feet; Thence North 72° 21' 28" West, 146.71 feet; Thence North 84° 08' 35" West, 174.86 feet; Thence North 09° 36' 21" West, 117.53 feet; Thence North 53° 06' 17" West, 165.90 feet; Thence North 35° 16' 49" West, 80.60 feet; Thence North 04° 20' 36" West, 477.60 feet to the Point of Beginning.

Hereafter known as Lot A of Section 17, Township 91 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

**PASSED, APPROVED AND ADOPTED this 10<sup>th</sup> day of August, 2010.**

/s/ Ken Hach, Chair, Board of Supervisors

/s/ Susan K. Lloyd, Auditor

Shallow Lake Restoration Project Manager Doug Janke met with the Board to discuss **Pickerel Lake Restoration**. Janke is a biologist for the DNR. Their main goal is water quality, which will improve the food sources for water fowl. This fall they are looking at Lizard Lake, Little Storm Lake, Pickerel Lake, and Lost Island Lake and marsh. They have done some initial analysis and design on Pickerel Lake, and will be ready to send the project out for bids. They want to replace the concrete structure, at the outlet. There is an over abundance of bullhead and carp, which are bottom feeders. The light can't penetrate through the material that the bottom feeders keep stirring up. They will draw down the lake to a mud flat condition, to allow the muck on the bottom to compact. Oxygen reaches the muck, and it is like a compost pile. Vegetation will start to re-establish on the mud flat. They let it set for a year, allowing the plants to develop, then start bringing the water back in. Once the water is back in, then they will stock with fish.

Motion by Arends, second by Altena, to approve and authorize the Chair to approve the minutes of the 8/3 meeting, as corrected, and the following **reports**: July Conservation Board minutes, NW IA YES Center bed count (August 1-7), and ISU Extension Education Operating Fund reconciliation Statement for FY'10. Carried.

Motion by Merten, second by Arends, to approve and authorize the Chair to sign the **law enforcement contract** with the City of Alta, for 3 years, commencing October 15, 2010. Carried.

Mr. & Mrs. David Degner and Grant Wells met with the Board to discuss problems with DD #35. In 2005 there was an investigation, and Kuehl and Payer Engineering issued a report in January, 2006. The Board at that time, held a hearing, and since there were many objections, the project was dropped. This problem area is in Coon Township, on the BV/Pocahontas County border. Degner stated that there were signatures on the petition at the February, 2006 hearing that are individuals outside of the district. The issue has gotten worse and nothing is getting done. Until the private landowners are brought into the district, they cannot be assessed for the use. Degner commented that at the hearing that was in 2006, there were 2 options, either to extend the open ditch or to lay another main. Engineer Jon Ites commented that at the time of the hearing, the cost estimates were discussed, and the Board rejected the report because of the costs involved. Degner would like to see another main. One landowner can request an improvement, and then if the Board accepts the request, then an engineer will be assigned for another report to be done. Ites estimated cost of either would be \$130,000-\$150,000. The Board stated that the whole process can be started again, but Degner feels that the process will fail again if we go through the same process.

Wade and Cheri Nehring met with the Board to discuss problems with DD #101. Someone has placed a pipe at the entrance of the drainage tile that goes to the Raccoon River. DD #101 is a very flat district, with only a foot of fall. Engineer Jon Ites would recommend that a letter be sent to the landowner to remove the pipe, which would give DD #101 its outlet back. Ites stated that the pipe is not sized correctly, so it is restricting the district. Motion by Arends, second by Altena, to authorize the Chair to send a certified notice to Jacob Nielson, to remove the obstruction located in DD #101 within 120 days. Carried.

Engineer Jon Ites presented his Secondary Road Report: he has received a report of the implementation of husbandry permit fees. The fees collected went from \$5,200 a year ago, down to \$3,700; he has had a preliminary meeting with FEMA for relief, which started June 1 and hasn't been closed yet. Right now, the FEMA relief is only public assistance, private citizens are not eligible yet.

Motion by Merten, second by Altena, to clarify the funeral leave granted per calendar year in the personnel policy, changing the "one day" leave to "8-hours" leave. Carried.

Motion by Merten, second by Arends, to approve and to authorize the Chair to sign the fireworks permit submitted by Donna Biggins-rural Storm Lake for September 5<sup>th</sup>, with Biggins to be responsible for all safety and liability. Carried.

Motion by Arends, second by Ringgenberg, to approve and authorize the Chair to sign the proposed surface pipe repairs on Jt. DD #16-30-92 MOD, with a cost estimate of \$1,750. Carried.

There being no further business, motion by Merten, second by Hach, to adjourn the meeting at 12:25 p.m. until August 17<sup>th</sup> at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-FIRST MEETING, 2010 SESSION (31)  
AUGUST 17, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, August 17, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Altena, to amend today's **agenda** by adding builders risk insurance coverage for the Conservation building project. Carried.

Motion by Altena, second by Arends, to approve **Resolution 2010-08-17-A** to approve and authorize the Chair to sign the contract with the City of Marathon for law enforcement services, commencing July 2, 2010 for a term of 3-years. Carried. (the complete text of the Resolution is on file in the Auditor's Office and online at: [http://www.co.buena-vista.ia.us/auditor/Board\\_Min/2010/meeting\\_dates.htm](http://www.co.buena-vista.ia.us/auditor/Board_Min/2010/meeting_dates.htm) )

Motion by Ringgenberg, second by Arends, to approve the **Builders Risk Insurance** for the Conservation Department for the cost of \$313.00 from now through January 31, 2011. This will cover their building project for their new office. Carried.

Motion by Hach, second by Ringgenberg, to appoint Engineer Jon Ites as the authorized representative to sign the necessary paperwork for **FEMA** on DR 1930, for the heavy rain and wind relief. Carried.

Motion by Arends, second by Ringgenberg, to table the decision on the salt/sand storage building bids until Tuesday, August 24. Carried.

Motion by Merten, second by Arends, to assign **BV PB #10-0206** to Richard Lode, for a property in Sioux Rapids, for the total of \$664.00, which is the 2007 and 2008 taxes plus the interest and costs of the tax sale. Carried.

Motion by Arends, second by Altena, to approve and authorize the Chair to sign the **Jt. DD #144** expense claim for Pocahontas County Secondary Road Fund, for tile washout repair, in the amount of \$308.88. Carried.

Motion by Arends, second by Merten, to approve and authorize the Chair to approve the **minutes** of the 8/10 meeting, as printed, and today's **claims list**. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign **Resolution 2010-08-17-B** setting the length of terms for the Sanitary Sewer District at 6 years. Carried. (the complete text of the Resolution is on file in the Auditor's Office and online at: [http://www.co.buena-vista.ia.us/auditor/Board\\_Min/2010/meeting\\_dates.htm](http://www.co.buena-vista.ia.us/auditor/Board_Min/2010/meeting_dates.htm) )

Other topics discussed included: Sheriff's Department activity update, I.T. salary discussion, care facility, salt/sand storage bids, Emergency Management update, and DD #35. . (The complete text of the minutes is on file in the Auditor's office and online at: [http://www.co.buena-vista.ia.us/auditor/Board\\_Min/2010/meeting\\_dates.htm](http://www.co.buena-vista.ia.us/auditor/Board_Min/2010/meeting_dates.htm) )

There being no further business, motion by Arends, second by Hach, to adjourn the meeting at 12:50 p.m. until August 24<sup>th</sup> at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-SECOND MEETING, 2010 SESSION (32)**

**AUGUST 24, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, August 24, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Merten, second by Altena, to amend today's **agenda** for signing the Treasurer's semi-annual report. Carried.

Recorder Shari O'Bannon met to discuss the **Children's Miracle Network** and the fundraising event for this year. The Hy Noon Kiwanis and Kiwanis Beavers are working with Buena Vista Regional Medical Center to help raise money for CMN. One-half of all monies earned will stay here in Buena Vista County and one-half will go to St. Luke's Regional Medical Center. Motion by Arends, second by Ringgenberg, setting September 15 as "Miracles Jeans Day", for Buena Vista County Employees who would like to donate \$5.00 to the fundraiser in order to wear jeans for the day, and designating Shari O'Bannon the coordinator for the County. Carried.

Discussion continued on the **I.T. salary** discussion. Merten would like to see an increase, but not the full amount now. Hach would like to wait until the decision is made on a GIS department. Arends would like to see an increase now too, but not the full amount. Ringgenberg knows that the Board voted zero percent raises, but when you see a discrepancy, it needs to be fixed. Altena would like to see an increase for the I.T. also. Action will be placed on next week's agenda.

**Genesis** Executive Director Terry Johnson updated the Board on the past year activities. Jack Links and Sara Lee are two outside projects they are involved in. It has been a very tough year with the cuts that happened last fall. It severely affected the financial condition of non-profits. This coming year is going to be difficult, and 2012 will be tougher. The more work they can bring in, the more money they bring in. They are trying to just stay status quo. They have been in business 37 years, and this was the first year they didn't give staff increases. They postponed their raises for now. Their goal is to be here for the folks that need the services. They appreciate the efforts of the county in their support.

Ivan Droessler and Brian Blomme met with the Board to discuss the **Iowa Pilot Program** that could benefit DD #35. By making improvements on the drainage system upstream, it relieves and converts the wetland. No federal dollars can be used for any acres that could be mitigated. State dollars can go into the wetland program, but not the federal dollars. Federal dollars could be used upstream, as long as there are enough acres downstream for mitigation of acres converted over to wetlands upstream. If the County chooses to apply for this program, 30% of the cost could be picked up by this project for DD #35. The Board would need to authorize Kuehl & Payer to create a map, survey an outlet, get an elevation, and the rest would be done by GIS map. Tile capacities are done already. The cost of preparing the necessary information needed for the application to IDALS would be approximately \$1,500. If the application were approved, then a total cost analysis would be done before the board decides what will be done. Remonstrance is still available, but the selling point is that you are bringing 30% of the costs into the program. There is still a hearing of landowners. Motion by Merten, second by Ringgenberg to authorize Kuehl and Payer to go forward with the application process of the Iowa Pilot Program, for a cost of \$1,500. Carried.

Engineer Jon Ites met to discuss the **NRCS Project Agreement** for the Little Sioux Watershed stabilization. Motion by Ringgenberg, second by Arends, to approve and to authorize the Chair to sign the NRCS Agreement for **Project #69-611-4010-023**, for 3 culverts on M27. Carried.

Motion by Arends, second by Altena, to authorize Engineer Jon Ites as contracting Officer and authorized representative on **NRCS Project #69-611-4010-023**. Carried.

Motion by Arends, second by Altena, to approve and authorize the chair to sign the final payment to Dixon Construction for the bridge replacement on **Project #L-B-918--73-11**, with the total cost of \$179,030.25. Carried.

Engineer Ites reviewed the bids on the **salt/sand bunkers**, and his recommendation was to reject the bids. Merten asked if they could approve part of the bid, for the roof, but not the rest of the bid. The engineer will check with the contractor to see if the bid would still be viable next April/May. Motion by Merten, second by Arends, to reject the bids on the concrete at this time, and contact the hoop structure contractor to see if the bid would be viable next spring. Carried.

Letter received from Richard Fondroy and Tim Heuton, regarding poor drainage in **DD #34 Lateral 5**, sections 11, 14, 13, 23, and 24 of Lincoln Township. Water does not seem to have an adequate outlet from the 24" tile from the south into the open ditch. Motion by Merten, second by Altena, to authorize the Engineer to check on this tile, as soon as the water goes down, and if the solution is reasonable, to contact a contractor to do the repairs. Carried.

Motion by Arends, second by Altena, to approve and authorize the Chair to approve the **minutes** of the 8/17 meeting, as printed, and the following reports: August VA Commissioners meeting minutes, and July Clerk of Court fees. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign the application for partial payment #2 to Schmitt Construction, for the tree clearing project in **DD #34 MOD**, in the amount of \$15,575.58. Carried.

Motion by Altena, second by Arends, to approve and authorize the Chair to sign three **underground utility permits** for Iowa Lakes Regional Water, for a 1 1/2" water service line, crossing 510<sup>th</sup> St., west of 50<sup>th</sup> Ave (M31); a permit for a 2 1/2" water main, and 1 1/2" service line for 1483 610<sup>th</sup> St.; and the permit for a 2 1/2" water main for 727 520<sup>th</sup> St. Carried.

Motion by Arends, second by Hach, to approve and authorize the Chair to sign the **underground utility permit** for Iowa Lakes Electric Cooperative, for 7200 volt underground cable to replace overhead to service 778 500<sup>th</sup> St. Carried.

Motion by Arends, second by Altena, to authorize the Chair to sign the Treasurer's **semi-annual report**. Carried.

There being no further business, motion by Ringgenberg, second by Hach, to adjourn the meeting at 11:58 a.m. until August 31<sup>st</sup> at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-THIRD MEETING, 2010 SESSION (33)  
AUGUST 31, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, August 31, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Kim Scorza, Executive Director of **Seasons Center**, met with the Board to discuss the Storm Lake office. The Seasons Center-Storm Lake office will be closing as of September 8, due to poor economic conditions. Clients will be transitioned to Spencer and Sheldon, and staff will be going to Spencer, Sheldon, and Estherville.

Engineer Jon Ites met with the Board to discuss some **secondary road** issues: Because of the C-65 construction going on, the postal service will not be delivering mail to those residents during this time; a letter was received from Jewell Kruckman, at the intersection of C29 and M54, where there is water ponding. Kruckman would like to have a culvert installed under C29 to equalize the water in the area. The engineer will go out to the site and check it. The cost will be around \$6,000-\$8,000. He will check on the elevation to see if it will work; regarding the scenic byway in the north part of the county, Ites has received a request for a new agreement with a new sign with a bison, and it would be called the Bison Scenic Byway. Once the signs are up, the County will pay for the ongoing maintenance; the NRCS payment agreement that was signed, now requires certification of the ROW before the work is done, and by an attorney. They also want direct deposit for the funds; Last week we discussed DD 35 Lat 5. Ites has been out to check the site, and there is a lot of vegetation in the ditch. Both outlets are working and running full on the north end. Going along C29, further south, there is a 24" main, going through section 13 and 14 of Lincoln Twp. The main tile appears to be working, but the problem is on Tim Heuton's property, with 8" of water on their driveway. Lateral 3 crosses C-29, and then runs into a private tile. The water in that area is not going down, so the Engineer can't get to it to find the problem. The problem is either in the corn field or in the flooded area. Tim & Kathy Heuton and Richard & Doris Fondroy were present for the discussion. Richard Fondroy asked about pumping the water out of the area, so that it would dry up. Engineer said there are other areas too that aren't draining, so are you going to pump them all out? If we could find a couple guys with pit pumps that can pump it out, it is the board's prerogative, as drainage district trustees to make that decision. Merten would like to find someone with a pump and get the water out of there. It would need to be pumped a quarter mile, so they might not have that long of hoses. Motion by Merten, second by Arends, to get relief for the water problem in sections 13 and 14 of Lincoln Township, but if they see it is causing a hardship downstream, it will have to be stopped. Carried.

The time arrived for the conference call with Amanda Downey, Wellmark representative, regarding the **MH Parity option**. Changes were put in place in July, because of the MH Parity option. In August, Wellmark found out, after government clarification, that plans would be allowed to split the services for outpatient and other services. The County could change back to the old rates, retroactive back to July 1, or can go to Sept.1, but it would change the grandfather status, because changes were made since March 23, 2010. Currently, under the health care reform, if you lose the grandfather status, you would have to cover 100% of any preventive coverage. The consensus was to leave it the same for now. It can always be changed later if you make other changes.

The time arrived for the conference call with Jeff O'Bannon regarding his offer to purchase the **Care Facility property**. The offer was for \$50,000. The Board is going to contact the County Attorney and see what the next procedure will be.

Motion by Ringgenberg, second by Altena, to approve today's **claims approval list** and add the Group Services bill for \$6,000. Carried.

Motion by Arends, second by Ringgenberg, to approve and authorize the Chair to approve the **minutes** of the 8/24 meeting, as printed, and the following **reports**: August Board of Health minutes, and August 25 3-County Empowerment minutes. Carried.

After consulting the County Attorney about the offer on the **Care Facility** property, there will be a public hearing scheduled for September 14, 2010, at 8:30 a.m. in the Boardroom of the Courthouse.

Motion by Arends, second by Merten, to approve and authorize the Chair to sign **Jt. DD #14-42** claim from Clay County for J & N Farms, Inc. for ditch cleaning with a total cost of \$9,880.00. Carried.

Discussion continued on the **IT salary** request. Building/Grounds Supt. Steve Hammen commented that the County needs someone who can work on equipment, fix things, and can communicate well with others. He thinks we have a good one, and yes, maybe communication needs to be improved, but we have a good one. Yes, it is a big chunk of money to ask for at this time, but she does deserve something. He has checked with two computer people here in Storm Lake, and the salaries were \$50,000 and \$45,000. Chairman Hach stated that he had a meeting with department heads yesterday, and communication is a problem. The department heads will work with IT to make things better. We are in tough times, and the consensus from the department heads and from phone calls that Hach has received, was since everyone else was frozen, they didn't feel IT should receive a wage increase at this time either. Chairman Hach asked when IT was taken from the Auditor's Office. The other supervisors said it was discussed, but nothing was formally in the minutes. Hach-would like to see the county go forward with an IT/GIS Department, with 2 people, and not just a 1 person department. Merten-when he compared raises, from FY'10 and FY'11, there were some raises, some may be steps, and some were by contract. So to say that nobody received a raise isn't true. Ringgenberg-those raises that were received were also budgeted. Arends-yes, to a certain extent, but if those departments that are paid overtime receive more overtime than what was budgeted, then you need to amend. Arends-doesn't like to hear the whining, and he is hearing more. Ringgenberg-doesn't want to see more individuals coming in and asking for raises. Arends-you simply say "don't come in". Merten-would like to create a department, advertise for a position, set a salary, and that is what it will be. Then he feels the board has done their part. Set the salary with the title, and then fill the title. Altena-we are switching jobs, changing job descriptions. He feels that a market value needs to be set for the job title. If Patti is doing the job, then she should get the pay for the position. Hach-would like to take more time to get a department set up. Arends-an interim IT person needs to be appointed, then we take applications, set the salary and get it done. Then, later add a GIS person. Altena-an interim department needs to be established today. Committee should be established to review job descriptions, develop an IT job description, establish a salary for the IT Director, and qualifications, and make a recommendation to the board. Arends volunteered to be on the committee, along with Ringgenberg. Merten suggested adding Steve Hammen and Kathy Croker to the committee also. Motion by Arends, second by Merten, to authorize the Chair to establish a committee of 5 to create a job description, set a salary, and qualifications for the position, with recommendations to be brought to the board on September 14. Carried. The Chairman has selected Arends, and Ringgenberg from the Supervisors, and asked Steve Hammen, Kathy Croker, and Susan Lloyd to also be on the committee.

Motion by Arends, second by Merten, to appoint Patti Maymon as interim IT Director, at a salary of \$41,000, to be effective as of today, with the pay increase beginning with the next pay period. Ayes: Altena, Arends, Merten, and Ringgenberg. Nays: Hach. Motion carried.

There being no further business, motion by Merten, second by Hach, to adjourn the meeting at 11:40 a.m. until September 7, 2010 at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-FORTH MEETING, 2010 SESSION (34)  
SEPTEMBER 7, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, September 7, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Merten

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, and Ringgenberg. Nays: none. Abstentions: none.

Nurse Administrator Pam Bogue presented an update on the **Family Steps** Program. A couple months ago, she mentioned the big cut that the program had taken, and they were trying to come up with other ideas. They visited two other public health agencies that also work with pregnant women and children. The program allows them to go into situations where there isn't necessarily a medical need but other needs. They have started a new program, and they are starting to receive money in. They have seven people on the program now, and would like to keep it between 7-12. She thanked the Board for allowing them extra time to develop a new idea, to continue the Family Steps program.

Conservation Secretary Diane Christiansen introduced **Naturalist** Katie Van der Linden She is from Belmond, IA, and has done an internship with Clinton County. Started August 9<sup>th</sup>. She is busy getting programs started with the schools.

Motion by Arends, second by Altena, to approve and authorize the Chair to approve the **minutes** of the 8/31 meeting, as printed. Carried.

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign the contract, ending 6/30/11, with Annette Jordan, an independent contractor, for **custodial services at the ERA** for a fee of \$25/day. Carried.

Motion by Arends, second by Altena, to approve and authorize the Chair to sign the contract, ending 6/30/11, with Miller Construction, an independent contractor, for **snow removal services at the ERA** for a fee of \$70/hour. Carried.

Motion by Ringgenberg, second by Arends, to approve the following **reports**: NW IA YES Center bed count (August 15-21), (August 22-28), (August 29-September 4), August 12 Solid Waste Commission minutes, and September 1 Solid Waste Commission minutes. Carried.

Motion by Altena, second by Arends, to approve and authorize the Chair to sign the letter of support and matching funds of \$10,592 to NWIAPDC for the **Northwest Iowa Regional Housing Trust Fund**. Carried.

Motion by Arends, second by Ringgenberg, to approve the **hiring** of 3 deputies for the Sheriff's Department. Carried. Scott Schuknecht, with a start date of 9/13/10, will be the deputy for Albert City; Bill Sankey, with a start date of 9/26/10, will be a deputy for the City of Alta; and Jeff Hanson, with a start date of 9/26/10, will be a deputy for the City of Alta. Hanson is certified. Schuknecht and Sankey are not certified, but have 4-year degrees, so can take the short course at WIT, with a grant available to pay for the training. The only cost to the County will be the housing during the 8-week course.

Sheriff Launderville reported that the **jail Inspector** was here last week, and they passed with flying colors, without 1 mark. Launderville gave credit to the Jail Administrator and the entire jail staff for having everything up to date.

Motion by Altena, second by Arends, to approve and authorize the Chair to sign the contract, ending 6/30/11, with Miller Construction, an independent contractor, for **snow removal services at the LEC** for a fee of \$70/hour. Carried.

Motion by Arends, second by Ringgenberg, to approve and authorize the Chair to sign the final payment for **Project ESFM (67)**, for the concrete overlay on E. Milwaukee, with a change of 50 cents from the original contract amount. Carried. The paperwork was at IDOT for 7 months, for an audit.

Motion by Altena, second by Arends, to approve the Jurisdiction Agreement with IDOT for signage for the **Glacial Trail Scenic Byway**, with installation of 23 signs, to be maintained by the County once they are installed. Carried.

Engineer Jon Ites presented his **Secondary Road report**: Discussed nomination of innovation bridge for the Iowa quality structure award; investigated charge for pumping water from the ponding water in Sections 13 and 14 of Lincoln Township (Tim Heuton & Richard Fondroy property). The cost of pumping water would be \$200/hour with 15-20 hours needed, for a total of \$2,000-\$3,000. The water is down about 2" now, and they are driving cars through it. Arends would like to wait and let the water go down by itself, due to the cost of the project. By lowering the water a foot, it would help the driveway, but it won't find the problem. Altena asked about whether sand could be used, as the area is drying up, but maybe once the water is gone, the area might be firmed up by then.

Motion by Arends, second by Altena, to approve and authorize the Chair to sign the **underground utility permit** for Iowa Lakes Electric Cooperative, Estherville, Iowa, for a single phase 7200 volt underground to replace existing overhead to 6158 10<sup>th</sup> Ave. Carried.

Motion by Arends, second by Altena, to approve and authorize the Chair to sign the **underground utility permit** of Windstream Iowa Communications, Inc., Newton, Iowa, for a 25 pair communication cable, bore under existing culvert from Cherokee County along 470<sup>th</sup> St., 791' to the pedestal in Buena Vista County. Carried.

Motion by Ringgenberg, second by Arends, to approve and authorize the Chair to sign the **underground utility permit** of Interstate Power & Light, Spirit Lake, Iowa, for a single phase service, bore under 430<sup>th</sup> St., to building site to serve residence and new bins, at 135 430<sup>th</sup> St. Carried.

ESGR Representative Paul Monson met with the Board to ask them to sign the **Employer Support of Guard and Reserve Week Proclamation**. Motion by Arends, second by Altena, to approve and authorize all of the board members to sign the Proclamation, declaring the week of September 12 through September 18, 2010 as Buena Vista County Employer Support of the Guard and Reserve Week. Carried.

## **PROCLAMATION**

**WHEREAS**, the county's National Guard and Reserve forces continue to serve our country with distinction. Today, our Guardsmen and Reservists are active on every front in the Global War on Terror. During Buena Vista County's Employer Support of the Guard and Reserve Week, we honor our courageous Guardsman and

Reservists and their employers, whose continued support is vital to the success of our Armed Forces and to the strength of our country: and

**WHEREAS:** our Guard and Reserve personnel are training hard and deploying frequently to meet new worldwide challenges, natural disasters, and humanitarian emergencies all over the world and especially this year in Iowa: and

**WHEREAS:** by supporting our Guardsmen and Reservists, employers throughout the County also help to advance freedom and democracy around the world. Employer support of our Guard and Reserve at home and abroad helps ensure our troops are mission-ready while also providing a source of pride and assurance for all Americans. This county is grateful to employers and workers for their support of Guard and Reserve members and their families.

**NOW, THEREFORE,** I, Ken Hach, Chairman of the Buena Vista County Board of Supervisors, on behalf of the county's staff and citizens of Buena Vista County, do hereby proclaim September 12 through September 18, 2010, as:

**Buena Vista County  
Employer Support of the Guard and Reserve Week**

And encourage all citizens to join us in expressing our heartfelt thanks to the members of our National Guard and Reserve and their civilian employers for their extraordinary sacrifices on behalf of our Nation.

**Buena Vista County Board of Supervisors** /s/ Ken Hach, Don Altena, Dale R. Arends, Rhonda Ringgenberg

Environmental Health/ Zoning Administrator Kim Johnson met to ask the Board whether they want to go forward with the **flood plain** project. The consensus was to go forward, setting the 1<sup>st</sup> reading of the flood plain ordinance for September 21, 2010 at 8:30 a.m. in the boardroom.

Auditor Susan Lloyd asked the Board whether they wanted to continue the full page ad in the City Directory, at a cost of \$549. The consensus was to discontinue the ad since all of the numbers are in the phone book.

There being no further business, motion by Arends, second by Hach, to adjourn the meeting at 10:45 a.m. until September 14, 2010 at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-FIFTH MEETING, 2010 SESSION (35)  
SEPTEMBER 14, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, September 14, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

The time arrived for the public hearing on the offer of Jeff O'Bannon, for \$50,000, to purchase parcel #10-24-100-003, the **Care Facility** property. The Chair opened the public hearing, with County Attorney Dave Patton, 3 news media, Env Health/Zoning Director Kim Johnson, and Mark Stanley present. The Chair conferenced with Jeff O'Bannon by phone. County Attorney Dave Patton received an offer to buy real estate and acceptance form from O'Bannon, along with an earnest money check for \$500. Closing is within 30 days. Patton has reviewed the offer, and it has met all the requirements needed. The Chair asked the public for any questions, and Stanley asked if O'Bannon intended to put trailers on the site. O'Bannon stated that he will be renting out the house, and using the other building for mini storage. Johnson commented that it is classified as A-1 now, which is fine for the house, but for mini storage, it would have to be rezoned to R-2. If O'Bannon were to put trailer homes on the property, it would have to be rezoned again, with a public hearing involved, so the public would know. Motion by Arends, second by Ringgenberg to close the public hearing. Carried.

Motion by Ringgenberg, second by Merten, to accept the offer from Jeff O'Bannon for \$50,000, to purchase parcel #10-24-100-003 (**Care Facility/County Farm** property), with the closing to be within 30 days. Carried.

Motion by Arends, second by Altena, to authorize the Chair to sign the Offer To Buy Real Estate and Acceptance from Jeff O'Bannon, for the **Care Facility/County Farm** property. Carried.

Motion by Merten, second by Altena, to approve and authorize the Chair to sign today's claims **approval list**, with the addition of a QWEST bill for the Care Facility for \$52.00. Carried.

Motion by Arends, second by Ringgenberg, to approve and authorize the Chair to approve the **minutes** of the 9/7 meeting, as printed, and the following **reports**: August NPDES Reporting System monthly operation report for the Care Facility, August Conservation Board minutes, June Emergency Management Commission minutes, August Emergency Management Commission minutes, July NWIPDC Policy Council minutes, May Region 5 Workforce Investment Board Meeting minutes, and NW IA YES Center bed count (Sept 5-11). Carried.

Engineer Jon Ites presented his **Secondary Road report**: Reviewed the FY'10 annual report with the Board; the Glacial Trail Scenic Byway Committee will be meeting 9/23 @ 5:30 p.m. at the Prairie Center in Peterson; regarding DD #34 Lat 2, Henry Bolte was in the office and owns property west of Albert City. Bolte doesn't think the ditch needs cleanout, but the banks along the ditch need to be pulled up. He also knows where the dike is that Kuehl and Payer couldn't find; C65 project has started.

Motion by Altena, second by Arends, to approve the FY'10 Annual **Official Report of County Highway Engineer**. Carried.

Weed Commissioner Dave Wiley met with the Board to review the 2010 **Weed Commissioners Report**, and stated that they went over the County twice, completely. They used Hi-Dep, mixed with milestone, and it worked well. Wiley said the only thing left to do this fall is to blanket spray the shoulders, requested by the County Engineer. Motion by Arends, second by Altena, to approve and authorize the Chair to sign the annual Weed Commissioners Report. Carried.

Motion by Merten, second by Ringgenberg, to approve adding comprehensive and collision **insurance** for three trailers in the Conservation Department, for an additional \$58 per year. Carried.

There being no further business, motion by Merten, second by Hach, to adjourn the meeting at 10:15 a.m. until September 21, 2010 at 8:30 a.m. for a special session and to canvass the special election of 9/14/10.

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Susan Lloyd, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-SIXTH MEETING, 2010 SESSION (36)  
SEPTEMBER 21, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, September 21, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Arends, second by Ringgenberg authorizing the Chair to sign the QCD to Jeff O'Bannon for the sale of the **Care Facility** property. Carried.

Motion by Merten, second by Arends to approve the first reading of the **Flood Plain Ordinance** and setting the 2<sup>nd</sup> reading for October 5, 2010 at 8:30 a.m. Carried.

Motion by Altena, second by Ringgenberg, to endorse **Project # IBRC-CO11(86)—8E-11** and for the nomination of the Iowa Quality Initiative Structures Award. Carried.

Motion by Arends, second by Altena, to approve and authorize the Chair to sign the **underground utility permit** of Iowa Lakes Regional Water, Spencer, Iowa, for a 1 ½" PVC service line, to service 4718 100<sup>th</sup> Ave. Carried.

Motion by Arends, second by Merten, to approve and authorize the Chair to sign the **underground utility permit** of Iowa Lakes Electric Cooperative, Estherville, Iowa, for an underground single phase power line at 7200 volts for overhead replacement with underground, along 140<sup>th</sup> Ave. between sections 17 and 20 of Lee Township. Carried.

Motion by Arends, second by Merten, to approve and authorize the Chair to sign the **28E Agreement** for Shared Use of Parking Lot with the City of Storm Lake and Buena Vista County, to be used for motorcycle testing. Carried.

Motion by Arends, second by Ringgenberg, to approve and authorize the Chair to approve the **minutes** of the 9/14 meeting, as printed, and the following **reports**: FY'10 Conservation Board Annual Report, August Clerk's Fees, FY'10 Third Judicial District Annual Report, and September Central Iowa Detention Commission minutes. Carried.

Pursuant to Chapter 50.24 of the 2009 Code of Iowa, and upon completion of the **Canvass** of the tally lists of the September 14, 2010 Special Elections for Sioux Central CSD (Public Measure C-Instructional Support Levy), Iowa Central Community College (Public Measure A-Plant Fund Levy, Public Measure B-Six Cent Levy), and Iowa Lakes Community College (Public Measure A-Plant Fund Levy and District 5 Trustee), motion by Altena, second by Arends, to declare the results as follows and to direct the Auditor to prepare abstracts of the election as necessary:

Iowa Central Community College-Public Measure A-Plant Fund Levy  
442 votes cast.....174 Yes 268 No

Iowa Central Community College-Public Measure B-Six cent Levy  
429 votes cast.....175 Yes 254 No

Iowa Lakes Community College-Public Measure A-Plant Fund Levy  
239 votes cast..... 73 Yes 166 No

Iowa Lakes Community College-Director District #5  
107 votes cast.....David Gottsche 64 votes  
Harold Prior 43 votes

Sioux Central Community School-Public Measure C-Instructional Support Levy  
512 votes cast.....208 Yes 304 No, measure was defeated.

The vote on this motion carried.

Other topics discussed included: Juvenile Detention Center reimbursements and Central Issuance of drivers licenses. (The complete text of the minutes is on file in the Auditor's office and online at: <http://www.co.buena-vista.ia.us/auditor/Board Min/2010/meeting dates.htm> )

There being no further business, motion by Arends, second by Hach, to adjourn the meeting at 10:40 a.m. until September 28, 2010 at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-SEVENTH MEETING, 2010 SESSION (37)  
SEPTEMBER 28, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, September 28, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.



Shaun Arneson, of Iowa Lakes Corridor, met with the Board to discuss the 2010 Existing Industry Call Program results. The Iowa Lakes Corridor staff, along with 13 community leader volunteers, completed 27 in-depth interviews with existing employers in the manufacturing, agricultural and service-related business sectors. The interviews were conducted using the Synchronist Business Information System survey instrument and does comparisons with the Best of Iowa Report. The primary conclusion from interview is that the Iowa Lakes Corridor's existing business climate is healthy even though many of the local companies have experienced some challenges during the current economic downturn. They reviewed the public services satisfaction, and Buena Vista County services were high compared to other counties. Next year will be the 5<sup>th</sup> year, and the information will be expanded.

Brian Dalziel, Senior Vice President of the Corridor, discussed his focus on entrepreneurship. He will help develop new businesses, helps new businesses grow, finds new buildings that will provide more space, and fill spaces that are available. He provides coaching for new business owners with internet classes. Club E, introduces new owners to each other.

Motion by Ringgenberg, second by Arends, to approve the bid from L & S Concrete LLC, Storm Lake, Iowa, for repairing the Courthouse parking lot for \$1,200.00. Carried.

Pam Fiedler and Veterans Service Officer Gar Otto updated the Board on the proposed Veterans Monument. So far, they have received donations for 500 names. They are doing a major fund raising event until October 15. The names received can be either living or deceased veterans, as this is a monument and not a memorial. The names will be placed on the existing stone around the base of the Courthouse, on both sides of the center foyer, with a granite bench in front of each wall. They would like to remove the small stones in the center by the light pole, and add a feature piece in the center, and they are still developing lighting. Nothing will be placed until after Memorial Day, and the dedication will be next fall, either on Labor Day or September 11<sup>th</sup>. Steve Hammen commented about the liability issue of the stones in the middle of the courtyard, and would like to see them removed, and 2 of them are severely decayed.

CPC Dawn Mentzer presented her FY'10 Cost Report, and reviewed what was included in the report. The County incurs about \$8,000 of expenses for Case Management for the year, and the remainder is reimbursed. Motion by Merten, second by Altena, to approve and authorize the Chair to sign the FY '10 Cost Report. Carried.

Patrick Schmitz, Plains Area Mental Health Director, and CPC Dawn Mentzer met to discuss the Drop-In Center funding. Loss of ability to socialize is a problem with people with mental illness. The goal was set by the committee to increase socialization opportunities for consumers which will enhance their physical and mental well-being by June of 2012. The Committee discussed establishing a Drop-In Center or the designation of a social coordinator who could plan regularly scheduled activities, but that plan wasn't going to work. They explored the need for a weekend/evening Drop-In Center, and projected the costs for Buena Vista County. They are requesting funding from Buena Vista County of \$10,000 for a social coordinator. This person would reside in Buena Vista County and would work with the clients that are from BV County. The Board encouraged them to apply to the Community Foundation for a grant for this project. The deadline for this grant application is October 5<sup>th</sup>.

Marilyn Monson updated the Board on the tourism and the County website. She has added the calendar of community celebrations. She has applied to the Community Foundation for a grant of \$2,000 for 10,000 brochures, with no matching funds. Any extra money received from the grant, not used for the brochures, will be used for advertising about the brochures. The brochures would be ready by March. Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign the Community Foundation Grant application for \$2,000, to be used for a county wide brochure. Carried. She has 5 sites now that have submitted information packets for the schools, regarding the tours. A Community Foundation grant of \$820 was received to cover gas and bus driver's wages. Each school is eligible for up to \$70 per trip. Monson attended a July 28 Western Iowa Tourism meeting at the Hitchcock Nature Center. There was a workshop on "Attention Non-Profits....We Can Help You Stay In Business", and the new IRS regulations. If non-profits don't file a 990 form, they will lose their "non-profit" status. She will be

attending the State Tourism Conference to be held in Burlington on October 20. She has received a scholarship of \$240 from Western Iowa Tourism to cover the cost of the registration, but she will be asking for funds for lodging and mileage for attending this conference.

Payroll Deputy Leigh Madsen met to discuss a FICA error on one employee's payroll (J.N. #0424). At the time of the FY'10 audit, it was discovered that one employee was not having FICA deducted. Madsen explained the payroll system and software and how it is supposed to work. When this employee was set up in an existing position, FICA didn't carry to the new record, therefore, several quarters are behind in FICA. The auditing firm suggested amended 941's for each quarter, with a letter of explanation to the IRS. The employee was present for the discussion and stated that she knew something was wrong all along, but didn't know what it was, and had visited with Madsen about the taxes. The discussion ensued about whether to have the County pay the whole amount, and whether to recover part or all of the employees share. Motion by Ringgenberg, second by Arends, to approve paying \$2,053.43 share of the employee's share of FICA and \$2,053.43 for the County Share of FICA, and to recover \$1,025.00 to be paid \$25 per pay period over 41 pay periods. Carried.

Engineer Jon Ites updated the Board on the innovative bridge project final payment. The original estimate was \$238,512.50. Motion by Arends, second by Merten, to approve and authorize the Chair to sign the final payment on Project IBRC-CO11 (86)--8E-11 for the innovative bridge project, with an actual cost of \$237,079.04. Carried.

The Engineer updated the Board on the Angier Pit area, stating that baling has been done, which is in line with the State's requirement. Ites had a question raised from Christian Brothers regarding trucking dirt across the road west of Rembrandt Enterprises. It will be hauled by another vehicle, and how much liability does the county want to assume, do we want to shut the road off from traffic? Also, Kruckmans have asked for a new culvert under C29 just west of M54. It is probably a \$4,000-\$6,000 culvert, which includes the excavating and asphalt.

Gene Lyster, of Bargloff's, was present to inform the Board about a drainage problem at the Harvest International project. The Board suggested that he talk to the County Engineer to see what can be done, and how soon it can be done.

Sheriff Gary Launderville introduced two of his new deputies, Bill Sankey and Jeff Hansen, both will be the new deputies for the City of Alta.

Motion by Ringgenberg, second by Altena, to approve and authorize the Chair to sign today's claims approval list. Carried.

Motion by Altena, second by Arends, to approve and authorize the Chair to sign the underground utility permit for QWEST Communications, Storm Lake, Iowa, for a buried telephone service wire along C13 and 120<sup>th</sup> Ave. to 4457 120<sup>th</sup> Ave. Carried.

Motion by Ringgenberg, second by Merten, to approve and authorize the Chair to sign the underground utility permit for Iowa Lakes Regional Water, Spencer, Iowa, for a 2" PVC service line along the west side of 140<sup>th</sup> Ave. and 430<sup>th</sup> St. (C13). Carried.

Engineer Ites received a letter from New Fashion Pork, requesting a road going past their site at 2130 540<sup>th</sup> St., Albert City, Iowa, be upgraded from Level "B" status to Level "A" status. They want the first step started to see what the cost would be and what their share would be. Motion by Merten, second by Altena, to authorize the Engineer to start the process to determine the cost estimates for upgrading the county road past 2130 540<sup>th</sup> St. from Level "B" status to Level "A" status. Carried.

Motion by Arends, second by Ringgenberg, to approve the minutes of the 9/21 meeting, as printed. Carried.

Motion by Merten, second by Arends, to approve and authorize the Chair to sign the drainage claim to J & N Farms Inc. for **DD #14-42** in the amount of \$8,312.50. Carried.

There being no further business, motion by Arends, second by Hach, to adjourn the meeting at 12:10 p.m. until October 5, 2010 at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-EIGHTH MEETING, 2010 SESSION (38)  
OCTOBER 5, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, October 5, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Merten, second by Arends, to approve the 2<sup>nd</sup> reading of the Flood Plain Ordinance and to set the 3<sup>rd</sup> and final reading for October 26 at 8:30 a.m. Carried.

Motion by Merten, second by Altena, to approve and to authorize the Chairman to sign resolution 2010-10-05-A approving the request from Terry G. Peterson to subdivide a parcel in Section 10, Nokomis Township. Carried. (the complete text of the Resolution is on file in the Auditor's Office and online at: [http://www.co.buena-vista.ia.us/auditor/Board Min/2010/meeting dates.htm](http://www.co.buena-vista.ia.us/auditor/Board%20Min/2010/meeting%20dates.htm) )

Motion by Hach, second by Ringgenberg, to set a public hearing for October 12 at 8:30 a.m. for a **re-zoning** request of Lee Meyer, for property in Section 21, Elk Township. Carried.

Motion by Altena, second by Arends, to approve the Bldgs/Grounds Supt. to draft a letter to the DHS staff, notifying them that the **space heater** needs to be removed, due to the State Fire Code. Carried.

Motion by Arends, second by Merten, to approve the **minutes** of the 9/28 meeting, as corrected, and the following **reports**: September NPDES Reporting System Monthly Operation Report for the Care Facility, VA and GR Quarterly Report (July-Sept), NW IA Yes Center bed count (9/12-9/18, 9/19-9/25, 9/26-9/30), June Plains Area Mental Health, Inc. minutes, August Plains Area Mental Health, Inc. minutes, and Plains Area Mental Health, Inc. June 30, 2010 Balance Sheet. Carried.

Motion by Merten, second by Arends , to set a public hearing for October 12, 2010 @ 10:00 a.m. to enter into a loan agreement with a lending institution in an amount not to exceed \$350,000, to advance funds to Harold Rowley Recycle Center and to enter into a repayment agreement with the Recycle Center. Ayes: Altena, Arends, Merten, Ringgenberg. Nays: Hach. Motion carried.

Motion by Ringgenberg, second by Arends, to adopt Welmark Plan 37543-53, which will save the County .11%, beginning January 1, 2011. Carried.

Other topics discussed included: Smart Planning Task Force, BV County Cat Rescue, Hayes Pit Farm beans, Secondary Road report, Storm Lake Annexation discussion, Recycle Center, Wellmark insurance. (The complete text of the minutes is on file in the Auditor's office and online at: [http://www.co.buena-vista.ia.us/auditor/Board Min/2010/meeting dates.htm](http://www.co.buena-vista.ia.us/auditor/Board%20Min/2010/meeting%20dates.htm) )

There being no further business, motion by Arends, second by Altena, to adjourn the meeting at 12:30 p.m. until October 12, 2010 at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
THIRTY-NINTH MEETING, 2010 SESSION (39)  
OCTOBER 12, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, October 12, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Altena

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Arends, second by Merten to close the Public Hearing on the re-zoning request of Lee Meyer in Section 21, Elk Township. Carried.

Motion by Arends, second by Merten, to approve the 1<sup>st</sup> reading of **Ordinance 6.1A-17**, to re-zone a piece of property in Section 21, Elk Township, for Lee Meyer, and to set the 2<sup>nd</sup> reading for Tuesday, October 19, at 8:30 a.m.in the boardroom. Carried.

Motion by Arends, second by Ringgenberg, to approve raising the price on all three parcels for the ROW purchase along Vestal Street. Carried.

Motion by Merten, second by Ringgenberg, to approve and authorize the Chair to sign the **underground utility permit** for Interstate Power and Light (Alliant Energy), for a 2" natural gas line in Bargloff's Addition to the Farm Credit Building. Carried.

Motion by Arends, second by Ringgenberg, to approve the **minutes** of the 10/5 meeting, as printed, and the following **reports**: September Conservation Board minutes, September Board of Health minutes, October Central Iowa Detention Commission minutes, Sheriff's Report of Fees-quarter ended 9/30, September Clerk of Court Fees, and September NPDES Reporting System Monthly Operation Report for the Care Facility. Carried.

Altena arrived at the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Arends, to approve and authorize the Chair to sign today's **claims approval list**, and to add an additional claim to pay the first half allocation to Gingerbread House for \$2,000. Carried.

The Chairman opened the Public Hearing regarding the **Recycle Center** loan agreement. Motion by Arends, second by Ringgenberg, to close the public hearing. Carried. It was the consensus to table any decision on a loan at this time pending further information from the Commission.

Other topics discussed included: ROW purchase agreement abstracting fees, Hayes Pit Farm crops harvested, snow equipment, and the Recycle Center public hearing discussion. (The complete text of the minutes is on file in the Auditor's office and online at: [http://www.co.buena-vista.ia.us/auditor/BoardMin/2010/meeting\\_dates.htm](http://www.co.buena-vista.ia.us/auditor/BoardMin/2010/meeting_dates.htm) )

There being no further business, motion by Arends, second by Hach, to adjourn the meeting at 11:57a.m. until October 19, 2010 at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTIETH MEETING, 2010 SESSION (40)  
OCTOBER 19, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, October 19, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Arends.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

The time arrived for the public hearing on the 2<sup>nd</sup> reading of the **re-zoning request** of Lee Meyer in Section 21, Elk Township. The Zoning Commission recommended going ahead with the request to re-zone from Agricultural (A-1) to Commercial (C-1) for Business Support Services by Fire Proof Plus at 389 520<sup>th</sup> St. Alta, Ia. Motion by Ringgenberg, second by Altena to close the Public Hearing. Carried.

Motion by Merten, second by Altena , to approve the 2<sup>nd</sup> reading of **Ordinance 6.1A-17**, to re-zone a piece of property in Section 21, Elk Township, for Lee Meyer, and to set the 3<sup>rd</sup> reading for Tuesday, October 26, at 8:40 a.m.in the boardroom. Carried.

Treasurer Kathy Bach and Auditor's Clerk Jean Allerdings met to discuss an error in real estate from 1964 regarding the C E Anderson property, and they would like to clean up the delinquent taxes. The Treasurer is requesting the Board to abate current taxes on two parcels, and to cancel the BVP certificate. Motion by Merten, second by Ringgenberg, to abate the current taxes on parcel #0201478004, City of Sioux Rapids, in the amount of \$70, due to the City being exempt, and to abate taxes on parcel #0201478002, C. E. Anderson property, from 1989-2008, except for the partial payment made by Steve Waggoner on the parcel, in the amount of \$2,320, and to cancel BVP #9246. Carried.

Engineer Jon Ites discussed some Secondary Road issues: There will be a pre-construction hearing on October 25, at 11:00 a.m., in the Storm Lake City Council Chambers, regarding the Bargloff Addition Sanitary Sewer Phase I-Lift Station and Sanitary Sewer project; the Board has received a request from Dwight Young to close a road along the NW ¼ of Section 35 of Lee Township. It really wouldn't change anything as far as the County is concerned because it is a grass section now, and it isn't maintained. If we vacate it, the owner of the property puts up the fence. If we change to a Class C road, then the County has to put a gate in, and sign it, which is more expensive. The consensus of the Board was to proceed with the process to vacate the road; reminder from IDOT regarding the winter driving; snow equipment has been put on 2 trucks, with the rest to be put on by Halloween; He had received a cost estimate for the culvert to go in on the Kruckman property, and it came in close to the Engineer's estimate. The cost would be around \$4,000, and he would like to know next week whether to go forward with the project.; and he has received a request from Valero Energy regarding the C-29 project. Valero would like to have a turnout lane along their property. The cost estimate for this turn lane would be about \$84,000, with Valero paying for this cost. There is already a turn lane proposed on the north side of the road for the elevator.

Payroll Deputy Leigh Madsen met to discuss the Recycle Center health insurance. The October payment, which was due to the County October 1<sup>st</sup> wasn't received until October 12. She was asking if the County should continue to pay their insurance bills from the "Safe-T Fund", or wait and pay their bills to Wellmark when their check comes, which would result in a penalty. The Board feels that changes are going to be made at the Recycle Center, which will take care of this issue, and things will be paid on time. No changes regarding the insurance payments will be at this time.

Motion by Ringgenberg, second by Altena, to approve the minutes of the 10/12 meeting, as printed, and the following reports: September NWIPDC minutes and October Zoning Commission minutes. Carried.

Erica Dierking and Kelli Berg met to discuss the Santa's Castle tree lighting request. They would like to bring in a large tree, on the Courthouse lawn, and have a special tree lighting ceremony on the same night as Miracle on Lake Avenue. Building/Grounds Supt. Steve Hammen commented that they need to anchor it down well, as the wind whips through there. If stakes go into the ground, they need to be removed. Dierking will check with Mid American Energy, the City of Storm Lake, and Stanton Electric, to see what can be done and the associated costs, and will report back to Steve Hammen.

There being no further business, motion by Merten, second by Hach, to adjourn the meeting at 10:28 a.m. until October 26, 2010 at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-FIRST MEETING, 2010 SESSION (41)  
OCTOBER 26, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, October 26, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

The Chair opened the public hearing on the 3<sup>rd</sup> reading of the **Flood Plain Ordinance**, with Assessor Kathy Croker, Environmental Health/Zoning Director Kim Johnson, Terry Murray, and 1 news media present. Merten commented that there were still questions since the whole county isn't mapped. Johnson-If the area isn't mapped, then they aren't subject to the rules. Sometimes the bank requires flood insurance on a loan, so this would help people get affordable insurance. Merten feels that it is a good idea to adopt this plan to help residents obtain the necessary flood insurance. To build within a flood plain, you have to bring it up above the 100 year flood area. There will be a permit required, but it won't cost the farmer. Murray is concerned that it will get turned into the 500 year flood plain. Johnson explained that If we adopt this plan, and the State goes to a 500 year flood plain, then we would have to do the same. Motion by Altena, second by Merten to close the public hearing on the flood plain ordinance. Carried.

Motion by Arends, second by Ringgenberg to approve the 3<sup>rd</sup> reading of the **Flood Plain Ordinance**, and to authorize the Chair to sign. Carried.

**BUENA VISTA COUNTY ORDINANCE NO. 6.9**

**Title: FLOODPLAIN MANAGEMENT ORDINANCE**

**SECTION 1: - Statutory Authority, Findings of Fact and Purpose**

1. The Legislature of the State of Iowa has in Chapter 335, Code of Iowa, as amended, delegated the power to counties to enact zoning regulations to secure safety from flood and to promote health and the general welfare.
2. Findings of Fact
  - a. The flood hazard areas of Buena Vista County are subject to periodic inundation which can result in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base all of which adversely affect the public health, safety and general welfare of the community.
  - b. These flood losses, hazards, and related adverse effects are caused by: (i) The occupancy of flood hazard areas by uses vulnerable to flood damages which create hazardous conditions as a result of being inadequately elevated or otherwise protected from flooding and (ii) the cumulative effect of obstructions on the floodplain causing increases in flood heights and velocities.
3. Statement of Purpose  
It is the purpose of this Ordinance to protect and preserve the rights, privileges and property of Buena Vista County and its residents and to preserve and improve the peace, safety, health, welfare, and comfort and convenience of its residents by minimizing those flood losses described in SECTION 1.2.a of this Ordinance with provisions designed to:

- a. Restrict or prohibit uses which are dangerous to health, safety or property in times of flood or which cause excessive increases in flood heights or velocities.
- b. Require that uses vulnerable to floods, including public facilities which serve such uses, be protected against flood damage at the time of initial construction or substantial improvement.
- c. Protect individuals from buying lands which may not be suited for intended purposes because of flood hazard.
- d. Assure that eligibility is maintained for property owners in the community to purchase flood insurance through the National Flood Insurance Program.

**SECTION 2: - General Provisions**

1. Lands to Which Ordinance Apply

The provisions of this Ordinance shall apply to all lands within the jurisdiction of the county of Buena Vista County which are located within the boundaries of the Floodplain (Overlay) District as established in SECTION 3.

2. Rules for Interpretation of Floodplain (Overlay) District

The boundaries of the Floodplain (Overlay) District areas shall be determined by scaling distances on the official Flood Hazard Boundary Map. When an interpretation is needed as to the exact location of a boundary, the Zoning Administrator shall make the necessary interpretation. The BOARD OF ADJUSTMENT shall hear and decide appeals when it is alleged that there is an error in any requirement, decision, or determination made by the Zoning Administrator in the enforcement or administration of this Ordinance.

3. Compliance

No structure or land shall hereafter be used and no structure shall be located, extended, converted or structurally altered without full compliance with the terms of this Ordinance and other applicable regulations which apply to uses within the jurisdiction of this Ordinance.

4. Abrogation and Greater Restrictions

It is not intended by this Ordinance to repeal, abrogate or impair any existing easements, covenants, or deed restrictions. However, where this Ordinance imposes greater restrictions, the provision of this Ordinance shall prevail. All other ordinances inconsistent with this Ordinance are hereby repealed to the extent of the inconsistency only.

5. Interpretation

In their interpretation and application, the provisions of this Ordinance shall be held to be minimum requirements and shall be liberally construed in favor of the governing body and shall not be deemed a limitation or repeal of any other powers granted by State statutes.

6. Warning and Disclaimer of Liability

The standards required by this Ordinance are considered reasonable for regulatory purposes. This Ordinance does not imply that areas outside the designated Floodplain (Overlay) District areas will be free from flooding or flood damages. This Ordinance shall not create liability on the part of Buena Vista County or any officer or employee thereof for any flood damages that result from reliance on this Ordinance or any administrative decision lawfully made thereunder.

7. Severability

If any section, clause, provision or portion of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

**SECTION 3: - Establishment of Floodplain (Overlay) District**

The areas within the jurisdiction of Buena Vista County having special flood hazards are hereby designated as a Floodplain (Overlay) District and shall be subject to the standards of the Floodplain (Overlay) District (as well as those for the underlying zoning district). The Floodplain (Overlay) District boundaries shall be as shown on the Flood Hazard Boundary Map (FHBM) for Buena Vista County, dated November 15, 1977.

**SECTION 4: - Standards for Floodplain (Overlay) District**

All uses must be consistent with the need to minimize flood damage and meet the following applicable performance standards. Where 100-year flood data has not been provided on the Flood Hazard Boundary Map, the Iowa Department of Natural Resources shall be contacted to compute such data. The applicant will be responsible for providing the Department of Natural Resources with sufficient technical information to make such determination.



1. All development within the Floodplain (Overlay) District shall:
  - a. Be consistent with the need to minimize flood damage.
  - b. Use construction methods and practices that will minimize flood damage.
  - c. Use construction materials and utility equipment that are resistant to flood damage.
  - d. Obtain all other necessary permits from federal, state and local governmental agencies including approval when required from the Iowa Department of Natural Resources.
2. Residential buildings - All new or substantially improved residential structures shall have the lowest floor, including basement, elevated a minimum of one (1) foot above the 100-year flood level. Construction shall be upon compacted fill which shall, at all points, be no lower than 1.0 ft. above the 100-year flood level and extend at such elevation at least 18 feet beyond the limits of any structure erected thereon. Alternate methods of elevating (such as piers) may be allowed subject to favorable consideration by the County Board of Adjustment, where existing topography, street grades, or other factors preclude elevating by fill. In such cases, the methods used must be adequate to support the structure as well as withstand the various forces and hazards associated with flooding. All new residential structures shall be provided with a means of access which will be passable by wheeled vehicles during the 100-year flood.
3. Non-residential buildings - All new or substantially improved non-residential buildings shall have the lowest floor (including basement) elevated a minimum of one (1) foot above the 100-year flood level, or together with attendant utility and sanitary systems, be floodproofed to such a level. When floodproofing is utilized, a professional engineer registered in the State of Iowa shall certify that the floodproofing methods used are adequate to withstand the flood depths, pressures, velocities, impact and uplift forces and other factors associated with the 100-year flood; and that the structure, below the 100-year flood level is watertight with walls substantially impermeable to the passage of water. A record of the certification indicating the specific elevation (in relation to National Geodetic Vertical Datum) to which any structures are floodproofed shall be maintained by the Administrator.
4. All new and substantially improved structures:
  - a. Fully enclosed areas below the "lowest floor" (not including basements) that are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or meet or exceed the following minimum criteria:
    1. A minimum of two openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding shall be provided.
    2. The bottom of all openings shall be no higher than one foot above grade.
    3. Openings may be equipped with screens, louvers, valves, or other coverings or devices provided they permit the automatic entry and exit of floodwaters.Such areas shall be used solely for parking of vehicles, building access and low damage potential storage.
  - b. New and substantially improved structures must be designed (or modified) and adequately anchored to prevent flotation, collapse, or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy.
  - c. New and substantially improved structures must be constructed with electrical, heating, ventilation, plumbing, and air conditioning equipment and other service facilities that are designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.
5. Factory-built homes:
  - a. All factory-built homes, including those placed in existing factory-built home parks or subdivisions, shall be elevated on a permanent foundation such that the lowest floor of the structure is a minimum of one (1) foot above the 100-year flood level.
  - b. All factory-built homes, including those placed in existing factory-built home parks or subdivisions, shall be anchored to resist flotation, collapse, or lateral movement. Methods of anchoring may include, but are not limited to, use of over-the-top or frame ties to ground anchors.

6. Utility and Sanitary Systems:
  - a. On-site waste disposal and water supply systems shall be located or designed to avoid impairment to the system or contamination from the system during flooding.
  - b. All new and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the system as well as the discharge of effluent into flood waters. Wastewater treatment facilities (other than on-site systems) shall be provided with a level of flood protection equal to or greater than one (1) foot above the 100-year flood elevation.
  - c. New or replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system. Water supply treatment facilities (other than on-site systems) shall be provided with a level of protection equal to or greater than one (1) foot above the 100-year flood elevation.
  - d. Utilities such as gas or electrical systems shall be located and constructed to minimize or eliminate flood damage to the system and the risk associated with such flood damaged or impaired systems.
7. Storage of materials and equipment that are flammable, explosive or injurious to human, animal or plant life is prohibited unless elevated a minimum of one (1) foot above the 100-year flood level. Other material and equipment must either be similarly elevated or (i) not be subject to major flood damage and be anchored to prevent movement due to flood waters or (ii) be readily removable from the area within the time available after flood warning.
8. Flood control structural works such as levees, flood walls, etc. shall provide, at a minimum, protection from a 100-year flood with a minimum of 3 ft. of design freeboard and shall provide for adequate interior drainage. In addition, structural flood control works shall be approved by the Department of Natural Resources.
9. Watercourse alterations or relocations must be designed to maintain the flood carrying capacity within the altered or relocated portion. In addition, such alterations or relocations must be approved by the Department of Natural Resources.
10. Subdivisions (including factory-built home parks and subdivisions) shall be consistent with the need to minimize flood damages and shall have adequate drainage provided to reduce exposure to flood damage. Development associated with subdivision proposals (including the installation of public utilities) shall meet the applicable performance standards of this Ordinance. Subdivision proposals intended for residential use shall provide all lots with a means of access which will be passable by wheeled vehicles during the 100-year flood. Proposals for subdivisions greater than five (5) acres or fifty (50) lots (whichever is less) shall include 100-year flood elevation data for those areas located within the Floodplain (Overlay) District.
11. Accessory Structures
  - a. Detached garages, sheds, and similar structures accessory to a residential use are exempt from the 100-year flood elevation requirements where the following criteria are satisfied.
    1. The structure shall not be used for human habitation.
    2. The structure shall be designed to have low flood damage potential.
    3. The structure shall be constructed and placed on the building site so as to offer minimum resistance to the flow of floodwaters.
    4. The structure shall be firmly anchored to prevent flotation which may result in damage to other structures.
    5. The structure's service facilities such as electrical and heating equipment shall be elevated or floodproofed to at least one foot above the 100-year flood level.
  - b. Exemption from the 100-year flood elevation requirements for such a structure may result in increased premium rates for flood insurance coverage of the structure and its contents.

## 12. Recreational Vehicles

- a. Recreational vehicles are exempt from the requirements of SECTION 4(5) of this Ordinance regarding anchoring and elevation of factory-built homes when the following criteria are satisfied.
  1. The recreational vehicle shall be located on the site for less than 180 consecutive days, and,
  2. The recreational vehicle must be fully licensed and ready for highway use. A recreational vehicle is ready for highway use if it is on its wheels or jacking system and is attached to the site only by quick disconnect type utilities and security devices and has no permanently attached additions.
- b. Recreational vehicles that are located on the site for more than 180 consecutive days or are not ready for highway use must satisfy requirements of SECTION 4(5) of this Ordinance regarding anchoring and elevation of factory-built homes.

13. Pipeline river and stream crossings shall be buried in the streambed and banks, or otherwise sufficiently protected to prevent rupture due to channel degradation and meandering.

## **SECTION 5: - Administration**

### 1. Appointment, Duties and Responsibilities of Zoning Administrator

- a. The Zoning Administrator is hereby appointed to implement and administer the provisions of this Ordinance and will herein be referred to as the Administrator.
- b. Duties of the Administrator shall include, but not necessarily be limited to the following:
  1. Review all floodplain development permit applications to assure that the provisions of this Ordinance will be satisfied.
  2. Review floodplain development applications to assure that all necessary permits have been obtained from federal, state and local governmental agencies including approval when required from the Department of Natural Resources for floodplain construction.
  3. Record and maintain a record of the elevation (in relation to National Geodetic Vertical Datum) of the lowest floor (including basement) of all new or substantially improved structures in the Floodplain (Overlay) District.
  4. Record and maintain a record of the elevation (in relation to National Geodetic Vertical datum) to which all new or substantially improved structures have been floodproofed.
  5. Notify adjacent communities/counties and the Department of Natural Resources prior to any proposed alteration or relocation of a watercourse and submit evidence of such notifications to the Federal Emergency Management Agency.
  6. Keep a record of all permits, appeals and such other transactions and correspondence pertaining to the administration of this Ordinance.

### 2. Floodplain Development Permit

- a. Permit Required - A Floodplain Development Permit issued by the Administrator shall be secured prior to any floodplain development (any man-made change to improved and unimproved real estate, including but not limited to buildings or other structures, mining, filling, grading, paving, excavation or drilling operations), including the placement of factory-built homes.
- b. Application for Permit - Application shall be made on forms furnished by the Administrator and shall include the following:
  1. Description of the work to be covered by the permit for which application is to be made.
  2. Description of the land on which the proposed work is to be done (i.e., lot, block, track, street address or similar description) that will readily identify and locate the work to be done.
  3. Indication of the use or occupancy for which the proposed work is intended.
  4. Elevation of the 100-year flood.

5. Elevation (in relation to National Geodetic Vertical Datum) of the lowest floor (including basement) of buildings or of the level to which a building is to be floodproofed.
  6. For buildings being improved or rebuilt, the estimated cost of improvements and market value of the building prior to the improvements.
  7. Such other information as the Administrator deems reasonably necessary (e.g., drawings or a site plan) for the purpose of this Ordinance.
- c. Action on Permit Application - The Administrator shall, within 14 days, make a determination as to whether the proposed floodplain development meets the applicable standards of this Ordinance and shall approve or disapprove the application. For disapprovals, the applicant shall be informed, in writing, of the specific reasons therefore. The Administrator shall not issue permits for variances except as directed by the County Board of Adjustment.
- d. Construction and Use to be as provided in Application and Plans - Floodplain Development Permits based on the basis of approved plans and applications authorize only the use, arrangement, and construction set forth in such approved plans and applications and no other use, arrangement or construction. Any use, arrangement, or construction at variance with that authorized shall be deemed a violation of this Ordinance. The applicant shall be required to submit certification by a professional engineer or land surveyor, as appropriate, registered in the State of Iowa, that the finished fill, building floor elevations, floodproofing, or other flood protection measures were accomplished in compliance with the provisions of this Ordinance, prior to the use or occupancy of any structure.
3. Variance
- a. The BOARD OF ADJUSTMENT may authorize upon request in specific cases such variances from the terms of this Ordinance that will not be contrary to the public interest where, owing to special conditions, a literal enforcement of the provisions of this Ordinance will result in unnecessary hardship. Variances granted must meet the following applicable standards.
    1. Variances shall only be granted upon: (i) a showing of good and sufficient cause, (ii) a determination that failure to grant the variance would result in exceptional hardship to the applicant, and (iii) a determination that the granting of the variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public or conflict with existing local codes or ordinances.
    2. Variances shall only be granted upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
    3. In cases where the variance involves a lower level of flood protection for buildings than what is ordinarily required by this Ordinance, the applicant shall be notified in writing over the signature of the Administrator that: (i) the issuance of a variance will result in increased premium rates for flood insurance up to amounts as high as \$25 for \$100 of insurance coverage and (ii) such construction increases risks to life and property.
  - b. Factors Upon Which the Decision of the Board of Adjustment Shall be Based - In passing upon applications for Variances, the Board shall consider all relevant factors specified in other sections of this Ordinance and:
    1. The danger to life and property due to increased flood heights or velocities caused by encroachments.
    2. The danger that materials may be swept on to other land or downstream to the injury of others.
    3. The proposed water supply and sanitation systems and the ability of these systems to prevent disease, contamination and unsanitary conditions.
    4. The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner.
    5. The importance of the services provided by the proposed facility to the County.

6. The requirements of the facility for a floodplain location.
  7. The availability of alternative locations not subject to flooding for the proposed use.
  8. The compatibility of the proposed use with existing development and development anticipated in the foreseeable future.
  9. The relationship of the proposed use to the comprehensive plan and floodplain management program for the area.
  10. The safety of access to the property in times of flood for ordinary and emergency vehicles.
  11. The expected heights, velocity, duration, rate of rise and sediment transport of the flood water expected at the site.
  12. The cost of providing governmental services during and after flood conditions, including maintenance and repair of public utilities (sewer, gas, electrical and water systems), facilities, streets and bridges.
  13. Such other factors which are relevant to the purpose of this Ordinance.
- c. Conditions Attached to Variances - Upon consideration of the factors listed above, the Board of Adjustment may attach such conditions to the granting of variances as it deems necessary to further the purpose of this Ordinance. Such conditions may include, but not necessarily be limited to:
1. Modification of waste disposal and water supply facilities.
  2. Limitation of periods of use and operation.
  3. Imposition of operational controls, sureties, and deed restrictions.
  4. Requirements for construction of channel modifications, dikes, levees, and other protective measures, provided such are approved by the Department of Natural Resources and are deemed the only practical alternative to achieving the purpose of this Ordinance.
  5. Floodproofing measures.

**SECTION 6: - Nonconforming Uses**

1. A structure or the use of a structure or premises which was lawful before the passage or amendment of this Ordinance, but which is not in conformity with the provisions of this Ordinance, may be continued subject to the following conditions:
  - a. If such use is discontinued for six (6) consecutive months, any future use of the building premises shall conform to this Ordinance.
  - b. Uses or adjuncts thereof that are or become nuisances shall not be entitled to continue as nonconforming uses.
2. If any nonconforming use or structure is destroyed by any means, including flood, it shall not be reconstructed if the cost is more than fifty (50) percent of the market value of the structure before the damage occurred, unless it is reconstructed in conformity with the provisions of this Ordinance. This limitation does not include the cost of any alteration to comply with existing state or local health, sanitary, building or safety codes or regulations or the cost of any alteration of a structure listed on the National Register of Historic Places, provided that the alteration shall not preclude its continued designation.

**SECTION 7: - Penalties for Violation**

Violations of the provisions of this Ordinance or failure to comply with any of the requirements shall constitute a misdemeanor. Any person who violates this Ordinance or fails to comply with any of its requirements shall upon conviction thereof be fined not more than \$500.00 (FIVE HUNDRED) or imprisoned for not more than (30 (THIRTY) days. Nothing herein contained prevent the county of Buena Vista County from taking such other lawful action as is necessary to prevent or remedy violation.

**SECTION 8: - Amendments**

The regulations and standards set forth in this Ordinance may from time to time be amended, supplemented, changed, or repealed. No amendment, supplement, change, or modification shall be undertaken without prior approval of the Department of Natural Resources.

## **(SECTION IX) - Definitions**

Unless specifically defined below, words or phrases used in this Ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this Ordinance its most reasonable application.

**BASE FLOOD** - The flood having one (1) percent chance of being equaled or exceeded in any given year. (See 100-year flood).

**BASEMENT** - Any enclosed area of a building which has its floor or lowest level below ground level (subgrade) on all sides. Also see "lowest floor."

**DEVELOPMENT** - Any man-made change to improved or unimproved real estate, including but not limited to building or other structures, mining, dredging, filling, grading, paving, excavation, drilling operations or storage of equipment or materials. "Development" does not include "minor projects" or "routine maintenance of existing buildings and facilities" as defined in this section. It also does not include gardening, plowing, and similar practices that do not involve filling, grading.

**EXISTING CONSTRUCTION** - Any structure for which the "start of construction" commenced before the effective date of the first floodplain management regulations adopted by the community.

**EXISTING FACTORY-BUILT HOME PARK OR SUBDIVISION** - A factory-built home park or subdivision for which the construction of facilities for servicing the lots on which the factory-built homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed before the effective date of the first floodplain management regulations adopted by the community.

**EXPANSION OF EXISTING FACTORY-BUILT HOME PARK OR SUBDIVISION** - The preparation of additional sites by the construction of facilities for servicing the lots on which the factory-built homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads).

**FACTORY-BUILT HOME** - Any structure, designed for residential use which is wholly or in substantial part, made, fabricated, formed or assembled in manufacturing facilities for installation or assembly and installation, on a building site. For the purpose of this Ordinance factory-built homes include mobile homes, manufactured homes, and modular homes; and also include "recreational vehicles" which are placed on a site for greater than 180 consecutive days and not fully licensed for and ready for highway use.

**FACTORY-BUILT HOME PARK** - A parcel or contiguous parcels of land divided into two or more factory-built home lots for sale or lease.

**FLOOD** - A general and temporary condition of partial or complete inundation of normally dry land areas resulting from the overflow of streams or rivers or from the unusual and rapid runoff of surface waters from any source.

**FLOOD ELEVATION** - The elevation floodwaters would reach at a particular site during the occurrence of a specific flood. For instance, the 100-year flood elevation is the elevation of flood waters related to the occurrence of the 100-year flood.

**FLOOD HAZARD BOUNDARY MAP (FHBM)** - The official map of a community, issued by the Federal Insurance Administrator, which delineates the areas having special flood hazards, designated as Zone A.

**FLOODPLAIN** - Any land area susceptible to being inundated by water as a result of a flood.

**FLOODPLAIN MANAGEMENT** - An overall program of corrective and preventive measures for reducing flood damages and promoting the wise use of floodplains, including but not limited to emergency preparedness plans, flood control works, floodproofing and floodplain management regulations.

**FLOODPROOFING** - Any combination of structural and nonstructural additions, changes, or adjustments to structures, including utility and sanitary facilities, which will reduce or eliminate flood damage to such structures.

**FLOODWAY** - The channel of a river or stream and those portions of the floodplains adjoining the channel, which are reasonably required to carry and discharge flood waters or flood flows so that confinement of flood flows to the floodway area will not cumulatively increase the water surface elevation of the base flood by more than one (1) foot.

**FLOODWAY FRINGE** - Those portions of the floodplain, other than the floodway, which can be filled, leveed, or otherwise obstructed without causing substantially higher flood levels or flow velocities.

**HISTORIC STRUCTURE** - Any structure that is

- a. Listed individually in the National Register of Historic Places, maintained by the Department of Interior, or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing of the National Register;
- b. Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
- c. Individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the Secretary of the Interior; or,
- d. Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified by either (i) an approved state program as determined by the Secretary of the Interior or (ii) directly by the Secretary of the Interior in states without approved programs.

**LOWEST FLOOR** - The floor of the lowest enclosed area in a building including a basement except when all the following criteria are met:

- a. The enclosed area is designed to flood to equalize hydrostatic pressure during floods with walls or openings that satisfy the provisions of SECTION 4(4)a of this Ordinance and
- b. The enclosed area is unfinished (not carpeted, drywalled, etc.) and used solely for low damage potential uses such as building access, parking or storage, and
- c. Machinery and service facilities (e.g., hot water heater, furnace, electrical service) contained in the enclosed area are located at least one (1) foot above the 100-year flood level, and
- d. The enclosed area is not a "basement" as defined in this section.

In cases where the lowest enclosed area satisfies criteria a, b, c, and d above, the lowest floor is the floor of the next highest enclosed area that does not satisfy the criteria above.

**MINOR PROJECTS** - Small development activities (except for filling, grading and excavating) valued at less than \$500.

**NEW CONSTRUCTION** - (new buildings, factory-built home parks) - Those structures or development for which the start of construction commenced on or after the effective date of the first floodplain management regulations adopted by the community and includes any subsequent improvements to such structures.

**NEW FACTORY-BUILT HOME PARK OR SUBDIVISION** - A factory-built home park or subdivision for which the construction of facilities for servicing the lots on which the factory-built homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of the effective date of the first floodplain management regulations adopted by the community and includes any subsequent improvements to such structures.

**ONE HUNDRED (100) YEAR FLOOD** - A flood, the magnitude of which has a one (1) percent chance of being equaled or exceeded in any given year or which, on the average, will be equaled or exceeded at least once every one hundred (100) years.

**RECREATIONAL VEHICLE** - A vehicle which is:

- a. Built on a single chassis;
- b. Four hundred (400) square feet or less when measured at the largest horizontal projection;
- c. Designed to be self-propelled or permanently towable by a light duty truck; and
- d. Designed primarily not for use as a permanent dwelling but as a temporary living quarters for recreational, camping, travel, or seasonal use.

**ROUTINE MAINTENANCE OF EXISTING BUILDINGS AND FACILITIES** – Repairs necessary to keep a structure in a safe and habitable condition that do not trigger a building permit, provided they are not associated with a general improvement of the structure or repair of a damaged structure. Such repairs include:

- a) Normal maintenance of structures such as re-roofing, replacing roofing tiles and replacing siding;
- b) Exterior and interior painting, papering, tiling, carpeting, cabinets, counter tops and similar finish work;
- c) Basement sealing;

- d) Repairing or replacing damaged or broken window panes;
- e) Repairing plumbing systems, electrical systems, heating or air conditioning systems and repairing wells or septic systems.
- f)

**SPECIAL FLOOD HAZARD AREA** - The land within a community subject to the "100-year flood". This land is identified as Zone A on the community's Flood Hazard Boundary Map.

**START OF CONSTRUCTION** - Includes substantial improvement, and means the date the development permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement, was within 180 days of the permit date. The actual start means either the first placement or permanent construction of a structure on a site, such as pouring of a slab or footings, the installation of pile, the construction of columns, or any work beyond the stage of excavation; or the placement of a factory-built home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers, or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of the building, whether or not that alteration affects the external dimensions of the building.

**STRUCTURE** - Anything constructed or erected on the ground or attached to the ground, including, but not limited to, buildings, factories, sheds, cabins, factor-built homes, storage tanks, and other similar uses.

**SUBSTANTIAL DAMAGE** - Damage of any origin sustained by a structure whereby the cost of restoring the structure to its before-damage condition would equal or exceed fifty (50) percent of the market value of the structure before the damage occurred.

**SUBSTANTIAL IMPROVEMENT** - Any improvement to a structure which satisfies either of the following criteria:

1. Any repair, reconstruction, or improvement of a structure, the cost of which equals or exceeds fifty (50) percent of the market value of the structure either (i) before the "start of construction" of the improvement , or (ii) if the structure has been "substantially damaged" and is being restored, before the damage occurred.  
The term does not, however, include any project for improvement of a structure to correct existing violations of state or local health, sanitary, or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions. The term also does not include any alteration of an "historic structure", provided the alteration will not preclude the structure's designation as an "historic structure."
2. Any addition which increases the original floor area of a building by 25 percent or more. All additions constructed after on or after the first floodplain management regulations adopted by the community shall be added to any proposed addition in determining whether the total increase in original floor space would exceed 25 percent.

**VARIANCE** - A grant of relief by a community from the terms of the floodplain management regulations.

**VIOLATION** - The failure of a structure or other development to be fully compliant with the community's floodplain management regulations.

**ADOPTED AND PASSED** by the Board of Supervisors of the County of Buena Vista this 26<sup>th</sup> day of October, 2010.

/s/ Ken Hack, Chair, Board of Supervisors.....Attest: /s/ Susan Lloyd, County Auditor

The time arrived for the public hearing on the 3<sup>rd</sup> and final reading of **Ordinance 6.1A-17**, the re-zoning request of Lee Meyer in Section 21, Elk Township. The Chairman opened the hearing with Assessor Kathy Croker, Environmental Health/Zoning Director Kim Johnson, Terry Murray, and 1 news media present. The Zoning Commission recommended going ahead with the request to re-zone from Agricultural (A-1) to Commercial (C-1) for Business Support Services by Fire Proof Plus at 389 520<sup>th</sup> St. Alta, Ia. Motion by Merten, second by Ringgenberg to close the Public Hearing. Carried.

Motion by Merten, second by Arends, to approve the 3<sup>rd</sup> and final reading of **Ordinance 6.1A-17**, to re-zone a piece of property in Section 21, Elk Township, for Lee Meyer. Carried.



**Ordinance 6.1A-17**  
**BUENA VISTA COUNTY ORDINANCE**

**Title:** AMENDMENT TO ZONING DISTRICTS MAP

Be it enacted by the Board of Supervisors of Buena Vista County, Iowa:

**SECTION 1. Purpose.** The purpose of this ordinance is to amend the Zoning Districts Map with respect to the real estate described in Section 2 below in accordance with Section 10.104 of Ordinance 6.1 of the Buena Vista County 2003 Code of Ordinances.

**SECTION 2. Change to Zoning Districts Map.** The official Zoning Districts Map, referred to in Section 1.105 of Ordinance 6.1 of the Buena Vista County 2003 Code of Ordinances, is amended as follows: A parcel approximately described as follows: the South 90 feet of the North 206 feet of the East 200 feet of Lot B of Section 21, Township 92 North, Range 38 West of the 5<sup>th</sup> P.M., Buena Vista County Iowa. is changed from an "A-1" Agricultural District to a "C-1" Commercial District

**SECTION 3. When Effective.** This ordinance amending the Zoning Districts Map shall be in effect after its final passage and publication as provided by law.

Adopted by the Board of Supervisors on this 26<sup>th</sup> day of October, 2010.

/s/ Ken Hach, Chairperson, Board of Supervisors.....Attest: Susan K. Lloyd, Auditor

The discussion for the **IT Director** position took place. It was the wishes of the Board to create a job description for a "director" position, in charge of the IT Department. The committee was trying to define the responsibilities of the director, but it still doesn't solve the problem of a backup person. Calhoun County doesn't have an IT person, they contract with R & D, and there is a staff person on site one day a week. Their GIS is done through the Assessor's Office. Arends feels that we should advertise for a GIS person with IT experience and see what we get. Maybe then the GIS person could be the backup for the IT Director. For the committee, Arends would recommend that we move to accept this job description. There was discussion on how to advertise, to go with Iowa Workforce Development, and then whether we should ask an outside person with IT experience to interview. Motion by Arends, second by Ringgenberg, to approve the IT job description as presented. Merten is concerned whether the IT Director would be the one in charge of contacting a 3<sup>rd</sup> party vendor for services, or if the Board still has a say in the matter. Hach would like to maintain the computer committee, but Merten feels that the Board needs to take responsibility. Motion carried. The discussion continued about where to advertise. Arends likes to see local interest, but knows that you might want to advertise in a broader range.

Motion by Arends, second by Ringgenberg, to approve and authorize the Chair to sign the **underground utility permit** for H & W Contracting, LLC, Sioux Falls, SD, for a 10" sanitary sewer pipe and (4) 48" manholes for the City of Storm Lake to serve a new sanitary sewer lift station, in the Bargloff Addition. This would be in the County ROW, along 590<sup>th</sup> St., from 500' east of Prairie Road to 700' west of Prairie Road. Ayes: Arends, Hach, Ringgenberg. Nays: Altena, Merten. Carried.

The Engineer had received an **underground utility permit** for Iowa Lake's Regional Water, Spencer, IA for a 4" water main in County ROW for 10,500 feet on the west side of M-50 from Sac County line north to north side of 640<sup>th</sup> St. It is in critical areas due to Outlet Creek. The Engineer is concerned about a possible cave-in. The Engineer will contact them to be sure about the boring by the bridge. This is the longest stretch of County ROW, this is 2 mile stretch. No decision will be made today, pending more information.

Motion by Merten, second by Altena, to approve and authorize the Chair to sign the **underground utility permit** for Iowa Lakes Electric Coop, Estherville, IA, for a 7200 volt power cable, underground to replace overhead, crossing 440<sup>th</sup> St. between Section 11 and 14 of Lee, for service to 1745 440<sup>th</sup> St. Carried.

Ron Ludwig, Executive Director of **UDMO** and Joan Spooner, Storm Lake site director, met with the Board to review their activity from October, 2009 through September, 2010, assisting 2700 individuals in nearly 1000 Buena Vista County households, and presented their request for FY'12 funding of \$19,715.

Building/Grounds Supt. Steve Hammen met to discuss the **outside electrical box**, and lighting of Santa's Castle sleigh, reindeer, and now a large Christmas tree. He is proposing updating the box, for 2-40 amp circuits, on a time clock. They are probably going to a commercial mini-light system. He has a cost from Mechura Electric to install a time clock and breaker and contactors, with a total of \$376.09, and Mechura Electric said they will donate to Santa's Castle, so it won't cost the County. This will be installed in the current electrical box. In the past, the lighted things were running 24 hours. The lights now will be turned off at midnight, and turned off completely after New Year's Day.

Hammen has found a source for **thermostats**, at \$90 each. He needs to replace 14-15 of the current thermostats. With the new thermostats, they can be programmed to turn down the temp at night, and on weekends. He would like to start on the first floor and see how many he can get done.

Hach left the meeting, Vice-Chair Merten conducted the meeting.

Motion by Ringgenberg, second by Altena, to approve the **minutes** of the 10/19 meeting, as printed, and the following **reports**: September 3 County Empowerment minutes, September budget reports for Early Childhood, School Ready, and ARRA Funds, Notice of Hearing on Voluntary Annexation-Bargloff S/D, Notice of Hearing on Voluntary Annexation-McKenna S/D, Farm to Market Road Fund Quarterly Statement (July 1-Sept 30), and FY'10 Genesis Development Annual Report. Ayes: Altena, Arends, Merten, Ringgenberg. Carried.

Hach returned to the meeting.

Motion by Altena, second by Ringgenberg, to approve and authorize the Chair to sign **Resolution #2010-10-26-A**, regarding the voluntary annexation for land in or adjacent to the Bargloff Subdivision. Carried.

**RESOLUTION #2010-10-26-A**

**WHEREAS** the City of Storm Lake, Iowa has initiated a voluntary annexation proceeding for certain lands in or adjacent to the Bargloff Subdivision in Buena Vista County on the north boundary of the City of Storm Lake locally; and,

**WHEREAS** a consultation meeting upon the proposed annexation was held on September 28, 2010; and

**WHEREAS**, Iowa Code Section 368.7 provides that, "Not later than thirty days after the consultation, the board of supervisors of each county that contains all or a portion of the territory to be annexed shall, by resolution, state whether or not it supports the application or whether it takes no position in support of or against the application."

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

That the Board of Supervisors has reviewed and discussed the application for annexation of certain territory within the Bargloff Subdivision and adjacent thereto along north of County Road C-49 and west of U.S. Highway 71 in Buena Vista County and takes no position in support or against the application.

**PASSED AND APPROVED**, this 26<sup>th</sup> day of October, 2010.

/s/ Ken Hach, Chairperson, Board of Supervisors.....Attest: /s/ Susan K. Lloyd, County Auditor

Motion by Arends, second by Ringgenberg to approve and authorize the Chair to sign **Resolution #2010-10-26-B**, regarding the voluntary annexation proceeding for land in or adjacent to the McKenna Addition. Carried.

**RESOLUTION #2010-10-26-B**

**WHEREAS** the City of Storm Lake, Iowa has initiated a voluntary annexation proceeding for certain lands in or adjacent to the McKenna Addition in Buena Vista County on the southeast boundary of the City of Storm Lake locally; and,

**WHEREAS** a consultation meeting upon the proposed annexation was held on September 28, 2010; and

**WHEREAS**, Iowa Code Section 368.7 provides that, "Not later than thirty days after the consultation, the board of supervisors of each county that contains all or a portion of the territory to be

annexed shall, by resolution, state whether or not it supports the application or whether it takes no position in support of or against the application.”

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

That the Board of Supervisors has reviewed and discussed the application for annexation of certain territory within the McKenna Subdivision and adjacent thereto along Highway 7 in Buena Vista County and takes no position in support or against the application.

**PASSED AND APPROVED**, this 26<sup>th</sup> day of October, 2010.

/s/ Ken Hach, Chairperson, Board of Supervisors.....Attest: /s/ Susan K. Lloyd, County Auditor

The Board discussed a letter received from Sioux Rapids Fire Department. There was a question as to how the ambulances are dispatched, and where they are called from. Merten has visited with Sheriff Launderville about it. They have talked to the Hospital and the head ambulance driver, and they will get a current map from the hospital and verify the maps with the Communication Center maps so that the correct ambulance is dispatched. The problem has been addressed and handled.

Motion by Merten, second by Arends, to set the Public Hearing for a FY'11 **budget amendment** as November 16, at 9:00 a.m. in the Boardroom. Carried.

Environmental Health/Zoning Director informed the Board that a member of the **Board of Adjustment** has a member that will need to be replaced. The Board of Adjustment was originally set on Supervisors districts, before 2 of the members were in Storm Lake. How does the Board want to handle this? Lines need to be redrawn, to select people that are not in the City limits of Storm Lake.

There being no further business, motion by Arends, second by Hach, to adjourn the meeting at 11:55 a.m. until November 2, 2010 at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-SECOND MEETING, 2010 SESSION (42)  
NOVEMBER 2, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, November 2, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

CPC Dawn Mentzer met with the Board to discuss Medicaid rule changes and provider contracts. There is a new counseling center, **New Directions**, that is up and running as of November 1. This is an alternative for Plains Area Mental Health Center, which is so busy. Motion by Arends, second by Merten, to approve and authorize the Chair to sign the contract with New Directions. Carried.

**Jackson Recovery Center**, formerly Synergy has revised their contract. We haven't had a contract for 14 years, and it was working well. With this contract, the rates will go up to \$120 per day. If the County wants to continue funding for substance abuse, we will have to have a budget amendment, due to the fact that we only budgeted \$2,000 for the whole fiscal year. Community Family Resources, Fort Dodge, is another option, where the cost would be \$267 for 3 days. This would require a contract also. The other solution is to do nothing. Dawn's recommendation is to stay with Compass Pointe, since we have never been billed for the services. The Board will review both contracts, and will decide at a later date.

CPC Dawn Mentzer discussed changes to the rules regarding **pre-vocational services**, which will affect the MH budget as of October 1<sup>st</sup>. There is proof required to show that the pre-vocational services are warranted, otherwise, they will decertify back to work activity. B.V. County currently has 13 full/part-time recipients of pre-vocational services, and if they would all be decertified, it would add an additional \$113,000 to the budget. Another change would affect the status assigned to people needing services. Based on their testing score, they could be classified as emergent or urgent. If they don't fit either classification, they will be on a list for years and years waiting for services. It will cause the people to move over to 100% county paid services.

Engineer Jon Ites discussed the IDOT report making annual **RR grade improvements**. West Hwy in Alta and M27 improvements are for flashing lights and bars. Nothing has been approved yet for M50. The IDOT look for cost/benefit, and since there hasn't been an accident on M50, they aren't considering it. Ites said that when IDOT comes for a site visit, he will take them to the M50 location to show them the danger at that crossing location. Benefit/cost ratio has to be 1 ½ to 1 in order to get something done.

Engineer Jon ites informed the Board that the new building, north of Bargloff's, has come very close to the main line of **DD #193**. After the area is annexed, if 25% is inside City limits, the Engineer recommends turning DD #193 over to the City of Storm Lake.

A request came from Clay County, regarding **Jt. DD #14-42**. A landowner wants to put a crossing in. Engineer Jon Ites recommends twin 78" culverts, burying the pipe 6" to get the most flow. Motion by Ringgenberg, second by Arends, to accept the Engineer's recommendation. Carried.

**Lust site** on Hudson Street is still on the list-tier 3 reporting, due to the plastic water line the city installed, across the street to the West.

Ites would like to get his **salary contract** worked out before budget time, and also wants to discuss step increases for his employees for July 1.

Motion by Arends, second by Altena, to approve and authorize the Chair to sign the **underground utility permit** for Iowa Lakes Regional Water, Spencer, IA for a 4" main line, in County ROW, starting at 660<sup>th</sup> St. and continuing north for approximately 10,560' on the west side of 160<sup>th</sup> Ave. Carried.

Motion by Merten, second by Arends, to approve and authorize the Chair to sign the **underground utility permit** for Windstream Iowa Communications, Inc., Newton, IA, for a communication cable to replace defective line, along 600<sup>th</sup> St., from the intersection of 210<sup>th</sup> Ave and 600<sup>th</sup> St., 464' east along 600<sup>th</sup> St., to service 2143 600<sup>th</sup> St. Carried.

Ites reported that the County has received the maximum reimbursement allowed, \$200,000, for the **innovative bridge** that was submitted for reimbursement. The total project was \$237,079.04. He reported on the issue with Kruse's drainage problem. Tree roots were causing the problem. They are going to replace the outlet too, as it was rusted out.

Marilyn Monson gave her **tourism** update. The list of the Buena Vista County Historical Sites on the website has been updated. Calendar of community celebrations has been updated. She has secured

a BVC Community Foundation Grant for \$2,000 for a county wide brochure. No matching funds are required, There will be 10,000 brochures printed. Historic sites will be asked to submit pictures, and they will be able to review the brochure before printing. As for the school tour updates, five sites have submitted information packets for schools. Three field trips have been taken so far, and she has a request for reimbursement, submitted for Sioux Central for a total of \$154.46. Monson had attended the Western Iowa Tourism conference in Burlington in October, and is requesting funds to pay for the hotel expenses and mileage. Iowa Federation of Iowa has three priorities for 2011 to advocate for policies that benefit Iowa's tourism industry, grow Iowa economy and significantly contribute to Iowa's revenue stream. She also mentioned that BV County must update its web-site. There are valuable resources in BV County that could help with this. She would like to see it be done locally.

Motion by Arends, second by Altena , to approve the minutes of the 10/26 meeting, as corrected, and the following reports: Recorder's Report of Fees Collected for the quarter ended 9/30/10, NW IA YES Center bed count (Oct 24-Oct 30). Carried.

Motion by Altena, second by Ringgenberg, to proclaim the week of November 14 as Business Appreciation Week in Buena Vista County, and to authorize the Chair to sign. Carried.

**Proclamation Recognizing Business Appreciation Week**

**WHEREAS**, Buena Vista County is pleased to have a thriving base of business and industry to support the local economy; and

**WHEREAS**, these businesses provide essential employment opportunities for the citizens of Buena Vista County and

**WHEREAS**, these businesses provide local revenues from which the entire local citizenry benefit; and

**WHEREAS**, these businesses also make significant contributions in our communities by promoting educational opportunities for our children and promoting a variety of activities which increase the quality of life of the area; and

**WHEREAS**, we recognize and appreciate these businesses; now, therefore, be it

**PROCLAIMED** by the Buena Vista County Board of Supervisors this 2<sup>nd</sup> day of November, 2010, That we hereby recognize our existing businesses and, by virtue of this Proclamation, give notice to our citizens that we salute Those Businesses Who Make IOWA Work; and, be it

**PROCLAIMED FURTHER**, That the week of November 14<sup>th</sup>, 2010, be, and is hereby, Business Appreciation Week in Buena Vista County, Iowa.

ADOPTED this the 2<sup>nd</sup> day of November, 2010.

/s/ Ken Hach, Chairperson.....Attest: /s/ Susan K. Lloyd, Auditor

Sandy Johnson has resigned her position with BV County Community Foundation, and she was the County's representative for the rural area. The Board will try and find a replacement.

Motion by Arends, second by Altena, to set the Flex limits for calendar year 2011 at \$2,500 for medical reimbursement, and \$5,000 for dependent care. Carried.

Motion by Ringgenberg, second by Arends, authorizing the Auditor to Transfer \$10,000 from the General Basic Fund to Conservation Land Acquisition Trust Fund. Carried.

Motion by Merten, second by Hach, to approve vacation carryover for the IT Director, for an additional 18.5 hours over her normal 40 hour carryover. Carried.

There being no further business, motion by Merten, second by Hach, to adjourn the meeting at 12:05 p.m. until November 9, 2010 at 8:30 a.m. for a regular session, and to canvass the General Election.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-THIRD MEETING, 2010 SESSION (43)  
NOVEMBER 9, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, November 9, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

The Chair opened the public hearing on the **minor subdivision** request of Kenneth Edwards, in Section 32, Washington Township. This is the 4<sup>th</sup> split on the parcel. Motion by Arends, second by Altena to close the public hearing and to approve and authorize the Chair to sign **Resolution #2010-11-9-A**, the minor subdivision request of Kenneth Edwards in Section 32, Washington Township. Carried.

**RESOLUTION 2010-11-9-A**

**WHEREAS**, Kenneth R. Edwards as trustee of the Cleesta M. Edwards Trust and as Trustee of the Kenneth R, Edwards Trust has presented a preliminary and final plat (of survey) on the following described property:

**DESCRIPTION LOT D**

**A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE NORTHEAST QUARTER (N ½ NE ¼) OF SECTION 32, TOWNSHIP 92 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Southwest (SW) corner of the Northwest Quarter of the Northeast Quarter (NW ¼ NE ¼); Thence on a previously recorded bearing of North 89° 29' 22" East, along the South line of North Half of the Northeast Quarter (N ½ NE ¼), 901.08 feet to the Point of Beginning. Thence continuing North 89° 29' 22" East, along said South line, 650.00 feet; Thence North 00° 29' 00" West, 325.00 feet; Thence South 89° 29' 22" West, 650.00 feet; Thence South 00° 29' 00" East, 325.00 feet to the Point of Beginning. Hereafter known as Lot D of Section 32, Township 92 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 4.85 Acres and is subject to all easements of record.

**WHEREAS**, the legal description meets with the approval of the Board subject only to the following if any: an access easement shall be granted for parcel.

**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 NORTH HALF OF THE NORTHEAST QUARTER (N ½ NE ¼) OF SECTION 32, TOWNSHIP 92 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Southwest (SW) corner of the Northwest Quarter of the Northeast Quarter (NW ¼ NE ¼); Thence on a previously recorded bearing of North 89° 29' 22" East, along the South line of North Half of the Northeast Quarter (N ½ NE ¼), 901.08 feet to the Point of Beginning. Thence continuing North 89° 29' 22" East, along said South line, 650.00 feet; Thence North 00° 29' 00" West, 325.00 feet; Thence South 89° 29' 22" West, 650.00 feet; Thence South 00° 29' 00" East, 325.00 feet to the Point of Beginning. Hereafter known as Lot D of Section 32, Township 92 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa, is hereby accepted subject to the following if any: an access easement shall be granted for parcel.

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

**DESCRIPTION LOT D**

**A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE NORTHEAST QUARTER (N ½ NE ¼) OF SECTION 32, TOWNSHIP 92 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Southwest (SW) corner of the Northwest Quarter of the Northeast Quarter (NW ¼ NE ¼); Thence on a previously recorded bearing of North 89° 29' 22" East, along the South line of North Half of the Northeast Quarter (N ½ NE ¼), 901.08 feet to the Point of Beginning. Thence continuing North 89° 29' 22" East, along said South line, 650.00 feet; Thence North 00° 29' 00" West, 325.00 feet; Thence South 89° 29' 22" West, 650.00 feet; Thence South 00° 29' 00" East, 325.00 feet to the Point of Beginning. Hereafter known as Lot D of Section 32, Township 92 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa,

PASSED, APPROVED AND ADOPTED this 9<sup>th</sup> day of November, 2010.

/s/ Ken Hach, Chair. Board of Supervisors..... /s/ Auditor, Susan K. Lloyd

The Chair opened the public hearing on the minor subdivision request from Mc Oat Partnership, in Section 19, Providence Township. This is creating 3 parcels that are being sold today at auction. Motion by Arends, second by Ringgenberg, to close the public hearing and to approve and authorize the Chair to sign **Resolution #2010-11-9-B**, the minor subdivision request from Mc Oat Partnership. Carried.

#### RESOLUTION 2010-11-9-B

**WHEREAS**, Mc Oat Partnership has presented a preliminary and final plat (of survey) on the following described properties:

##### DESCRIPTION LOT F

A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE NORTHWEST FRACTIONAL QUARTER (N 1/2 NW FRAC. 1/4) OF SECTION 19, TOWNSHIP 90 NORTH, RANGE 36 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 Fractional Quarter (NW Frac. 1/4) of said Section 19; Thence South 89° 55' 00" West, along the North line of said Northwest Fractional Quarter (NW Frac. 1/4), 966.00 feet to the Point of Beginning. Thence South 00° 32' 28" East, 1318.09 feet to the South line of the North Half of the Northwest Fractional Quarter (N 1/2 NW Frac. 1/4); Thence South 89° 57' 20" West, along said South line, 406.26 feet; Thence North 02° 19' 25" West, 391.18 feet; Thence North 30° 58' 49" West, 231.30 feet; Thence North 25° 33' 19" West, 229.86 feet; Thence North 46° 02' 48" West, 113.74 feet; Thence North 00° 13' 29" West, 170.45 feet; Thence North 03° 04' 30" West, 271.76 feet to the North line of said Northwest Fractional Quarter (NW Frac. 1/4); Thence North 89° 55' 00" East, along said North line, 725.02 feet to the Point of Beginning.

Hereafter known as Lot F of Section 19, Township 90 North, Range 36 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 17.15 acres and is subject to all easements of record.

##### DESCRIPTION LOT G

A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF THE NORTHWEST FRACTIONAL QUARTER (NW 1/4 NW FRAC. 1/4) OF SECTION 19, TOWNSHIP 90 NORTH, RANGE 36 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 Northwest Fractional Quarter (NW Frac. 1/4) of said Section 19; Thence North 89° 55' 00" East, along the North line of said Northwest Fractional Quarter (NW Frac. 1/4) 158.90 feet to the East line of U.S. Highway No. 71, being also the Point of Beginning. Thence along said East line the following four courses: South 00° 17' 52" East, 74.40 feet; Thence South 54° 43' 42" West, 71.20 feet; Thence South 00° 29' 48" East, 725.00 feet; Thence South 01° 49' 49" West, 479.08 feet to the South line of the North Half of the Northwest Fractional Quarter (N 1/2 NW Frac. 1/4); Thence North 89° 51' 10" East, along said South line, 1355.88 feet; Thence North 02° 19' 25" West, 391.18 feet; Thence North 30° 58' 49" West, 231.30 feet; Thence North 25° 33' 19" West, 229.86 feet; Thence North 46° 02' 48" West, 113.74 feet; Thence North 00° 13' 29" West, 170.45 feet; Thence North 85° 00' 40" W, 129.88 feet; Thence North 37° 45' 50" West, 82.00 feet; Thence North 00° 31' 48" West, 195.00 feet to the North line of said Northwest Fractional Quarter (NW Frac. 1/4); Thence South 89° 55' 00" West, along said North line, 791.10 feet to the Point of Beginning.

Hereafter known as Lot G of Section 19, Township 90 North, Range 36 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

Tract contains 34.55 acres and is subject to all easements of record.

DESCRIPTION LOT H

A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF THE NORTHWEST FRACTIONAL QUARTER (NW 1/4 NW FRAC. 1/4) OF SECTION 19, TOWNSHIP 90 NORTH, RANGE 36 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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Hereafter known as Lot H of Section 19, Township 90 North, Range 36 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 1.01 acres and is subject to all easements of record.

**WHEREAS**, the legal description 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 F

A TRACT OF LAND LOCATED IN THE NORTH HALF OF THE NORTHWEST FRACTIONAL QUARTER (N 1/2 NW FRAC. 1/4) OF SECTION 19, TOWNSHIP 90 NORTH, RANGE 36 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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Hereafter known as Lot F of Section 19, Township 90 North, Range 36 West of the 5th P.M., Buena Vista County, Iowa.

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Hereafter known as Lot G of Section 19, Township 90 North, Range 36 West of the 5th P.M., Buena Vista County, Iowa.

DESCRIPTION LOT H

A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF THE NORTHWEST FRACTIONAL QUARTER (NW 1/4 NW FRAC. 1/4) OF SECTION 19, TOWNSHIP 90 NORTH, RANGE



36 WEST OF THE 5TH P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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Hereafter known as Lot H of Section 19, Township 90 North, Range 36 West of the 5th P.M., Buena Vista County, Iowa;

are hereby accepted subject to the following if any: none

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

DESCRIPTION LOT F

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Hereafter known as Lot G of Section 19, Township 90 North, Range 36 West of the 5th P.M., Buena Vista County, Iowa.

DESCRIPTION LOT H

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129.88 feet; Thence North 37° 45' 50" West, 82.00 feet; Thence North 00° 31' 48" West, 195.00 feet to the Point of Beginning.  
Hereafter known as Lot H of Section 19, Township 90 North, Range 36 West of the 5th P.M., Buena Vista County, Iowa.

Tract contains 1.01 acres and is subject to all easements of record.

PASSED, APPROVED AND ADOPTED this 9th day of November, 2010.

/s/ Ken Hach, Chair. Board of Supervisors...../s/ Auditor,  
Susan K. Lloyd

Sheriff Gary Launderville met with the board to discuss **staffing** needs. It has been 17 years since a deputy has been added, that wasn't due to contract law enforcement. The Hospital has also changed their transports, and they are now requesting that the Sheriff transport mental health cases and substance abuse commitments. Time and distance are both issues when doing transports. The individuals have to be evaluated at the hospital first, and then phone calls start to determine where there are beds available for placement of the individual. Sometimes this takes 4-8 hours and then the transport happens. The deputy is required to stay with the individual at the hospital for security and safety reasons. This may be another 6 hours. They may spend 6-18 hours of time tied up and the loss of a deputy to cover the county. Domestic abuse is rising, and it isn't safe to send 1 deputy into this situation. If one is already out on a transport, then they are short. The amount of comp time/overtime earned in the last 2 weeks was 152.6 hours, which equates to 3 ½ men at a 43 hour workweek. There is required training each year, and they are barely able to keep up with this, and no time to attend any other classes or training to better their skills. He is requesting 2 new deputies, as they can't keep up anymore with the demand out there for work or what the public deserves. It is the last thing that he wanted to do, he knows it isn't good timing, but he had no choice, and there is no light at the end of the tunnel. The problem is deciding where it would be paid from, either from General Fund or Rural Basic Fund. Ending fund balances are an issue to be considered, and since we are in the middle of a budget, the levy amounts can't be changed. Motion by Arends, second by Ringgenberg, to authorize the Sheriff to hire 2 additional deputies. Ayes: Arends, Hach, Ringgenberg. Nays: Altena, Merten. Motion carried.

CPC Dawn Mentzer requested the Board's approval to replace an **employee** who has resigned. With Medicaid and Case Management, they need to have a balance in case loads. Currently, they are serving 12 Carroll County Cases. They would like to downsize caseloads a bit. They could transfer the Carroll County cases back to Carroll. Motion by Merten, second by Altena, to authorize Dawn to advertise and replace an employee. Carried.

Engineer Jon Ites met to discuss **staffing**. His department is potentially at 5 or 6 to retire. He would like to look ahead for staffing, and in the Storm Lake area, several could be out the door to retire, and he wouldn't have anything. He would like to hire an individual from Storm Lake to start immediately. Motion by Ringgenberg, second by Arends, to authorize the Engineer to hire Dana Vennick, starting \$2 under the operator I, with 6 month raise intervals bringing him up to the full rate in two years. Carried.

The Engineer presented his **Secondary Road Report**. He has signed the order for bridge damage, estimated at \$101,000. If FEMA accepts this report, then we could receive 75% back, if IDOT accepts the alternate project, as they want to move if from the current location (Lou Morris bridge). He is almost finished with the Category C work. C65 project is progressing, possibly dormant seeding this fall. All of the culverts have been replaced and the asphalt is done. They are working on the road edging. Also, the request that was approved from Clay County last week, now the land owner wants to put a single culvert in. Engineer Ites will meet with Clay County to check it out.

Pursuant to Chapter 50.24 of the 2009 Code of Iowa, and upon completion of the **Canvass** of the tally lists of the November 2, 2010 Buena Vista County General Election, motion by Ringgenberg, second by Altena, to declare the results as follows, and to direct the Auditor to prepare abstracts and certificates of election as necessary:

**TOTAL VOTERS: 5,669** (\*elected, R=Republican, D=Democrat, I=Iowa Party, L=Libertarian, S=Socialist Workers, P=Nominated by Petition)

For **U.S. Senator**

Chuck Grassley-R	4,237	John Heiderscheidt-L	110
Roxanne Conlin-D	1,239	Scattering	4

For **U.S. Representative-5th Dist**

Steve King-R	3,625	Matthew Campbell-D	1,835
Martin James Monroe-P	105	Scattering	1

For the office of **Governor & Lt. Governor**

Terry E. Branstad & Kim Reynolds-R	3,633
Chet Culver & Patty Judge-D	1,741
Jonathon Narcisse & Richard Marlar-I	149
Eric Cooper & Nick Weltha-L	54
David Rosenfeld & Helen Meyers-S	8
Gregory James Hughes & Robin Prior-Calef-P	14
Scattering	14

For the office of **Secretary of State**

Matt Schultz-R	3,326
Michael A. Mauro-D	1,908
Jake Porter-L	140
Scattering	2

For the office of **State Auditor**

David A. Vaudt-R	3,866
Jon Murphy-D	1,501
Scattering	4

For the office of **State Treasurer**

David D. Jamison-R	2,870
Michael L. Fitzgerald-D	2,492
Scattering	3

For the office of **Secretary of Agriculture**

Bill Northey-R	4,027
Francis Thicke-D	1,345
Scattering	5

For the office of **Attorney General**

Brenna Findley-R	2,883
Tom Miller-D	2,583
Scattering	4

For **State Representative—52<sup>nd</sup> Dist**

Gary Worthan-R	4,026
Danuta Hutchins-D	1,455
Scattering	7

For the office of **County Treasurer**

*Kathy Bach-D	4,146
Scattering	27

For the office of **County Recorder**

*Shari O'Bannon-D	4,088
Scattering	28

For the office of **County Attorney**

*Dave Patton-R	4,403
Scattering	84

For the office of **County Auditor-to fill vacancy**

*Susan Kennedy Lloyd-R	4,531
Scattering	17

For **Co. Supervisor-1st Dist**

*Ken Hach-R	4,312
Scattering	48

For **Co. Supervisor-2<sup>nd</sup> Dist**

*Dale Arends -R	3,659
Tim Humes-D	1,551
Scattering	10

For **Co. Supervisor-3<sup>rd</sup> Dist**

*Paul Merton-D	3,806
Scattering	44

For the office of <b>Township Clerk</b>		<b>Trustee</b>	
<b>Barnes</b>	*Bernard Nelson	83	*Ralph Warkentin 85
<b>Brooke</b>	*Stan Hartwell	40	*Jason Fastenow 3
	Scattering	3	Dustin Drzycimski 2
			Greg Drzycimski 2
			Gary Brees 2
			Doug Kracht 2
			Jim Nelson 2
			Kent Patterson 1
			Linda Patterson 1
			Dean West 1
			<b>TRUSTEE-VACANCY</b>
			*Jesse Fastenow 2
			Paul Risvold 1
			Greg Drzycimski 1
			Dean West 1
			Dustin Drzycimski 1
			Al Feikes 1
<b>Coon</b>	*Duane Hornor	72	*Carl Bellows 72
<b>Elk</b>	*Linda Mattson	77	*Ardyce Anderson 82
<b>Fairfield</b>	*James A. Roberts	93	*Lloyd Danielson 94
<b>Grant</b>	*Jean Miller	89	Bruce Richardson 2 (already a trustee)
			*Larry Lucht 1 ### (tie vote broken by
			Leonard Peterson 1 Board of Supervisors)
			Sandra Johnson 1
			Mark Williams 1
			Randal Sievers 1
			Robert Meseck 1
			Dennis Gutz 1
			Steven Christ 1
<b>Hayes</b>	*Richard Rice	232	*Randy Crampton 1 ## (tie vote broken by
	Scattering	1	Thomas Rice 1 Board of Supervisors)
			John Brostad 1
			Duane B. Anderson 1
			Don Jackson 2 (already a trustee)
			John Keenan 1
			Mike Rust 1
			Bill Smith 1
			Virg Bielenberg 1
			Doug Imming 1
			Jim Foell 2 (already a trustee)
			Brian Carlson 1
			Steve Anderson 1
			Larry Foell 1
<b>Lee</b>	*Joy L.. Madsen	71	*Dave Miller 4
			John Pritchard 3
			Claire Ferguson 1
			Jason Bovee 1
			Wendy Sundblad 1
			Doyle Anderson 1
<b>Lincoln</b>	*Dennis V. Anderson	62	*Richard Fondroy 51
			Edwin Madsen 3
			Kenneth Lindquist 1
			Ron Madsen 1
			Michael Rebhuhn 1

			Tom Cavanaugh	1
<b>Maple Valley</b>	*Pat Sand	6	*David Arnts	83
	Phil Lietz	1	Scattering	2
	Bernard Arnts	1		
	Nancy Milard	1		
<b>Newell</b>	*Steve Kier	85	*Tim Baak	79
	Scattering	1	Scattering	1
<b>Nokomis</b>	*James F. Black	111	*Connie Braunschweig	102
			Scattering	1
<b>Poland</b>	*Norris G Olney Jr	49	*Bruce Stone	57
			Scattering	2
<b>Providence</b>	*Stan Peters	90	*Steve White	95
<b>Scott</b>	*Anna Mae Roter-Flink	1	*Charlotte Binder	76
##(tie vote	Marjorie Sievers	1	Scattering	1
Broken by	Trent Hatlen	1		
Superv.)	Brenda Halverson	1		
			<b>TRUSTEE-VACANCY</b>	
			*Gary Small	3
			Marjorie Sievers	1
			Trent Hatlen	1
			Tom Siver	1
			Tom Struve	1
<b>Washington</b>	*Dean Assman	7	*Doug Miller	155
	Gary Rosene	2		
	Glen Huntington	1		
	Mike Kohler	1		
	Paul havens	1		

For the office of **County Hospital Trustee**

*Paul Monson	3,266
*Richard Lampe	3,710
Scattering	19

For **Soil & Water Conservation Comm'r:**

*Robert C. Donahoo	3,032
*Jim Hinkeldey	3,699
Scattering	9

For **Agricultural Extension Councilmembers**

*Donna Queen	3,196		
*Anne E. Thompson-Degner	2,876		
*Patricia Baker	2,940		
*Marilyn D. Johnson	2,826		
*Lee Meyer	3,162	Scattering	48

For **Linn Grove Council-Vacancy**

*Stuart Genson	48
Scattering	6

For **Marathon Council-Vacancy**

*Tony Rydstrom	60
Scattering	9

For **Storm Lake Council-Vacancy**

Bruce Engelman	1,387
Scattering	11

For the office of **County Hospital Trustee-Vac**

\*Brenda Halverson 4,078

Scattering 15

**Supreme Court Judges**

Michael J. Streit Yes-1,747 No-3,278  
Marsha Turnus Yes-1,671 No-3,279  
David L. Baker Yes-1,724 No-3,251

**Court of Appeals Judges**

David R. Danilson Yes-2,367 No-1,796  
Rick Doyle Yes-2,338 No-1,779  
Ed Mansfield Yes-2,325 No-1,788  
Amanda Potterfield Yes-2,319 No-1,781  
Gayle Vogel Yes-2,325 No-1,768

**District Associate Court Judges**

Charles K. Borth Yes-2,477 No-1,642  
David C. Larson Yes-2,477 No-1,599

**Associate Juvenile Judge**

Mary L. Timko Yes-3,486 No-1,094

**Constitutional Amend #1-Iowa's Water/Land** Yes-2,908 No-2,000

**Constitutional Amemd #2-Convention**

Yes-1,610 No-3,123

Motion Carried.

Motion by Arends, second by Altena, to approve and authorize the Chair to sign today's **Claims Approval List**. Carried.

Motion by Altena, second by Ringgenberg, to approve the **minutes** of the 11/2 meeting, as printed, and the following **reports**: October Conservation Board minutes and NW IA YES Center bed count (Oct 31-Nov 6). Carried.

Susan K. Lloyd was sworn in as **County Auditor** by the Board Chairman.

There being no further business, motion by Arends, second by Hach, to adjourn the meeting at 1:00 p.m. until November 16, 2010 at 8:30 a.m. for a special session.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-FOURTH MEETING, 2010 SESSION (44)  
NOVEMBER 16, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, November 16, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Deputy Auditor Leigh Madsen as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

The members of the Buena Vista County Library Association presented their FY'12 Funding Request. Mary Johnson, Albert City and Bette Jolliffe, Marathon spoke on behalf of the group. There was a drop in visits this past year, however most of the decline could be attributed to the bad winter last year. Internet usage is up over previous years. This may be due to the fact that some families can no longer afford the cost of the internet service. This year The Sioux Rapids library became a 3 star library and Albert City became a 4 star library. The Alta School Board and the City Library Board are continuing to meet. They want to make sure the needs of all of the residents are met. Other programs and activities through out the county were highlighted. Hach congratulated the libraries on all of the programs that are done with the limited resources. The Library Association thanked the Board for their continuing support.

Env Health /Zoning Director, Kim Johnson, discussed her investigation regarding a complaint of salvage material being brought in to a residence in the county. The Board directed Johnson to send a letter to the resident requiring him to conform to the Junkyard ordinance or to remove the salvage.

Engineer Jon Ites presented plans for project STP-S-CO11(77)—5E-11 the C29 overlay from Albert City to the Pocahontas county line. Bid letting for this project is February 15<sup>th</sup> 2011. Motion by Arends, second by Ringgenberg to accept the plans. Carried.

Ites commented that there were several rural residents that had pushed snow across the roadway leaving snow on the right-of-way. There are fines that can be enforced. The Board directed the Auditor to prepare a notice for the media.

Ites will be attending a pre-construction conference at 10:00 a.m. today for the Bargloff Water & Sanitary Sewer district.

Ites received a letter from the Iowa DNR. The DNR will not reclassify the Hudson St. LUST site to "no action required" status. The County can request an extension for the next Site Monitoring Report due January 30, 2011 to be submitted after the new software is available.

Ites received a letter requesting a portion of 540<sup>th</sup> Street east of M54 be upgraded from level B to level A. This section of road has been upgraded to class "A" previously and will be added to a winter route.

Motion by Hach, second by Arends to set the bid letting for January 18<sup>th</sup>, 2011 at 10:00 for project L-CIJ-508-73-11 between Sections 7 and 8 Grant Township. Carried

Motion by Merten, second by Ringgenberg to direct Engineer to investigate a drainage problem in Section 17 Scott Township. Carried

The Engineer's Office will be updating their departmental rules. Once completed they will be brought to the Supervisors for approval.

The Chair opened the public hearing for a FY'11 Budget amendment. Notice was published as required. No written objections have been submitted and no objections were offered during the hearing. Motion by Merten, second by Ringgenberg, to close the public hearing. Carried. Motion by Ringgenberg,

second by Altena, to approve the **FY'11 budget amendment** as published, to authorize the Chair to sign, and to approve the following appropriations:

- Increase activity 3200 General Basic Fund (0001) Dept 21 \$10,000
- Increase activity 3100 General Basic Fund (0001) Dept 55 \$2,735
- Increase activity 6320 General Basic Fund (0001) Dept 98 \$828
- Increase activity 8110 General Basic Fund (0001) Dept 07 \$4,577
- Increase activity 8110 General Suppl. Fund (0002) Dept 07 \$4,304
- Increase activity 9200 General Suppl. Fund (0002) Dept 97 \$2,675
- Increase activity 0210 Conservat'n. LAT Fund (0027) Dept 22 \$60,000

Erica Dierking presented the plan for the tree lighting on the Courthouse lawn. The lighting will take place on December 6<sup>th</sup>, after the Miracle on Lake Avenue Parade. The existing evergreen tree on the Courthouse lawn will be used. It was cost prohibitive to bring in a larger tree. The electrical box has been updated and will be on a timer. Fitzpatrick Auto will be the sponsor of the tree. Silk Screen Ink will create a sign naming Fitzpatrick's as the sponsor and thanking others that have helped. The plans have been reviewed with Building and Grounds Superintendent Steve Hammen. Motion by Ringgenberg, second by Arends to accept the plans as presented. Carried

Tom Schuetz of Group Services reviewed our Safe-T-Fund and discussed renewal trends. One area that the county could make some improvements is in the usage of generic drugs over name brand drugs. He also highlighted some of the upcoming changes due to the Health Care Reform.

Motion by Arends, second by Ringgenberg, to approve the following **reports**: October Clerk of District Court, Minutes of the Buena Vista County Solid Waste Commission and Minutes of the Executive Board of the Solid Waste Commission. Carried.

Two names have been forwarded on as possible representatives to the BV Co. Community foundation.

Motion by Merten, second by Arends to direct the County Attorney to request an AGO on placement of juveniles. Ayes, Altena, Arends, Merten and Ringgenberg. Nays Hach. Carried

Motion by Altena, second by Ringgenberg to direct the Chair to sign the application for partial payment #3 to Schmitt Construction re: DD#34 MOD for \$20,039.67.

It was discovered that the name drawn at the canvas to fill the vacancy to the Grant Township Trustee was already serving as a trustee. Another drawing was held. The name of Larry Lucht was drawn.

A request was written from a department head concerning a county employee. The employee has had a medical condition that has and will require extended time off work. The employee has exhausted available sick, comp and vacation time. The request is to ask for donations from any county employees of vacation or comp time to this employee. Motion by Merten, second by Altena to allow employees to donate vacation or comp time in 1/2 day increments. Carried. Forms will be put into the next paycheck.

There being no further business, motion by Arends, second by Ringgenberg, to adjourn the meeting at 12:30 p.m. until November 23, 2010 at 8:30 a.m. for a regular session.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-FIFTH MEETING, 2010 SESSION (45)  
NOVEMBER 23, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, November 23, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Motion by Ringgenberg, second by Altena, to approve today's claims listing with the addition of \$125 payable to Iowa State Sheriff's & Deputies Association, and the following **reports**: Third Judicial District's Annual Report for FY'10, Engineer's Report for Annexation of Drainage District #13, and NW IA YES Center bed count (11-14 thru 11-20). Carried.

Motion by Ringgenberg, second by Arends, to approve the **minutes** of the 11/9 meeting as printed, and the 11/16 meeting, as corrected. Carried.

Motion by Arends, second by Merten, to approve and authorize the Board to sign the plans for **Project L-CIJ-508--73-11** for a 16'X8'X40' precast box culvert. Carried.

Engineer Jon Ites discussed City/County **winter maintenance agreements** for the Cities of Rembrandt, Lakeside, Linn Grove, and Truesdale. Motion by Arends, second by Altena, to approve and authorize the Chair to sign the City/County winter maintenance agreements with the Cities of Lakeside, Linn Grove, Rembrandt, and Truesdale, with no increase in rates. Carried.

Engineer Ites reported that the letting for the **bridge** in sections 8 and 17 of Lincoln Township was awarded to Dixon Construction, Correctionville, IA for \$245,038.28, which is under the Engineer's estimate by \$11,000. Motion by Hach, second by Altena, to accept the low bid of Dixon Construction, Correctionville, IA for the bridge in Sections 8 and 17, Lincoln Township, at a total cost of \$245,038.28, and to authorize the Engineer to expedite the paperwork when it is received. Carried.

Regarding the **Hudson St. LUST site**, the Engineer has received a proposal from Seneca Environmental to bring the site up to date and asked for the extension, with a cost of \$5,315 for both studies and the request for the extension. Motion by Ringgenberg, second by Arends, to approve the proposal received from Seneca Environmental for the fall and spring testing and the request of the extension, for a total cost of \$5,315. Carried.

Motion by Merten, second by Arends, to approve and authorize the Chair to sign the **underground utility permit** of Windstream Iowa Communications, Inc., Newton, IA, for a 12 pr. cable, pedestal to pedestal, from 4950 170<sup>th</sup> St., north in roadway to 4965 170<sup>th</sup> St. Carried.

Motion by Arends, second by Ringgenberg, to approve and authorize the Chair to sign the **underground utility permit** of H & W Contracting, Sioux Falls, SD, for the City of Storm Lake, for the 10" PVC water main through DD #193 near Old Creek Road, along the west side of Business 71 (M44). Carried. Merten wants to be sure that the City of Storm Lake is responsible for any problems, and it doesn't fall back on the Drainage District.

County Attorney Dave Patton introduced Heidi Hansen and Raquel Barahona, employees of his office. Heidi and Raquel are both involved in the **delinquent court debt collection process**. Since the

collection process started in July, 2008, the County's share of the money they have collected is \$35,440.57. They are still in the "black" by \$18,059.24 after deducting the cost of running the program. The problems that they are facing, it is taking too much time for Raquel and Heidi, and other things are falling behind. They would like to add staff to help improve the collection process. Another project for the new hire would be to help get ready for the paperless society, and also cleaning up old court cases. Fines have to be 90 days past due before the county is entitled to a percentage of the money recovered by the County Attorney's Office. There is a possibility that a current employee of the Recorder's Office could come over to the County Attorney's Office 2 half days per week to assist in the collection program.

Arends left the meeting.

Motion by Hach, second by Ringgenberg, to decline the request from Conservation Department to deposit funds from the sale of 2 lawn mowers into the LATF Fund, and to require that the revenue received for the sale be deposited into the General Basic Fund. Ayes: Altena, Hach, Merten, Ringgenberg. Carried.

There being no further business, motion by Ringgenberg, second by Hach, to adjourn the meeting at 10:40 a.m. until November 30, 2010 at 8:30 a.m. for a special session. Ayes: Altena, Hach, Merten, Ringgenberg. Carried.

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Susan Lloyd, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-SIXTH MEETING, 2010 SESSION (46)  
NOVEMBER 30, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, November 30, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, and Ringgenberg, and with Deputy Auditor Leigh Madsen as clerk for the meeting. Absent: Arends and Merten.

Unless otherwise indicated, all of the following motions offered at this meeting were carried with the following vote: Ayes: Altena, Hach, and Ringgenberg. Nays: none. Abstentions: none.

The scheduled appointment with Kuehl & Payer Ltd re: DD #35 Project was postponed until December 7<sup>th</sup>.

Sheriff Gary Launderville introduced two new deputies, Scott Schucknecht with a starting date of 9/13/10 and April Abbas with a starting date of 11/29/10. Abbas is replacing a retiring deputy and Schucknecht will be a contract deputy in Albert City. Two other deputies have been hired and will be starting in December. Sheriff Launderville also informed the board that the transports have not slowed down since he last reported to the board.

Motion by Ringgenberg, second by Altena to approve and authorize the Board to sign the County & City of Albert City agreement for Project No. STP-S-Co-11(77)-5E-11. Carried. The agreement establishes a 50/50 cost share portion of the project within the city limits. The project will receive federal participation of \$420,000, which is estimated to be 45% of total cost.

Engineer Ites received the bridge report and reviewed it with the Board. Four bridges were listed that needed posting changes. Two of those bridges have been repaired or replaced, one bridge is scheduled for bid letting and one will be changed from 10 ton to 5 ton. Engineer Ites also updated the condition of several other bridges through out the county. There are over 140 bridges in the County.

Engineer Ites will be attending the Drainage District Association meeting on Friday. He will check to see if Arends or Merten will also be attending.

Engineer Ites will be attending the annual Engineers meeting in Ames December 7<sup>th</sup> through the 9<sup>th</sup>.

Motion by Ringgenberg, second by Altena, to approve the hiring of Kayla Marron to a full-time position as a case manager at the salary of \$30,000. Carried. CPC Dawn Mentzer said she has had some case management experience and will begin employment on December 7, 2010.

Motion by Altena, second by Ringgenberg, to approve the **minutes** of the 11/23 meeting , and the following **report**: Central Iowa Detention Commission Meeting minutes of 11/2/10.

Motion by Ringgenberg, second by Altena, to approve the extension request of Schmitt Construction on DD #34 tree clearing project to December 17, 2010. Carried.

**Supervisors meeting reports:** Ringgenberg will attend an Early Childhood Iowa meeting December 1<sup>st</sup> and Gingerbread House meeting on December 7<sup>th</sup>. Altena will attend the Solid Waste Commission meeting on December 9<sup>th</sup>.

There being no further business, motion by Ringgenberg, second by Altena, to adjourn the meeting at 10:15 a.m. until December 7, 2010 at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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BUENA VISTA COUNTY  
JANUARY – JUNE 2010  
CLAIMS LIST

3M 678.60; 4IMPRINT 346.11; A & A AUTOMOTIVE 132.05; A & D TECHNICAL SUPPLY CO INC 525.00; A & M LAUNDRY, SERVICES INC 25.00; A/R BLUMBERG EXCELSIOR 30.80; AAF INTERNATIONAL 106.91; ABERSON R/C & ELECTRONICS 51.00; ACE SIGN DISPLAYS INC 42.50; ADVANCED PEST TECHNOLOGY 912.00; ADVANCED SYSTEMS, INC. 7,874.16; AED AUTHORITY, DIVISION OF NARVA ENTERPR 6,690.00; AFLAC 17,941.30; AG PARTNERS L.L.C. 4,068.92; AG PARTNERS LLC 9,937.47; AHLERS & COONEY, P.C. 8,185.18; AIR DELIGHTS INC 265.08; ALBERT CITY CORP 3,900.00; ALBERT CITY TRUESDALE COMMUNIT 3,000.00; ALBERT CITY, CITY OF 278.30; ALBERT CITY-TRUESDALE PRESCH'L 3,000.00; ALEXANDER HAMILTON INSTITUTE I 30.35; ALL ABOUT COMPUTERS INC 440.00; ALLERDINGS, JEAN 42.02; ALLIANT ENERGY 47,233.76; ALPHA WIRELESS COMMUNICATIONS 53,904.00; ALTA BODY SHOP 100.00; ALTA COMMUNITY SCHOOL DISTRICT 5,740.00; ALTA CORP 3,900.00; ALTA IMPLEMENT CO 220.36; ALTA MUNICIPAL UTILITIES 1,958.19; ALTA VFW POST 6172 45.00; AM COM SOFTWARE, INC 1,950.00; AMANI INC 123.05; AMERICAN CONCRETE PRODUCTS INC 549.00; AMERICAN LEGION POST 299 45.00; AMERICAN LEGION POST 394 45.00; AMERICAN RED CROSS 210.00; AMERICAN

RENTAL 1,399.99; AMERICAN SOLUTIONS FOR BUSINES 693.85; ANDERSON, ARDYCE 13.80; ANDERSON, CHARLEEN 278.97; ANDERSON, CODY 280.00; ANDERSON, DENNIS V 35.88; ANDERSON, EVERET 30.00; ANDERSON, ROBERT L 7.36; APCO INTERNATIONAL INC 138.00; AR WE VA SCHOOLS 4,140.00; ARAMARK UNIFORM SERVICES 268.99; ARENDS, DALE 1,050.38; ARENDS, REVA RAE 11.50; ARGOTSINGER, TERRY 138.13; ARMSTRONG, CAROLYN 1,189.28; ARNOLD MOTOR SUPPLY 2,480.27; ARNOLD MOTOR SUPPLY 441.73; ASPHALT PAVING ASSOC OF IOWA 40.00; ASSN FOR PSYCHIATRIC SERV PC 260.00; AUDITOR OF STATE 625.00; AURELIA IMPLEMENT 27.50; B & L STUMP SERVICE 821.00; B & W CONTROL SPECIALISTS 22,729.63; B V CO SECONDARY ROAD 25,089.73; B V CO SOIL CONSERVATION 1,500.00; B V COUNTY HEALTH DEPT 101,905.51; BAILEY, DAN 200.00; BALDER, GARY 400.00; BANKERS TRUST 200.00; BARBER, MARLENE 1,673.50; BARCO MUNICIPAL PRODUCTS, INC 1,475.47; BARGEN INC 34,532.28; BARNES GROUP INC 956.31; BARTHOLOMEW, JAMES 20.00; BEDROCK GRAVEL, INC 2,759.02; BELLOWES, CARL 32.06; BEVING, NORA 166.86; BILL ME LATER BUSINESS 728.42; BLASDEL, MYRTLE M 18.40; BLI LIGHTING SPECIALISTS 220.83; BOB BARKER COMPANY INC 1,297.29; BOB'S COUNTRY BODY SHOP 100.00; BOB'S GARAGE & AUTO SALES 108.15; BODHOLDT BROTHERS 183.13; BODHOLDT, TONY 157.32; BOELTER, VICTORIA 6.44; BOGUE, PAMELA L 903.81; BOMGAARS 3,088.16; BOMGAARS 393.93; BOOTHBY FUNERAL HOME 1,400.00; BOZ WELLZ RESTAURANT 125.00; BRAD'S SERVICE INC 25.50; BREYFOGLE, CECILE C 351.84; BREYFOGLE, JANICE 212.00; BRIGGS CORPORATION 186.77; BROWN SUPPLY CO 1,023.80; BUENA VISTA CO AUDITOR 1,345.00; BUENA VISTA CO ENV HEALTH / ZONE 225.00; BUENA VISTA CO TREASURER 1,512.00; BUENA VISTA CO. SHERIFF 5,240.12; BUENA VISTA COUNTY EMS ASSOC 7,767.00; BUENA VISTA COUNTY FAIR 10,000.00; BUENA VISTA COUNTY JOURNAL 2,898.52; BUENA VISTA COUNTY RECORDER 76.25; BUENA VISTA COUNTY TREASURER 48.00; BUENA VISTA GLASS INC 311.60; BUENA VISTA GLASS INC 26.00; BUENA VISTA REGIONAL MEDICAL C 1,274.15; BUENA VISTA UNIVERSITY 35.00; BUENA VISTA UNIVERSITY, HEALTH SERVICES & WELLNES 2,310.00; BV CO EMPLOYEE HEALTH FUND 460,050.35; BV CO EMPLOYEE HEALTH FUND 32,942.75; BV CO EMPLOYEE HEALTH FUND 10,936.45; BV CO/MUN DISASTER SERV 27,000.00; BV STATIONERY & PRINTING 20,049.91; BVRMC, FITNESS & HEALTH CENTER 359.50; CALHOUN COUNTY PUBLIC HEALTH 17,555.33; CALHOUN-BURNS & ASSOC INC 9,837.40; CANON FINANCIAL SERVICES 1,776.00; CAREFACTS 5,411.50; CARNINE, KIM M. 637.54; CARPENTER UNIFORM COMPANY 137.78; CARROLL COUNTY SHERIFF 19.10; CARROLL GLASS COMPANY INC 1,665.00; CAVANAUGH, TIM 10.00; CCMS 1,728.00; CCP INDUSTRIES INC 1,538.61; CDW GOVERNMENT INC 24,158.16; CENTRAL IOWA DISTRIBUTING INC 2,155.83; CENTURY 21 300.00; CHARTER OAK-UTE SCHOOL 14,965.67; CHEROKEE COUNTY EXTENSION SERV 125.00; CHEROKEE COUNTY SHERIFF 148.00; CHEROKEE COUNTY TREASURER 25.50; CHILDBIRTH GRAPHICS, DIVISON WRS GROUP LTD 2,192.03; CHILDRENS IMAGINATION STATION 9,905.00; CHINDLUND, ANN 813.93; CHRISTENSEN, ROBERT E. 69.88; CHRISTIAN HOME ASSOCIATION 3,172.20; CHRISTIANSEN, DIANE 479.48; CHRONICLE TIMES 108.00; CITIZENS 1ST NAT'L BANK 10,701.06; CITIZENS 1ST NAT'L BANK 2,502.98; CITIZENS 1ST NAT'L BANK 8,134.67; CITIZENS COMMUNITY, CREDIT UNION 2,400.00; CITIZEN'S FIRST NATL BANK, %MIKE SANDHOF (BIRR FARM) 400.00; CITY DIRECTORY INC 547.00; CITY OF SIOUX CITY 8,654.18; CLARINDA YOUTH CORP 5,332.50; CLAUSEN HARDWARE & SERVICE 106.46; CLAUSEN, DEBRA A 40.48; CLAY COUNTY SHERIFF DEPARTMENT 93.00; CLIA LABORATORY PROGRAM 150.00; CLOUGH, CANDY 142.21; COLLECTION SERVICES CENTER 3,202.95; COLOR-IZE INC 958.75; COMMERCIAL SIGN & DESIGN 100.00; COMMUNITY BROADCASTING INC 600.00; COMMUNITY SERVICES ASSOCIATION, % DEB SCHILDROTH, TREAS 50.00; COMPASS POINTE 7,500.00; COMPLIANCE SIGNS INC 72.00; CONSECO HEALTH INS CO 1,140.60; CONSOLIDATED PLASTICS CO INC 734.13; CONTROL SYSTEM SPECIALISTS LC 4,240.00; COOK, AARON 10.60; COPSPLUS INC 158.67; COST ADVISORY SERVICES INC 3,850.00; COUGILL, SHEILA 60.00; COUNCIL AGAINST DOMESTIC ABUSE 2,250.00; COUNTY CASE MANAGEMENT SERVICE 1,361.20; CRAWFORD CO SHERIFF 18.84; CRAWFORD COUNTY HOME HEALTH & 67,174.48; CRIPPIN, DAVID 1,950.00; CRITTENTON CENTER, THE 1,399.50; CROKER, KATHY 430.00; CRYSTEEL TRUCK EQUIP INC 11,707.32; CULLIGAN 247.65; CUSTOM CAGE 635.00; CYLINDER EXPRESS 69.50; DANIELS, TOM 70.00; DANIELSON, LLOYD 4.60; DATAMAXX APPLIED TECHNOLOGIES 1,272.00; DAYS DOOR COMPANY 180.00; DEAN & ASSOCIATES 250.00; DECATUR ELECTRONICS INC 211.80; DELL MARKETING LP 8,287.83; DELTA DENTAL PLAN OF IOWA 37,949.15; DELUXE BUSINESS CHECKS & SOLUT 232.80; DEMUTH, MARTY 19.99; DENTAL DISTRIBUTORS INC 878.58; DEPARTMENT OF VETERANS AFFAIRS 480.85; DES MOINES STAMP MFG CO 735.65; DETAILS, FLOWERS, ETC. 25.00; DFS INC 45.00; DIRECT PROMOTIONS 3,251.95; DISCOUNT SCHOOL SUPPLY 272.73; DLT SOLUTIONS INC 3,621.31; DMACC 100.00; DONAHOO, WANDA 28.52; DOUG'S TRUCK ALIGNMENTS 2,187.06;

DOWDY, ED 10.00; DRIVER, CHERRI 591.97; DRZYCIMSKI, MERRI LYNN 7.36; DUARTE, FANNY 30.00; EADES, CHARLES 28.44; EAST SAC COUNTY SCHOOLS 12,495.00; EAST SAC COUNTY SCHOOLS 6,510.00; EHLERS, DAN 8.28; ELDRED, CHRIS 9.99; ELECTION SYSTEMS & SOFTWARE 21,721.13; ELECTRICAL ENGINEERING & EQUIP 2,576.56; ELECTRONIC ENGINEERING 119.70; EMC 562.46; EMERGITECH INC 15,278.78; EQUITY CONTRACTING INC 3,386.94; ESRI INC 4,400.00; EXHAUST PROS OF STORM LAKE 281.00; FAIRPRINT GRAPHIC SOLUTIONS 432.00; FAREWAY STORE 3,595.87; FASTENAL COMPANY 514.42; FASTENOW, PEG 44.16; FEDEX 22.47; FERGUSON ENTERPRISES INC 44.30; FERGUSON, BRUCE 300.00; FIBELSTAD, MARIE 8.51; FIDLAR COMPANIES 1,676.64; FIDLAR TECHNOLOGIES INC 3,586.38; FILTER CARE OF NEBRASKA 1,662.60; FIRE PROOF PLUS INC 310.90; FIRE SERVICE TRAINING BUREAU 10.00; FIRST COOPERATIVE ASSOC 1,183.87; FIRST COOPERATIVE ASSOCIATION 194,008.51; FITZPATRICK AUTO CENTER INC 3,184.40; FITZPATRICK, TOM 400.00; FLANIGAN, TOM 81.13; FLEET SERVICES 416.17; FLOORS ETC 1,499.99; FLORIDA MICRO, LLC 8,723.42; FLORIDA STATE UNIVERSITY 1,320.00; FORT DEARBORN LIFE INS COMPANY 1,003.00; FOUNDATION ANALYTICAL LAB INC 250.00; FRANCIS, PHYLLIS 5.06; FRANK DUNN CO 455.00; FRANKLIN EDUCATIONAL INSTITUTE 85.00; FRONTIER 764.75; FULLENWORTH, PAUL ROBERT 4,059.96; GALBRAITH, LLOYD F 311.76; GARBAGE HAULING SERVICE 1,698.00; GEISINGER, HAROLD 242.44; GENERAL BASIC FUND 4,280.00; GENESIS DEVELOPMENT 67,580.46; GINGERBREAD HOUSE 11,927.74; GLAXOSMITHKLINE PHARMACEUTICAL 1,006.00; GONZALEZ, TARA 101.09; GRAHAM TIRE CO 19,446.48; GRAINGER 328.50; GRIGGS ENVIRON STRATEGIES 792.00; GROUP SERVICES INC 59,388.50; GROUT SCOUTS INC 1,335.00; GROWS GARBAGE SERVICE 360.00; GRP & ASSOCIATES 335.00; GRUBB, LYLE 408.40; GUERRA, PAULA 132.75; GUTZ, DENNIS 16.32; GUTZ, NORLIN 156.40; HABERMAN, JUDY 582.93; HACH, KEN 687.02; HALDIN, RICHARD 193.60; HALDIN, STEVE 768.16; HAMMEN, STEVEN J 2.00; HANCOCK CONCRETE PRODUCTS INC 9,581.54; HANSEN, HEIDI 280.27; HAROLD ROWLEY RECYCLE CENTER 89,538.51; HARRINGTON, RANDY 200.00; HARTFORD LIFE INS CO 2,875.00; HASELHOFF CONSTRUCTION INC 48,950.00; HEARTLAND INN - AIRPORT 738.08; HECTOR TILE COMPANY INC 1,545.00; HEINSOHN DIGGING & TILING 223.56; HENKEL, SHARON 11.04; HENRY CO SHERIFF'S DEPT 149.88; HILL, LORI LEE 400.00; HIWAY TRUCK EQUIPMENT INC 24,283.18; HOFERMAN, MARGIE 6.44; HOFFARD, MARK S 200.00; HOGREFE, BARB 56.20; HOGREFE, MARLYN 400.00; HOLCOMB TRUCKS-SIOUX CITY 2,239.09; HOLIDAY INN DES MOINES AIRPORT 1,020.99; HOLIDAY INN DES MOINES-NW 336.00; HOLLY HEIGHTS APARTMENTS L.P. 200.00; HOLMES, WESLEY 8.28; HOLTON CUSTOM SIGNS 359.26; HOLZHAUER MOTORS 494.70; HONDO'S SALES & SERVICE 9,706.55; HOPE EVANGELICAL FREE CHURCH 70.00; HOPKINS MEDICAL PRODUCTS 833.90; HORNOR, DUANE 85.41; HORNOR, ELDONA M 9.66; HOTSY EQUIPMENT COMPANY 5,137.00; HOYT, SANDRA K 834.75; HSBC BUSINESS SOLUTIONS 205.03; HULSEBUS, JOAN 55.20; HULTGREN IMPLEMENT CO 683.42; HULTGREN IMPLEMENT INC 398.81; HUNDERTMARK CLEANING SYSTEMS I 1,917.71; HUNTINGTON, SHIRLEY 4.60; HUNZELMAN PUTZIER & CO 11,379.00; HUSMAN, ROD 520.00; HY-VEE FOOD STORE 40.12; HY-VEE INC 5,341.31; HYVEE PHARMACY 18.97; I.S.C.I.A. 300.00; IA DEPT OF PUBLIC SAFETY 1,118.00; IA STATE RESERVE LAW OFFICERS 71.00; IACCB 700.00; IACVA 110.00; IAR, IA ASSOCIATION REALTORS 45.00; ICEA 55.00; ICEA SERVICE BUREAU 71.56; ICIT 200.00; IDALS 15.00; IMAGETEK INC 721.00; IMMANUEL LUTHERAN PRE SCHOOL 660.00; ING LIFE INS & ANNUITIES 78.00; ING LIFE INS & ANNUITY 325.00; INSIGHT DIRECT USA, INC 242.16; INSIGHT PUBLIC SECTOR INC 3,546.05; INSPECTIONS & APPEALS 23.16; INST OF IA CERT ASSESSOR 785.00; INTERSTATE BATTERY SYSTM 552.25; INVENTORY TRADING COMPANY 118.00; IOBP 117.00; IOWA ALLIANCE IN HOME CARE 1,205.00; IOWA ASSOC FOR HOME CARE 149.00; IOWA CHAPTER OF APCO 120.00; IOWA COMMUNITES POOL ADMIN 2,778.42; IOWA COMPUTER DEPOT 210.00; IOWA COUNTY ATTORNEYS ASSOCIAT 492.00; IOWA COUNTY ATTORNEY'S CASE, MANAGEMENT PROJECT 3,670.00; IOWA COUNTY RECORDERS ASSOC 1,727.48; IOWA COUNTY RECORDERS ASSOC 450.00; IOWA DEPARTMENT OF NATURAL RES 625.00; IOWA DEPARTMENT OF TRANSPORTAT 1,314.00; IOWA DEPT OF HUMAN SERVICES 150,955.99; IOWA DEPT OF HUMAN SERVICES 129,384.95; IOWA DEPT OF HUMAN SERVICES 6,031.93; IOWA DEPT OF HUMAN SERVICES 21,286.16; IOWA DEPT OF NATURAL RESOURCES 85.00; IOWA DEPT OF TRANSPORTATION 3,630.30; IOWA DEPT PUBLIC SAFETY 4,390.00; IOWA EMERGENCY MGMNT ASSOC 10.00; IOWA EMERGENCY NUMBER ASSOC 50.00; IOWA ENVIRONMENTAL HEALTH ASN 60.00; IOWA LAKES CORRIDOR DEV CORP 10,000.00; IOWA LAKES ELECTRIC COOP 3,790.11; IOWA LAKES REGIONAL WATER 562.25; IOWA LAW ENFORCEMENT ACADEMY 745.00; IOWA NATURAL HERITAGE FOUNDATI 225.00; IOWA NENA 100.00; IOWA PRISON INDUSTRIES 13,602.57; IOWA SECRETARY OF STATE 164.85; IOWA STATE ASSOC OF COUNTIES 1,305.00; IOWA STATE CO TREASURERS ASSOC 325.00; IOWA STATE

MEDICAL EXAMINER 1,400.00; IOWA STATE SHERIFFS & DEPUTIES 110.00; IOWA STATE UNIVERSITY 150.00; IOWA TELECOM 2,751.49; IOWA TELECOM-PROVIDER 1178 717.99; IOWA WORKFORCE DEVELOPMENT 1,053.75; IOWA WORKFORCE DEVELOPMENT 696.01; IPERS 288,443.02; IPERS, ASSESSOR'S OFFICE 9,805.37; ISAC 1,308.40; ISAC MULTI-COUNTY FUND 500.00; ISACA 415.00; ISU EXTENSION 325.00; ITES, JON 128.37; IVERSEN, MICHELLE 73.55; J VARENHORST FABRICS 411.24; J.W. CONSTRUCTION INC 156,761.40; JACKS UNIFORMS & EQUIPMENT 1,244.26; JACKSON, DONALD 5.52; JACOBS, PRESTON 39.99; JACOBSON SUPPLY, LLC 4,704.44; JANITORS CLOSET LTD 3,587.67; JCL SOLUTIONS-JANITORS CLOSET 957.27; JENSEN ENTERPRISES LTD 395.00; JEO CONSULTING GROUP INC 3,217.00; JIM HAWK TRUCK TRAILERS INC 50.99; JOHN THOMAS INC 245.50; JOHNSON COUNTY SHERIFF'S DEPT 18.00; JOHNSON, CAL 36.80; JOHNSON, GEORGE 13,258.04; JOHNSON, SHIRLEY 73.60; JOHNSTON AUTOSTORES 439.91; JONES NURSERY 430.00; JORDAN, ANNETTE L. 3,263.24; JORGENSEN, ARDEN 11.22; JOURNEYWORKS PUBLISHING 357.50; JT DD #181 LITTLE CEDAR 957.00; JULIUS CLEANERS 1,228.50; KAESER & BLAIR INCORPORATED 312.62; KARR LLC 271.96; KESTEL, HAROLD J. 245.00; KESTEL, JEFF 55.20; KIDS WORLD INC 6,666.26; KIKNBAC AGRI-MART 446.07; KIMBALL-MIDWEST 3,285.35; KIRKHOLM, MARK 54.28; KLEEN SOLUTIONS INC 635.55; KNOLOGY 31,916.79; KNUDTSON, ROYCE 400.00; KOCH BROTHERS 1,104.00; KOOIKER INC 40,780.00; KOSTER, ANNETTE 1,583.27; KRYGER GLASS COMPANY 566.11; KUEHL & PAYER LTD 28,551.05; KUHN, SANDRA L 5.52; L & M ELECTRONICS INC 259.00; LA VOZ DE IOWA 1,125.00; LAB SAFETY SUPPLY INC 309.02; LAKE ELECTRIC SUPPLY 819.99; LARSON OIL & DISTRIBUTING 11,719.69; LAWSON PRODUCTS INC 206.65; LAWSON, CHRIS 19.38; LAYTON TRUCK & EQUIPMENT CO 675.89; LEIDAHN, PAULINE 800.00; LEOS KITCHENS, INC 1,246.52; LETSCHES BIKE SHOP 331.93; LEWIS, CONNIE 19.32; LIGHT AND SIREN 268.00; LINDGREN, DOROTHY GENE 20.24; LINN COUNTY SHERIFF'S DEPT 18.50; LINN GROVE CORP 3,900.00; LINN GROVE, CITY OF 165.90; LITE-FORM TECHNOLOGIES LLC 430.42; LIVERMORE TELEPHONE & COMMUNIC 8,972.80; LLOYD, SUSAN 591.56; LOES, CORY 200.00; LOGISTIC SYSTEMS INC 9,468.00; LORENZEN, ROGER 288.00; LOVETINSKY, DANELLE 237.16; LUND INDUSTRIES INC 73.75; LUND, NORMAN J 43.86; LUNDELL CONSTRUCTION CO INC 10,489.24; M S DOOR SERVICES LTD 720.56; M. LEE SMITH PUBLISHERS LLC 377.00; M.D.PRODUCTS INC 306.64; MACK HANSEN GADD ARMSTRONG & B 1,772.50; MACKAY, MICHELLE 66.32; MADSEN, EUNICE 800.00; MADSEN, LEIGH 225.34; MAGELLAN HEALTH SERVICES, ATTN: JOHN AVERY 136.00; MAIL SERVICES LLC 3,649.54; MAINSTAY SYSTEMS INC 474.00; MALCOM, JUDY 21.16; MANGOLD ENVIRON TESTING INC 5,965.00; MANGOLD, BILL 130.00; MAPLEWOOD EAST APARTMENTS 104.00; MARATHON CORP 3,900.00; MARATHON, CITY OF 712.69; MARKS WELDING & MACHINE 592.25; MARK'S WELDING & MACHINE 793.82; MARSHALL CO SHERIFFS OFFICE 20.00; MARSHALL, CONNIE 18.40; MARTIN MARIETTA MATERIALS 10,551.70; MARTIN, JOAN REILING 106.20; MARTINS FLAG CO 147.78; MASON, MONA 40.48; MASTERCARD 10,748.82; MAYMON, PATTI 1,132.53; MC HONE METAL FABRICATORS, INC, KWIK-BILT INC 960.00; MCKENNA FARMS 400.00; MCSORLEY, DAVID L 2,500.90; MECHURA ELECTRIC, INC 728.51; MEDICARE PART A 2,390.56; MEDLINE INDUSTRIES INC 947.61; MEEVES, DENISE 35.75; MENARDS - SPENCER 1,704.14; MENTZER, DAWN 117.71; MERCY MEDICAL CTR-SIOUX CITY 105.00; MERTEN, DAVID 19.40; MERTEN, PAUL 245.64; MERTEN, STEFANI 400.00; METAL CULVERTS INC 17,836.86; MEUSBURGER, JESSIE DELORES 12.88; MEUSBURGER, LISA 162.07; MEYER, RICK 53.36; MEYER, ROGER 75.44; MEYER, SCOTT 394.83; MICKELSON TIRE INC 4,500.00; MID AMERICAN ENERGY 20,512.59; MID AMERICAN ENERGY COMPANY 15,056.99; MID SIOUX OPPORTUNITY INC 46,701.40; MID-IOWA SALES COMPANY 306.17; MIDWEST CHRISTIAN SERVICES 300.00; MIDWEST CONTRACTING LLC 54,433.28; MIKES LAWN SERVICE INC 1,064.00; MILLER CONSTRUCTION & COMPANY 4,003.75; MILLER, JEAN 21.91; MILNE, RICHARD C 300.00; MIX, MARY BELL 197.93; MOBILE CRUSHING & RECYCLING 23,364.45; MOCIC 400.00; MONSON, MARILYN 207.42; MOODIE REFRIGERATION 300.00; MOORE MEDICAL, LLC 718.64; MORPHO TRAK INC 1,945.00; MORROW, SHIRLEY J 300.00; MORTENSEN, DAVE 9.20; MOTOROLA 10,424.56; MOVALL, WANETTE 32.20; MPH INDUSTRIES INC 43.19; MUELLER, NANCY 11.04; MUMM, JENNA L 53.75; MURPHY TRACTOR & EQUIPMENT CO 908.38; MURPHY, MANITA L. 11.50; NAGENGAST, JODY 211.84; NAPA AUTO PARTS 670.29; NATIONWIDE RETIREMENT SOLUTION 11,363.13; NATL SHERIFF'S ASSOC 132.00; NELSEN, CARL 90.95; NELSON, BERNARD 785.65; NELSON, JOHN 36.72; NEPPLE ELECTRIC INC 326.11; NEW HORIZONS, COMPUTER LEARNING CENTER 590.00; NEW OPPORTUNITIES INC 2,247.68; NEW SIOUX CITY IRON CO 1,210.69; NEW SIOUX IRON COMPANY 135.01; NEWELL AMERICAN LEGION 180.00; NEWELL CHILDREN'S CENTER 2,791.50; NEWELL CORP 3,900.00; NEWELL, CITY OF 281.66; NEWMAN TRAFFIC SIGNS 145.02; NIELSEN, ANGIE 20.00; NIKKEL & ASSOC INC 1,112.10; NISSLY, PEGGY 313.95; NOLL, RICHARD 4.59; NOMAD TRAVEL AGENCY 164.34; NOODLE SOUP,

OF WEINGART DESIGN 739.65; NORLAND MANUFACTURING INC 1,083.06; NORTH AMERICAN SALT COMPANY 83,430.55; NORTH LAKE TRUCK REPAIR 10,645.84; NORTHERN IA CONST PRODUCTS 1,937.86; NORTHERN LIGHTS FOODSERVICE 12,528.82; NORTHERN SAFETY TECHNOLOGY INC 3,871.25; NORTHERN TOOL & EQUIPMENT 1,557.39; NORTHLAND IT SOLUTIONS INC 3,240.00; NORTHWEST AGING ASSOCIATION 5,629.50; NORTHWEST DISTRICT OF ASSESSOR 250.00; NOTARY ROTARY 43.11; NOTHWEHR, CARLENE M 72.22; NRG MEDIA LLC, DBA/KKIA 2,000.00; NW IA PLANNING & DEV COM 4,575.00; NW IA REGIONAL HOUSING TRUST, FUND, INC 10,592.00; NW IA YOUTH EMERGENCY SERVICES 18,750.00; NW IOWA UROLOGISTS PC 143.00; NYP CORP 480.00; O'BANNON, SHARI 77.48; O'BRIEN COUNTY SHERIFF 30.00; O-C TRAILERS INC 5,225.00; ODEBOLT ARTHUR PRESCHOOL 10,561.00; ODEBOLT PUBLIC LIBRARY 15.00; ODEBOLT-ARTHUR COMM SCHOOL 5,605.00; ODEN ENTERPRISES INC 3,232.80; OFFICE DEPOT 1,449.96; OFFICE ELEMENTS 11,617.69; OFFICE EQUIPMENT FINANCE SERV 701.46; OFFICE SYSTEMS COMPANY 2,949.20; OHIO NATIONAL 9,110.00; OHRTMAN, MARY 842.08; OLSEN WELDING & MACHINE 2,035.70; ONE STOP SHOP 100.00; OPEN ARMS PRESCHOOL 2,460.00; ORAL SURGERY ASSOCIATES P.C. 117.00; O'REILLY AUTOMOTIVE INC 307.21; OTIS ELEVATOR COMPANY 1,500.00; OTTO, GARLAND 180.41; PAGE COUNTY SHERIFF'S OFFICE 92.00; PAGES STORM LAKE BAKERY 14.50; PALO ALTO COUNTY SHERIFF 27.50; PARADISE PARK APARTMENTS 400.00; PARROTT & SONS, MATT 256.24; PATTON LAW OFFICE 32,208.41; PATTON, DAVID 148.68; PATTON, DAVID L 1,794.32; PECK SR, RONALD 75.00; PEDERSEN, MIKE 100.00; PETERS, JOHN 45.56; PETERS, JOHN 136.67; PETERSON, JAMES E 4.60; PETTY CASH 158.52; PETTY CASH HEALTH DEPT 111.20; PILOT TRIBUNE 4,320.60; PITNEY BOWES 3,185.36; PITNEY BOWES RESERVE ACCOUNT 4,000.00; PLAGMAN FARMS INC 400.00; PLAINS AREA MENTAL HEALTH INC 60,825.27; PLOEGER, DAVID 106.95; POCAHONTAS CO SHERIFF 81.00; POCAHONTAS COMMUNITY HOSPITAL 118.75; POSTMASTER 4,826.05; PREVENT CHILD ABUSE IOWA 130.00; PRO COOPERATIVE 750.00; PRO ELECT 6,562.08; PROBUILD - STORM LAKE 505.31; PSYCHIATRY, LEE & ASSOCIATES 425.00; PYLE, MINDY 330.85; QUAKERDALE 3,498.75; QUILL CORPORATION 803.88; QUIRIN, CHARLENE 9.20; QWEST 110.91; QWEST 98.30; QWEST 8,021.91; QWEST 913.83; QWEST 151.92; R & D INDUSTRIES INC 15,045.33; RASMUS REALTY 700.00; RASMUSSEN FORD MERCURY INC 621.84; RASSLER, REBECCA 41.40; REBNORD TECHNOLOGIES INC 7,421.60; RECKAMP, RON 13.00; REDENBAUG, PHIL 400.00; REDENBAUGH, P.C., PHIL 365.00; REDENBAUGH, PHIL 110.00; REGENNITTER, JACQUELINE 30.76; REGIONAL TRANSIT AUTHORITY 5,570.00; REHNSTROM, MARY 20.24; REILING, CAROLYN 4.14; REMBRANDT CORP 3,900.00; REMBRANDT, CITY OF 1,820.84; RESERVE ACCOUNT 2,000.00; REX'S ELECTRIC 274.75; RICE, MONICA 10.12; RICE, RICHARD 16.56; RICHARDS CONSTRUCTION CO INC 9,500.00; RIDES 650.00; RITLAND, THERESA A 124.90; ROBERTS, JAMES A 7.36; ROBERTSON, JAKE 280.00; ROGGE, RENEE A 73.50; ROHLFSEN, PHYLLIS 21.16; ROHLFSEN, ROBERT 410.24; RUST'S WESTERN SHED 331.90; SAC COUNTY HEALTH SERVICES 38,312.44; SAC COUNTY SHERIFF 81.50; SANGL, BARB 24.84; SANGL, LARRY 34.04; SASSMAN, JEAN L 145.50; SCHAEFER ENTERPRISES 320.94; SCHALLER CRESTLAND SCHOOL DIST 2,860.00; SCHMILLEN CONSTRUCTION INC 2,656.90; SCHMIT, JOHN 139.07; SCHMITT CONSTRUCTION CO 11,970.00; SCHOENING, ELAINE 190.28; SCHUELKE AUTO COMPANY 111.15; SEASONS CENTER 10,420.38; SEAT 100.00; SECRETARY OF STATE 120.00; SECURITY TRUST 69,408.34; SECURITY TRUST & SAVINGS BANK 153.28; SECURITY TRUST & SAVINGS BANK 523,250.43; SEILER PLUMBING HEATING INC 3,914.00; SELLECK, JAMES 131.40; SENECA COMPANIES 5,866.75; SENECA PLACE APARTMENTS 200.00; SHARE CORP 1,621.77; SIDWELL COMPANY INC, THE 1,320.00; SIEVERS, DELORES 225.25; SIEVERS, ROGER D 402.54; SILK SCREEN INK LTD 1,372.55; SILVERSTONE GROUP, INC. 3,250.00; SIOUX CENTRAL COMM SCHOOL DIST 8,344.60; SIOUX CENTRAL COMMUNITY SCHOOL 7,410.00; SIOUX CITY FOUNDRY CO 77,075.15; SIOUX CITY TRUCK AND TRAILER I 2,725.80; SIOUX CITY WINTRONIC COMPANY 399.65; SIOUX LUMBER 8,472.86; SIOUX RAPIDS CORP 3,900.00; SIOUX RAPIDS, CITY OF 506.96; SIOUX RAPIDS, CITY OF 160.50; SIOUX SALES CO 5,605.85; SIOUXLAND MENTAL HEALTH CENTER 80.00; SIOUXLAND REPORTING SERVICE 242.50; SLEEZER, BONNIE 11.50; SLIEFERT FUNERAL HOMES INC 1,400.00; SMALL, JULIE 482.67; SMITH-LOTTERBOUR-POWERS 1,250.00; SOCIETY OF LAND SURVEYORS-IA 100.00; SOUTHERN CAL SCHOOLS 300.00; SPEERS, TIM 438.84; SPENCER DAILY REPORTER 18.25; SPENCER HOSPITAL 2,730.00; SPENCER POLICE DEPARTMENT 40.50; SPICK, MEGAN R 196.00; SPORTS REHABILITATION & 1,014.88; SR--SNOOK'S CARPET & FURNITURE 1,749.67; ST MARK LUTHERAN CHURCH 45.00; ST MARYS PRESCHOOL 10,060.00; ST ROSE OF LIMA PRESCHOOL 5,350.00; ST. LUKES CENTER FOR 496.00; ST. LUKE'S HEALTH RESOURCES 148.00; ST. PAUL HELPING HANDS PRESCHL 1,920.00; STANDARD & POOR'S FINANCIAL 6,200.00; STANTON ELECTRIC INC 7,409.39; STAPLES CREDIT PLAN 2,330.38; STAR ENERGY LLC 32,124.38; STAR

EQUIPMENT LTD 21.70; STELLE, MONICA 200.00; STEVENS, JOHN 360.95; STILLE PIERCE & PERTZBORN 60,124.00; STONE, BRUCE 400.00; STORM LAKE ACE HARDWARE 1,230.92; STORM LAKE CAB CO 660.00; STORM LAKE CORP 11,700.00; STORM LAKE HONDA 77.95; STORM LAKE HYDRAULICS 1,299.61; STORM LAKE MLS 100.00; STORM LAKE TIMES 5,123.70; STORM LAKE UNITED DEVELOPMENT 7,500.00; STORM LAKE, CITY OF 6,434.01; STORY COUNTY SHERIFFS OFFICE 36.00; STRAND, DAN 306.08; STRAND, DAVE 200.00; STRAND, JEANNE 31.25; STUCYNSKI, DEWYNE R. 7,134.88; SUNSHINE SERVICES OF IA INC 334.50; SWANSON, DALE 3,805.00; SWANSON, LUZVIMINDA 3,630.00; SWANSON, STEVE 400.00; TASC 29,007.20; TAYLOR CONTRACTING CO INC 3,597.84; TEMPLE ALUMINUM FOUNDRY INC 1,120.98; TESSIER'S INC 11,063.81; THE HOME DEPOT 24.28; THE KIPLINGER TAX LETTER 59.00; THE MARCUS NEWS 82.25; THE PRIDE GROUP INC 9,287.46; THE TONER PLACE 434.00; TIMI JORDISON PSYCHOLOGICAL SV 610.00; TREASURER STATE OF IOWA 5,952.29; TREASURER STATE OF IOWA 740.00; TREASURER STATE OF IOWA 3,700.00; TREASURER, IA STATE UNIVERSITY 170.00; TREASURER, STATE OF IOWA 175.00; TREASURER-STATE OF IOWA, IOWA STATE COMPTROLLER 101,236.00; TREAT AMERICA 53.75; TRIMARK CENTRAL BILLING 1,165.00; TRIMARK PHYSICIANS GROUP 140.00; TRUEMAP CORPORATION 25.00; TYLER TECHNOLOGIES 41,309.00; U OF O EMERGENCY MGMT CONFERNC, %BOB CHRISTENSEN TREAS/EM 50.00; U S 20 ASSOCIATION 150.00; U S POSTAL SERVICE 506.60; U.S. POSTAL OFFICE 352.00; ULTRAMAX 2,852.24; UNIFORM DEN, INC 1,338.64; UNITED COMMUNITY HEALTH CENTER 13,085.32; UPPER DES MOINES OPPTY 13,985.90; USPS-STAMP FULFILLMENT SERVICE 255.60; VA CENTRAL IA HEALTH CARE TO 1,290.00; VAN DIEST SUPPLY COMPANY 8,400.00; VAN HOOSER, MARK 225.96; VANDER WERFF & ASSOCIATES INC 1,272.50; VANGUARD APPRAISALS INC 115,399.00; VERICOR LLC 926.00; VERIZON WIRELESS 7,241.98; VETTER EQUIPMENT CO 700.66; VISA 9,399.74; VISION CARE ASSOC PC 689.00; VISION SERVICE PLAN 11,048.95; VISTA PAINTS 210.50; VOGEL TRAFFIC SERVICES INC 22,878.95; VON BOKERN ASSOC INC 4,350.00; WAGGONERS RADIATOR SHOP 165.00; WALMART COMMUNITY 1,074.16; WALMART COMMUNITY/GEMB 532.53; WARKENTIN, RALPH 27.54; WATCH GUARD VIDEO 280.50; WEDE'S LOCK SERVICE 268.00; WEE CARE PRESCHOOL 1,950.00; WEED COMMISSIONER'S ASSN 230.00; WELLMARK BLUE CROSS & BLUE SHI 467,193.94; WESSENDORF, GRACE A 23.92; WEST PAYMENT CENTER 4,543.21; WILEY, DAVID 725.42; WILSON & PECHACEK 8,649.91; WISE, DARLENE F 55.20; WITT, JENNIFER 10.00; WITTMAACK, TIM 600.00; WOGAHN, RUTH 442.42; WOODBURY CO BD OF SUPERVISORS 1,415.00; WOODBURY COUNTY EXTENSION 80.00; WOOTEN RADIATOR SERVICE 725.00; WORENT INC 200.00; XEROX CORP 81.95; XEROX CORPORATION 123.88; YOCUM OIL COMPANY INC 6,296.00; YON FAMILY TRUST, LOLA KELSEY 2,000.00; YOUNG, NATHAN 437.48; YOUNIE, LYNN 135.82; YOUR BABY CAN, LLC 170.96; YOUTH & FAMILY RESOURCE SVCES 13,481.85; YOUTH & SHELTER SERVICES INC 250.00; ZEE MEDICAL INC 481.79; ZIEGLER INC 63,225.41; ZION LUTHERAN PRE SCHOOL 6,260.

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**BOARD OF SUPERVISORS MEETING  
FORTY-SEVENTH MEETING, 2010 SESSION (47)  
DECEMBER 7, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, December 7, 2010 at 8:30 a.m. in the Boardroom with Vice-Chairman Merten presiding, and with the following other members present: Altena, Arends, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Hach.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Pursuant to Chapter 50.24 of the 2009 Code of Iowa, motion by Ringgenberg, second by Altena, to declare the results of the **Canvass** of the 11-30-10 Special City Election for the City of Sioux Rapids as follows:

**Sioux Rapids City Council-Elect 2** - Total Voters 98

Tracy Gotto	59	Elected
Sandy Mouw	60	Elected
James Wise	55	
Scattering	10	

And to direct the Auditor to prepare abstracts as required. Carried.

Motion by Ringgenberg, second by Altena, to approve the **minutes** of the 11/30 meeting, as printed, and the following **reports**: October Emergency Management Commissions Minutes, September VA Commissioners Board Meeting minutes, November VA Commissioners Board Meeting minutes, Plains Area Mental Health Inc. FY'10 Audit Report, November 10 Solid Waste Commission minutes, NW IA Regional Housing Authority FY'10 Annual Report, and November 17 Solid Waste Commission minutes. Carried.

Motion by Arends, second by Altena, to approve and to authorize the Vice-Chair to sign today's **claims approval list**. Carried.

Ivan Droessler, Kuehl & Payer Ltd., met with the Board for discussion about a potential improvement to **DD #35** as one of the pilot projects of Iowa Plan sponsored by IDALS. The project would require the construction of a treatment wetland to be eligible for the program.

Weed Commissioner Dave Wiley met to go over his annual **weed report**. Their Department spot sprayed 4,300 miles. Wiley received 3 calls on weeds, checked out some CRP acres, and reported a few, and they took care of the weeds. They have a carryover of Hi-Dep to be used for next year.

Sandy Johnson, BV County representative on the **Northwest Iowa Regional Housing Authority**, presented the FY'10 annual report. Their funding comes through HUD, so it doesn't cost the County or cities a dime. They help renters, where the Trust Fund helps owners update their houses.

Motion by Arends, second by Merten, to reappoint Sandy Johnson to the **Northwest Iowa Housing Authority** as a representative for Buena Vista County, to approve **Resolution #2010-12-07-A**, the **Certificate of Appointment** of County Representative to Regional Housing Authority, and to authorize the Chair to sign both. Carried.

**CERTIFICATE OF APPOINTMENT OF REPRESENTATIVE  
OF THE HOUSING AUTHORITY OF  
BUENA VISTA COUNTY, IOWA**

**WHEREAS**, the Board of Supervisors of Buena Vista County, Iowa, held a duly authorized regular meeting on the 7th day of December, 2010; and

**WHEREAS**, at said meeting the following resolution was passed and adopted:

**RESOLUTION NO. #2010-12-07-A**

**DECLARING THE NEED FOR A HOUSING AUTHORITY  
IN BUENA VISTA COUNTY, IOWA**

**BE IT RESOLVED** by the Board of Supervisors 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 person 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. That 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 the person's name, respectively, from the 1<sup>st</sup> day of January, 2011 to

The 31<sup>st</sup> day of December, 2015.

Name of Representative: Sandy Johnson Number of years: 5

**IN WITNESS WHEREOF**, I have hereunto signed my name, as Chairperson of the Board of Supervisors of Buena Vista County, Iowa, and caused the official corporate seal of said Buena Vista County, Iowa to be attached hereto this 7th day of December, 2010.

/s/ Paul Merten, Vice-Chair.....Attest: Susan K. Lloyd, Auditor

**CERTIFICATE OF APPOINTMENT  
OF COUNTY REPRESENTATIVE TO  
REGIONAL HOUSING AUTHORITY**

**WHEREAS**, The County of Buena Vista has adopted a Resolution Declaring the need for a Housing Authority in the County of Buena Vista, Iowa, on the 7<sup>th</sup> day of December, 2010.

**WHEREAS**, The County of Buena Vista has signed the Joint Exercise of Powers Agreement for the purpose of Creating a Multi-County Housing Authority, and;

**WHEREAS**, The County of Buena Vista's representative's term has expired as the County's representative on the governing body of the Northwest Iowa Regional 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 Sandy Johnson for a term of 5 year(s) beginning on the 1<sup>st</sup> day of January, 2011.

**IN WITNESS WHEREOF**, I have hereunto signed my name as Chairperson of the Board of Supervisors of Buena Vista County, Iowa and caused the official corporate seal of said County of Buena Vista, Iowa to be attached hereto this 7<sup>th</sup> day of December, 2010.

/s/ Paul Merten, Vice-Chair.....Attest: Susan K. Lloyd, Auditor

Motion by Arends, second by Altena, to approve the request of Public Health to increase their **petty cash** fund from \$100 to \$200. Carried.

Motion by Arends, second by Ringgenberg, to approve the request of payment to J & N Farms, Inc., for stump removal in **Jt. DD #14-42 MOD** for \$2,470.00. Carried.

Motion by Arends, second by Ringgenberg, to approve the request of payment to the City of Storm Lake for **DD #13** for \$6,789.31 and **DD #25** for \$24,056.12. Carried.

Motion by Arends, second by Ringgenberg, to approve and to authorize the Chair to sign the contract and Contractors bond for Dixon Construction, Correctionville, IA, for **Project #BROS-CO11(84)--8J-11**, for a total cost of \$245,038.28. Carried.

**Supervisors meeting reports:** Altena has an Upper Des Moines this afternoon, and then Landfill Commission on Thursday. Merten has a meeting at Eldora this week.

There being no further business, motion by Arends, second by Merten, to adjourn the meeting at 11:40 a.m. until December 14, 2010, at 8:30 a.m. for a special session. Carried.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-EIGHTH MEETING, 2010 SESSION (48)  
DECEMBER 14, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, December 14, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Arlin Hinkeldey, representing the **Hanover Historical Society**, made a FY'12 funding request in the amount of \$1,000, the same as requested for the current year. The project funded this year was restoring an old granary that was given to them. He thanked the Board for the past support.

Janice Danielson and Kristen Watts presented a FY'12 funding request for the **Buena Vista Genealogical Society** in the amount of \$1,000.00, which is the same as the request for FY'11. They appreciate all of the help in the past from the Board.

Engineer Jon Ites met with the Board and presented his **Secondary Road Report**: There was an accident at the Linn Grove River Bridge. A tractor was forced into and took out the guardrail. The cost of repairs was \$1,497.50, and he asked whether damages should be assessed to the tractor driver. The Board wasn't in favor of assessing damages.

Engineer Ites talked about the Iowa Chamber Alliance-road tax proposal. Distribution of funds will be towards the Time-21, and that wouldn't be good for counties.

Regarding the Pocahontas County overlay project, residents asked for the 4-way stop sign to remain at an intersection used as an unofficial detour route, but the Engineer doesn't see the need to have a 4-way stop. There is already north/south stop signs at the intersection.

Contractors have moved in on the bridge project, 3 miles north of 3 & 71 and 1 ½ miles east. It will be closed for construction this winter.

City/County 28E agreement received on the Vestal Street paving project, with the maximum amount of \$124,000. The agreement has been forwarded on to the County Attorney for review.

Supervisors Hach and Ringgenberg will meet with representatives of Secondary Road on Thursday morning.

Gary Lalone-Executive Director and Ed O'Toole-Financial Director of **Storm Lake United** presented their FY'12 funding request in the amount of \$30,000. They are receiving \$10,000 in the current year. They discussed their programs and thanked the Board for their support in the past.

Pam Fiedler, Gar Otto, Glen Huntington, and Mike Diercks met to update the Board on the **Veterans Memorial**. The monuments will be two sided, with the center monument 6'X3' and the 2 outside monuments 7' in length. Lamp posts were discussed along with the lighting and benches. Ringgenberg asked who was paying for the insurance, sidewalks, lighting, bulbs, etc. The Committee will be preparing a budget request for the Supervisors to include in their budget discussion. Dedication will be in September. Future names submitted will be added in April and September, each year, if they have 25 names or more.

Merten and Arends left the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Hach, and Ringgenberg. Nays: none. Abstentions: none.

Colleen Schwanz and Board Member Bob Donahoo, **BV County Soil & Water Conservation District**, thanked the board for their current and past funding. They reviewed the projects funded with the county dollars. Their FY'12 funding request to the county was in the amount of \$3,000, the same as the current year.

Motion by Altena, second by Ringgenberg, to approve the **minutes** of the 12/7 meeting, as printed, and the following **reports**: NW IA YES Center bed count (11/21 thru 11/27), NW IA YES Center bed count (11/28 thru 12/4), November Clerk of Court Fees collected, and November Conservation Board minutes. Carried.

There being no further business, motion by Altena, second by Ringgenberg, to adjourn the meeting at 11:30 a.m. until December 21, 2010, at 8:30 a.m. for a regular session. Carried.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FORTY-NINTH MEETING, 2010 SESSION (49)  
DECEMBER 21, 2010**

The Buena Vista County Board of Supervisors met in regular session on Tuesday, December 21, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Altena

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Treasurer Kathy Bach discussed year end, and whether the Board wanted to do a cash **count**. The consensus was to do a cash count, even though there is an Attorney General's Opinion that says it is no longer a requirement.

Treasurer Kathy Bach and Auditor Susan Lloyd discussed the issuance of stamped warrants to the City of Storm Lake, for **DD #13 and #25**. Motion by Arends, second by Ringgenberg, to approve the Auditor to write a letter to the City of Storm Lake, requesting that all future payments be made to the vendors on the drainage projects, and not to the City, due to a conflict of interest. Carried.

Recorder Shari O'Bannon discussed the future of **passports** and how it will affect her office. There is a chance that passports could be taken out of their office, which they have done for 13 years. Because the Recorder's Office issues vital records, the State is concerned with fraud. If the Recorder can segregate duties, they might be able to keep passports here. Something will change as of May 1, and someone will be here to audit the Recorder's Office before that time to see how things are done. Building/Grounds Supt. Steve Hammen discussed putting in another window and counter for the Recorder's Office for one person to handle passports. Cost is estimated at \$3,476. By making this change, it might help in keeping the passport service here, and continue to bring in revenue.

Kelli Rhiner, Director of the **Newell Children's Center**, made a FY'12 funding request for the Center in the amount of \$1,500, an increase of \$500 over the current year. The proposed use for the funds is for continuing education and CPR training. Last year's funds were used for the staff to attend a child care seminar. Their facility opens at 6:30 a.m., and currently is full with a license for 48 children.

Patti Maymon discussed purchasing **Rosetta Stone**, a training software used to learn Spanish. The cost for the license would be \$1,750, and several departments could use the software. There is money in the IT budget to cover this cost, so no amendment is required. The consensus was to go ahead and purchase the software license.

Engineer Jon Ites discussed the notice of **annexation** to DD #13. This annexation would add new property to the district, and would combine DD#13, DD #13 Sub 1, and DD #40. The Richland Street County Shed would be included in DD #13, which it isn't a part of any drainage district currently

Engineer Ites presented the **Joint City/County 28E Agreement** with the City of Storm Lake on the Vestal Street paving project #STP-U-7422(612)--70-11. This agreement states that the County will reimburse the City at the rate of 24% of the project cost in excess of the federal participation, but not to exceed \$124,000. Motion by Merten, second by Arends, to approve and authorize the Chair to sign the 28E Agreement with the City of Storm Lake on Project #STP-U-7422(612)--70-11, the Vestal Street paving project, with the cost of reimbursement not to exceed \$124,000. Carried.

Motion by Arends, second by Ringgenberg, to approve and authorize the Chair to sign the **NRCS Project Amendment** on the M-27 project, changing the days from 90 days to 180 days. Carried.

Robert Rose, Board Member of **Northwest Iowa Aging**, requested FY'12 funding in the amount of \$11,259 (\$2.70/person age 60 or over). The agency's goal is to keep people in their home and using community based services. County funding is very important, and he thanked the Board for their past support. The request is the same as for the current year.

Marilyn Monson was present to request FY'12 funding for the **Newell Historical Society/Allee Mansion** in the amount of \$1,000. She thanked the Board for their continued support of their living museum.

Motion by Arends, second by Ringgenberg, to reappoint Mark Kirkholm, to the Buena Vista County **Conservation Board** for a 5-yr term expiring 12/31/15. Carried

Mary Sloan and Cindy Johnson, from **Compass Pointe**, presented their FY'12 funding request in the amount of \$18,370, the same amount requested last year. The funds provided to Compass Pointe are used for educational and substance abuse prevention programs.

Marjorie Neulieb, President of the **Buena Vista County Historical Society**, met with the Board to request funds for FY'12 of \$800. She thanked the Board for their continued support.

Hugh Lively, Exec Director of **RIDES**, and Ted Bauer-CFO, presented a FY'12 funding request of \$8,500 (capital and operations) and \$1,300 for Dinner Date. The request is the same as last year. The funding requested would support the operations for services operated by RIDES in Buena Vista County. It would ensure continued services that are supported in part, by Northwest Aging Association and the GENESIS program. The funds this year were used as a local match for Capital Projects, such as vehicles and building projects. They thanked the Board for their continued support.

Motion by Merten, second by Arends, to approve and authorize the Chair to sign Change Order #2 (-\$2,500) and the Pay Estimate #4 submitted by Schmitt Construction Company for work in **DD #34 MOD**, in the amount of \$13,146.75. Carried.

The IT **applications** were reviewed and discussed. No decision was made on the interview process.

Motion by Arends, second by Ringgenberg, to approve today's **claims approval list**, the **minutes** of the 12/14 meeting, as printed, and the following **reports**: Annual Pharmacy Drug Card Report, December Central Iowa Detention Commission minutes, and NW IA YES Center bed count (12/5/10 thru 12/11/10). Carried.

Motion by Ringgenberg second by Arends, authorizing the County Attorney to hire a person for fee collection. Carried.

There being no further business, motion by Merten, second by Hach, to adjourn the meeting at 2:00 p.m. until December 28, 2010, at 8:30 a.m. for a special session. Carried.

Susan Lloyd, Auditor

Ken Hach, Chairperson

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**BOARD OF SUPERVISORS MEETING  
FIFTIETH MEETING, 2010 SESSION (50)  
DECEMBER 28, 2010**

The Buena Vista County Board of Supervisors met in special session on Tuesday, December 28, 2010 at 8:30 a.m. in the Boardroom with Chairman Hach presiding, and with the following other members present: Altena, Arends, Merten, and Ringgenberg, and with Auditor Susan Lloyd as clerk for the meeting.

Unless otherwise indicated, all of the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Arends, Hach, Merten, and Ringgenberg. Nays: none. Abstentions: none.

Zoning Director Kim Johnson presented a minor subdivision request for the Linn Grove Hatchery. Motion by Arends, second by Altena, to approve and to authorize the Chair to sign **Resolution 2010-12-28-A** approving the minor subdivision request of the Linn Grove Hatchery, for a parcel in Section 5 and 6, Barnes Township. Carried.

**RESOLUTION 2010-12-28-A**

**WHEREAS**, Linn Grove Hatchery has presented a preliminary and final plat (of survey) on the following described property:

**DESCRIPTION LOT E**

**A TRACT OF LAND LOCATED IN THE WEST HALF (W. 1/2) OF SECTION 5 AND THE EAST HALF (E. 1/2) OF SECTION 6, ALL IN TOWNSHIP 93 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Northwest (NW) corner of the Southwest Quarter (SW 1/4) of said Section 5; Thence South 03° 13' 39" East along the West line of said Southwest Quarter (SW 1/4), 245.08 feet to the Point of Beginning. Thence South 85° 03' 19" West, 111.04 feet to the centerline of a public roadway; Thence along said centerline on the arc of a 2865.00 foot radius curve concave easterly, 438.91 feet, said curve having a chord which bears North 05° 00' 53" West, for 438.49 feet; Thence continuing along said centerline, North 00° 39' 23" West, 133.28 feet; Thence North 85° 45' 00" East,, 778.25 feet; Thence South 03° 13' 19" East, 562.21 feet; Thence South 85° 03' 19" West, 659.68 feet to the Point of Beginning.

Hereafter known as Lot E of Sections 5 and 6, Township 93 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

**WHEREAS**, the legal description 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 E**

**A TRACT OF LAND LOCATED IN THE WEST HALF (W. ½) OF SECTION 5 AND THE EAST HALF (E. ½) OF SECTION 6, ALL IN TOWNSHIP 93 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Northwest (NW) corner of the Southwest Quarter (SW ¼) of said Section 5; Thence South 03° 13' 39" East along the West line of said Southwest Quarter (SW ¼), 245.08 feet to the Point of Beginning. Thence South 85° 03' 19" West, 111.04 feet to the centerline of a public roadway; Thence along said centerline on the arc of a 2865.00 foot radius curve concave easterly, 438.91 feet, said curve having a chord which bears North 05° 00' 53" West, for 438.49 feet; Thence continuing along said centerline, North 00° 39' 23" West, 133.28 feet; Thence North 85° 45' 00" East, 778.25 feet; Thence South 03° 13' 19" East, 562.21 feet; Thence South 85° 03' 19" West, 659.68 feet to the Point of Beginning.

Hereafter known as Lot E of Sections 5 and 6, Township 93 North, Range 37 West of the 5<sup>th</sup> 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 plat of said:

**DESCRIPTION LOT E**

**A TRACT OF LAND LOCATED IN THE WEST HALF (W. ½) OF SECTION 5 AND THE EAST HALF (E. ½) OF SECTION 6, ALL IN TOWNSHIP 93 NORTH, RANGE 37 WEST OF THE 5<sup>TH</sup> P.M., BUENA VISTA COUNTY, IOWA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

Commencing at the Northwest (NW) corner of the Southwest Quarter (SW ¼) of said Section 5; Thence South 03° 13' 39" East along the West line of said Southwest Quarter (SW ¼), 245.08 feet to the Point of Beginning. Thence South 85° 03' 19" West, 111.04 feet to the centerline of a public roadway; Thence along said centerline on the arc of a 2865.00 foot radius curve concave easterly, 438.91 feet, said curve having a chord which bears North 05° 00' 53" West, for 438.49 feet; Thence continuing along said centerline, North 00° 39' 23" West, 133.28 feet; Thence North 85° 45' 00" East, 778.25 feet; Thence South 03° 13' 19" East, 562.21 feet; Thence South 85° 03' 19" West, 659.68 feet to the Point of Beginning.

Hereafter known as Lot E of Sections 5 and 6, Township 93 North, Range 37 West of the 5<sup>th</sup> P.M., Buena Vista County, Iowa.

PASSED, APPROVED AND ADOPTED this 28<sup>th</sup> day of December, 2010.

/s/ Ken Hach, Chair. Board of Supervisors...../s/ Auditor, Susan K. Lloyd

Jake Heuton, representing the **BV County Ag Society**, presented their FY'12 funding request.

Their request is \$25,000. The funds would be going for a new security fence on the north side of the fairgrounds, and for building repairs and lighting.

Avis Yungbluth, **Sioux Rapids Historical Society**, presented their FY'12 funding request in the amount of \$1,000.00. The funds would be used for painting, and repairs to Abner Bell Cabin roof. They would also like to complete the dental room, and they have a goal to make mannequins to better display their military uniforms. She thanked the Board for their support.

Joey Moore, Secure Tech was not able to be here today.

Motion by Arends, second by Ringgenberg, to approve the **minutes** of the 12/21 meeting, as printed. Carried.

Motion by Hach, second by Ringgenberg, to disallow a **military credit** on parcel #09-26-329-015, due to Iowa Administrative Code Section 80.2(2)(k), stating a divorced person may not claim the military service tax exemption of a former spouse who qualifies for the exemption. Carried.

Motion by Arends, second by Altena, to set the 1<sup>st</sup> reading of **Ordinance #5.8**, Weapons Free Zone. for January 3, 2011, at 8:45 a.m. Carried.

Motion by Altena, second by Arends, to concur with the **Auditor's appointment** of Leigh Madsen to 1<sup>st</sup> deputy auditor, and to approve her salary at 80% of the Auditor's, effective January 3, 2011. Carried.

Motion by Altena, second by Arends, to concur with the **Auditor's appointment** of Barb Henrich to 2<sup>nd</sup> deputy auditor, and to approve her salary at 77% of the Auditor's, effective January 3, 2011. Carried.

Motion by Arends, second by Ringgenberg, to approve the **reports** as follows: Iowa Kids Count 2009, Notice of Public Hearing on McKenna Annexation, Genesis Development Winter newsletter, and PCB Solid Waste Agency Financial Statements. Carried.



Motion by Altena, second by Arends, to approve plans and set the letting date on **Project #L-C-1027--73-11**, as March 1, 2011, at 10:00 a.m. Carried.

Engineer Jon Ites informed the board that he would be trading a **pickup** this budget year, rather than replacing other equipment.

Kathy Evert, **Iowa Lakes Corridor Development Corp** Executive Director made a FY'12 funding request in the amount of \$25,000. Evert thanked the Board for the past support and reviewed the activities of the organization.

The Board asked I.T. Interim Director Patti Maymon to come in and update them on the **I.T. Department** and where she sees this department going. They discussed the need of updating/creating a new website for the County, discussed going forward with GIS, and discussed the need for replacing servers. Maymon would like to see the County moving towards virtualization.

Steve Lind, **Marathon Historical Society** made a funding request for FY'12 in the amount of \$800, the same amount received this current year. He thanked the Board for their continued support of their organization. They were able to purchase Dean Maidens house, which sits on their site, and they would like to use the funds for painting the house.

Dick Aronson met with the Board to request FY'12 funding for the **Albert City Historical Society**, in the amount of \$1,000. They use the funds for day to day expenses. He thanked the Board for their support.

There being no further business, motion by Altena, second by Hach, to adjourn the meeting at 11:30 a.m. until January 3, 2011, at 8:45 a.m. for the organizational meeting of the new year and for a regular session. Carried.

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Susan Lloyd, Auditor

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Ken Hach, Chairperson

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BUENA VISTA COUNTY  
JULY – DECEMBER 2010  
CLAIMS LIST

A & A AUTOMOTIVE 457.18; A & M LAUNDRY, SERVICES INC 325.00; ADVANCED SYSTEMS TECHNOLOGY IN 75.00; ADVANCED SYSTEMS, INC. 653.32; AFLAC 18,205.97; AG PARTNERS L.L.C. 8,225.78; AIRGAS NORTH CENTRAL 151.80; ALBERT CITY CORP 3,900.00; ALBERT CITY HISTORICAL SOCIETY 400.00; ALBERT CITY, CITY OF 279.00; ALEXANDER HAMILTON INSTITUTE I 30.35; ALGONA HEARING CENTER 18.00; ALLERDINGS, JEAN 245.03; ALLIANT ENERGY 11,802.27; ALPHA WIRELESS COMMUNICATIONS 8,757.44; ALS LIQUORS INC 105.00; ALTA CORP 3,900.00; ALTA FIRE DEPARTMENT 5,211.25; ALTA IMPLEMENT CO 104.92; ALTA MUNICIPAL UTILITIES 552.01; AM COM SOFTWARE, INC 975.00; AMCOM SOFTWARE INC 975.00; AMERICAN LEGION POST 299 25.00; AMERICAN LEGION POST 394 135.00; AMERICAN SOLUTIONS FOR BUSINES 48.29; ANDERSON, ARDYCE 7.36; ANDERSON, CHARLEEN 1,270.17; ANDERSON, DENNIS V 11.96; ANDERSON, ELLEN 785.00; APCO INTERNATIONAL INC 368.00; APT US&C 175.00; ARENDS, DALE 420.78; ARGOTSINGER, TERRY 200.00; ARMSTRONG, CAROLYN 1,115.57; ARNOLD MOTOR SUPPLY 2,057.67; ARNOLD MOTOR SUPPLY 3.99; ARONSON PLUMBING & HEATING 242.65; AUBE, JOSEPH 325.00; AUEN, NANCY 59.25; AUTOMATIC DOOR GROUP INC 85.86; B V CO SECONDARY ROAD 3,270.55; B V CO SOIL CONSERVATION 1,500.00; B V COUNTY HEALTH DEPT 84,626.44; BACH, KATHLEEN 201.17; BARCO MUNICIPAL PRODUCTS, INC 2,943.86; BARGLOFF & COMPANY 10.29; BARNES GROUP INC 1,610.56; BARTHOLOMEW, JAMES 20.00; BAUER JIM, C43 400.00; BEAVER TREE SERVICE 33,950.00; BECK EXCAVATING INC 8,855.47; BEDROCK GRAVEL, INC 6,075.08; BEVING, NORA 136.16; BILL ME LATER BUSINESS 348.75; BIOFUEL ENERGY LLC, %RICK YABROFF 800.00; BJK PUMP & GAS CO INC 117.22; BLACKTOP SERVICE COMPANY INC 9,815.36; BLASDEL, MYRTLE M 18.40; BNA BOOKS (DIVISION OF),

BUREAU NATIONAL AFFAIRS 170.00; BOB JOHNSON'S COMPUTER, STUFF, INC 1,744.98; BOB'S COUNTRY BODY SHOP 100.00; BOB'S GARAGE & AUTO SALES 67.17; BODHOLDT BROTHERS 6,373.00; BODHOLDT, DALE 215.00; BODHOLDT, TONY 108.56; BOELTER, VICTORIA 19.32; BOGUE, PAMELA L 336.92; BOMGAARS 3,050.09; BONGARDE HOLDINGS INC 57.95; BOTCHER, STEVEN 200.00; BRAD'S SERVICE INC 15.00; BREYFOGLE, CECILE C 598.24; BREYFOGLE, JANICE 348.00; BRIGGS CORPORATION 229.32; BRIGHTLAND 200.00; BROWN SUPPLY CO 360.00; BROWN, ELIZABETH 4,670.92; BUENA VISTA ABSTRACT & TITLE 150.00; BUENA VISTA CO AUDITOR 144.00; BUENA VISTA CO TREASURER 7,611.00; BUENA VISTA CO WELLNESS 500.00; BUENA VISTA CO. SHERIFF 8,561.48; BUENA VISTA COUNTY 175.00; BUENA VISTA COUNTY 2,446.73; BUENA VISTA COUNTY EXTENSION 175.00; BUENA VISTA COUNTY FAIR 10,000.00; BUENA VISTA COUNTY JOURNAL 2,491.03; BUENA VISTA REGIONAL MEDICAL C 2,140.95; BV CO ATTORNEY 756.00; BV CO EMPLOYEE HEALTH FUND 466,784.78; BV CO EMPLOYEE HEALTH FUND 34,171.27; BV CO EMPLOYEE HEALTH FUND 11,062.43; BV CO HISTORICAL SOCIETY 400.00; BV CO/MUN DISASTER SERV 28,335.00; BV COUNTY GENEALOGICAL SOCIETY 800.00; BV STATIONERY & PRINTING 11,908.01; BVRMC CENTER FOR WOMEN 30.00; BVRMC, FITNESS & HEALTH CENTER 23.35; CALHOUN COUNTY PUBLIC HEALTH 18,155.25; CALHOUN-BURNS & ASSOC INC 11,061.55; CANON FINANCIAL SERVICES 1,776.00; CAREFACTS 5,236.50; CARNINE, KIM M. 563.04; CARPENTER UNIFORM COMPANY 507.20; CARROLL CO COMMUNITY SERVICES 152.40; CARROLL COUNTY SHERIFF 19.00; CARROLL DISTRIBUTING & CONST 252.28; CAVANAUGH FARMS CORP 1,136.64; CAVANAUGH, TOM 2.30; CAVANAUGH, TOM, ROBINSON PEGGY, STEVENS TRST FRED & MARLY 298.38; CCMS 2,057.50; CCP INDUSTRIES INC 1,790.70; CDW GOVERNMENT INC 6,016.31; CENTRAL IOWA DISTRIBUTING INC 1,797.51; CERTIFIED POWER INC 16,456.00; CHEM-TROL INC 3,692.00; CHEROKEE REGIONAL MEDICAL CTR 494.79; CHILDRENS IMAGINATION STATION 2,268.00; CHINDLUND, ANN 804.08; CHRISTENSEN, ROBERT E. 222.00; CHRISTIAN HOME ASSOCIATION 699.75; CHRISTIANSEN, DIANE 985.87; CHRONICLE TIMES 156.00; CITIZENS 1ST NATIONAL BANK 160.50; CITIZENS 1ST NAT'L BANK 8,693.46; CITIZENS 1ST NAT'L BANK 2,033.26; CITIZENS 1ST NAT'L BANK 6,590.55; CITIZENS COMMUNITY, CREDIT UNION 2,400.00; CITY DIRECTORY INC 172.00; CITY OF LAKESIDE 200.00; CITY OF SIOUX CITY 8,564.18; CLARINDA YOUTH CORP 2,744.60; CLAUSEN, DEBRA A 60.72; CLAY COUNTY SHERIFF DEPARTMENT 125.50; COLLECTION SERVICES CENTER 3,532.44; COLOR-IZE INC 1,727.77; COMMERCIAL APPRAISER'S OF IOWA 600.00; COMMERCIAL SIGN & DESIGN 14.00; COMMUNITY SERVICES ASSOCIATION, % DEB SCHILDROTH, TREAS 20.00; COMPASS POINTE 7,500.00; CONSECO HEALTH INS CO 1,153.20; CONTINENTAL RESEARCH CORPORATI 700.22; CONTROL SYSTEM SPECIALISTS LC 3,659.25; COUGILL, SHEILA 6.41; COUNCIL AGAINST DOMESTIC ABUSE 2,250.00; COUNTYLINE AUTO SALVAGERS 460.00; CRAWFORD CO SHERIFF 112.50; CRAWFORD COUNTY AUDITOR 2,535.00; CRAWFORD COUNTY HOME HEALTH & 61,521.98; CRIPPIN, DAVID 2,850.00; CRITTENTON CENTER, THE 5,877.90; CROKER, KATHY 677.39; CROSSROADS MOTEL 150.00; CRYSTEEL TRUCK EQUIP INC 455.00; CULLIGAN 315.09; CULTURAL HERITAGE CONSULTANTS 750.00; CUSTOM CAGE 635.00; CYLINDER EXPRESS 69.50; DANIELS, TOM 50.00; DAYS DOOR COMPANY 1,528.45; DCI - SOR 100.00; DEAN'S D & G CORP, DEAN WILLIAMS, PRES & SEC 3,901.39; DECATUR ELECTRONICS INC 197.25; DELL BUSINESS CREDIT 3,082.47; DELL MARKETING LP 1,614.95; DELTA DENTAL PLAN OF IOWA 36,774.56; DELUXE BUSINESS CHECKS & SOLUT 174.50; DES MOINES POLICE DEPARTMENT, %COLLEEN BARONGAN 47.08; DES MOINES REGISTER, THE 444.00; DES MOINES STAMP MFG CO 134.65; DEYTA LLC 450.00; DFS INC 90.00; DIEHL, DON 208.00; DIRKS, LYNN 10.00; DISTRICT III COUNTY RECORDERS, %BONNIE WHITNEY, TREAS. 50.00; DIXON CONSTRUCTION CO 179,030.25; DLT SOLUTIONS INC 1,135.30; DOHERTY, RAYMOND 89.25; DONAHOO, WANDA 73.60; DOWDY, ED 21.93; DRIVER, CHERRI 98.44; DRZYCIMSKI, DUSTIN 2.76; DRZYCIMSKI, MERRI LYNN 33.12; EAST SAC COUNTY SCHOOLS 6,385.00; EBERSOLE, GREG L 282.79; ECHO PLUS INC 2,208.25; EHLERS, ROBERT 198.91; ELECTION SYSTEMS & SOFTWARE 10,052.28; ELECTRONIC ENGINEERING 2,216.16; ELECTRONIC TRANSACTIONS 2,563.00; ELLRICH, RICHARD 400.00; EMBARKIT, INC 108.00; EMC 156.86; ERICKSON, NORMA 17.48; EVANS, KAY 71.76; EYERLY BALL COMMUNITY MHS 220.00; FAREWAY STORE 2,482.66; FARMERS COOPERATIVE CO 61.90; FARMERS COOPERATIVE CO 35.25; FAS-BREAK WINDSHIELD REPAIR 100.00; FASTENAL COMPANY 703.30; FASTENOW, PEG 46.00; FELD FIRE 75.00; FELLOWS, MARY L 6.44; FERGUSON ENTERPRISES INC 82.84; FILTER CARE OF NEBRASKA 1,671.50; FIRE PROOF PLUS INC 1,245.00; FIRST COMMUNITY BANK 200.00; FIRST COOPERATIVE ASSOC 1,016.89; FIRST COOPERATIVE ASSOCIATION 105,215.33; FISCAL SERVICES BUREAU 1,718.00; FISHER INC, ROY R. 3,800.00; FITCHETT, JO 34.96; FITZPATRICK AUTO CENTER INC 58,983.91; FLEET SERVICES 317.04; FONDROY, RICHARD 2.30; FORT DEARBORN LIFE INS COMPANY 1,000.20; FRANCIS, PHYLLIS 7.36; FRANZMEIER FARM CORP 3,067.78; FRATZKE & JENSEN FUNERAL HOMES 1,298.00; FRAZIER, DEANNA SUE 18.40; FRENCH, TOM 25.15; FRONTIER 1,086.43; FRONTIER COMMUNICATIONS, ATTN:CONF-BONNIE SIMON 27.82; FUNK, JOHAN 200.00; GALBRAITH, LLOYD F 311.76; GARBAGE HAULING SERVICE 1,698.00; GASRITE INC. 16,713.09; GATZEMEYER, ALICIA 10.00; GCC ALLIANCE CONCRETE INC 1,000.50; GCC READY MIX NOR. CENTRAL REG 348.00; GEISINGER FAMILY FARMS LLC 14,172.05; GEISINGER, HAROLD 192.90; GENERAL BASIC FUND 5,767.00; GENESIS DEVELOPMENT 43,716.34; GILLESPIE, JODI K 987.00; GINGERBREAD HOUSE

4,523.42; GLAXOSMITHKLINE PHARMACEUTICAL 3,736.00; GONZALEZ, TARA 85.56; GRAHAM TIRE CO 18,433.95; GRAINGER 48.00; GRAVES CONSTRUCTION CO INC 7,112.37; GROUP SERVICES INC 76,649.25; GRP & ASSOCIATES 158.50; GRUBB, LYLE 452.92; GUERRA, PAULA 100.70; GULL WING INDUSTRIES INC 102.00; HABERMAN, JUDY 973.36; HACH, KEN 584.57; HALDIN, RICHARD 116.80; HALDIN, STEVE 412.21; HAMILTON COUNTY SHERIFF 97.00; HAMMEN, STEVEN J 10.00; HAMMEN, SUE 10.00; HANCOCK CONCRETE PRODUCTS INC 9,196.32; HANOVER HISTORICAL SOCIETY 800.00; HANSEN, HEIDI 216.03; HANSEN, JEFF 43.65; HAROLD ROWLEY RECYCLE CENTER 94,350.25; HARTFORD LIFE INS CO 1,300.00; HARTWELL, STAN 13.80; HEARTLAND INN CORALVILLE 473.71; HEARTLAND SERVICES INC 806.43; HENKEL, SHARON 64.28; HERBST CONSTRUCTION INC 2,462.50; HERRIG, SCOTT 6,511.89; HIRSCHMAN AUTO SERVICE 71.40; HIWAY TRUCK EQUIPMENT INC 10,063.97; HOFERMAN, MARGIE 19.32; HOLCOMB TRUCKS-SIOUX CITY 4,754.40; HOLIDAY INN DES MOINES AIRPORT 716.51; HOLLIDAY, DENNIS 210.00; HONDO'S SALES & SERVICE 396.79; HOPE EVANGELICAL FREE CHURCH 70.00; HORNOR, ELDONA M 32.20; HOTEL JULIEN DUBUQUE 78.40; HOWE SEPTIC TANK, JR JIM 900.00; HOYT, SANDRA K 270.25; HULSEBUS, JOAN 128.80; HULTGREN IMPLEMENT CO 1,049.68; HULTGREN IMPLEMENT INC 78.94; HUNTER, DONNA 10.12; HUNTINGTON, SHIRLEY 13.80; HUNZELMAN PUTZIER & CO 16,808.44; HY-VEE FOOD STORE 84.73; HY-VEE INC 4,388.35; I.A.A.O. 350.00; IA COUNTIES PUBLIC HEALTH ASSO, C/O TAMA CO PUBLIC HEALTH 50.00; IA LAW ENFORCEMENT INTELLIGENC 165.00; IACCBE BOB ETZEL TREASURER, TAMA CO. CONSERVATION 190.00; IACCVA 60.00; IACME 125.00; IAN TREASURER, %LAURA DECOOK 73.50; IAR, IA ASSOCIATION REALTORS 45.00; ICEOO 150.00; ICIT 55.00; ICUBE 200.00; IDALS 70.00; IEHA 170.00; IEMA 100.00; IMMANUEL LUTHERAN PRE SCHOOL 1,380.00; ING LIFE INS & ANNUITIES 78.00; ING LIFE INS & ANNUITY 325.00; INGENIX INC 146.91; INSIGHT PUBLIC SECTOR INC 1,157.01; INTERSTATE BATTERY SYSTM 1,009.50; IOWA ALLIANCE IN HOME CARE 935.00; IOWA CAREGIVERS ASSOCIATION 45.00; IOWA CHAPTER IAAI 20.00; IOWA CHAPTER OF APCO 145.00; IOWA COUNTY ATTORNEYS ASSOCIAT 860.00; IOWA DEPT OF HUMAN SERVICES 148,198.26; IOWA DEPT OF HUMAN SERVICES 151,485.57; IOWA DEPT OF HUMAN SERVICES 4,163.65; IOWA DEPT OF HUMAN SERVICES 15,791.27; IOWA DEPT OF NATURAL RESOURCES 470.00; IOWA DEPT OF NATURAL RESOURCES 1,040.00; IOWA DEPT OF PUBLIC HEALTH, %VICTORIA HUTTON 202.50; IOWA DEPT OF TRANSPORTATION 2,079.66; IOWA DEPT OF TRANSPORTATION 250.00; IOWA DEPT PUBLIC SAFETY 5,436.00; IOWA DISTRIBUTING CO INC 400.03; IOWA DRAINAGE DIST ASSOC 5,680.00; IOWA EMERGENCY NUMBER ASSOC 50.00; IOWA EMERGENCY NUMBER ASSOC, IOWA NENA SECRETARY 90.00; IOWA GOOD ROADS ASSOC 80.00; IOWA GREAT LAKES CHAPTER OF 155.00; IOWA HEALTH PHYSICIANS 296.00; IOWA HOIST & CRANE INC 969.00; IOWA LAKES CORRIDOR DEV CORP 10,000.00; IOWA LAKES ELECTRIC COOP 4,093.66; IOWA LAKES REGIONAL WATER 6,071.76; IOWA LAW ENFORCEMENT ACADEMY 785.00; IOWA PRISON INDUSTRIES 3,666.85; IOWA SECRETARY OF STATE 1,693.98; IOWA STATE ASSOC OF COUNTIES 5,545.00; IOWA STATE MEDICAL EXAMINER 10,762.10; IOWA STATE SHERIFFS & DEPUTIES 1,010.00; IOWA STATE UNIVERSITY, REGISTRATION SERVICES 670.00; IOWA TELECOM 2,762.74; IOWA TELECOM-PROVIDER 1178 615.42; IOWA WORKFORCE DEVELOPMENT 126.49; IOWWA, % ALICE VINSAND, INC. 190.00; IPERS 309,121.83; IPERS, ASSESSOR'S OFFICE 9,775.52; ISAC 1,535.60; ISACA 30.00; ISDER, MELISSA 83.72; ITES, JON 25.00; IVERSEN, MICHELLE 21.16; J VARENHORST FABRICS 2.98; J.W. CONSTRUCTION INC 3,675.20; JACKS UNIFORMS & EQUIPMENT 7,596.21; JACKSON, DONALD 6,870.43; JAMAR TECHNOLOGIES INC 610.02; JANITORS CLOSET LTD 1,464.88; JCL SOLUTIONS-JANITORS CLOSET 91.22; JERRY'S TREE SERVICE 1,000.00; JESTER INSURANCE SERVICES INC 975.00; JIM HAWK TRUCK TRAILERS INC 1,447.20; JMS SOFTWARE 1,050.00; JOHNSON, CAL 10.00; JOHNSON, KIM 86.86; JOHNSON, MARY 6,176.59; JOHNSON, RANDY 200.00; JOHNSON, SHIRLEY 132.48; JOHNSTON AUTOSTORES 588.70; JORDAN, ANNETTE L. 3,389.10; JORGENSEN, BOB 200.00; JULIUS CLEANERS 1,590.23; KARR LLC 67.99; KEL TEK INCORPORATED 155.40; KELTEK INCORPORATED 819.90; KESTEL, HAROLD J. 291.06; KESTEL, JEFF 60.72; KIDS WORLD INC 3,256.08; KIER, JAN 10.12; KIKNBAC AGRI-MART 22.88; KIMBALL-MIDWEST 3,298.43; KIRKHOLM, MARK 85.56; KLEEN SOLUTIONS INC 411.70; KNOLOGY 23,455.95; KNOLOGY 6,401.29; KOSSUTH REGIONAL HLTH CTR 317.00; KOSTER, ANNETTE 977.96; KRYGER GLASS COMPANY 2,446.92; KUEHL & PAYER LTD 22,142.70; KUHN, HENRY 6.44; KUHN, SANDRA L 11.50; L & G PRODUCTS INC 1,273.93; L & M ELECTRONICS INC 446.25; L & S CONCRETE LLC 1,400.00; LACAL EQUIPMENT INC 1,466.36; LAKE ELECTRIC SUPPLY 652.66; LAKESIDE MARINA 109.31; LARSON OIL & DISTRIBUTING 12,782.20; LAW ENFORCEMENT SYSTEMS INC 131.00; LAWSON PRODUCTS INC 91.63; LEHR, JERRY 220.00; LEIMER, LOIS 40.48; LENHART, ALAN DAVID 120.00; LENZ, MICHAEL 280.00; LESSMEIER, CAROLYN 5.52; LEWIS, CONNIE 30.82; LIBERTY TIRE - IA 619.57; LIGHT AND SIREN 1,274.26; LINDGREN, DOROTHY GENE 80.96; LINN GROVE CORP 3,900.00; LINN GROVE, CITY OF 187.15; LLOYD, GENE 107.60; LLOYD, SUSAN 1,078.89; LNC COMPUTERS LLC 2,310.00; LOGISTIC SYSTEMS INC 300.00; LORING HOSPITAL 30.00; LOVETINSKY, DANELLE 224.94; LUETKEMAN, ALEXANDRA R 250.00; LULLMANN, KEVIN 20.00; LUNDELL CONSTRUCTION CO INC 951.05; LUTHERAN SERVICES IN IOWA 425.00; M.D.PRODUCTS INC 1,066.38; MACK HANSEN GADD ARMSTRONG & B 510.00; MACKAY JR, ARCHIE 125.00; MADSEN DALE F LTD 3,248.14; MADSEN, LEIGH 110.60; MAGNETS 145.00; MAIL SERVICES LLC 2,778.66;

MAINSTAY SYSTEMS INC 474.00; MALCOM, JUDY 21.16; MANGOLD ENVIRON TESTING INC 560.00; MANGOLD, BILL 65.00; MAPLEWOOD EAST APARTMENTS 104.00; MARATHON 1ST RESPONDERS 656.70; MARATHON CORP 3,900.00; MARATHON FIRE DEPARTMENT 1,084.82; MARATHON HISTORICAL SOCIETY 800.00; MARATHON, CITY OF 891.63; MARKS WELDING & MACHINE 255.37; MARK'S WELDING & MACHINE 195.50; MARSHALL & SWIFT 476.20; MARTIN EQUIPMENT ILLINOIS INC 1,145.50; MARTIN MARIETTA MATERIALS 5,856.72; MARTIN, BERT L. 80.00; MASON, MONA 7.36; MASTERCARD 13,139.11; MAYMON, PATTI 765.40; MAYMON, VICTORIA 314.50; MC GOWAN, BRUCE 10.00; MC HUGH, JAMES 299.04; MCGILL RESTORATION INC 23,650.00; MCSHANE, JERRY 10.00; MCSORLEY, DAVID L 2,552.50; MECHURA ELECTRIC, INC 409.75; MEDI SOLUTIONS INC 42.00; MEDLINE INDUSTRIES INC 1,855.31; MEINE DEAN, ATTORNEY 60.00; MELANDERS APPLIANCES & TV 30.00; MENARDS - SPENCER 9.90; MENTZER, DAWN 112.70; MERCK & CO INC 493.93; MERCY MEDICAL CTR-SIOUX CITY 35.00; MERTEN, PAUL 599.22; MERTEN, STEFANI 900.00; MEUSBURGER, JESSIE DELORES 12.88; MEYER, JASON 300.00; MEYER, RICK 56.12; MEYER, ROGER 51.52; MICKELSON TIRE INC 25,275.64; MID AMERICAN ENERGY 27,647.06; MID AMERICAN ENERGY COMPANY 1,329.25; MID IOWA SALES 156.77; MID SIOUX OPPORTUNITY INC 49,276.64; MID-IOWA SALES COMPANY 520.73; MIDWEST ALARM SERVICES INC 1,170.00; MIDWEST DIVING SERVICES INC 2,400.00; MIKES LAWN SERVICE INC 791.78; MILLER CONSTRUCTION & COMPANY 357.50; MILLER, JEAN 8.28; MILLS-THOMAS, TAMI 29.44; MITCHELL, KATHLEEN 27.60; MIX, MARY BELL 40.00; MONSON, MARILYN 610.36; MOODIE REFRIGERATION 900.00; MOORE MEDICAL, LLC 21.54; MORPHO TRAK INC 2,042.00; MORROW, SHIRLEY J 250.00; MORTENSEN, DAVE 10.58; MOTOROLA 331.25; MOVALL, BARB 21.62; MOVALL, WANETTE 25.76; MPH INDUSTRIES INC 57.18; MRUGGED MOBILE TECHNOLOGY 2,745.50; NACCRRRA, ATTN: MEMBERSHIP SERVICES 105.00; NACCTFO 60.00; NACVSO 60.00; NAED 150.00; NAGENGAST, JODY 29.44; NAPA AUTO PARTS 1,537.31; NATIONAL ASSOC OF COUNTIES 438.00; NATIONAL IMPRINT CORPORATION 168.19; NATIONAL SCHOOL PRODUCTS 1,075.42; NATIONWIDE RETIREMENT SOLUTION 13,349.90; NEHRING, KAREN KAY 11.04; NELSON, JAMES CARL 250.00; NEW OPPORTUNITIES INC 1,319.00; NEW SIOUX CITY IRON CO 314.10; NEW SIOUX IRON COMPANY 181.48; NEWELL CHILDREN'S CENTER 1,000.00; NEWELL CORP 3,900.00; NEWELL FIRE DEPT 3,588.20; NEWELL HISTORICAL SOCIETY 800.00; NEWELL, CITY OF 604.32; NIELSEN, ANGIE 40.00; NIELSEN, JACOB G 2,817.00; NIMCO INC 458.29; NOODLE SOUP, OF WEINGART DESIGN 422.29; NORLIN, KEITH 200.00; NORMAN JUST TRUCKING 108,699.54; NORTH LAKE TRUCK REPAIR 4,459.64; NORTHERN IA CONST PRODUCTS 13,553.60; NORTHERN LIGHTS FOODSERVICE 9,822.91; NORTHWEST AGING ASSOCIATION 5,379.50; NOTHWEHR, CARLENE M 52.44; NUMARA SOFTWARE INC 1,686.34; NW IA PLANNING & DEV COM 6,019.60; NW IA YOUTH EMERGENCY SERVICES 27,652.75; O'BANNON, SHARI 251.19; OFFICE ELEMENTS 8,061.33; OFFICE EQUIPMENT FINANCE SERV 746.46; OFFICE SYSTEMS COMPANY 344.55; OHIO NATIONAL 5,272.50; OHRTMAN, MARY 1,160.92; OLSEN WELDING & MACHINE 851.02; ONE STOP SHOP 29.77; O'REILLY AUTOMOTIVE INC 610.06; ORIENTAL TRADING 40.98; OTIS ELEVATOR COMPANY 2,004.00; OTTO, GARLAND 319.45; PAGES STORM LAKE BAKERY 8.58; PALO ALTO COUNTY SHERIFF 26.50; PARADISE PARK APARTMENTS 200.00; PARROTT & SONS, MATT 864.56; PATC 336.00; PATTERSON, KENT 11.04; PATTON LAW OFFICE 30,738.40; PATTON, DAVID 1,345.10; PATTON, DAVID L 45.19; PAULSEN, NANCY 51.52; PEARSON, JOE 100.00; PECK SR, RONALD 75.00; PEDERSEN, RANDY 4,300.00; PETERS, MARILYN 360.00; PETERSON FARM TRUST, BEVERLY J MCGRIFF TRUSTEE 8,555.09; PETERSON RENTALS 200.00; PETERSON, DON 305.59; PETTY CASH 293.68; PETTY CASH HEALTH DEPT 258.91; PETTY COBBLESTONE, %BOTINE ELECTRIC 375.00; PICKHINKE, GARY 1,339.45; PILOT TRIBUNE 3,940.65; PISHEK, DONNA 5.52; PITNEY BOWES 1,509.26; PITNEY BOWES INC 1,470.00; PITNEY BOWES RESERVE ACCOUNT 800.00; PLAINS AREA MENTAL HEALTH INC 60,674.22; PLOEGER, DAVID 93.05; POCAHONTAS CO SHERIFF 55.50; POSITIVE PROMOTIONS INC 472.98; POSTMA, LARRY 120.00; POSTMASTER 2,501.57; PRIORITY DISPATCH 482.00; PRO COOPERATIVE 675.00; PRO COOPERATIVE 2,185.00; PRO ELECT 1,244.64; PROBUILD - STORM LAKE 290.03; PSYCHIATRY, LEE & ASSOCIATES 210.00; PURCHASE POWER 654.57; PURVIS CHERYL, PEDERSEN RANDY 300.00; PYLE, MINDY 175.60; QUAKERDALE 4,245.15; QUALITY INN & SUITES 246.40; QUILL CORPORATION 1,314.68; QUIRIN, CHARLENE 13.80; QWEST 951.76; QWEST 3,911.10; QWEST 61.45; R & D INDUSTRIES INC 3,385.65; RADAR ROAD TEC 280.00; RASMUSSEN FORD MERCURY INC 89,806.43; RASSLER, REBECCA 41.40; REBHUHN, MICHAEL 2.30; REBNORD TECHNOLOGIES INC 862.55; RECKAMP, RON 20.70; REDENBAUGH, P.C., PHIL 310.00; REDENBAUGH, PHIL 110.00; REGENNITTER, JACQUELINE 29.44; REGIONAL TRANSIT AUTHORITY 6,050.00; REHNSTROM, MARK 220.00; REHNSTROM, MARY 29.44; REMBRANDT CORP 3,900.00; REMBRANDT, CITY OF 1,750.73; RESERVE ACCOUNT 800.00; REX'S ELECTRIC 24,171.98; RICE, MONICA 4.60; RICE, RICHARD 17.02; RICHARDS CONSTRUCTION CO INC 8,100.00; RIDES 650.00; RMS 159.22; ROBINSON, MARJIE 505.50; ROGERS TIRE SERVICE LC 148.00; ROHLFSEN, PHYLLIS 7.36; ROHLFSEN, ROBERT 128.20; RON'S AUTOMOTIVE 57.37; ROSSITER, LYLE 2,032.00; RUST'S WESTERN SHED 135.95; SAC COUNTY HEALTH SERVICES 23,275.16; SAC SUN 39.00; SANGL, BARB 7.36; SANGL, LARRY 17.48; SANOFI PASTEUR INC 10,788.66; SANOW, JEFF 49.99; SASSMAN, JEAN L 252.00; SCHMIT, JOHN 473.74; SCHMITT CONSTRUCTION CO 48,762.00; SCHNIEDER, STILES, SERANGLI &, MOUNTSIER PC

3,000.00; SCHUELKE AUTO COMPANY 214.59; SCHUKNECHT, SCOTT 21.93; SCHULTZ, LARRY M & CAROLYN Y 1,708.78; SCHUMACHER ELEVATOR CO 25,870.00; SEASONS CENTER 2,528.96; SECRETARY OF STATE 90.00; SECURITY TRUST 68,956.42; SECURITY TRUST & SAVINGS BANK 497,379.76; SECURITY TRUST & SAVINGS BANK 18,092.35; SEILER PLUMBING HEATING INC 3,505.44; SELLECK, JAMES 270.20; SEXTON, MIKE 268.29; SHARE CORP 1,186.83; SIDWELL COMPANY INC, THE 2,355.00; SIEVERS, DELORES 374.00; SIEVERS, ROGER D 684.72; SILK SCREEN INK LTD 2,635.83; SIMPLEXGRINNELL LP 1,240.00; SIOUX CENTRAL COMMUNITY SCHOOL 154.46; SIOUX CITY FOUNDRY CO 4,181.00; SIOUX CITY TRUCK AND TRAILER I 509.82; SIOUX LUMBER 21,942.92; SIOUX RAPIDS CORP 3,900.00; SIOUX RAPIDS HISTORICAL SOC 800.00; SIOUX RAPIDS, CITY OF 305.20; SIOUX SALES CO 117.35; SIOUXLAND MENTAL HEALTH CENTER 1,710.00; SLIEFERT FUNERAL HOMES INC 1,692.50; SMALL, JULIE 349.48; SMITH CONCRETE SERVICE INC 1,336.00; SORENSON, ALLEN 15.64; SORENSON, GAYLA 18.40; SPEERS, TIM 158.78; SPENCER DAILY REPORTER 732.62; SPENCER HOSPITAL 3,276.00; SPENCER POLICE DEPARTMENT 81.92; SPICK, MEGAN R 54.50; SPOONER, ANN 8.74; SPORTS REHABILITATION & 773.86; ST MARK LUTHERAN CHURCH 90.00; ST MARYS PRESCHOOL 37.36; ST. HILAIRE SUPPLY CO. 350.33; ST. LUKES CENTER FOR 148.00; STA-MEL ENTERPRISES INC 24,535.33; STAN HOUSTON EQUIP.CO INC 503.90; STANARD & ASSOCIATES INC 175.50; STANTON ELECTRIC INC 3,209.91; STAPLES CREDIT PLAN 603.54; STAPLES CREDIT PLAN, 6011 1000 5224 324 1,160.83; STAR ENERGY LLC 20,645.53; STAUBER, LINDA R 11.96; STEFFEN 2,090.00; STERLING SOLUTIONS INC 700.00; STEVENS, JOHN 410.36; STIEF, SHARON 10.00; STILLE PIERCE & PERTZBORN 146,004.00; STORM LAKE ACE HARDWARE 882.93; STORM LAKE CAB CO 520.00; STORM LAKE CEMETERY 400.00; STORM LAKE CORP 11,700.00; STORM LAKE HONDA 791.10; STORM LAKE HYDRAULICS 3,723.57; STORM LAKE MLS 45.00; STORM LAKE PUBLIC SAFETY 5,967.06; STORM LAKE TIMES 4,904.40; STORM LAKE UNITED DEVELOPMENT 2,500.00; STORM LAKE, CITY OF 37,358.27; STRANDBERG RICK, %MIKE ADAMS 400.00; STUCYNSKI, DEWYNE R. 6,545.59; SUNSHINE SERVICES INC 386.74; SUNSHINE SERVICES OF IA INC 334.50; TASC 27,223.96; TAYLOR CONTRACTING CO INC 553.66; TEACHING STRATEGIES INC 167.94; TELVENT DTN DEPT 9799-0340 4,992.00; TEMPLE, JIM 200.00; TESSIER'S INC 2,133.56; THE MARCUS NEWS 419.05; THE PRIDE GROUP INC 13,281.60; THE SIOUX CITY JOURNAL 192.00; THURMAN-JONES, PH. D, ROSANNA M 1,888.00; TIMI JORDISON PSYCHOLOGICAL SV 1,248.00; TREASURER STATE OF IOWA 12,372.17; TREASURER STATE OF IOWA 3,483.00; TREASURER, IA STATE UNIVERSITY, %BETH RICHARDS 340.00; TREASURER, STATE OF IOWA 175.00; TREASURER-IOWA STATE UNIVERSIT 145.00; TREASURER-STATE OF IOWA, IOWA STATE COMPTROLLER 98,737.00; TRIMARK CENTRAL BILLING 1,852.00; TRIMARK PHYSICIANS GROUP 58.50; TRIPLE T ENTERPRISES INC 135.75; TRI-STATE NURSING ENTERPRISES 57.00; TYLER TECHNOLOGIES 125.00; TYLER TECHNOLOGIES, %MEGAN DOBBS 125.00; ULTRAMAX 483.44; UNI ROADSIDE PROGRAM 100.00; UNITED BANK OF IOWA 178.00; UNITED COUNTIES BOARDS OF REAL 120.00; UNITED STATES TREASURY 4,106.86; UPPER DES MOINES OPPTY 8,905.10; USPS-STAMP FULFILLMENT SERVICE 506.60; VA CENTRAL IA HEALTH CARE TO 1,290.00; VAKULSKAS LAW FIRM PC 105.00; VAN DER LINDEN, KATIE 91.39; VAN DIEST SUPPLY COMPANY 7,840.75; VAN HOOSER, CAROL 10.00; VANGUARD APPRAISALS INC 72,863.25; VENNINK, DANA 149.75; VERIZON WIRELESS 7,599.19; VERMEER SALES & SERVICE 94.67; VETTER EQUIPMENT CO 1,551.29; VISA 10,711.47; VISION CARE ASSOC PC 596.00; VISION SERVICE PLAN 10,940.39; VISION SHARE, INC 600.00; VISTA PAINTS 180.85; VOGEL TRAFFIC SERVICES INC 25,866.70; WALMART COMMUNITY/GEMB 3,183.51; WARKENTIN, MARGERY 38.18; WARRENS SERVICE INC 407.95; WATERMAN, DAVE 400.00; WEDE'S LOCK SERVICE 360.00; WEE CARE PRESCHOOL 1,365.00; WEILAND, MARY 97.52; WEISE, PEARL D 400.00; WELLMARK BLUE CROSS & BLUE SHI 444,325.26; WELLMARK BLUE CROSS BLUE SHLD 1,320.00; WESSENDORF, GRACE A 35.88; WESSMAN, ARLENE 3.22; WEST DES MOINES MARRIOTT 210.56; WEST PAYMENT CENTER 8,222.87; WESTERN IOWA TECH COMMUNITY CO 100.00; WESTERN IOWA TOURISM REGION 500.00; WETHERELL SAND & GRAVEL 2,594.25; WETHERELL SAND & GRAVEL INC 505.50; WETHERELL SOPHIE REV TRUST 300.00; WHITE, LINDA 10.00; WHITE, RON 91.97; WILEY, DAVID 574.91; WILSON & PECHACEK 10,335.13; WISE, DARLENE F 92.00; WITT, JENNIFER 10.00; WOGAHN, RUTH 526.24; WOODBURY CO AUDITOR/RECORDER 1,179.11; WOODBURY CO SHERIFF 18.43; WRIGHT COUNTY SHERIFFS OFFICE 48.00; WRS GROUP LTD, HEALTH EDCO 142.57; WRS GROUP LTD, HEALTH EDCO (DEPT 2433) 156.67; XEROX CORP 32.98; XEROX CORPORATION 162.47; YOCUM OIL COMPANY INC 7,790.50; YOUNG, NATHAN 109.01; YOUNIE, LYNN 97.45; YOUTH & FAMILY RESOURCE SVCES 26,124.00; ZEE MEDICAL INC 632.50; ZIEGLER INC 235,975.83; ZION LUTHERAN PRESCHOOL 1,430.00

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### 2010 Buena Vista County Wages

Abbas, April 2,340.56; Allerdings, Jean 30,636.04; Altena, Donald 25,332.00; Andersen, Gordon 407.44; Anderson, Ardyce 373.50; Anderson, Bob 30.00; Anderson, Charleen 6,786.33; Anderson, Dennis 130.00; Arends, Dale 26,185.47; Arends, Reva 221.00; Armstrong, Carolyn 29,768.82; Arnsts, David 60.00; Assmann, Jean 33,617.46; Bach, Donna 1,274.88; Bach, Kathleen 49,094.00; Bailey, Daniel 47,364.88; Barahona, Raquel 18,749.07; Bartley, Josefina 35,437.62; Beal, Nathan 10.00; Bellows, Carl 100.00; Bengtson, Tracy 30.00; Beving, Nora 18,470.80; Bindner, Hans 20,886.36; Black, James 55.00 ; Blasdel, Myrtle 488.75 ; Bodholdt, Judith 91.50; Boelter, Victoria 490.00; Bogue, Pamela 54,388.60; Bolte, Mary 39,804.53; Botcher, Steven 44,025.17; Braunschweig, Connie 75.00; Briley, Kimberly 38,600.66; Buske, Ronald 39,243.00; Carnine, Kim 50,976.00; Cavanaugh, Thomas 40.00; Cavanaugh, Timothy 51,986.64; Chindlund, Ann 15,590.80; Christensen, Robert 50,140.26; Christiansen, Diane 24,053.50; Christiansen, Michael 10.00; Clausen, Debra 297.00; Cole, Mary 306.00; Conley, Bonnie 2,066.48; Cook, Aaron 33,421.13; Cougill, Sheila 34,833.57; Croker, Kathryn 59,824.00; Curry, James 20,190.59; Danielson, Lloyd 30.00; Danielson, Robert 66,506.32; Davis, Donna 374.00; Demuth, Marty 54,917.90; Dirks, Lynn 39,619.20; Donahoo, Wanda 416.50; Dowdy, Edward 46,685.34; Driver, Cherri 34,135.15; Drzycimski, Dustin 30.00; Drzycimski, Merri 356.00; Eades, Charles 27,070.03; Ebersole, Greg 1,754.60; Egertsen, Tracy 259.59; Ehlers, Daniel 10.00; Ehlers, Luke 10.00; Eldred, Christian 50,231.48; Elston, Kory 60,021.99; Engel, Marvin 10.00; Erickson, Norma 93.50; Evans, Kay 20,459.25; Fassler, David 47,654.59; Fastenow, Peggy 395.25; Fellows, Mary 484.50; Fibelstad, E. 7,780.81; Fitchett, Jolene 20,054.01; Flanigan, Thomas 46,525.49; Fondroy, Richard 40.00 ; Francis, Phyllis 321.25 ; Frazier, Deanna 148.00; Frederiksen, Ferne 153.00; French, Thomas 57,485.00; Fudge, Roxana 396.00; Galvin, Terrill 47,925.96; Gatzemeyer, Alicia 30,809.60; Glienke, Martin 70.00; Gonzalez, Tara 39,489.38; Goodman, Jeffrey 10.00; Graesing, Dennis 49,915.71; Groth, Dennis 702.50; Guerra, Paula 29,406.82; Gutz, Dennis 40.00; Gutz, Norlin 6,656.61; Haahr, Leon 1,619.52; Haberman, Judy 36,398.40; Hach, Kenneth 26,331.98; Haldin, Steven 23,385.95; Halverson, Wayne 49,133.58; Hammen, Steven 45,831.54; Hammen, Susan 36,312.82; Hansen, Heidi 33,259.21; Hansen, Jeffrey 9,727.95; Harrington, Nicki 173.00; Hartwell, Stanley 90.00; Haynes, Adrienne 1,345.50; Hemmingsen, Jennifer 23,937.00; Henkel, Sharon 15,538.14; Henrich, Barbara 36,073.61; Hinkeldey, Carey 60.00; Hoferman, Margie 374.00 ; Hoffard, Mark 46,965.03; Hogrefe, Barbara 30,137.98; Holliday, Dennis 49,241.03; Holmes, Wesley 10.00; Hornor, Duane 240.00; Hornor, Eldona 368.00; Hotovec, Richard 47,099.43; Hoyt, Sandra 36,822.55; Hulsebus, Joan 567.00; Hunter, Donna 240.50; Huntington, Glen 251.04; Huntington, Shirley 391.00; Imming, Matthew 10.00; Isder, Melissa 2,891.25; Ites, Jon 92,905.94; Iversen, Michelle 1,322.35; Jackson, Donald 20.00; Jacobs, Preston 55,430.36; Johnson, Belinda 1,806.64; Johnson, Calvin 33,619.50; Johnson, Curtis 46,205.31; Johnson, Kimberly 42,220.99; Johnson, Shirley 41,888.10; Jordan, Annette 38,859.07; Jorgensen, Arden 40.00; Kier, Jan 383.00; Kirkpatrick, Dorothy 153.00; Koeppe, Brenda 39,343.76; Kollbaum, Patricia 238.00; Kolpin, Jeri 28,784.35; Koster, Annette 38,239.60; Kuhn, Henry 331.50; Kuhn, Sandra 479.75; Lanning, Joann 374.00; Larsen, Kristine 40,158.60; Launderville, Gary 64,842.00; Lawson, Christopher 4,807.86; Lehr, Rebecca 295.20; Leimer, Lois 267.50; Lessmeier, Carolyn 325.50; Lewis, Connie 414.00; Lindenstein, Barbara 153.00; Lindgren, Dorothy 396.00; Lloyd, Susan 54,043.99; Lorenzen, Roger 10.00; Lovetinsky, Danelle 28,253.19; Lubeck, Jennifer 26,620.73; Lucht, Larry 10.00; Pullman, Kevin 46,679.48; Mack, Scott 43,064.54; Madsen, Leigh 37,647.12; Madsen, Michele 577.70; Malcom, Judith 288.00; Marron, Kayla 873.02; Marshall, Connie 429.25; Martin, Joan 40,308.48; Mason, Mona 33,259.55; Maymon, Patti 40,036.02; Mc Clure, Donald 22,293.65; Mc Gowan, Betty 100.00; Mc gowan, Bruce 51,017.42; Mc Gregor, Duane 10.00; Mc Hugh, James 45,253.78 ; Mc Kinney, Kevin 10.00; Mc Shane, Jerry 38,868.51; Mentzer, Dawn 61,984.24; Merten, David 50.00; Merten, Paul 25,332.02; Mesenbrink, Craig 10.00; Meusbürger, Jessie 391.00; Meusbürger, Lisa 8,831.76; Miller, Douglas 50.00; Miller, Jasen 10,177.05; Miller, Jean 313.21; Mills-Thomas, Tami 42,379.16; Mitchell, Kathleen 332.50 ; Morse, Jennifer 27,771.28; Mortensen, Dave 115.00; Movall, Barbara 225.00; Movall, Wanette 517.50; Mueller, Nancy 162.00; Nagengast, Jody 35,173.74; Nehring, Karen 164.00; Nelson, Bernard 145.00; Nelson, John 50.00; Nevarez, Diana 14,161.97; Nierling, Tammi 37,178.68; Noble, Jackie 24,854.24; Noll, Richard 49,510.41; Northrup, Carol 391.00 ; Nothwehr, Carlene 324.00; O'Bannon, Shari 48,734.00; Ohrtman, Mary 41,368.02; Olney, Norris 60.00; Otto, Garland 17,013.54; Overmohle, Michael 47,723.23; Patterson, Kent 40.00;

Patton, David 57,635.00; Patton, David 1,762.50; Paulsen, Nancy 17,775.95; Paulsen, Ruth 396.00 ; Pearson, Joseph 4,137.50 ; Peters, Marilyn 17,598.25 ; Peterson, James 30.00; Pishek, Donna 368.00 ; Ploeger, David 49,637.17; Porter, Timothy 765.85; Post, Russel 135.00; Pyle, Mindy 32,791.86; Quirin, Charlene 396.00; Rassler, Rebecca 393.75; Reckamp, Ronald 49,609.50; Reese, Darwin 31,491.43; Regennitter, Jacqueline 43,005.96; Rehnstrom, Craig 60.00; Rehnstrom, Mary 395.25; Reiling, Carolyn 208.00; Rice, Monica 293.25; Rice, Richard 348.50; Richardson, Bruce 30.00; Ringgenberg, Rhonda 25,332.00; Roberts, James 90.00; Robinson, Daniel 240.00; Rohlfen, Phyllis 238.00; Ryherd, Joelle 47.35; Sangl, Barbara 314.50; Sangl, Larry 310.25; Sankey, William 10,136.69; Sanow, Jeffrey 7,365.00; Santellan, Diana 1,076.75; Schettler, Frances 306.00; Schoening, Elaine 24,200.78; Schuknecht, Scott 10,905.64; Seward, Cynthia 38,597.05; Sexton, Michael 46,846.22; Shearer, Anna 238.00; Short, Johannah 9,705.81; Sievers, Alyson 30,953.02; Simons, Douglas 64,986.55; Sleezer, Bonnie 136.00; Snyder, Kelly 66,246.97; Sorenson, Allen 2.50; Sorenson, Gayla 245.25; Speers, Joseph 53,829.72; Speers, Ronald 10.00; Speers, Timothy 3,461.53; Stauber, Linda 399.50; Stevens, John 37,277.68; Stief, Jacqueline 5,157.10; Stief, Sharon 28,242.41; Stone, Bruce 30.00; Strait, Shirley 178.50; Strand, David 23,565.74; Strawn, Karen 12,303.54; Stull, Terry 60.00; Taber, Max 60.00; Tello, Araseli 3,463.25; Temple, James 47,882.57; Tutt, Valeria 16.00; Van der linden, Kathryn 10,594.40; Van Hooser, Carol 39,460.00; Van Hooser, Mark 58,127.86; Van Houten, Morgan 6,533.10; Veehoff, Mary 123.25; Vennink, Dana 3,139.11; Warkentin, Luke 47,680.59; Warkentin, Margery 233.00; Warkentin, Ralph 50.00; Wedeking, Martin 324.00; Weiland, Mary 39,938.28; Wessendorf, Grace 423.00; Wessman, Arlene 144.00; White, Linda 28,257.74; White, Michael 10.00; White, Ronald 48,695.66; Wiley, David 10,334.01; Wise, Darlene 472.50; Witt, Jennifer 27,628.20; Wogahn, Ruth 11,304.15; Wolf, Steven 62,100.00; Wright, Elaine 106.25; Young, Nathan 41,239.92; Younie, Lynn 29,046.04; Zabloudil, Linda 34,737.61.

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